

Section 1. Minnesota Statutes 1957, Section 297.32, Subdivision 1, as amended by Extra Session Laws 1959, Chapter 70, Article VII, Section 1, is amended to read:

297.32 Subdivision 1. A tax is hereby imposed upon all tobacco products in this state ~~and upon~~ *to be advanced and prepaid as hereinafter provided* by any person engaged in business as a distributor thereof, at the rate of 15 percent of the wholesale sales price of such tobacco products. Such tax shall be imposed at the time the distributor (1) brings, or causes to be brought, into this state from without the state tobacco products for sale; (2) makes, manufactures, or fabricates tobacco products in this state for sale in this state; or (3) ships or transports tobacco products to retailers in this state, to be sold by those retailers.

Sec. 2. Minnesota Statutes 1957, Section 297.32, Subdivision 1, as amended by Extra Session Laws 1959, Chapter 70, Article VII, Section 1, is amended by adding a new subdivision thereto to read:

[*Subd. 1b.*] *All tobacco products' taxes and excises paid pursuant to any law of this state shall conclusively be presumed to be direct taxes on the retail consumer, advanced and prepaid for the purpose of convenience and facility only.*

Approved April 10, 1961.

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#### CHAPTER 272—H. F. No. 651

*An act relating to taxation; providing for a consumer tax on cigarettes; amending Minnesota Statutes 1957, Section 297.02, Subdivision 1, as amended by Extra Session Laws 1959, Chapter 70, Article VI, Section 1.*

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

Section 1. Minnesota Statutes 1957, Section 297.02, Subdivision 1, as amended by Laws 1959, Chapter 70, Article VI, Section 1, is amended to read:

297.02 **Tax on cigarettes.** Subdivision 1. **Rates.** A tax is hereby imposed upon the sale of cigarettes in this state ~~and upon~~ *to be advanced and prepaid as hereinafter provided* by any person engaged in business as a distributor thereof, at the following rates, subject to the discount provided in Section 297.03:

**Changes or additions indicated by italics, deletions by strikeout.**

(1) On cigarettes weighing not more than three pounds per thousand, two and three-fourths mills on each such cigarette;

(2) On cigarettes weighing more than three pounds per thousand, five and one-half mills on each such cigarette.

*All cigarette taxes and excises paid pursuant to any law of this state shall conclusively be presumed to be direct taxes on the retail consumer, advanced and prepaid for the purpose of convenience and facility only.*

Approved April 10, 1961.

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CHAPTER 273—H. F. No. 673

[Coded]

*An act relating to hospital districts; prescribing a procedure for the levy, certification, and collection of taxes within such districts; amending Laws 1959, Chapter 570, Section 4.*

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

Section 1. Laws 1959, Chapter 570, Section 4 is amended to read:

Sec. 4. [447.34] **Payment of expenses; taxation.**  
*Subdivision 1.* Expenses of acquisition, betterment, administration, operation, and maintenance of all hospital and nursing home facilities operated by any hospital district, *and the expenses of organization and administration of such district and of planning and financing such facilities,* shall be paid from the revenues derived ~~therefrom~~ *from such facilities,* and to the extent necessary; from ad valorem taxes levied by the hospital board upon all taxable property situated within the district, and, to the extent determined from time to time by the board of county commissioners of any county in which territory of the district is situated, from appropriations made by said board in accordance with the provisions of Minnesota Statutes, Section 376.08, and any future laws amending or supplementing the same. Any moneys appropriated by such board of county commissioners for the acquisition or betterment of facilities of the hospital district may be transferred in the discretion of the hospital board to a sinking fund for bonds issued for that purpose. The hospital

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.