

## CHAPTER 475

### PUBLIC INDEBTEDNESS

<p>475.51 Definitions. 475.53 Limit on net debt. 475.57 Initiation of proceedings; resolution. 475.61 Tax levies.</p>	<p>475.80 Pledge on attachment, annexation, combination, consolidation, or incorporation.</p>
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#### 475.51 DEFINITIONS.

*[For text of subs 1 to 8, see M.S.1996]*

**Subd. 9. Governing body.** "Governing body" means the board, council, commission, or other body of the municipality charged with the general control of its financial affairs; provided, that where any charter or law confers bond issuing power on a particular board or body of a municipality, such board or body is the governing body under the provisions of sections 475.51 to 475.74.

*[For text of subs 10 to 14, see M.S.1996]*

**History:** 1997 c 7 art 1 s 158

#### 475.53 LIMIT ON NET DEBT.

**Subdivision 1. Generally.** Except as otherwise provided in sections 475.51 to 475.74, no municipality, except a school district or a city of the first class, shall incur or be subject to a net debt in excess of two percent of the market value of taxable property in the municipality.

*[For text of subs 3 to 8, see M.S.1996]*

**History:** 1997 c 7 art 1 s 159

#### 475.57 INITIATION OF PROCEEDINGS; RESOLUTION.

Proceedings for issuing bonds under sections 475.51 to 475.74 shall be initiated by a resolution of the governing body of the municipality stating the amount proposed to be borrowed and the purpose for which the debt is to be incurred. Such resolution may provide for the submission of the question to vote of the electors. A town board may adopt such resolution without a statement for special town meeting being filed with the clerk.

**History:** 1997 c 7 art 1 s 160

#### 475.61 TAX LEVIES.

*[For text of subd 1, see M.S.1996]*

**Subd. 2. Filing; certification; assessment; extension.** The recording officer of the municipality shall file in the office of the county auditor of each county in which any part of the municipality is located a certified copy of the resolution, together with full information regarding the obligations for which the tax is levied. No further action by the municipality is required to authorize the extension, assessment and collection of the tax, but the municipality's liability on the obligations is not limited thereto and its governing body shall levy and cause to be extended, assessed and collected any additional taxes found necessary for full payment of the principal and interest. The county auditor shall forthwith certify to the municipality that the obligations have been entered in the register required by sections 475.51 to 475.74 and that the tax levy required by sections 475.51 to 475.74 has been made. The auditor shall annually assess and extend upon the tax rolls the amount specified for such year in the resolution, unless the amount has been reduced as authorized below or, if the municipality is located in more than one county, the portion thereof which bears the same ratio to the whole amount as the net tax capacity of taxable property in that part of the municipality located in the auditor's county bears to the net tax capacity of all taxable property in the municipality.

*[For text of subs 3 to 6, see M.S.1996]*

**History:** 1997 c 7 art 1 s 161

**475.80 PLEDGE ON ATTACHMENT, ANNEXATION, COMBINATION, CONSOLIDATION, OR INCORPORATION.**

When all or a part of a municipality is attached, annexed, combined, consolidated, or incorporated into another municipality, the full faith and credit of the surviving or new municipality must secure any general obligation bonds which the surviving or new municipality has assumed or which are payable from property taxes levied on all or any portion of its taxable property, notwithstanding that the bonds may be payable from taxes levied on taxable property in only a portion of the new or surviving municipality. If any general funds of the municipality are used to pay debt service on general obligation bonds payable from taxes levied on taxable property in only a portion of the new or surviving municipality, the general funds must be reimbursed, with or without interest, from taxes levied on the taxable property in that portion of the new or surviving municipality which was primarily responsible for the general obligation bonds.

**History:** 1997 c 219 s 10