

(1) a majority of the votes cast on the question at a 1991 election called under Minnesota Statutes, section 122.23, subdivision 9 or 10, approve a school district consolidation between independent school district No. 351, Hallock, and independent school district No. 352, Humboldt-St. Vincent; and

(2) the necessary approving resolutions of boards entitled to act on the plat have been adopted,

the school board shall, within ten days of the election, notify the county auditor who shall, within ten days of the notice or of the expiration of the period during which an election can be called, issue an order setting the effective date of the consolidation as July 1, 1991. The order setting the effective date must be issued at least 55 days before July 1, 1991. The auditor shall mail or deliver a copy of the order to each auditor holding a copy of the plat and to the clerk of each district affected by the order and to the commissioner of education. The school board shall notify the county auditor if the election fails. The proceedings are then terminated and the county auditor shall notify the commissioner and the auditors and the clerk of each school district affected.

Notwithstanding Laws 1991, chapter 5, the election of school board members in the new independent district must be in accordance with Minnesota Statutes, section 122.23, subdivision 18 and chapter 205A except that election judges must be paid in accordance with section 204B.31, and persons desiring to be candidates in that election shall file their applications with the county auditor no later than May 31, 1991, and the election shall be held on Tuesday, June 18, 1991.

**Sec. 2. EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Presented to the governor May 23, 1991

Signed by the governor May 27, 1991, 11:02 p.m.

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**CHAPTER 210—S.F.No. 1238**

*An act relating to the city of Richfield; authorizing the city to advance money to the commissioner of transportation to expedite construction of a frontage road within the city; authorizing an agreement between the commissioner and the city; authorizing the city to issue bonds and requiring the commissioner to pay interest on the bonds up to a certain amount.*

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

**New language is indicated by underline, deletions by ~~strikeout~~.**

**Section 1. RICHFIELD HIGHWAY IMPROVEMENT.**

**Subdivision 1. CONTRACT AUTHORIZED.** To expedite construction of a highway improvement project within the city of Richfield consisting of a remote frontage road parallel to highway marked No. I-494 between trunk highway marked No. 77 and highway marked No. I-35W, the city and the commissioner, on behalf of the state, may enter into a contract under which the city agrees to advance to the commissioner, in consideration of the undertaking of the project by the state at a time specified in the contract, the cost of acquisition, design services, construction, and other costs attributable to the project. Before entering into the contract, the project must be scheduled in the commissioner's work program and must meet state environmental requirements. The project must be fully described in the contract. The advance of cash by the city must not exceed 100 percent of the estimated cost of the project and may be made in installments during the performance of the project, or otherwise, as specified in the contract. The contract may provide for repayment by the commissioner to the city of the principal amount or value of the advance in not more than ten annual installments, out of the trunk highway fund, beginning in the year the project is scheduled for completion in the highway work program. The amount advanced is appropriated to the commissioner for the purposes in this section and must be repaid by the commissioner without interest, except that if it is demonstrated that the construction cost of a remote frontage road is less than the construction cost of a frontage road immediately adjacent to highway I-494, the commissioner may authorize payment in addition to the principal amount but not to exceed 100 percent of the project cost including interest. The city shall apply the commissioner's payment to the interest on and costs of issuance and sale of bonds. The cash agreed to be advanced by the city shall not affect the amount otherwise agreed to be paid by the city as its share of the cost of the project. The contract may include all terms necessary to comply with laws relating to cooperative agreements between the commissioner of transportation and municipalities.

**Subd. 2. BONDS AUTHORIZED.** At any time after a contract has been executed by the commissioner and the city of Richfield, in which the city agrees to advance to the commissioner cash for the purpose stated in subdivision 1, the city council may by resolution issue and sell general obligation bonds of the city in an aggregate amount not exceeding \$35 million. The bonds must be issued and sold in accordance with Minnesota Statutes, chapter 475, except that (1) an election is not required to authorize their issuance and (2) the bonds are not to be included in net debt within the meaning of Minnesota Statutes, section 475.51. Money repaid to the city by the commissioner under the contract may be pledged for payment of principal of and interest on the bonds and must be credited by the city to a separate fund and used solely to pay principal of and interest on any bonds issued pursuant to this section. With the consent of the commissioner of transportation, the city may use money allotted to it out of municipal state-aid street funds to repay interest on the bonds. The money allotted to the city out of the municipal state-aid street funds may be pledged for payment of interest on the bonds.

New language is indicated by underline, deletions by strikeout.

**Sec. 2. EFFECTIVE DATE.**

This act takes effect the day after approval by a majority of the members of the governing body of the city of Richfield and upon compliance with Minnesota Statutes, section 645.021, subdivision 3.

Presented to the governor May 23, 1991

Signed by the governor May 27, 1991, 11:04 p.m.

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**CHAPTER 211—S.F.No. 858**

*An act relating to restitution; requiring offenders who have been court-ordered to pay restitution to provide affidavits of financial disclosure to investigating correctional agencies; amending Minnesota Statutes 1990, section 611A.04, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1990, section 611A.04, is amended by adding a subdivision to read:

Subd. 1b. AFFIDAVIT OF DISCLOSURE. An offender who has been ordered by the court to make restitution in an amount of \$500 or more shall file an affidavit of financial disclosure with the correctional agency responsible for investigating the financial resources of the offender on request of the agency. The commissioner of corrections shall prescribe what financial information the affidavit must contain.

Presented to the governor May 23, 1991

Signed by the governor May 27, 1991, 11:08 p.m.

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**CHAPTER 212—S.F.No. 1129**

*An act relating to water and wastewater treatment; expanding the authority of municipalities to contract for private design and construction of water and wastewater treatment facilities; amending Minnesota Statutes 1990, section 471.371, subdivisions 2, 4, and 5; repealing Minnesota Statutes 1990, section 471.371, subdivisions 1 and 6.*

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

Section 1. Minnesota Statutes 1990, section 471.371, subdivision 2, is amended to read:

New language is indicated by underline, deletions by ~~strikeout~~.