

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

Section 1. Minnesota Statutes 1984, section 334.16, subdivision 1, is amended to read:

Subdivision 1. **LIMITATION OF RATES.** The imposition, charge or collection of a finance charge upon an account balance by a seller of goods, services or both shall be lawful, provided that:

(a) The sale is a consumer credit sale pursuant to an open end credit plan, agreement or arrangement between the buyer and seller under which (1) the seller may permit the buyer to make purchases from time to time from the seller or other sellers, (2) the buyer has the privilege of paying the balance in full or in installments, and (3) a finance charge may be computed by the seller from time to time on an outstanding unpaid balance; and

(b) The terms of the plan, agreement or arrangement provide for a periodic rate of finance charge which does not exceed 1-1/2 percent per month computed on an amount no greater than the average daily balance of the account during each monthly billing cycle; provided a minimum finance charge not in excess of 50 cents per month may be imposed, charged or collected.

(c) No finance charge in excess of 1-1/3 percent per month shall be imposed on an open end and consumer credit account by any seller whose Minnesota annual gross sales exceeds 25 million dollars issuer whose credit card is issued primarily for the purpose of purchasing motor fuels and related products and whose gross annual national sales exceed \$10 billion. Retailers must give adequate notice to open end consumer credit customers before any higher interest rate is applied. Accompanying credit statements must not suggest that the Minnesota legislature required retailers to raise interest rates. The accompanying material must make clear that the increase affects only the maximum allowable interest rate.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment, but does not apply to account balances outstanding on that date. The finance charges on these account balances may not exceed the rates permitted under Minnesota Statutes 1984, section 334.16.

Approved May 1, 1985

CHAPTER 58 — H.F.No. 1

An act relating to local government; establishing a procedure to consolidate the cities of International Falls and South International Falls; authorizing a special mill levy in the event of consolidation.

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

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

Section 1. **CONSOLIDATION AUTHORIZATION.**

Subdivision 1. CITIES. The cities of International Falls and South International Falls shall consolidate as provided in this section.

Subd. 2. ELECTION. The cities of International Falls and South International Falls may hold an election on May 21, 1985, or on a later convenient date set by resolutions of the city councils, to determine the following question:

“Shall the cities of International Falls and South International Falls consolidate pursuant to the proposed charter approved by city council resolutions Number..... of International Falls and Number..... of South International Falls?

Yes
No”

Costs of the respective referenda shall be borne by each respective municipality. A majority of those voting in each city must approve the question. If the proposal is not approved, no proceeding for the consolidation of the same municipalities may be initiated within two years from the date of the election.

Subd. 3. PETITION. If a majority of those voting in each city approve the question, a petition approved by each city council may be submitted to the Minnesota municipal board which shall include, but is not limited to, the following subjects:

(1) the proposed city charter previously approved by each council and the voters of each city;

(2) the factors set out in Minnesota Statutes, section 414.041, subdivision 5, clauses (a) to (i);

(3) A request that the consolidated city of International Falls be authorized to pass a special levy to equalize the cash reserve to be contributed by each of the former cities to be determined as follows.

(a) The amount of the cash reserve in each of the former cities on December 31, 1985, shall be determined by audit.

(b) An amount equal to one-third of the cash reserve of the former city of International Falls shall be provided by the former city of South International Falls to the consolidated city by contributing all of its cash reserves at the time of consolidation with any balance to be provided by a special levy against the real estate located within the boundaries of the former city of South International Falls. The special levy shall provide the balance with interest at the rate of 9.33 percent per annum to be paid as soon as possible in equal yearly installments except in the last year of the levy. The number of years shall be determined in the first year, and the first and each other year's special levy shall not exceed

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\$50,000, including interest. The special levy imposed under this paragraph is not subject to the levy limits imposed by Minnesota Statutes, section 275.11 and sections 275.50 to 275.56 or by any other law.

Subd. 4. MUNICIPAL BOARD ORDER. Upon the filing of the petition for consolidation, the Minnesota municipal board may waive appointment of a consolidation commission and may hold a hearing in accordance with Minnesota Statutes, section 414.09, if the board deems it necessary, or it may waive the hearing. The board may exercise the powers authorized under section 414.01, subdivisions 11 and 12. The board shall order the consolidation upon the factors considered under Minnesota Statutes, section 414.041, subdivision 5, clauses (a) to (i), if it finds that consolidation will be for the best interests of the municipalities, and shall include an order setting the effective dates for the consolidation and the proposed city charter and requiring a special levy to be determined as provided in subdivision 3 of this section. The board's order for consolidation shall be final. If the proposed city charter does not provide for the election of new municipal officers, the board shall do so pursuant to section 414.09, subdivision 3.

Sec. 2. EFFECTIVE DATE.

Pursuant to Minnesota Statutes, section 645.023, subdivision 1, clause (a), local approval of this act is not required. This act is effective the day following final enactment.

Approved May 6, 1985

CHAPTER 59 — H.F.No. 94

An act relating to agriculture; changing certain soil and water conservation priorities; amending Minnesota Statutes 1984, section 40.036, subdivisions 1 and 3; repealing Minnesota Statutes 1984, sections 40.036, subdivisions 4, 5, and 6; and 40.038, subdivision 1.

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

Section 1. Minnesota Statutes 1984, section 40.036, subdivision 1, is amended to read:

Subdivision 1. **ALLOCATION TO DISTRICTS.** (a) Within the limits of available funds, the state board may allocate funds to districts to be used to share the cost of implementing any system or practices for erosion or sedimentation control or water quality improvement which are designed to protect and improve the state's soil and water resources. Any district board requesting funds of the state board shall submit a comprehensive plan, an annual work plan, and an application for cost-sharing funds in the form prescribed by the state board.

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