

CHAPTER 373

COUNTIES; POWERS, DUTIES, PRIVILEGES

373.40 Capital improvement bonds.

373.45 State may guarantee county building debt; repayment.

373.40 CAPITAL IMPROVEMENT BONDS.*[For text of subds 1 to 5, see M.S.2000]*

Subd. 7. [Repealed, 2001 c 214 s 49]

373.45 STATE MAY GUARANTEE COUNTY BUILDING DEBT; REPAYMENT.*[For text of subds 1 and 2, see M.S.2000]*

Subd. 3. **Agreement.** (a) For specified debt obligations of a county to be covered by this section, the county must enter an agreement with the authority obligating the county to be bound by this section.

(b) This agreement must be in a form prescribed by the authority and contain any provisions required by the authority, including, at least, an obligation to:

(1) deposit with the paying agent three days before the date on which the payment is due an amount sufficient to make that payment;

(2) notify the authority, if the county will be unable to make all or a portion of the payment; and

(3) include a provision in the bond resolution and county's agreement with the paying agent for the debt obligation that requires the paying agent to inform the commissioner if it becomes aware of a default or potential default in the payment of principal or interest on that issue or if, on the day two business days before the date a payment is due on that issue, there are insufficient funds to make the payment on deposit with the paying agent.

(c) Funds invested in a refunding escrow account established under section 475.67 that are to become available to the paying agent on a principal or interest payment date are deemed to be on deposit with the paying agent three business days before the payment date.

(d) The provisions of an agreement under this subdivision are binding as to an issue as long as any debt obligation of the issue remains outstanding.

(e) This section and the obligations of the state under this section are not a public debt of the state under article XI, section 4, of the Minnesota Constitution, and the legislature may, at any time, choose not to appropriate amounts under subdivision 4, paragraph (b).

*[For text of subds 4 to 10, see M.S.2000]***History:** 2001 c 214 s 4