

in more than one such taxing district, the commissioner shall apportion equitably the proceeds of the part of the tax going to cities or towns among such subdivisions, and the part going to school districts among such districts, and the part going to counties among such counties, upon the basis of attributing 40 percent of the proceeds of the tax to the operation of mining or quarrying the taconite, and the remainder to the concentrating plant and to the processes of concentration, and with respect to each thereof giving due consideration to the relative extent of such operations performed in each taxing district. His order making such apportionment shall be subject to review by the tax court at the instance of any of the interested taxing districts, in the same manner as other orders of the commissioner. The amount so distributed shall be divided among the various funds of the taxing districts in the same proportion as the general ad valorem tax levy thereof. The amount distributed to any city and one-third in 1971 and that portion not deducted from state aids in section 124.212, subdivision 8, thereafter of the amount distributed to any school district under the provisions hereof shall not be included in computing the permissible levies of such city or school district under sections 275.11 or 275.125, as amended, so long as such levies are based upon a population not exceeding the population used as the basis for spreading the tax levy in the year 1956. In the event that as a result of taking any census the population basis for computing the limit of levies under such sections is increased above the population used as a basis for spreading the tax levy in the year 1956, or in the event that the basis of sections 275.11 or 275.125 is changed to a basis other than population, the amount of the tax distributed pursuant hereto shall be included in computing the permissible levies under either of said sections.

Sec. 12. This act is effective on the day following its final enactment.

Approved April 17, 1975.

CHAPTER 47—H.F.No.227

[Coded]

An act relating to taxation; treatment of certain employee retirement plans; eliminating any question of disqualification of the plans and related trusts because of increased contribution limits under the Internal Revenue Code of 1954, as amended; otherwise preserving Minnesota tax treatment of the plans; amending Minnesota Statutes 1974, Section 290.01, by adding a subdivision.

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

Section 1. Minnesota Statutes 1974, Section 290.01, is amended by adding a subdivision to read:

Changes or additions indicated by underline deletions by ~~strikeout~~

Subd. 26. TAXATION; INCOME TAX; EMPLOYEE RETIREMENT PLANS; INTERNAL REVENUE CODE OF 1954. For purposes of chapter 290, for taxable years commencing after December 31, 1973, the provisions of Sections 401(d)(5), 401(d)(8), and 401(e) of the Internal Revenue Code of 1954 as amended through December 31, 1973 shall not be applicable.

Sec. 2. This act is effective for taxable years commencing after December 31, 1973.

Approved April 17, 1975.

CHAPTER 48—H.F.No.296

An act relating to the executive council; empowering it to grant assistance in conformance with federal disaster relief programs; amending Minnesota Statutes 1974, Section 9.061, Subdivision 1.

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

Section 1. Minnesota Statutes 1974, Section 9.061, Subdivision 1, is amended to read:

9.061 EXECUTIVE COUNCIL; FEDERAL DISASTER RELIEF PROGRAMS; ADDITIONAL POWERS; EMERGENCIES. Subdivision 1. The executive council may:

(a) take such measures as are necessary to prevent an impending disaster that threatens to destroy life or property;

(b) grant relief to communities stricken by disease, fire, action of the elements, or extreme economic distress; ~~and~~

(c) prevent the occurrence or spread of any disaster ; and

(d) grant relief to individuals or families adversely affected by a major disaster in conformance with federal disaster relief laws and regulations . Any grants made shall be refunded to the state if the financial assistance needed is received from any other source.

In these emergencies, the executive council may, when necessary, commandeer and use any property, vehicle, means of transportation, means of communication, or public service. The owner of any property taken shall be given a receipt for the property and be paid for its use and for any damages inflicted upon the property while in the service of the executive council.

Approved April 17, 1975..

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