

This act is effective the day following final enactment.

Approved April 12, 1988

CHAPTER 491—H.F.No. 2446

An act relating to St. Louis county; providing duties of the county board and the county administrator; regulating finances; providing for property assessments; repealing obsolete laws; amending Minnesota Statutes 1986, sections 383C.031; 383C.034; 383C.091; 383C.094, subdivision 1; 383C.131; 383C.133, subdivision 1; 383C.135; 383C.16; 383C.161; 383C.162; 383C.17; 383C.231, subdivision 1; 383C.232; 383C.26; 383C.261; 383C.36; 383C.422; 383C.482, subdivision 1; 383C.74, subdivision 1; 383C.75; and 383C.78, subdivision 2; Minnesota Statutes 1987 Supplement, section 383C.035; proposing coding for new law in Minnesota Statutes, chapter 383C; repealing Minnesota Statutes 1986, section 383C.075; 383C.076; 383C.095; 383C.132; 383C.13; 383C.133; 383C.171; 383C.174; 383C.175; 383C.20; 383C.202; 383C.203; 383C.291; 383C.292; 383C.339; 383C.361; 383C.362; 383C.363; 383C.392, subdivision 2; 383C.423; 383C.424; 383C.45; 383C.481; 383C.52; 383C.521; 383C.523; 383C.55; 383C.551; 383C.552; 383C.553; 383C.554; 383C.555, subdivision 2; 383C.556; 383C.557; 383C.61; 383C.611; 383C.612; 383C.613; 383C.64; 383C.641; 383C.642; 383C.643; 383C.644; 383C.645; 383C.646; 383C.647; 383C.648; 383C.649; 383C.65; 383C.651; 383C.66; 383C.67; 383C.671; 383C.672; 383C.673; 383C.674; 383C.675; 383C.676; 383C.677; 383C.77; 383C.80; 383C.801; 383C.802; 383C.803; 383C.804; and 383C.805; Minnesota Statutes 1987 Supplement, section 383C.76.

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

Section 1. Minnesota Statutes 1986, section 383C.031, is amended to read:

383C.031 CIVIL SERVICE COMMISSIONERS; APPOINTMENT; QUALIFICATIONS; COMPENSATION.

Within 30 days after a majority of the voters of the county voting upon said question elect to come within the provisions of sections 383C.03 to 383C.059, the board of county commissioners shall by majority vote, appoint three persons as county civil service commissioners to serve for designated terms of one for two years, one for four years, and one for six years. Each alternate year thereafter the board of county commissioners shall appoint one person as successor for the county civil service commissioner whose term shall expire, to serve six years. Any vacancies shall be filled by the board of county commissioners for the unexpired term. No person shall be appointed or shall act as a member of the county civil service commission at any time while holding any public office or while standing as a candidate for any public office, notary public excepted, or any public employment or position in a political party within the two years immediately preceding appointment. Each member of said commission shall be a resident in the county and on becoming a nonresident, thereby forfeits the office. Within 15 days after appointment, each commissioner shall qualify by

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subscribing to an oath for the faithful discharge of duties and file said oath with said court administrator of the district court and such oath shall include a statement of belief in and desire to support the principles of the merit system. If an appointee fails to so qualify, another shall be named. Each commissioner shall hold office until a successor has been appointed and qualified, except in case a commissioner shall stand as a candidate for elective public office, whereupon the filing of candidacy thereby automatically results in forfeiture of the office. ~~Each member of the county civil service commission shall be paid \$20 per day for each day actually devoted to duties as a member of the commission; but in no case shall any member be paid more than \$600 in any one year; provided that in addition thereto each member of the commission shall be paid actual and necessary expenses on itemized and verified bills; and provided further that during the first two years after any county has availed itself of sections 383C.03 to 383C.059, each member of the commission may be paid not to exceed \$600 in each of said two years.~~ The county civil service commission shall organize by electing one of its members as presiding officer and the civil service director hereinafter provided shall serve as secretary.

Sec. 2. Minnesota Statutes 1986, section 383C.034, is amended to read:

383C.034 DUTIES OF DIRECTOR.

The civil service director as executive head of the county civil service commission shall direct and supervise all of its administrative and technical activities in addition to the duties imposed, elsewhere in sections 383C.03 to 383C.059, and shall:

(a) Attend the regular and special meetings of the county civil service commission, to act as its secretary and to record its official actions.

(b) Appoint, supervise and direct such employees of the civil service department as may be necessary to carry out the provisions of sections 383C.03 to 383C.059. Such employees shall be chosen in accordance with and shall be subject to the provisions of sections 383C.03 to 383C.059.

(c) Prepare and recommend rules and regulations for the administration of sections 383C.03 to 383C.059, which shall become effective after approval by the commission and the board of county commissioners, as provided in sections 383C.03 to 383C.059, to administer such rules and regulations and to propose amendments thereto.

(d) Establish and maintain in card or other suitable form a roster of all officers and employees in the service of the county, which shall show the employment history of each such employee. The director shall have access to all records and papers, the examination of which will aid in the discharge of duties in connection with such roster.

(e) Ascertain and record the duties and responsibilities pertaining to all positions in the classified service and classify such positions in the manner hereinafter provided.

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(f) As soon as practicable after the adoption of the classification plan, prepare a schedule of salary or wage rates and ranges for each class, grade or group of positions in the classification. Such salary and wage schedules when approved by the civil service commission after public hearing shall be submitted to the board of county commissioners who may approve or reject such schedules. When approved by the board of county commissioners, they shall be used in connection with all payrolls and accounting records and with all budget estimates for all departments or agencies of the county government. Nothing in this section shall prevent the board of county commissioners from increasing or reducing the salary or wage rates of positions to conform to the terms of a negotiated labor agreement.

(g) Provide for, formulate and hold competitive tests to determine the relative qualifications of persons who seek employment in any class of positions and as a result thereof, establish employment lists for the various classes of positions.

(h) When a vacant position is to be filled, to certify to the appointing authority the names of the three persons highest on the reemployment; or promotional list, or the names of the seven persons highest on the employment list for the class, provided, however, that if there are less than three names remaining on the reemployment or the promotional lists, the director shall certify such lesser numbers remaining on said lists, thereby using all names of persons willing to accept appointment before drawing any names from an employment list. When the director determines that there is significant under representation of a protected group with respect to race or sex in the class, and the first seven candidates on the employment list do not include a member of the under represented group, the director shall add the highest ranking available individual on the employment list from that group to the list of the candidates certified. If there are no such lists, the director may authorize provisional appointments pending the establishment of such employment list for such class. Such provisional appointment shall not continue for a period longer than four months, nor shall any person receive more than one provisional appointment or serve more than four months as a provisional appointee in any one fiscal year, nor shall there be more than one provisional appointment to any given position in any 12 months period; except that, after November 3, 1942, and prior to the time that lists of eligibles are available, appointments to offices and employments in the classified service may be made in accordance with existing laws and without regard to the provisions of sections 383C.03 to 383C.059. Persons so appointed shall not be entitled to any of the privileges set forth in sections 383C.03 to 383C.059 except in the case of appointments made through merit examinations under authority of Laws 1941, chapter 476, section 1, but they shall be permitted to apply for and take any competitive examination for which they may be eligible. Such employees may continue in such employment, notwithstanding any contrary provisions of sections 383C.03 to 383C.059, until 60 days after the director shall have certified that lists of eligibles are available for such office or employment, whereupon the employment of such persons shall automatically terminate and such office or employment shall be filled from such lists of eligi-

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bles as provided in sections 383C.03 to 383C.059. In case of an emergency, an appointment may be made of not to exceed ten days duration without regard to the provisions of sections 383C.03 to 383C.059, which appointment shall be immediately reported to the civil service director. Successive emergency appointments shall not be made.

(i) Establish the length of the probation or working test period which shall not be less than six months and not more than 12 months, during which time discharges may be effected without specifying cause or granting a hearing, to enable the appointing authority to determine whether new officers and employees are able and willing to perform their duties satisfactorily; and for the method of removal or transfer of such officers and employees whose work or conduct during such period is unsatisfactory.

(j) Establish record of performance and a system of service ratings to be used in determining increases and decreases in salaries and in promotions.

(k) Keep such record as may be necessary for the proper administration of sections 383C.03 to 383C.059.

(l) Provide a system of checking payrolls, estimates and accounts for payment of salaries or wages to employees in the classified service, as to enable the director upon satisfactory evidence thereof, to certify or cause to be certified that the persons whose names appear thereon have been regularly employed in the performance of the duties indicated at the compensation rates and for the periods for which compensation is claimed or are on authorized leave before payment may be lawfully made to such employees.

(m) Make investigations concerning the administration and effect of sections 383C.03 to 383C.059 and the rules made thereunder, and report the findings and recommendations to the commission.

(n) Make an annual report to the county civil service commission.

Sec. 3. Minnesota Statutes 1987 Supplement, section 383C.035, is amended to read:

383C.035 UNCLASSIFIED CIVIL SERVICE.

The officers and employees of such county and of any agency, board, or commission, supported in whole or in part by taxation upon the taxable property of such county or appointed by the judges of the district or probate court for such county, are hereby divided into the unclassified and classified service. The unclassified service shall comprise:

(a) All officers elected by popular vote or persons appointed to fill vacancies in such offices.

(b) Judges and receivers, referees, arbiters, court reporters, jurors, notaries public, and persons appointed by a court to make or conduct any special inquiry of a judicial and temporary character.

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(c) Superintendent or principal administrative officer or comptroller of any separate department of county government which is now or hereafter created pursuant to law, who is directly responsible to the board of county commissioners or any other board or commission, as well as the county agricultural agents and the home demonstration agents under the control of the county extension committee.

(d) Members of nonpaid board, or commissioners appointed by the board of county commissioners or acting in an advisory capacity.

(e) Assistant county attorneys or special investigators in the employ of the county attorney.

(f) All common labor temporarily employed on an hourly basis.

(g) All inmate or patient help in county institutions.

(h) All physicians, dentists, registered nurses and medical laboratory technicians working under the direction of a licensed physician or dentist in any hospital or sanatorium operated by a commission or board of such county.

(i) All county commissioners' clerks appointed by the county board after the passage of sections 383C.03 to 383C.059; but nothing in sections 383C.03 to 383C.059 shall affect the civil service status of any person previously appointed and now holding such a position in the classified service of the county. Not more than a total of nine clerks serving the county board and administrator.

(j) A legislative lobbyist/grant coordinator appointed by the county board to act as legislative liaison with the St. Louis county legislative delegation and pursue legislative concerns and grant opportunities for the county, and the clerk for that position.

(k) The county recorder.

(l) Any department head designated by the county board.

(m) ~~One clerk for the county administrator~~ Two administrative assistants in the county administrator's office.

The classified service shall include all other positions now existing and hereinafter created in the service of the county or any board or commission, agency, or offices of such county.

Sec. 4. [383C.081] HOUSING AND REDEVELOPMENT AUTHORITY.

A resolution of the St. Louis county board under section 469.004 may provide that the board will constitute the county housing and redevelopment authority or it may provide for the appointment of members. If members are appointed, the authority shall be composed of seven persons and individual members of the board may be appointed to be members of the authority.

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Sec. 5. Minnesota Statutes 1986, section 383C.091, is amended to read:

383C.091 CHAIR'S CONTINGENT FUND.

In addition to the amount authorized by Minnesota Statutes, section 375.16, the county board of St. Louis county may annually appropriate from the county revenue fund a sum not exceeding ~~\$1,000~~ \$5,000 as a contingent fund for use by the chair of the county board, or any member of the county board acting in the capacity of the chair, at the chair's discretion to pay for incidental costs and expenses incurred in expediting the business of the county of St. Louis. The fund shall be under the exclusive control of the chair of the county board or any member of the county board acting in the capacity of the chair, subject to postaudit by the county board.

Sec. 6. Minnesota Statutes 1986, section 383C.094, subdivision 1, is amended to read:

Subdivision 1. **AUTHORITY.** ~~The county board of any In St. Louis county in the state of Minnesota, having an area of not less than 5,000 square miles, now or hereafter having a county or judicial drainage system,~~ where the state of Minnesota holds title pursuant to tax forfeiture laws or other laws to at least 30 percent of all the land in any one district of said a drainage system subject to chapter 106A, ~~is hereby authorized and empowered to the county board may clean or to make repairs on any drain or ditch in any one district in said system when said drain or ditch, due to lack of repairs or cleaning, has caused or is causing great damage to county roads, property, crops or lands; to. It may~~ appropriate and expend from the general revenue fund of said county a sum ~~not to exceed \$10,000~~ annually for the cost of cleaning and repairing said drains or ditches. Said cleaning and repairing may be done by the county with its own equipment and employees, or by contract, but if done by contract and said estimated cost exceeds \$500, then bids for same shall be called for and the contract shall be let to the lowest responsible bidder pursuant to law.

Sec. 7. Minnesota Statutes 1986, section 383C.131, is amended to read:

383C.131 ASSISTANT COUNTY ATTORNEYS AND CLERKS.

~~In all counties having an area of more than 5,000 square miles and a population of more than 150,000, The St. Louis county attorney may appoint, with the consent of the county board, assistant county attorneys and clerical help at such salaries as may be determined by the board. Those heretofore appointed shall be designated assistant county attorneys. They shall take the official oath of office and execute a bond in the same manner as the county attorney, said bonds to be paid by the county. The assistant county attorneys shall be fully authorized to do and perform the duties pertaining to the office as directed by the county attorney. The assistant county attorneys shall be paid semimonthly as is now done, and shall be reimbursed for their actual expenses and mileage according to law when on official business for the county.~~

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Sec. 8. Minnesota Statutes 1986, section 383C.133, subdivision 1, is amended to read:

Subdivision 1. **CERTIFICATION OF EMPLOYEES.** ~~In any county in this state now or hereafter having a population of more than 150,000 inhabitants, and having an area of not less than 5,000 square miles, in which said county board of said county maintains St. Louis county may maintain~~ a county highway engineering organization, composed of a chief highway engineer, assistant engineers, office clerks, drafters, surveyor's assistants, and other employees, all under the direction of the county board ~~of said county, the said county.~~ The board shall by resolution duly adopted at its first meeting after the taking effect of section 383C.133 and at its annual meeting in January in each year, and as additions and changes shall occur in the personnel of said engineers and employees in said county road engineering department, certify to the county auditor of said county the name, position, compensation and the date from which said compensation shall be paid, of each of such engineers, clerks, surveyor's assistants and other employees engaged in said engineering department. On the receipt of any such resolution of said county board certifying the name, position, compensation and date of appointment of said engineers and employees, it shall be the duty of the county auditor of such county to enter the name of every such road engineer and employee in said engineering department on the records of said county auditor, kept for the recording of the names of county officers and their employees and said county road engineers and all their assistants and employees in said road engineering department shall be paid their compensation or salary semimonthly in the same manner as county officials are now paid; and the same shall be in full compensation for all services rendered to such county by said county road engineers, their clerks, assistants and employees.

Sec. 9. Minnesota Statutes 1986, section 383C.135, is amended to read:

383C.135 SURETY BONDS.

~~That in any county in this state, now or hereafter having an area of over 5,000 square miles and a population of over 200,000 inhabitants, The St. Louis county board of any such county shall allow and pay a reasonable amount paid by any county elective or appointive officer of such county as an annual or term premium on the officer's official corporate surety bond in the amount required by law or fixed by such county board, said premiums to be paid out of the revenue of such county for terms of office beginning on or after January 1, 1935,~~ as legal claims against such county, and after the repayment of such reasonable premiums to any such officer for the current year or years in said term of office, said county board shall pay the reasonable premium on any such bond after the termination of existing terms of office.

Sec. 10. Minnesota Statutes 1986, section 383C.16, is amended to read:

383C.16 COUNTY FAIR; MAINTAINING.

Subdivision 1. **APPROPRIATION.** ~~That in all counties in this state now or~~

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hereafter having a population of 150,000 and having not less than 40 percent of their area consisting of vacant and uncultivated lands; The St. Louis county board may annually appropriate not to exceed \$2,000 to assist in the maintaining of a county fair, which fair shall be under the management and control of a county agricultural society. Such appropriation shall be made either to the treasurer of such society or to some other suitable person, but before such money is paid to such treasurer or other person, the payee shall file with the county auditor a satisfactory bond in double the sum of said appropriation, conditioned upon a faithful disbursing and accounting for all of said funds so appropriated. Said funds so appropriated shall be used solely for the purpose of obtaining, preparing, and arranging exhibits and paying premiums to exhibitors. The treasurer or other person to whom said appropriation is paid shall within four months after the holding of any such aided annual fair, file with the county auditor a verified and detailed report showing the name and address of every person to whom any of said money was paid, together with the date of payment and a full description of the purposes for which the money was so paid and shall attach thereto receipts and subvouchers for each payment so made and shall return to the county treasurer all of the unexpended portion thereof. After said report and receipts and subvouchers have been audited by the county board and found to be correct, they may by resolution release said treasurer or other person and sureties from all further liabilities under such bond.

Subd. 2. **SITE APPROPRIATION.** The county board ~~in any such county~~ may also annually appropriate such further sum as it may desire not exceeding \$7,500, for the purpose of procuring a suitable site and the erection of a suitable county building thereon, for the building or repairing of a race track and for grading and improving the grounds, to be used in connection with such county fair, but said site and said building and improvements shall be and remain the property of such county and such annual appropriation shall be used only for the purpose of so acquiring such site and building and grading and for the necessary care, repair, maintenance and upkeep thereof.

Sec. 11. Minnesota Statutes 1986, section 383C.161, is amended to read:

383C.161 COMMUNITY FAIR ASSOCIATIONS; APPROPRIATION.

~~In counties having a population of more than 200,000 and an area of 5,000 square miles or more,~~ The St. Louis county board of ~~county commissioners,~~ in addition to the power it now possesses to appropriate money to county agricultural societies, is hereby authorized to appropriate, to not more than ten duly organized community fair associations of its county, not to exceed \$500 each. In no event shall more than twice the sum paid out in premiums by any community fair association be appropriated to it by the county board. Where there is more than one community fair association in a county, the county board in determining which association shall receive county funds shall consider the geographical location of the fair maintained by each and shall so make its appropriations to such associations that each different community and part of the county will share therein and be equally benefited thereby.

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That before the county auditor of any such county shall deliver a warrant to any community fair association for any funds allowed under this section, the treasurer of such community fair association shall file a bond in the amount of \$500 running to the said county, to be approved by the county board as to form and sufficiency of sureties thereon, conditioned that said treasurer will disburse said funds according to law.

Sec. 12. Minnesota Statutes 1986, section 383C.162, is amended to read:

383C.162 APPROPRIATION FOR COUNTY FAIRGROUNDS IN CERTAIN COUNTIES.

~~In every county in this state now or hereafter containing not less than 80 full or fractional congressional townships,~~ The St. Louis county board of county commissioners is authorized to expend annually from the county revenue fund, out of any moneys not required to defray other expenses chargeable against such fund, such amount as the commissioners may determine to be necessary for the purpose of improving the county fairgrounds and erecting buildings thereon to be used for county and agricultural fairs.

Sec. 13. Minnesota Statutes 1986, section 383C.17, is amended to read:

383C.17 COURTHOUSE BUILDING COMMISSION.

~~In St. Louis county, the courthouse building commission~~ The board of county commissioners of St. Louis county shall have the authority to assign and reassign space and rooms to the various offices in the courthouses and county office buildings in said county.

Sec. 14. Minnesota Statutes 1986, section 383C.231, subdivision 1, is amended to read:

Subdivision 1. **AUTHORITY.** In any county in this state, except St. Louis county, now or hereafter having a population of not less than 175,000 nor more than 225,000 and having a land area of more than 5,000 square miles, and in any county having over 33,000 and less than 35,000 inhabitants according to the 1950 federal census and an assessed valuation over \$20,000,000, the board of county commissioners of any such county shall have authority and may by resolution provide for removal of snow from roadways as hereinafter provided, and upon such conditions and terms and under such restrictions as the board may deem proper.

Sec. 15. Minnesota Statutes 1986, section 383C.232, is amended to read:

383C.232 CERTAIN COUNTIES MAY NUMBER STATE AND OTHER ROADS ROAD NUMBERS.

~~That The St. Louis county board in any county in this state now or hereafter having an assessed valuation of over three hundred million (\$300,000,000) dollars exclusive of money and credits and an area of over five thousand (5,000)~~

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square miles is hereby authorized, ~~may~~ by resolution ~~duly adopted~~, to provide a suitable method of numbering or otherwise describing the state roads, county roads and town roads within its boundaries, erecting and maintaining an adequate system of road signs thereon and preparing and causing to be circulated an accurate road map of said county, showing thereon such of said roads as said county board shall deem in the public interest. ~~That said~~ The county board may distribute said road maps free of charge, or may sell the same at cost to civic organizations, automobile clubs or other parties desiring to purchase same for circulation. ~~That~~ The expense of any and all such acts and things herein authorized may be paid for by said county board out of the county road and bridge fund and any collections made by said board for any such maps so sold shall be credited to said fund.

Sec. 16. **[383C.234] REMOVAL OF SNOW.**

Subdivision 1. AUTHORITY. The St. Louis county board may by resolution provide for removal of snow from roadways as provided in this section, and upon conditions and terms and under restrictions as the board may deem proper.

Subd. 2. APPLICATION. Any person desiring to have snow removed from the person's roadway during the ensuing winter shall on or before August 31 of each year, file a petition in form approved by the county board with the board, providing among other things for the payment of the expense by the person, requesting it to render the service. The county board shall forthwith submit the petition to the county engineer who shall inspect the roadway to determine whether or not it would be advisable to permit snow removal equipment to work on it. The determination of the county engineer as to advisability shall be final and not subject to review. The engineer shall file a report with the county board approving or rejecting the petition, on or before October 31 each year.

Subd. 3. FILE OF PETITIONERS. The board shall, if the report of the engineer is favorable to the removal of snow from the roadway, place the name and address of the petitioners on file and shall forthwith notify each petitioner of the report.

Subd. 4. EQUIPMENT NOT TO BE USED UNTIL PUBLIC HIGHWAYS ARE CLEARED. No snow removal equipment shall be used for the purposes of this section unless and until snow is removed from all roads and highways which the county is charged by law with keeping clear.

Subd. 5. REGULATION. The manner and number of times which machinery shall be used on the roadways shall be determined by the county board, and no person shall have the right to compel the removal of snow from any roadway as described in this section.

Subd. 6. EXPENSES. The amount of the expenses shall constitute and be a lien in favor of the county against the land involved, and, unless paid by July first following, shall be certified by the county engineer to the county auditor, and the auditor shall enter them upon the tax books, as an assessment, upon the

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land. They shall be collected in the same manner that other real estate taxes are collected. The amount of the expenses, when collected, shall be used to reimburse the county for its expenditure.

Sec. 17. Minnesota Statutes 1986, section 383C.26, is amended to read:

383C.26 IMPROVEMENT OF RECREATIONAL FACILITIES.

In St. Louis county the board of county commissioners may appropriate and expend from the general revenue fund, such amount, not to exceed ~~\$15,000~~ \$75,000 annually, as it shall determine for the following purposes:

- (1) for the improvement of trails and portages on established canoe and boat routes dedicated to public use lying wholly or partially within the county;
- (2) for the cleaning, deepening, widening and straightening of the bed of any river or creek to prevent flooding of lands; and
- (3) to improve navigable lakes within the county and to mark by buoys and other means, reefs and shallow places in such lakes.

The powers enumerated in this section shall be exercised in accordance with the requirements, if any, of chapter 110.

Sec. 18. Minnesota Statutes 1986, section 383C.261, is amended to read:

383C.261 WATER IMPROVEMENTS.

The St. Louis county board of county commissioners in any county in the state of Minnesota now or hereafter having a population of more than 150,000, and not more than 240,000, inhabitants, and an area of more than 5,000 square miles, is hereby authorized to may appropriate and expend out of the revenue fund of said county a sum ~~not exceeding \$10,000 annually in addition to any unexpended appropriation heretofore authorized~~ for the improvement of navigable lakes and streams lying wholly or partly within such county, which improvement may include the marking of dangerous reefs and shallow places in said lakes with proper buoys.

Sec. 19. Minnesota Statutes 1986, section 383C.36, is amended to read:

383C.36 COUNTY BOARD MAY EXPEND COUNTY FUNDS WITHIN CITY LIMITS.

~~Any county of this state, now or hereafter having a population of 150,000 or over, and an area in excess of 5,000 square miles; The St. Louis county board of county commissioners shall have the authority to~~ may appropriate and expend within the limits of any city of the first class located in such county such sum or sums of money from the county road and bridge fund, as said board shall deem proper, not exceeding one-half the amount that may have been assessed and collected for such road and bridge fund on the taxable property within said city,

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for the building, repairing, maintaining, or otherwise improving of any road, highway, street or avenue, including the construction and repairing of any bridge thereon, within the limits of any such city, but said county shall in no event and under no circumstances become liable to keep up or maintain the roads, highways, streets, avenues or bridges, or any of them within the limits of such city, constructed, repaired or otherwise improved by said county board, or be liable in any manner for their want of repairs.

Sec. 20. Minnesota Statutes 1986, section 383C.422, is amended to read:

383C.422 BONDS.

~~In every county in this state having an area of more than 5,000 square miles, a population of more than 150,000 and having deputy sheriffs appointed by the sheriff of said county, under the rules and regulations of the civil service commission of said county, The St. Louis county board of said county is hereby authorized to may bond such deputy sheriffs as the sheriff requests at the expense of the county; when such deputies are so bonded, the sheriff shall be relieved of all financial responsibility for the acts of said deputies.~~

Sec. 21. Minnesota Statutes 1986, section 383C.482, subdivision 1, is amended to read:

Subdivision 1. AUDITOR TO SEARCH RECORDS; CERTIFICATES. ~~In any county having an area in excess of 5,000 square miles and a population in excess of 150,000, The St. Louis county auditor, upon written application of any person, shall make search of the records of the auditor's office and the county treasurer's office, and ascertain the amount of current tax against any lot or parcel of land described in the application and the existence of all tax liens and tax sales as to such lot or parcel of land, and certify the result of such search under the seal of office, giving the description of the lot or parcel of land, the amount of the current tax, if any, and all tax liens and tax sales shown by such records, and the amount thereof, the year of tax covered by such lien, the date of tax sale, and the name of the purchaser at such tax sale. For the purpose of ascertaining the current tax against such lot or parcel of land, the county auditor has the right of access to the records of current taxes in the office of the county treasurer.~~

Sec. 22. Minnesota Statutes 1986, section 383C.74, subdivision 1, is amended to read:

Subdivision 1. APPROPRIATION. ~~Any county in this state, having a population in excess of 200,000 and less than 225,000 according to the United States Census of 1920, and having an area of over 5,000 square miles The St. Louis county board may, by action of its county commissioners, appropriate from the treasury of the county a sum not to exceed \$2,500 each year for the promotion of historical work within its borders.~~

Sec. 23. Minnesota Statutes 1986, section 383C.75, is amended to read:

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383C.75 AUTOMOBILE GARAGE AND REPAIR SHOP.

The St. Louis county board of any county having an assessed valuation of over \$150,000,000 and having at any time an area of over 5,000 square miles, whenever it determines it to be necessary and for the best interests of the county, may erect and maintain on the courthouse grounds at the county seat, an automobile storage garage and repair shop with such equipment therein as may be found necessary by the county board, and without submitting the proposition to a vote of the people of said county, for the purpose of storing therein automobiles, trucks, and other equipment owned and used by the county in road work and for other purposes; and to pay the cost of erecting and equipping the building out of the general fund and the road and bridge fund of the county in the same manner as other general expenses of the county are paid.

Sec. 24. Minnesota Statutes 1986, section 383C.78, subdivision 2, is amended to read:

Subd. 2. **APPLICATION.** Application for delayed assessment shall be on forms prescribed by the county assessor of St. Louis county. ~~Where delayed assessment is granted, the assessor shall record a notice thereof with the county recorder of St. Louis county which shall set forth the amount of market value to be added at the expiration of each two-year period by reason of the delayed assessment. Filing fees shall be collected by the assessor from the person making application, and forwarded to the county recorder together with the notice described above within 30 days of the granting of such delayed assessment. An assessor may allow only one application per structure may be granted with respect to any dwelling unit.~~

Sec. 25. REVISOR'S INSTRUCTION.

The revisor of statutes shall omit section 383C.231 from the next edition of Minnesota Statutes.

Sec. 26. REPEALER.

Minnesota Statutes 1986, sections 383C.075; 383C.076; 383C.095; 383C.132; 383C.13; 383C.133; 383C.171; 383C.174; 383C.175; 383C.20; 383C.202; 383C.203; 383C.291; 383C.292; 383C.339; 383C.361; 383C.362; 383C.363; 383C.392, subdivision 2; 383C.423; 383C.424; 383C.45; 383C.481; 383C.52; 383C.521; 383C.523; 383C.55; 383C.551; 383C.552; 383C.553; 383C.554; 383C.555, subdivision 2; 383C.556; 383C.557; 383C.61; 383C.611; 383C.612; 383C.613; 383C.64; 383C.641; 383C.642; 383C.643; 383C.644; 383C.645; 383C.646; 383C.647; 383C.648; 383C.649; 383C.65; 383C.651; 383C.66; 383C.67; 383C.671; 383C.672; 383C.673; 383C.674; 383C.675; 383C.676; 383C.677; 383C.77; 383C.80; 383C.801; 383C.802; 383C.803; 383C.804; and 383C.805; and Minnesota Statutes 1987 Supplement, section 383C.76, are repealed.

Sec. 27. LOCAL APPROVAL.

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

This act takes effect the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the St. Louis county board.

Approved April 12, 1988

CHAPTER 492—H.F.No. 2489

An act relating to state lands; authorizing the exchange of certain state lands free from reservations of public travel under certain conditions; authorizing sale of certain land in Cook county; appropriating money; amending Minnesota Statutes 1986, section 94.342, subdivision 3.

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

Section 1. Minnesota Statutes 1986, section 94.342, subdivision 3, is amended to read:

Subd. 3. **CLASS C.** No land specifically designated by law as a state park shall be given in exchange hereunder unless expressly authorized by the legislature. No land bordering on or adjacent to any meandered or other public waters and withdrawn from sale by law shall be given in exchange unless expressly authorized by the legislature or unless through the same exchange the state acquires land on the same or other public waters in the same general vicinity affording at least equal opportunity for access to the waters and other riparian use by the public; provided, that any exchange with the United States or any agency thereof may be made free from this limitation upon condition that the state land given in exchange bordering on public waters shall be subject to reservations by the state for public travel along the shores as provided by Minnesota Statutes 1945, section 92.45, unless waived as provided in this subdivision, and that there shall be reserved by the state such additional rights of public use upon suitable portions of such state land as the commissioner of natural resources, with the approval of the land exchange board, may deem necessary or desirable for camping, hunting, fishing, access to the water, and other public uses. In regard to Class B land that is contained within that portion of the Superior National Forest that is designated as the Boundary Waters Canoe Area Wilderness and is also located within Cook county, the condition that state land given in exchange bordering on public waters must be subject to the public travel reservations provided in Minnesota Statutes, section 92.45, may be waived by the land exchange board upon the recommendation of the county board which has the concurrence of the commissioner of natural resources.

Sec. 2. **CONVEYANCE OF STATE LAND; COOK COUNTY.**

Subdivision 1. AUTHORIZATION. Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may offer for sale and sell, in the manner provided for the sale of other trust fund lands, the land described

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