

CHAPTER 600 — H.F.No. 1017

An act relating to railroads; proposing an amendment to the Minnesota Constitution, Article XI, Section 5; providing for the improvement and rehabilitation of certain railroad facilities; amending Minnesota Statutes 1980, Section 222.49.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

✓ Section 1. **CONSTITUTIONAL AMENDMENT; PUBLIC DEBT; PURPOSES.**

The following amendment to the Minnesota Constitution, Article XI, Section 5, is proposed to the people of the state. The section, if the amendment is adopted, shall read as follows:

Sec. 5. Public debt may be contracted and works of internal improvements carried on for the following purposes:

(a) to acquire and to better public land and buildings and other public improvements of a capital nature and to provide money to be appropriated or loaned to any agency or political subdivision of the state for such purposes if the law authorizing the debt is adopted by the vote of at least three-fifths of the members of each house of the legislature;

(b) to repel invasion or suppress insurrection;

(c) to borrow temporarily as authorized in section 6;

(d) to refund outstanding bonds of the state or any of its agencies whether or not the full faith and credit of the state has been pledged for the payment of the bonds;

(e) to establish and maintain highways subject to the limitations of article XIV;

(f) to promote forestation and prevent and abate forest fires, including the compulsory clearing and improving of wild lands whether public or private;

(g) to construct, improve and operate airports and other air navigation facilities;

(h) to develop the state's agricultural resources by extending credit on real estate security in the manner and on the terms and conditions prescribed by law; and

(i) to improve and rehabilitate railroad rights-of-way and other rail facilities whether public or private, provided that bonds issued and unpaid shall not at any time exceed \$200,000,000 par value; and

(j) as otherwise authorized in this constitution.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

As authorized by law political subdivisions may engage in the works permitted by (f) and, (g), and (i) and contract debt therefor.

Sec. 2. QUESTION.

The proposed amendment shall be submitted to the people at the 1982 general election. The question submitted shall read:

"Shall the Minnesota Constitution be amended to provide for state bonding authority for the improvement and rehabilitation of railroad facilities?"

Yes
No

Sec. 3. Minnesota Statutes 1980, Section 222.49, is amended to read:

222.49 RAIL SERVICE IMPROVEMENT ACCOUNT.

The rail service improvement account is created in the special revenue fund in the state treasury. The commissioner shall deposit in this account all money appropriated to or received by the department for the purpose of rail service improvement, including bond proceeds as authorized by Article XI, Section 5, Clause (i) of the Minnesota Constitution and including federal money, but excluding proceeds of state bonds or other funds appropriated to the commissioner from the state transportation fund for the acquisition or betterment of property pertaining to the state rail bank established by section 222.63, and excluding income of the state rail bank and any other funds appropriated for its maintenance or improvement. All money so deposited is appropriated to the department for expenditure for rail service improvement in accordance with applicable state and federal law. This appropriation shall not lapse but shall be available until the purpose for which it was appropriated has been accomplished. No money appropriated to the department for the purposes of administering the rail service improvement program shall be deposited in the rail service improvement account nor shall such administrative costs be paid from the account.

Sec. 4. EFFECTIVE DATE.

Section 3 shall be effective December 31, 1982 only if the amendment proposed in section 1 is ratified.

Approved March 22, 1982

CHAPTER 601 — H.F.No. 560

An act relating to courts; authorizing the awarding of costs, disbursements, and attorney's fees in certain actions or proceedings; restoring a right of action for law enforcement officers; amending Minnesota Statutes 1980, Sections 117.195; and 549.21; proposing new law coded in Minnesota Statutes, Chapter 604.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.