
CHAPTER 742-H.F.No.649

[Coded]

An act relating to intoxicating liquor; authorizing certain counties to issue off-sale liquor licenses in unorganized areas of the county; amending Minnesota Statutes 1976, Section 340.11, by adding a subdivision.

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

Section 1. Minnesota Statutes 1976, Section 340.11, is amended by adding a subdivision to read:

Subd. 10a. OFF-SALE LICENSES; CERTAIN COUNTIES. (1) Off-sale licenses may be issued for the sale of intoxicating liquors by certain counties herein provided for.

(2) A county board of any county containing unorganized area may issue an off-sale liquor license within any unorganized area of the county to an exclusive liquor store with the approval of the commissioner of public safety.

All licenses issued pursuant to this clause shall be governed by the appropriate provisions of the intoxicating liquor act except as otherwise provided herein. The license fee for an off-sale license issued pursuant to this section shall be fixed by the county board in an amount not to exceed \$500.

Approved April 5, 1978.

CHAPTER 743-H.F.No.933

An act relating to Ramsey county; reorganizing portions of the Ramsey county code to facilitate the drafting of future amendments; making necessary technical changes and simplifying language; removing obsolete provisions relating to welfare; prescribing powers relating to health care; authorizing separate provision of paramedic services by the county and the various municipalities and towns situated in the county; removing obsolete provisions relating to the joint purchase of supplies by the county; repealing inconsistent or redundant provisions relating to drainage and paramedic services; removing obsolete provisions relating to the drafting of the code; providing office and clerical help for the court commissioner; providing for an imprest cash fund; removing redundant provisions relating to tort liability and insurance for retired employees; allowing the county board to set the fees of the clerk of district court, coroner and county recorder; providing for establishment of a system of fees for certain services; clarifying the application of certain laws to the county; removing certain restrictions affecting the county; amending Laws 1974, Chapter 435, Sections 1.0204; 1.0207; 1.0213; 1.0214; 3.05; 3.13; and by adding sections; Minnesota Statutes 1976, Sections 43.328, Subdivision 2; 274.16; 357.09, Subdivision 5; 373.25, Subdivision 1; 375.12; 375.13; 471.476,

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Subdivision 1; 475.52, Subdivision 3; repealing Laws 1974, Chapters 67; 222; and 435, Sections 1.0211 and 3.18; Laws 1975, Chapter 426, Sections 3 and 4; and Minnesota Statutes 1976, Sections 380.25 and 380.26.

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

Section 1. Laws 1974, Chapter 435, Section 1.0204, is amended to read:

Sec. 1.0204. **WELFARE.** ~~(a)~~ Subdivision 1. FINANCING. Ramsey county shall pay all of the costs of relief of the poor therein and be responsible for all welfare programs within the county, the cost of which is not met from federal, state or private sources.

~~(b)~~ Subd. 2. BORROWING. ~~(+)~~ (a) AUTHORITY. Ramsey county is granted authority to borrow funds and pledge the credit of the county for repayment of the funds for the support of the poor; the governing body of Ramsey county may issue bonds or other evidences of indebtedness to pay therefor when authorized to do so as ~~hereinafter~~ provided in this subdivision. If the board of commissioners of Ramsey county decides to issue bonds for the relief of the poor, the board shall first submit the question of the issuance of the bonds to a referendum of the voters of the county at a special election called for that purpose, or at a general election. No bonds of this type may be issued unless a majority voting on the question at the election vote in favor thereof.

~~(2)~~ (b) BONDS. ~~(A)~~ (1) CONDITIONS. All bonds issued ~~hereunder pursuant to this subdivision~~ are to be sold in the manner prescribed by Minnesota Statutes 1971, Chapter 475, and mature serially, the first installment of which becoming due in not more than three years and the last of which becoming due and payable in not more than ten years from the date of issue. These bonds shall bear interest at an annual rate of not to exceed six percent, payable semiannually, and the governing body of Ramsey county shall provide for the payment thereof in the manner prescribed by Minnesota Statutes 1971, Chapter 475, and the governing body of Ramsey county shall negotiate and sell the bonds, from time to time, in the amounts that the board of county commissioners sees fit.

~~(B)~~ (2) TAX. While any of these bonds are outstanding and unpaid, there shall be annually levied and collected a tax upon all real and personal property in Ramsey county, sufficient to pay the principal and interest of these bonds as they respectively become due and payable.

~~(3)~~ (c) EMERGENCY BORROWING. The provisions ~~herein of this subdivision~~ requiring the submission of the question of issuing bonds for the relief of the poor to a vote of the people does not supersede any law of the state, or charter provision, permitting, in cases of emergency, the issuance of bonds or the borrowing of funds for the relief of the poor without obtaining such a vote.

Subd. 3. SERVICES OF SAINT PAUL CORPORATION COUNSEL. Ramsey county may pay the sums that it considers reasonable to the city of Saint Paul to defray the expenses of its corporation counsel in prosecuting violations of the laws relating to nonsupport and welfare that are within the corporation counsel's jurisdiction.

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Sec. 2. Laws 1974, Chapter 435, Section 1.0207, as amended by Laws 1975, Chapter 426, Section 2, is amended to read:

Sec. 1.0207. **HEALTH.** ~~(a)~~ Subdivision 1. **ADDITION TO ST. PAUL-RAMSEY HOSPITAL PLANNING.** Ramsey county may issue and sell general obligation bonds of the county in an amount not to exceed \$400,000 to plan and design an addition to St. Paul-Ramsey hospital in conjunction with the Gillette hospital authority. The county shall pledge its full faith and credit and taxing powers for the payment of the bonds in accordance with Minnesota Statutes, Chapter 475, except that no election shall be required and these bonds shall not be included in computing the net debt of the county under any laws; and taxes required to be levied for the payment of the bonds shall not be subject to any limitation of rate or amount.

~~(b)~~ Subd. 2. **MORGUE.** ~~(+)~~ Ramsey county shall construct or otherwise provide and equip, maintain and operate a public morgue at the county seat for the receipt and proper disposition of all dead bodies, which are by law subject to a post mortem or coroner's inquest, without charge to anyone.

~~(2)~~ The morgue shall be under the control of the county, be maintained in a suitable building, separate from any other business, and equipped with the best modern approved appliances for the handling and disposition of dead bodies. It may not be connected in any manner with an undertaking establishment; no person may be employed in or about the morgue who is in any manner connected with or interested in the undertaking business.

~~(c)~~ Subd. 3. **HEALTH DEPARTMENT.** ~~(+)~~ (a) **HEALTH DEPARTMENT; PURPOSE.** It is the purpose of this ~~subsection~~ subdivision to provide enabling authority for Ramsey county to establish a comprehensive health department and to provide coordinated public and mental health services to the residents of Ramsey county. The term "department" means the comprehensive health department established in Ramsey county. This ~~subsection~~ subdivision is in addition to any statutory authority now existing for the establishment of a health department for Ramsey county.

~~(2)~~ (b) **CREATION OF DEPARTMENT.** Ramsey county may create a county health department which is under the supervision and control of the county board.

~~(3)~~ (c) **POWERS AND RESPONSIBILITIES.** ~~(A)~~ (1) The responsibilities assigned to the department shall include but not be limited to all or some of the responsibilities as set forth in the following ~~subparagraphs~~ clauses 2 to 13.

~~(B)~~ (2) The powers and duties vested in or imposed upon a local health board as provided in Minnesota Statutes 1969, Chapter 145, for the area of all of Ramsey county.

~~(C)~~ (3) The powers and duties imposed upon a board of county commissioners to employ public health nurses as provided in Minnesota Statutes 1969, Chapter 145.

~~(D)~~ (4) Health services for school children vested in or imposed upon a school district when the board of education of the school district petitions the county to provide

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the services by contract or otherwise for its district.

(E) (5) The powers and duties vested in or imposed upon the health officer of a city inside the county of Ramsey who has elected to maintain local registration of vital statistics and the powers and duties of the clerk of the district court of Ramsey county as local registrar of vital statistics.

(F) (6) The county may authorize the health department to operate a mental health program and may utilize the authorities of the community mental health boards as set forth in Minnesota Statutes, Sections 245.61 to 245.68. When so authorized, the county board shall suffice to function in lieu of the community mental health board provided for in Minnesota Statutes, Section 245.66.

(G) (7) Prepare and have published an annual report of the work of the health department.

(H) (8) Recommend to the governing body of a governmental unit inside the county of Ramsey local legislation pertaining to public health.

(I) (9) The department may be authorized to provide other health services as may be directed by the county board if the services are authorized by law to be provided by the county or by any agency or department thereof.

(J) (10) The department may be authorized to buy services from other agencies, public or private, that are providing services consistent with health department purposes.

(K) (11) The department may be authorized to establish fee schedules based on ability to pay for services rendered.

(L) (12) The county ~~shall have the authority to~~ may adopt and enforce ~~regulations~~ rules for the preservation of public health applicable to the whole or a part of the county, but no ~~county regulation rule~~ may supersede higher standards established by statute, the ~~regulations rules~~ of the ~~state board commissioner of the state department~~ of health, or provisions of the charter or ordinances of a municipality inside the county pertaining to the same subject. Nothing in this ~~subparagraph clause~~ shall prohibit a municipality from adopting ordinances or resolutions for the regulation of the public health setting higher standards than those of the ~~state board commissioner of the state department~~ of health, the county board, or state law.

(M) (13) The health department shall cause all laws and ~~regulations~~ rules relating to public health to be obeyed and enforced inside its jurisdictional area.

(4) (d) FUNDING. (A) (1) The health department shall be operated and maintained from funds appropriated for and fees collected by the department together with the state, federal, and private grants that are made available to it or to any of the local governmental units in the county of Ramsey for health purposes.

(B) (2) The county shall annually prepare and approve a budget of the ~~Changes or additions indicated by underline deletions by strikeout~~

department's proposed expenditures for the ensuing fiscal year.

(5) ~~(c)~~ **TRANSFER OF FUNCTIONS.** Upon assignment by the county board of the responsibilities under ~~paragraph (3) clause (c)~~, the powers and duties of a department, board, agency, governmental subdivision, or bureau whose powers and duties have been placed in the health department shall end and its records and personnel relating to the powers and duties are transferred to the health department.

~~(6) (1)~~ **PERSONNEL.** ~~(A) (1) HEALTH OFFICER.~~ The county shall appoint a health officer who shall be designated the director of public health and who shall be responsible for the operation of the department. The county shall fix his salary.

~~(B) (2) QUALIFICATIONS OF HEALTH OFFICER.~~ The health officer must be a licensed physician experienced or trained in public health administration, or instead a person, other than a physician with training or experience in public health administration. If the appointee is not a physician, the county board shall provide, in addition, the services of a licensed physician that are necessary on either a part time or full time basis and provide reasonable compensation therefor. The director of the department shall select subordinate personnel subject to the approval of the county board.

~~(C) (3) EMPLOYEES.~~ ~~(A)~~ Each person transferred to the health department by this ~~paragraph clause~~ and each employee under a merit system governing public employees is considered to have qualified for a permanent position of similar class and grade in the classified civil service of Ramsey county, without reduction in pay or seniority, and without examination. Each other person so transferred who is a full time officer or employee shall take, within six months after the organization of the health department, and subject to civil service rules of Ramsey county, a noncompetitive, practical, qualifying examination. The qualifying examination may involve only the duties of the position occupied immediately prior to the organization of the health department or the position occupied on the date the examination is given, whichever examination the officer or employee elects to take. If a person taking the qualifying examination possesses the ability and capacity that enables him to perform the duties of the position for which he is examined, in a reasonably efficient manner, he shall be given a permanent civil service status in the Ramsey county civil service. A person who willfully refuses to take the examination when offered without reasonable excuse shall be removed from his position immediately. A person taking the examination who fails to pass shall be removed from his position at the end of 60 days after receipt of notice of failure to pass. A person required to take a qualifying examination shall not be laid off, suspended, discharged, or reduced in pay or position except in accordance with the provisions of laws applicable to members of the classified Ramsey county civil service having civil service status until he has completed the qualifying examination and has been notified of the result thereof.

~~(B)~~ A part time officer or employee of a department, board, agency, governmental subdivision or bureau whose powers and duties are placed in the health department may be transferred upon the organization of the health department and may become officers or employees thereof.

~~(7) (g) RESOLUTION, APPROVAL.~~ No resolution adopted by the board of

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county commissioners of Ramsey county establishing a county health department is effective inside each of the following governmental units unless approved by the governing body of the particular unit, namely: city of Saint Paul; city of White Bear Lake; ~~villages~~ cities of Arden Hills, Blaine, Falcon Heights, Gem Lake, Little Canada, Lauderdale, Maplewood, Mounds View, New Brighton, North Oaks, North Saint Paul, Roseville, Saint Anthony, Shoreview, Spring Lake Park, Vadnais Heights; town of White Bear. The resolution is effective in a unit upon the approval of that unit's governing body.

~~(8)~~ (h) **COUNTY NURSING SERVICE.** The Ramsey county nursing service presently existing shall not be discontinued unless the discontinuance is approved by two-thirds of the governing bodies of the governmental units listed in ~~paragraph (7)~~ of this subsection clause (g).

~~(9)~~ (i) **PAYMENT FOR SERVICES.** No governmental unit listed in ~~paragraph (7)~~ clause (g) shall pay for any services provided by this ~~subsection subdivision~~ until its governing body has approved the resolution as provided in ~~paragraph (7)~~ clause (g).

~~(10)~~ (j) **CITY HEALTH DEPARTMENTS; FUNCTIONS.** None of the functions of the presently-existing city health departments in the county of Ramsey may be abandoned by the county health department without proper provision for the exercise of the function by some agency of government.

~~(d)~~ (1) If the county of Ramsey, or an agency or department thereof, establishes an emergency ambulance service, the cost of operating and maintaining the service shall be a charge only against the real and personal property located inside those villages, cities or towns inside the county which by resolution of its governing body request the service:

~~(2)~~ If an emergency ambulance service as provided under the above paragraph is provided in a village, city or town in which the real and personal property is not charged for the cost thereof, then a reasonable charge for the service shall be made of the benefited person:

~~(e)~~ Subd. 4. PARAMEDICS. ~~(4)~~ (a) **DEFINITIONS.** As used in this article ~~subdivision,~~ "physician's trained mobile intensive care paramedic" means a person who:

~~(A)~~ (1) Is an employee of the county of Ramsey or the city of St. Paul;

~~(B)~~ (2) Has been specially trained in emergency cardiac and noncardiac care by a licensed physician in a training program certified by the state board commissioner of the state department of health or the state board of medical examiners and is certified as qualified to render the emergency lifesaving services enumerated ~~herein~~ in this subdivision

~~(2)~~ (b) The city of St. Paul and the county of Ramsey are hereby authorized to may maintain a staff of ~~physician's trained mobile intensive care~~ paramedics.

~~(3)~~ (c) ~~(A)~~ (1) Notwithstanding any other provision of law, ~~physician's trained mobile intensive care~~ Paramedics may do any of the following:

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(+) (A) Perform regular rescue, first aid and resuscitation services;

(ii) (B) During training may administer parenteral medications under the direct supervision of a licensed physician or a registered nurse;

(iii) (C) Perform cardiopulmonary resuscitation and defibrillation in a pulseless, nonbreathing patient;

(iv) (D) Administer intravenous saline or glucose solutions;

(v) (E) Administer parenteral injections in any of the following classes of drugs:

(a) (i) antiarrhythmic agents;

(b) (ii) vagolytic agents;

(c) (iii) chronotropic agents;

(d) (iv) analgesic agents;

(e) (v) alkalizing agents;

(f) (vi) vasopressor agents;

(g) (vii) diuretics;

(vi) (F) Administer, perform and apply all other procedures, drugs and skills in which they have been trained and are certified to give, apply and dispense.

(B) (2) But at all times before undertaking the actions authorized by clauses (iii); (iv); (v) (C), (D), (E) and (vi) (F), paramedics shall ~~make try~~ and ~~continue to make~~, during the course of an emergency, ~~attempts continue to try~~ to establish voice communications with and receive instructions from a licensed physician who has been associated with the dispensing of emergency cardiac and noncardiac medical care. Additionally, during the course of what the paramedics believe to be a cardiac emergency, they shall make and continue to make, during the course of what they believe to be a cardiac emergency, attempts try to telemeter an electrocardiogram of the person being treated to a licensed physician, who has been associated with the dispensing of cardiac medical care; ~~and electrocardiogram of the person being treated.~~

(C) (3) Nothing contained in this subsection shall be construed to change subdivision changes existing law as it relates to delegation by a licensed physician of acts, tasks or functions to persons other than ~~physician's trained mobile intensive care~~ paramedics.

(4) (d) No licensed physician or registered nurse, who in good faith and in the exercise of reasonable care gives emergency instructions to a certified ~~physician's trained mobile intensive care~~ paramedic at the scene of an emergency, or while in transit to and

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from the scene of such emergency, shall be liable for any civil damages as a result of issuing such instructions.

(5) (c) No certified ~~physician's trained mobile intensive care~~ paramedic, who in good faith and in the exercise of reasonable care renders emergency lifesaving care and treatment as set forth in this ~~subsection~~ subdivision, shall be is liable for any civil damages because of rendering such care and treatment.

(F) Subd. 5. AIR QUALITY. (H) (a) APPROPRIATION. Ramsey county may appropriate and spend money in each year for the improvement and preservation of the purity and quality of the air.

(2) (b) JOINT POWERS. Ramsey county may enter into contractual agreements with another governmental unit, body or group of bodies inside or outside the county without regard to whether the other governmental unit, body or group of bodies be a unit of state, county or municipal government or a school district, authority, or special district to perform on behalf of that unit, body or group of bodies the improvement and preservation of the purity and quality of the air.

(3) (c) ORDINANCE. Ramsey county may, by ordinance, enact and enforce rules and ~~regulations~~ controlling the purity and quality of the air. No ~~regulation~~ rule adopted by the county pursuant ~~hereto~~ to this clause is effective within a governmental unit until ratified by the governing body of the governmental unit affected.

Sec. 3. PARAMEDIC PROGRAM; CITIES, MUNICIPALITIES AND TOWNS IN RAMSEY COUNTY. Subdivision 1. DEFINITIONS. As used in this section, "paramedic" means a person who:

(a) Is an employee of the city of Saint Paul or of the city of Maplewood, or of another municipality or a town within Ramsey county; and

(b) Has been specially trained in emergency cardiac and noncardiac care by a licensed physician in a training program certified by the commissioner of the state department of health or the state board of medical examiners and is certified as qualified to render the emergency lifesaving services enumerated in this subdivision.

Subd. 2. AUTHORIZATION TO MAINTAIN STAFF. The city of Saint Paul, the city of Maplewood and each other municipality or town within Ramsey county may maintain a staff of paramedics.

Subd. 3. AUTHORIZED SERVICES. (a) Notwithstanding any other provision of law, paramedics may do any of the following:

(1) Perform regular rescue, first aid and resuscitation services;

(2) Administer, during training, parenteral medications under the direct supervision of a licensed physician or a registered nurse;

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(3) Perform cardiopulmonary resuscitation and defibrillation in a pulseless, nonbreathing patient;

(4) Administer intravenous saline or glucose solutions;

(5) Administer parenteral injections in any of the following classes of drugs:

(A) antiarrhythmic agents;

(B) vagolytic agents;

(C) chronotropic agents;

(D) analgesic agents;

(E) alkalinizing agents;

(F) vasopressor agents; and

(G) diuretics;

(6) Administer, perform and apply all other procedures, drugs and skills in which they have been trained and are certified to give, apply and dispense.

(b) At all times before undertaking the actions authorized by clauses (3), (4), (5) and (6), paramedics shall try and, during the course of an emergency, continue to try to establish voice communications with and receive instructions from a licensed physician who has been associated with the dispensing of emergency cardiac and noncardiac medical care. Additionally, during the course of what the paramedics believe to be a cardiac emergency, they shall try to telemeter an electrocardiogram of the person being treated to a licensed physician, who has been associated with the dispensing of cardiac medical care.

(c) Nothing contained in this section shall be construed to change existing law as it relates to delegation by a licensed physician of acts, tasks or functions to persons other than paramedics.

Subd. 4. PHYSICIANS AND NURSES; LIMITATION OF LIABILITY. No licensed physician or registered nurse, who in good faith and in the exercise of reasonable care gives emergency instructions to a certified paramedic at the scene of an emergency, or while in transit to and from the scene of the emergency, shall be liable for any civil damages as a result of issuing the instructions.

Subd. 5. PARAMEDICS; LIMITATION OF LIABILITY. No certified paramedic, who in good faith and in the exercise of reasonable care renders emergency lifesaving care and treatment as set forth in this section, shall be liable for any civil damages because of rendering the care and treatment.

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Subd. 6. PAYMENT FOR PARAMEDIC SERVICE. (a) The governing body of the city of Saint Paul, the governing body of the city of Maplewood and the governing body of each municipality or town within Ramsey county, in conjunction with the operation of their emergency or paramedic ambulance program, may impose reasonable charges for the emergency or paramedic ambulance services in order to finance their costs.

(b) The following persons are not subject to charges:

(1) A person who is eligible for or receiving public assistance under the aid to families with dependent children program, but is not eligible for any federally, state or locally funded public assistance program which would pay for the charges nor has medical, health or accident insurance policies which would pay for the charges;

(2) A person who, except for the amount of income or resources, would qualify for aid to families with dependent children, and is in need of medical assistance but is not eligible for any federally, state or locally funded public assistance program which would pay the charges nor has medical, health or accident insurance policies which would pay for the charges; or

(3) A person over 18 years of age, in need of medical care that neither he nor his relatives responsible under Minnesota Statutes, Sections 256B.01 to 256B.26 are financially able to provide, who is not eligible for any federally, state or locally funded public assistance program which would pay for the charges and has no medical, health or accident insurance policies which would pay the charges.

Sec. 4. Laws 1974, Chapter 435, Section 3.05, is amended to read:

Sec. 3.05. **PURCHASING.** ~~(*)~~ Subdivision 1. JOINT CITY-COUNTY PURCHASING. ~~(+)~~ (a) JOINT PROGRAM. Notwithstanding a charter provision, city ordinance, or prior law to the contrary pertaining to buying by the city of Saint Paul or the county of Ramsey, and to promote competitive bidding, effect economies in volume buying, and provide better service, the city of Saint Paul and the county of Ramsey shall establish a joint buying program.

~~(2)~~ (b) SAINT PAUL PURCHASING DEPARTMENT TO BE USED. The ~~board of county commissioners of the county of Ramsey and the welfare board of the county of Ramsey~~ shall buy, or contract for, the supplies, materials, equipment and contractual services required by each department or agency of the county government through the facilities of the city of Saint Paul purchasing department and, for this service, shall pay to the city the cost incurred in providing the service. The cost is determined through an analysis and evaluation of all purchases processed through December 31, 1959, and thereafter through each succeeding year. The manner and method of computing this cost is the joint responsibility of the county ~~auditor~~ and the city ~~comptroller~~. ~~They shall certify the amounts of the exact cost to the board of county commissioners and the city council of Saint Paul.~~

~~(3)~~ (c) SAINT PAUL CITY CHARTER PROVISIONS RESERVED. All of the **Changes or additions indicated by underline deletions by strikeout**

charter provisions of the city of Saint Paul pertaining to the procedures, rules, and regulations in the field of buying goods, wares, and merchandise are in ~~there~~ their entirety reserved in full.

(4) ~~(d)~~ (d) **STANDARDIZATION COMMITTEE.** A permanent committee on standardization of purchases for the city of Saint Paul and the county of Ramsey is established, to be composed, on an equal basis, of representatives of the city of Saint Paul, the county of Ramsey, ~~the welfare board of the county of Ramsey,~~ and other governmental units permitted to buy through the city purchasing department. The city council shall choose the members of the committee on standardization for the city, and the board of county commissioners, for the county; ~~and the welfare board, for that board.~~ The committee shall agree on single specifications for each item commonly used in each of the governmental units to combine their purchasing power.

(5) ~~(e)~~ (e) **CENTRAL STOCK ROOM.** As soon as practical after the establishment of the central purchasing program, the city of Saint Paul, and the county of Ramsey; ~~and the welfare board of the county of Ramsey~~ shall establish a central office supply stock room. The permanent committee on standardization of purchases shall provide for inventory control procedures and the method and manner of distribution of supplies and materials from the central stock room. Each of the governmental units participating in the central buying program shall contribute the amount that is jointly agreed upon into a revolving fund established for the operation of the central stock room, and shall pay, from time to time, into the revolving fund the money required to cover overhead, in addition to the cost of materials and supplies obtained therefrom. The city of Saint Paul and its purchasing department shall administer and account for the revolving fund.

(6) ~~(f)~~ (f) **WAREHOUSE.** The city of Saint Paul and the county of Ramsey shall provide adequate warehouse and storage space for each item that is practical to store and the buying of which, in quantities greater than current needs, will secure a distinct financial advantage to these governmental subdivisions.

~~(b)~~ Subd. 2. **PATENTED ARTICLE.** ~~(+) (a)~~ (a) Ramsey county ~~and its welfare board~~ may buy articles or supplies that are sold at a uniform price, by reason of a patent, copyright, or exclusive franchise, without advertisement and competitive bids, where no advantage can be secured by advertisement and competitive bidding.

~~(2)~~ (b) Before making such a purchase, the county board ~~or the welfare board~~ shall adopt a finding to the effect that the particular purchase is made pursuant to this ~~subsection~~ subdivision.

(e) Subd. 3. **WAIVER OF PERFORMANCE BONDS.** Notwithstanding the charter of the city of Saint Paul or prior statutory enactments relating to buying by the city of Saint Paul and the county of Ramsey to the contrary, the council of the city of Saint Paul, the Ramsey county board of commissioners, and the governing body of any municipal subdivision governed ~~hereunder~~ by this section may waive the requirements for a performance bond on each purchase of materials and supplies. Performance bonds are required to be furnished in all bids requiring labor and material, or labor alone, where the contract exceeds \$2,000.

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Sec. 5. Laws 1974, Chapter 435, Section 1.0213, is amended to read:

Sec. 1.0213. **CODIFICATION OF SPECIAL LAWS.** (a) Ramsey county may collect and publish the special laws pertaining to Ramsey county and prepare a report for submission to the 1974 legislative session recommending the amendments, repeals and other codification acts that it feels necessary to clarify and codify these special laws.

(b) Pending action by the legislature on this report, each special law affecting Ramsey county because of reference to a population level at the close of the 1969 legislative session applies in full force and effect despite a change in population; no statute not applying to Ramsey county by reason of reference to a population level at the close of the 1969 legislative session may become applicable thereto through a change in population.

Sec. 6. Laws 1974, Chapter 435, Section 1.0214, is amended to read:

Sec. 1.0214. **GOVERNMENT ADMINISTRATION.** (a) Subdivision 1. **REORGANIZATION.** (A) (a) **BOARDS AND COMMISSIONS.** (A) (1) Ramsey county may abolish or consolidate or otherwise restructure agencies, boards and commissions of the county when their existence is provided by law before June 27, 1971, the effective date of Laws 1971, Chapter 611, and the agencies, boards and commissions are funded wholly by countywide tax levies; the abolition or consolidation or restructuring does not alter the obligation of the county to continue to provide the services previously provided by the abolished or consolidated or restructured agency, board or commission.

(B) (2) Ramsey county may place supervision of the services provided by the abolished, consolidated or otherwise restructured agency, board or commission directly under the county board, a new agency or another department of county government.

(C) (3) Nothing in this section may be construed as giving the county authority to abolish, consolidate or otherwise restructure an agency, board or commission which by statute is jointly funded and organized as between any city, village or town in Ramsey county and the county of Ramsey.

(D) (4) Any Ramsey county employee who is holding a position which is in the classified service is subject to and protected under the civil service laws relating to Ramsey county.

(E) (b) **THE OFFICES OF AUDITOR, TREASURER, COURT COMMISSIONER AND COUNTY RECORDER.** (A) (1) In the county of Ramsey, the offices of county auditor, county treasurer, court commissioner, and register of deeds county recorder are not elective but filled by appointment by the Ramsey county board of commissioners as hereinafter provided in this subdivision, unless the office is abolished pursuant to a reorganization or consolidation under the following subparagraph clause (2)

(B) (2) The duties, functions and responsibilities which are required by statute to be performed by the various elected officials whose offices are by this subsection subdivision

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made appointive are vested in and performed by Ramsey county. Ramsey county may initiate and direct a reorganization, consolidation, reallocation or delegation of these duties, functions, or responsibilities to promote efficiency in county government, and may make the other administrative changes, including the abolishing of the offices of auditor, treasurer and ~~register of deeds~~ county recorder or the transfer of personnel that the county considers necessary for this purpose. The reorganization, reallocation, or delegation or other administrative change or transfer does not diminish, prohibit or avoid those specific duties required by statute to be performed by those officials whose office is now made appointive.

(C) (3) The elected county auditor, county treasurer, court commissioner, and ~~register of deeds~~ county recorder shall serve as the head of a department created by Ramsey county to perform the functions performed by his office and shall serve until his term of office expires; or upon the expiration of his term until his successor is appointed and duly qualifies; and shall not prior to age 70 be disqualified from reappointment by reason of age.

(b) Subd. 2. GROUP INSURANCE FOR RETIRED EMPLOYEES. (A) (a) MEDICAL AND HOSPITALIZATION INSURANCE. Ramsey county shall provide to each employee, including an elected official, who retires, during retirement or to the surviving spouse of the employee, insurance protection in the amount that the county considers proper, providing medical, surgical and hospitalization benefits for the employee and dependent spouse. These benefits may not exceed benefits of similar nature existent and authorized for employees of the county. For these benefits for each retired employee, the average monthly premium cost is limited to \$14 and for the spouse of the employee the monthly premium cost is limited to \$10. If the revised consumers' price index, as published by the United States department of labor, bureau of labor statistics, for the city of Minneapolis, Minnesota (or if no index is published for the city of Minneapolis, for the nearest city to Minneapolis for which an index is published), as of January 15th of each year (or for the date nearest to January 15th if no index is published as of January 15th), shall be above 119 (using the average for the year 1967 as a base), the total maximum amounts for average monthly premium cost shall be increased by one percent for each point increase in the index above 119. For purposes of this computation, a fractional point increase shall be disregarded if less than one-half point and treated as one full point if one-half point, or more.

(B) (b) ELIGIBILITY. The benefits provided in ~~subparagraph (A) clause (a)~~ are available at normal retirement to the employees and officials elected by the people each employee or elected official who retires at normal retirement and; at age 65 to employees and each employee or elected officials official who retire retires after the age of 58 55 years of age or older and have has at least ~~30 20~~ years of county service; and at age 62 to each employee or elected official who retires after 62 years of age or older and has at least 30 years of county service.

(2) Subd. 3. WORKERS' COMPENSATION FOR SHERIFF'S PERSONNEL. Ramsey county may insure with an insurance carrier its liability to pay ~~workmen's workers'~~ compensation with respect to personnel subject to the authority of its sheriff who are engaged in the furnishing of police service to a city, ~~village, or town, or borough~~

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pursuant to the provisions of Minnesota Statutes, Section 436.05. This insurance shall be governed by the provisions of Minnesota Statutes, Chapter 176. The failure of the county of Ramsey to insure with an insurance carrier its liability to pay ~~workmen's~~ workers' compensation to any other employee or group of employees shall not preclude exercise of the authority conferred by this ~~paragraph~~ subdivision.

~~(2)~~ (3) **Subd. 4. FIDELITY BONDS. (A) (a) BLANKET BOND. (1) AUTHORITY.** In Ramsey county, the county, or an agency supported in whole or in part by county funds, may secure, and pay for a corporate surety bond covering all county employees or employees of the agency, who are not required by law to furnish an individual bond to qualify for office, for an aggregate sum to be determined by the county or the body governing the agency in lieu of individual or other bonds.

~~(2)~~ (2) **CONDITIONS.** This bond shall be conditioned that each employee shall in all things during his continuance in office, faithfully and impartially perform the duties thereof without fraud, deceit or oppression, and pay over without delay to the officer entitled by law thereto, all money which comes into his hands by virtue thereof.

~~(3)~~ (3) **FORM.** The attorney general shall prescribe the form of the bond; it shall be approved by the county or the governing body of the agency, recorded with the register of deeds county recorder and filed with the secretary of state.

~~(B) (b) PREMIUMS. (1) DUTY TO PAY.~~ In Ramsey county when a corporate surety bond is furnished by a county officer or employee pursuant to statute or resolution of the county board, the county shall pay the premium if the county may designate the surety.

~~(2)~~ (2) **ADVERTISING FOR BIDS.** The county shall have a notice for bids for the furnishing of these bonds published in its official publication, and shall award a contract to the lowest responsible bidder.

~~(3)~~ (3) **BLANKET BOND.** In lieu of the individual bonds required to be furnished by employees, a schedule or position bond or undertaking may be given by the employees of each county office or department, or a single corporate surety-fidelity, schedule or position bond or undertaking covering all the employees of the county may be furnished, in the respective amounts fixed by law, or by the person or board authorized by law to fix the same, conditioned substantially as provided in Minnesota Statutes, Section 574.13, and upon a form to be prescribed by the commissioner of administration.

~~(C) (c) COUNTY COMMISSIONERS' BOND.~~ In Ramsey county, each county commissioner, before he enters upon his duties, shall give bond to the state in the sum of \$10,000 with a legally-authorized surety company as surety conditioned upon the faithful performance of his official duties. A judge of the district court shall approve the bond. The bond and the commissioner's oath of office and certificate of election shall be filed with the secretary of state. The county shall pay the bond premium which may not exceed that prescribed by law for county treasurers.

~~(D) (d) TREASURER'S BOND. (1) AMOUNT AND CONDITIONS.~~ In
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Ramsey county, before the county treasurer enters upon the duties of his office, he, every deputy county treasurer and every employee of the office of the county treasurer, shall give bond, to be approved by the county board, and in the sum that the board directs. The bond of the county treasurer shall not be less than \$500,000, unless the surety is a corporation duly authorized by law to be surety, in which case it shall be not less than \$250,000. The bond shall be payable to the state, conditioned that he shall faithfully execute the duties of his office, and for the safekeeping and paying over according to law of all moneys which come into his hands for state, county, town, school, road, bridge, poor and all other purposes.

(~~iii~~) (2) **BLANKET BOND.** In lieu of the individual bonds required for deputies and employees in the office of the county treasurer, a schedule or position bond or undertaking may be given in the respective amounts so required, conditioned as above and upon a form to be prescribed by the commissioner of taxation.

(~~iii~~) (3) **PREMIUMS.** The county board shall pay the premiums upon these bonds or undertakings out of the treasury of the county in cases where the surety is a corporation duly authorized by law to be surety.

(4) Subd. 5. AUTOMOBILE MILEAGE. (~~A~~) (a) GENERALLY. (~~ii~~) (1) AUTHORIZATION. Ramsey county may provide for the payment of an automobile allowance to a county officer or employee who officially uses his own automobile in the performance of his public duties. The authorization shall include any limitations as to amount and persons qualified for the automobile allowance, the formula to be used for the allowance, and other limitations or safeguards that the county considers to be expedient in the public interest.

(~~ii~~) (2) DEFINITION. Automobile allowance is defined as the payment of compensation or reimbursement made by the county, through the use of a formula decided upon by the county, to an officer or employee for the use of his own automobile in the performance of his public duty.

(~~iii~~) (3) LIMITATIONS. Ramsey county shall have full authority and control, free from other limitations except as provided in this ~~subparagraph~~ subdivision, to provide the method of payment, the formula for payment and the amount of the automobile allowance to be paid. This ~~subparagraph~~ subdivision, insofar as the county of Ramsey is concerned, is paramount to any other statute of the state of Minnesota now existing.

(~~e~~) Subd. 6. OFFICE SPACE. (~~+~~) (a) ABSTRACT CLERK. Ramsey county shall provide the necessary office and vault space for the county abstract clerk in the court house of the county, with suitable furniture therefor, and shall provide heating, lighting and maintenance of these offices. The county shall furnish the abstract clerk with the books, stationery, letterheads, envelopes, telephone service, office equipment and supplies necessary for the discharge of his duties.

(2) Ramsey county shall provide office accommodations for the county civil service commission.

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(b) Ramsey county shall supply the court commissioner with a suitable office and the clerical help that the county considers necessary.

(c) LEGISLATIVE RESEARCH COMMITTEE. Ramsey county shall provide suitable quarters in Ramsey county for the use of the Ramsey county legislative research committee.

Subd. 7. CASH OVER AND SHORT ACCOUNT OF IMPREST CASH FUND.

(1) The county may establish a cash over and short account within each of its imprest cash funds and cash receipt accounts. This account shall be used to record on a daily basis overages and shortages of cash receipts.

(2) At the end of each fiscal year, the county shall credit or debit the overage or shortage from each imprest cash fund and cash receipt account to the county revenue fund.

(3) In the instance of a debit balance remaining in the cash over or short account, the county may transfer money sufficient to offset the debit balance from any available fund.

(4) The county budget director shall make the appropriate adjustments and entries on the general books of the county.

Sec. 7. Laws 1974, Chapter 435, is amended by adding a section to read:

Sec. 1.111. FEES OF THE CLERK OF DISTRICT COURT, CORONER AND COUNTY RECORDER. The board of county commissioners shall set the fees to be charged and collected for the services of the clerk of district court, coroner and county recorder. Each of these officers shall file a schedule of the fees in his office.

Sec. 8. Laws 1974, Chapter 435, is amended by adding a section to read:

Sec. 1.112. FEE SYSTEM. Subdivision 1. The board of county commissioners, after a public hearing, may establish a system of fees or charges for recording, filing, certification or providing copies of an instrument, document or other paper, or for the services of a county office, official, department, or employee thereof, or a court system located entirely inside the county.

Subd. 2. Subdivision 1 does not apply to a fee or charge concerning a service, license, permit or document established by law as uniformly applicable to all counties of the state. Subdivision 1 does not amend any law that provides that a charge or fee is returnable in whole or part to the state, or any of its subdivisions or any other agency.

Subd. 3. When a service is requested of a county office or agent, beyond that which would normally be provided in the ordinary course of business of the office or agent, the board of county commissioners, after a public hearing, may establish a fee or charge for it based upon the cost of providing the service.

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Sec. 9. Laws 1974, Chapter 435, Section 3.13, is amended to read:

Sec. 3.13. **WELFARE DEPARTMENT. (a) WELFARE BOARD.** (1) In the county of Ramsey, the board of county commissioners is the county welfare board.

(2) ~~The welfare board shall provide for the relief of the poor in the city of St. Paul and Ramsey county.~~

(b) ~~The welfare board shall keep complete and accurate accounts of its financial transactions and records of its proceedings; the auditing officers of the county shall prescribe and install an accounting and disbursing procedure for the board; the state public examiner, shall examine at least once each year the accounts and affairs of the board at the expense of Ramsey county and make report thereof to the county.~~

(c) ~~The welfare board may pay the sums that it considers reasonable to the corporation counsel of the city of Saint Paul to defray the expenses of prosecuting the violations of the laws relating to nonsupport and welfare that are within the corporation counsel's jurisdiction.~~

(d) (1) ~~The county welfare board shall not contract a debt in excess of amounts appropriated for the operation of the county welfare board by the county.~~

(2) ~~Claims against the county welfare board are to be presented, audited and paid according to the method adopted by Ramsey county.~~

(3) ~~The welfare board shall designate its director or one of its other employees to act as disbursing officer to issue checks against funds so deposited in payment of claims against the board.~~

Sec. 10. Minnesota Statutes 1976, Section 43.328, Subdivision 2, is amended to read:

Subd. 2. ~~Except as provided in subdivision 3, in counties having more than 300,000 and less than 450,000 inhabitants; and in any city of the first class situated in such county, the county board or the welfare board supported jointly by such county and a city of the first class therein; or the governing body of such city of the first class; the city of St. Paul may determine to pay, and in counties having more than 550,000 inhabitants, the county board may determine that the county shall pay a base allowance of \$1.50 per day for each day the employee or officer's automobile is officially used. This base allowance shall not be paid for more than 20 days in each month. The minimum base allowance shall be \$20 per month for each employee or officer required to have his own automobile available for official public business and using that automobile for such business periodically throughout the month. If a base allowance is paid it shall be in addition to a mileage allowance which shall not exceed seven and one-half cents a mile for the first 500 miles in any one month and five cents a mile thereafter.~~

Sec. 11. Minnesota Statutes 1976, Section 274.16, is amended to read:

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274.16 CORRECTED LISTS, ABSTRACTS. ~~In any county having more than 300,000 and less than 450,000 inhabitants, The county auditor assessor or, in Ramsey county, the official designated by the board of county commissioners shall calculate the changes of the assessment lists determined by the county board of equalization, and make corrections accordingly, in the real or personal lists, or both, and shall make duplicate abstracts of the same; one shall be filed in his office, and one shall be forwarded to the commissioner of revenue on or before August 1. In other counties such changes and abstracts shall be made by the county assessors.~~

Sec. 12. Minnesota Statutes 1976, Section 357.09, Subdivision 5, is amended to read:

Subd. 5. This section shall not relate to or affect the fees of the sheriff of any Hennepin county ~~having a population of over 275,000.~~

Sec. 13. Minnesota Statutes 1976, Section 373.25, Subdivision 1, is amended to read:

373.25 TAX LEVY, COUNTY BUILDING FUND. Subdivision 1. The county board of any county ~~not containing a city of the first class except Hennepin and St. Louis counties~~ may provide for and establish a fund to be known as the county building fund. In addition to all other taxes and the amount thereof permitted by law to be levied for county purposes, the county board of any county may include in its annual tax levy an amount for the county building fund. The proceeds from any tax so levied shall be credited to the county building fund. Any county building fund established pursuant ~~hereto to this section~~ and to which any such tax shall have been credited shall be used by the county solely for the acquisition of or for the construction, reconstruction, maintenance and repair of buildings used or to be used in the administration of its county affairs and the acquisition of lands necessary for said purposes and the county is hereby authorized to use said fund for said purposes.

Sec. 14. Minnesota Statutes 1976, Section 375.12, is amended to read:

375.12 PUBLICATION OF PROCEEDINGS. The county board shall cause the official proceedings of its sessions to be published in some qualified newspaper produced and published in its county, which publication shall be let annually by contract to the lowest bidder, at the first regular session of the board in January each year. In each county whose population exceeds 600,000, the proceedings shall be published in a daily newspaper; ~~and in counties having a population exceeding 250,000 but less than 600,000, the proceedings may be published in any legal newspaper, produced and published at the county seat, which newspaper shall be the official newspaper of the county, and in each such county the proceedings shall be published also in one other qualified newspaper produced and published in the county outside the county seat.~~ The board may reject any offer if, in its judgment, the public interests so require, and may thereupon designate a newspaper without regard to any rejected offer. In any county whose population exceeds 50,000, and is less than 250,000, the proceedings may be published in one daily and one weekly newspaper at their respective county seats. If the official newspaper of the county shall cease to exist for any reason, except by consolidation with another newspaper, the

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county board shall have authority to designate another newspaper for the remainder of the year. For the purpose of this section, a newspaper is produced and published in the county if it has in the county its known office of issue, as such term is defined in section 331.02, and if it does its typographic composition or presswork or both in the county.

Sec. 15. Minnesota Statutes 1976, Section 375.13, is amended to read:

375.13 **CHAIRMAN.** The county board, at its first session in each year shall elect from its members a chairman and a vice-chairman. The chairman shall preside at its meetings and sign all documents requiring signature on its behalf and his signature as chairman, attested by the county auditor, shall be binding as the signature of such board. In case of the absence or incapacity of the chairman, the vice-chairman shall perform his duties. ~~In counties having more than five commissioners, and in which counties the mayor of a city of the first class located in such county is by law ex officio chairman of such board, a second vice-chairman shall be elected, who shall perform the duties of the chairman and vice-chairman in their absence.~~ If the chairman and or vice-chairman ~~or vice-chairman; as the case may be,~~ are absent from any meeting, all documents requiring the signature of the board shall be signed by a majority thereof and likewise attested.

Sec. 16. Minnesota Statutes 1976, Section 471.476, Subdivision 1, is amended to read:

471.476 **AMBULANCE SERVICES.** Subdivision 1. Any county, except Hennepin ~~and Ramsey counties~~ county, city, however organized, town or hospital district, either singly or jointly in accordance with an agreement made pursuant to section 471.59, may provide general ambulance services. In providing such service the political subdivision may purchase, rent or lease ambulances and related equipment and supplies; may contract for such service with any person, firm, corporation or other political subdivision upon such terms and conditions as may be agreed upon and may employ and train personnel for such service. Ambulance service authorized by this section may be provided both inside and outside the boundaries of the political subdivision and may be furnished to non-residents as well as residents.

Sec. 17. Minnesota Statutes 1976, Section 475.52, Subdivision 3, is amended to read:

Subd. 3. **COUNTIES.** Any county may issue bonds for the acquisition or betterment of courthouses, jails, poor farms, morgues, libraries, and hospitals, for roads and bridges within the county or bordering thereon and for road equipment and machinery and for ambulances and related equipment, except that the power of counties to issue bonds in connection with a library shall not exist in a Hennepin county ~~containing a city of the first class of over 300,000 according to the 1960 United States census.~~

Sec. 18. **SESSION LAWS REPEALED.** Laws 1974, Chapters 67; 222; and 435, Sections 1.0211 and 3.18; and Laws 1975, Chapter 426, Sections 3 and 4 are repealed.

Sec. 19. **STATUTES REPEALED.** Minnesota Statutes 1976, Sections 380.25 and
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380.26, as the text of those sections appear in the 1965 edition of Minnesota Statutes, are repealed.

Sec. 20. EFFECTIVE DATES. Subdivision 1. Sections 1, 2, 4, 5, 6, 7, 8, 9 and 18 are effective upon approval by the board of commissioners of Ramsey county and upon compliance with Minnesota Statutes, Section 645.021.

Subd. 2. Section 3 is effective within a municipality within Ramsey county upon approval by the governing body of the municipality and upon compliance with Minnesota Statutes, Section 645.021.

Subd. 3. Sections 10, 11, 12, 13, 14, 15, 16, 17 and 19 are effective the day following final enactment.

Approved April 5, 1978.

CHAPTER 744-H.F.No.1091

[Coded in Part]

An act relating to waters; permitting the establishment of rural water user districts.

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

Section 1. **[110A.01] POLICY STATEMENT.** Conservation of the state's water resources is a state function, and the public interest, welfare, convenience, and necessity require the creation of water user districts and the construction of systems of works, in the manner provided, for the conservation, storage, distribution, and use of water. The construction of systems of works by districts, as provided, is hereby declared to be in all respects for the welfare and benefit of the people of Minnesota.

Sec. 2. **[110A.02] DEFINITIONS.** Subdivision 1. For the purposes of this act the following terms have the definitions given in this section.

Subd. 2. "Water user district" or "district" means a district organized under this act, either as originally organized or as reorganized, altered, or extended.

Subd. 3. "Board" means the board of directors of a district organized under this act.

Subd. 4. "Works" and "system" include all lands, property, rights, rights of way, easements, and related franchises deemed necessary or convenient for their operation, all water rights acquired or exercised by the board in connection with works, all means of conserving, controlling, and distributing water, including, but not limited to outlets, treatment plants, pumps, lift stations, service connections, mains, valves, hydrants, wells, reservoirs, tanks and other appurtenances of public water systems. A work or system may be used for domestic, commercial, industrial and stock watering purposes only and shall

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