

CHAPTER 373. COUNTIES; POWERS, DUTIES, PRIVILEGES

Sec.		Sec.	
373.01	Powers.	373.32	License bureau authorized
373.20	Repealed.		[New].
373.21	Repealed.	373.33	State licenses may be issued
373.22	Repealed.		[New].
373.23	Repealed.	373.34	Implementation, notice [New].
373.24	Repealed.	373.35	Director of bureau [New].
373.25	Tax levy, county building fund.	373.36	Bond required [New].
373.27	Great river road, financial assistance.	373.37	Termination of bureau [New].
		373.38	Business hours [New].

373.01 Powers

Subdivision 1. Each organized county is a body politic and corporate, and as such empowered to act for the following purposes:

- (1) To sue and be sued;
- (2) To acquire and hold real and personal property for the use of the county, and lands sold for taxes as provided by law; and to purchase and hold for the benefit of the county real estate sold by virtue of judicial proceedings, to which the county is a party;
- (3) To sell, lease, and convey any real or personal estate owned by the county, and to give contracts or options to sell, lease or convey any such real or personal estate, and make such order respecting the same as may be deemed conducive to the interests of its inhabitants; provided, no sale, lease or conveyance of any such real estate, nor any contract or option therefor, shall be valid, without first advertising for bids or proposals in the official newspaper of the county for three consecutive weeks and once in a newspaper of general circulation in the area where the property is located. The notice shall state the time and place of considering the proposals, contain a legal description of any real estate, and a brief description of any personal property. All proposals shall at that time be considered, and the one most favorable to the county accepted, but the county board shall reserve the right, in the interest of the county, to reject any or all proposals. Sales of personal property the value of which is estimated to exceed \$500 shall be made only after first advertising for bids or proposals as herein provided for real estate. Sales of personal property the value of which is estimated to be less than \$500 may be made either on competitive bids or in the open market, in the discretion of the county board. Provided, further, that in no case shall any such lands be disposed of without there being reserved to the county any and all iron ore and other valuable minerals in and upon the same, with right to explore for, mine and remove the same, nor shall such minerals and mineral rights be disposed of, either before or after disposition of the surface rights, otherwise than by mining lease, in similar general form to that provided by section 93.20 for mining leases affecting state lands, such lease to be for a term not exceeding 50 years, and to be issued on a royalty basis, royalty to be not less than 25 cents per ton of 2,240 pounds, and to fix a minimum amount of royalty payable during each year, whether mineral is removed or not; provided, further, prospecting options for such mining leases may be granted for periods not exceeding one year, such options to require, among other things, periodical showings to the county board of the results of exploration work done;
- (4) To make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers.

Subd. 2. Notwithstanding the provisions of any other law to the contrary, a county may enter into a rental purchase agreement or conditional sales agreement for the acquisition of road equipment. Under such an agreement the seller shall be limited to the remedy of recovery of the property in case of nonpayment of all or part of the purchase price. The purchase price shall be payable over a period not to exceed five years.

[1973 c 163 s 1]

373.20 COUNTIES; POWERS, DUTIES, PRIVILEGES

373.20 [Repealed, 1973 c 650 art. XXVII s 1]

(NOTE: For all payments required to be made thereunder subsequent to December 31, 1973.)

373.21 [Repealed, 1973 c 650 art. XXVII s 1]

(NOTE: For all payments required to be made thereunder subsequent to December 31, 1973.)

373.22 [Repealed, 1973 c 650 art. XXVII s 1]

(NOTE: For all payments required to be made thereunder subsequent to December 31, 1973.)

373.23 [Repealed, 1973 c 650 art. XXVII s 1]

(NOTE: For all payments required to be made thereunder subsequent to December 31, 1973.)

373.24 [Repealed, 1973 c 650 art. XXVII s 1]

(NOTE: For all payments required to be made thereunder subsequent to December 31, 1973.)

373.25 Tax levy, county building fund

Subdivision 1. The county board of any county not containing a city of the first class may provide for and establish a fund to be known as the county building fund. In addition to all other taxes and the amount thereof permitted by law to be levied for county purposes, the county board of any county may include in its annual tax levy an amount for the county building fund. The proceeds from any tax so levied shall be credited to the county building fund. Any county building fund established pursuant hereto and to which any such tax shall have been credited shall be used by the county solely for the acquisition of or for the construction, reconstruction, maintenance and repair of buildings used or to be used in the administration of its county affairs and the acquisition of lands necessary for said purposes and the county is hereby authorized to use said fund for said purposes.

[1973 c 583 s 20]

[For text of subd. 2, see M.S.1971]

373.27 Great river road, financial assistance

Subdivision 1. The county board of any county lying adjacent to the great river road or through which the great river road passes as now existing or hereafter established, may grant to the Mississippi river parkway commission of Minnesota, the commissioner of highways, or the commissioner of natural resources such sums of money as are available and which it deems advisable, for the following purposes: The promotion and development of the great river road in Minnesota; the paying of actual expenses of commission members incurred in the performance of their duties as commissioners; the purchase of stationery and office supplies; and the payment of dues to the national Mississippi river parkway commission, for the purchase of lands and interests in lands including scenic easements by the grantees, in addition to the normal right of way required for the great river road. Such lands and interests in lands may include parkway features such as lands necessary for recreation, safety rest areas, and the conservation of natural scenic beauty, including such areas as submarginal lands, faces of adjacent hillsides, lakeshore and river banks, swamps and residual parcels and areas of historical, archeological or scientific interest, in accordance with the joint report to congress and the plan proposed by the state and approved by the secretary of commerce and the secretary of the interior.

[1973 c 583 s 21]

COUNTIES; POWERS, DUTIES, PRIVILEGES 373.35

Subd. 2. Such grants of the county may come from any moneys available in the county treasury and the county may levy a tax upon all the taxable property within the county for the purpose of making the grants herein authorized.

[1973 c 583 s 22]

[For text of subd. 3, see M.S.1971]

373.32 License bureau authorized

For the purpose of promoting efficiency in county government and to afford better service to the general public any county in the state is authorized to establish a county license bureau. The license bureau may be located in the county seat or at such other location or locations as the county board may designate.

[1973 c 675 s 1]

373.33 State licenses may be issued

Notwithstanding any other law or regulation designating or authorizing a specific county official to issue any license or permit or to process or assist in preparing an application for any license or permit issued by the state, the county license bureau is authorized to issue, process or assist in preparing an application for any license or permit issued by the state or a state official including but not limited to game and fish, trapping, wild rice harvest, motor vehicle, mobile home, trailer, snowmobile, water craft or drivers license or as many of the licenses as is designated by the county board but this authority shall not include the issuance of marriage licenses. The county board may delegate the responsibility for the issuance of any county license or permit to the county licensing bureau.

[1973 c 675 s 2]

373.34 Implementation, notice

Subdivision 1. Sections 373.32 to 373.37 shall not be operative in any county until the board of county commissioners shall pass a resolution declaring its intent to proceed under the provisions of these sections and to establish a county license bureau. The resolution establishing a county license bureau shall take effect at such date as the county board shall designate but not less than 30 days after the date of the adoption of the resolution.

Subd. 2. No resolution establishing a county license bureau shall be valid unless a notice of intention to adopt a resolution to establish a county licensing bureau has been mailed by the clerk of the county board to each state department having the responsibility for the issuance of a state license not less than 20 days prior to the date of the meeting at which the adoption of a resolution establishing a license bureau is to be considered. A similar notice shall be delivered by the clerk of the county board to the deputy registrar of motor vehicles for the county and to each county officer having the authority to issue, process or assist in the preparation of an application for the issuance of any license not less than ten days prior to the date of the meeting at which the establishment of a license bureau is to be considered.

[1973 c 675 s 3]

373.35 Director of bureau

Subdivision 1. The county board shall appoint a director of the county license bureau upon the terms and conditions it deems advisable and may appoint any county officer or employee as the director. The county board shall set the compensation of the director and may provide for the expenses of the office including the premium of any bond required to be furnished by the director. The director shall exercise all powers granted to and perform all duties imposed on the county officer who previously had the authority to issue or process the application for any license referred to in section 373.32.

373.35 COUNTIES; POWERS, DUTIES, PRIVILEGES

Notwithstanding the provisions of section 168.33, subdivision 2, the director may be appointed the deputy registrar of motor vehicles in the county and if appointed the deputy registrar he shall have the same authority as a county auditor to appoint one or more deputy registrars as provided in section 168.33, subdivision 2.

Subd. 2. The director shall be responsible for all funds in his custody as the director of the license bureau and shall deposit the funds in the county treasury, a state depository or forward the funds to the appropriate state official at the times and in the manner provided by law or regulation or as designated by the county board not inconsistent with applicable statutes and regulations. The director of the license bureau or an employee in the bureau shall not be permitted to retain any portion of the fee charged by law or any surcharge upon the license or application, his sole compensation shall be the salary provided by the county board.

[1973 c 675 s 4]

373.36 Bond required

Before entering upon the discharge of his duties, the director and each employee having the charge of handling any money, license, license plate or application for license shall give bond to the state in the sum of at least the amount fixed by the commissioner of public safety required of deputy registrars of motor vehicles conditioned upon the faithful discharge of his duties.

[1973 c 675 s 5]

373.37 Termination of bureau

A county license bureau may be terminated in the same manner as provided in section 373.34 to establish a license bureau. Any duties and responsibilities assigned to the director of the license bureau upon termination of the bureau shall be vested in the officer or person which has the responsibility for the function as provided by law at the time of the termination.

[1973 c 675 s 6]

373.38 Business hours

All such offices shall maintain hours to best serve the public need, and shall be open to the public for a minimum period of three hours one evening after 5:00 p. m. or on Saturday of each week.

[1973 c 675 s 7]

CHAPTER 375. COUNTY BOARDS

Sec.		Sec.	
375.03	Term of commissioners.	375.164	Television translator stations, construction by county [New].
375.16	Appropriation for incidental expenses.	375.33	Free county libraries.
375.161	Incidental costs and expenses; contingent fund; additional appropriations [New].		

375.03 Term of commissioners

In each new county, and in each county which shall be entitled to an increase of the number of commissioners, there shall be elected at the next general election a commissioner from each odd-numbered district for a term of two years, and one from each even-numbered district for a term of four years; and thereafter all commissioners shall be elected for a term of four years, except that elections or appointments to fill vacancies shall be for the unexpired term only. In counties having a population of more than 150,000, every such commissioner, before he enters upon his duties, shall give bond to the state in the sum of \$10,000, with a legally authorized surety company as surety, conditioned for the faithful performance of his official duties. Such bond shall be approved by a judge of the district court, and together