

amount of \$1,000 approved by the county board and conditioned upon the faithful discharge of his duties. Such bond with the oath of the appointee shall be recorded in the office of the register of deeds and filed in the office of the secretary of state after approval as to form by the attorney general. The premiums on such bond and the expenses of such recording and filing shall be paid by the county. An action may be maintained on such bond by any person aggrieved by the violation of the conditions thereof.

Sec. 2. This act is effective on July 1, 1963.

Approved May 13, 1963.

CHAPTER 652—H. F. No. 1944

An act relating to elections; providing for the acquisition, use, and leasing of voting machines by a county; amending Minnesota Statutes 1961, Sections 206.02, 206.06, 206.10, 206.12, and 206.16.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 206.02, is amended to read:

206.02 Counties; voting machines; authorization for use.
Subdivision 1. Municipalities may provide for voting machines. The governing body of any municipality, at any regular meeting thereof, or at any special meeting called for that purpose, may provide for the use of voting machines in any one or more precincts thereof, at all elections to be held therein. No such machine shall be adopted or used unless it be so constructed and operated as to insure the secrecy of each vote, and to automatically register and count all votes given, and to conceal the number of votes for each candidate and upon each proposition from the opening of the polls to the closing thereof.

Subd. 2. Counties may provide for voting machines. The governing body of any county containing a city of the first class, at any regular meeting thereof, or at any special meeting called for that purpose, may provide for the use of voting machines in any one or more municipalities thereof, at all elections to be held therein. The governing body of the municipality shall give approval before such voting machine or machines may be adopted or used in the municipality under the authority of this section. No such machine shall be adopted or used unless it be so constructed and operated as to insure the secrecy of each vote, and to automatically register

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and count all votes given, and to conceal the number of votes for each candidate and upon each proposition from the opening of the polls to the closing thereof.

Subd. 3. Lease by counties. The governing body of any county containing a city of the first class may lease any voting machine owned by the county to any municipality therein upon such terms and conditions as the county may prescribe which shall apply uniformly to all municipalities therein.

Sec. 2. Minnesota Statutes 1961, Section 206.06, is amended to read:

206.06 May use machines in one or all precincts. The governing body of any municipality *or county* in this state may provide for the use of voting machines in all or one or more precincts thereof at all elections to be held therein; and at such elections, the vote or ballot may be had and taken, and the votes cast thereat registered or recorded and counted and the results of such election or elections ascertained by the use of voting machines instead of in the mode and manner now established by law; provided, that the adoption, examination, purchase and use of such machines and their use at such elections, shall be subject to the provisions herein contained.

Sec. 3. Minnesota Statutes 1961, Section 206.10, is amended to read:

206.10 May purchase voting machines. *Subdivision 1.* The governing body of each municipality in this state is hereby authorized to purchase for the use of each precinct in which it has authorized the use of voting machines, one or more such machines in complete working order, and to make suitable provision for the adjustment, custody, and care thereof.

Subd. 2. The governing body of each county in this state is hereby authorized to purchase for the use of each municipality in which it has authorized the use of voting machines, one or more such machines in complete working order, and to make suitable provision for the adjustment, custody, and care thereof.

Subd. 3. Any county may purchase voting machines from any municipality therein which owns such voting machines. The purchase may be made at such price and upon such terms and conditions as may be agreed upon by the county and the municipality.

Sec. 4. Minnesota Statutes 1961, Section 206.12, is amended to read:

206.12 Payment for machines. Payment of such machines may be provided for in such manner as is deemed for the best inter-

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ests of the political division adopting and purchasing them, and each municipality *and county* is hereby authorized, for that purpose, to appropriate money from the general fund, to levy a tax in the same manner as other taxes are levied or to issue and sell bonds or other certificates of indebtedness, which shall be a charge upon such municipality *or county* so adopting and purchasing such voting machines, and to provide for the payment and redemption thereof, at maturity. Such bonds or other certificates of indebtedness may be issued by a majority vote of the governing body of the municipality *or county* adopting and purchasing such voting machines, notwithstanding any provision contained in any home rule charter or law of this state.

The bonds or certificates of indebtedness so issued may bear interest at a rate not exceeding six percent per annum and may be made payable at such time not exceeding 20 years from the date thereof, as may be determined by the resolution or ordinance authorizing the issue thereof, and may be issued exclusive of and in addition to any limit of indebtedness fixed by the charter of such municipality, or by the laws of this state for such municipality *or county*, but such bonds or certificates of indebtedness shall not be issued or sold at less than par and accrued interest thereon.

Each municipality *or county* may, by a majority vote of its governing body, enter into a contract for the purchase of voting machines on a rental-purchase or deferred payment plan. Such contract may provide for the annual rental of the voting machines at a definite amount with such annual rentals applied toward the purchase price of the voting machines.

Sec. 5. Minnesota Statutes 1961, Section 206.16, is amended to read:

206.16 Custodian of machines. Immediately after the installation of voting machines in any municipality *or county* the governing body thereof shall appoint as many custodians as may be necessary for the proper preparation of the machines for an election and for their maintenance, storage and care. Such custodian or custodians, under the direction of the governing body of the municipality *or county* installing the voting machines, together with the proper officials of such municipality *or county* having charge of the conduct of elections therein, shall have charge of and represent these authorities during the preparation of the voting machines and shall serve at the pleasure of the governing body of the municipality *or county*. It shall be the duty of the custodian or custodians, after the machines have been prepared for the election, to cause the same to be delivered to each of the respective polling places in which they are to be used at least 12 hours before the time set for the opening of the

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polls and set them in proper manner for use at the election. The custodians of voting machines shall be paid for their services commensurate with the work required and their compensation shall be fixed by the governing body of the municipality *or county* appointing them.

Approved May 13, 1963.

CHAPTER 653—H. F. No. 1950

[Not Coded]

An act to authorize the village council of the village of Circle Pines to refund outstanding revenue bonds with term bonds; legalizing proceedings heretofore taken.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Circle Pines, village of; refunding bonds. The village council of the village of Circle Pines is authorized to refund outstanding revenue bonds of the village with term bonds pursuant to agreement with the holder or holders of said outstanding bonds and all proceedings heretofore taken in the construction of improvements financed by said bonds or in the making of contracts relating to cash service pledged for the payment of said bonds are hereby validated. The provisions of Minnesota Statutes, Chapter 475, shall apply to the issuance of said refunding bonds except that said bonds need not be sold in accordance with Minnesota Statutes, Section 475.60 and need not mature serially in accordance with Minnesota Statutes, Section 475.54.

Sec. 2. The only governmental unit to which this act applies is the village of Circle Pines and this act shall become effective when approved by resolution adopted by a majority of the members of the village council of the village of Circle Pines and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 13, 1963.

CHAPTER 654—H. F. No. 1962

[Not Coded]

An act relating to the salary of the judge of probate court of Wilkin county.

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