

court, showing all cases therein not previously disposed of. Every sheriff who neglects or refuses to so report shall be guilty of a gross misdemeanor.

Sec. 3. Minnesota Statutes 1984, section 642.07, is amended to read:

642.07 CHIEF OF POLICE, MARSHAL; DUTIES.

The chief of police or statutory city marshal, as the case may be, shall cause every lockup under the chief's or marshal's care, and the bedding therein, to be kept clean, wholesome, and free from vermin. The lockup shall be kept in good repair and maintained so as to protect the health, comfort, safety and well being of ~~prisoners~~ inmates and staff. Each chief of police or marshal shall keep ~~in a book furnished by the municipality a complete register a permanent record of~~ all ~~prisoners~~ persons committed to the lockup, and all persons admitted as lodgers therein, in the form prescribed by the commissioner of corrections. Any peace officer placing a ~~prisoner~~ person in the lockup shall report immediately to the officer's superior concerning the fact of the placement.

Approved May 10, 1985

CHAPTER 114 — H.F.No. 1216

An act relating to agriculture; clarifying the meaning of lender in the Minnesota emergency farm operating loans act; changing certain eligibility criteria; providing for earlier payments; amending Laws 1985, chapter 4, sections 3, subdivision 8; and 6.

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

Section 1. Laws 1985, chapter 4, section 3, subdivision 8, is amended to read:

Subd. 8. **LENDER.** "Lender" means a bank, savings and loan association, or credit union chartered by the state or federal government and a farm credit system lender. "Lender" also means the Federal Deposit Insurance Corporation.

Sec. 2. Laws 1985, chapter 4, section 6, is amended to read:

Sec. 6. **INTEREST PAYMENT PROGRAM ON NEW FARM OPERATING LOANS.**

Subdivision 1. **APPLICATION; FARMER CRITERIA.** A farmer may apply to a lender for a farm operating loan on which the state will pay part of the interest. To be eligible for the state payment, the farmer must have a debt to asset ratio greater than 50 percent ~~and must not have a positive cash flow at the commissioner's interest index rate.~~

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

Subd. 2. **LOAN CRITERIA.** (a) To be eligible for the state interest payment, the farm operating loan must:

(1) be made to a farmer at an interest rate between seven and ten percent per year;

(2) be due and payable by March 1, 1986, after it is made;

(3) be for operating expenses of the farm business; and

(4) be made to a farmer that shows a positive cash flow at the reduced interest rate, demonstrates a reasonable chance of obtaining debt restructuring necessary to achieve a positive cash flow, or shows the ability to repay the operating loan.

(b) The lender may use additional criteria in determining whether to make a farm operating loan to a farmer.

(c) The lender must encourage the farmer to participate in the vocational adult farm business management program. The lender must agree to offer to pay enrollment fees, less the amount of a locally available reduction in or subsidy to fees ordinarily paid by the enrollee, for loan recipients who wish to enroll and participate in a vocational adult farm business management program or equivalent. A lender is not required to pay farm management program enrollment fees for more than one farmer per loan.

Subd. 3. **LOAN SUBMISSION.** The lender must submit to the commissioner all farm operating loans made by the lender for which the lender requests the state to pay part of the interest. ~~The lender must certify that the approved farm operating loan has been submitted to the farmers home administration for any loan guarantee programs that are available.~~ The commissioner must review the loan within five days after receipt. The commissioner may not pay interest on loans submitted after December 31, 1985.

Subd. 4. **PAYMENT AMOUNT.** The amount of interest paid by the state must be two-thirds of the amount of interest foregone by the lender as a result of the lender making the loan at an interest rate less than the commissioner's interest index. The interest is payable on the unpaid principal of the first \$75,000 of the loan, except as provided in section 7. The maximum interest payment per farmer may not exceed \$3,750. ~~The commissioner shall make payments beginning January 1, 1986, and pay all interest due by March 1, 1986~~ At the request of the lender, the commissioner shall pay 50 percent of the total amount due to the lender within ten days after the request is submitted to the commissioner. The commissioner shall pay all interest due by March 1, 1986.

Sec. 3. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

Approved May 10, 1985

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