

## CHAPTER 725—H. F. No. 681

[Not Coded]

*An act proposing an amendment to the Constitution of the State of Minnesota, Article XVI, Section 3, pertaining to the distribution of the excise tax on motor vehicles.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The following amendment to the Constitution of the State of Minnesota, Article XVI, Section 3, is hereby proposed to the people of the state for their approval or rejection, which section, when amended shall read as follows:

Sec. 3. The legislature is hereby authorized to provide, by law, for the taxation of motor vehicles, using the public streets and highways of this state, on a more onerous basis than other personal property; provided, however, that any such tax on motor vehicles shall be in lieu of all other taxes thereon, except wheelage taxes, so-called, which may be imposed by any borough, city or village, and except that the legislature may impose such tax upon motor vehicles of companies paying taxes under gross earnings system of taxation and upon the right to use such vehicles upon the public highways notwithstanding the fact that earnings from such vehicles may be included in the earnings of such companies upon which such gross earnings taxes are computed. Any such law may, in the discretion of the legislature, provide for the exemption from taxation of any motor vehicle owned by a nonresident of the state, and transiently or temporarily using the streets and highways of the state. The proceeds of such tax shall be apportioned in the following manner:

(1) 65 per cent shall be paid into the trunk highway sinking fund;

(2) Ten per cent shall be apportioned to cities, villages, and boroughs, each municipality receiving an amount bearing the same relation to the total amount to be apportioned as its population bears to the total population of all the municipalities; and

(3) 25 per cent which shall be apportioned to the counties by the following computation:

*One-half in ratio which the rural population of the county bears to the total rural population of the state.*

*One-half in ratio which mileage of total county and township roads bear to the total mileage of county and township roads in the state.*

*All proceeds received by municipalities, counties, and towns shall be used to construct, maintain, or repair highways, streets, bridges or public roads within such political subdivision.*

Sec. 2. The proposed amendment shall be submitted to the voters of the state for their approval or rejection at the general election for the year 1952 in the manner provided by law for the submission of amendments to the constitution. The ballot used at the election on the proposed amendment shall have printed thereon:

Shall the constitution, Article XVI, Section 3, be amended so as to provide for apportionment of the excise tax on motor vehicles so that 65 per cent be paid into the trunk highway sinking fund, ten per cent be apportioned to cities, villages, and boroughs in proportion to population, and 25 per cent be apportioned to counties according to the following computation:

One-half in the ratio which the rural population of the county bears to the total rural population of the state.

*One-half in the ratio which the total mileage of county and township roads bears to the total mileage of all the county and township roads in the state.*

Approved April 23, 1951.