

Subd. 4. **OFFICERS TO BE ELECTED IN FORMER STATUTORY CITIES.** In any statutory city previously operating as a city or borough under a general or special law providing for the election of a clerk or a treasurer, or a clerk-treasurer, the city shall be deemed to be operating under optional plan A after the expiration of the term of the incumbent clerk or at such earlier time as a vacancy occurs in that office. Notwithstanding any other provision of Laws 1973, chapter 123 or the statutory city code, any statutory city previously operating under a law providing for five or more council members or for the election of some or all of the council members by wards may continue to have as many council members as formerly and to elect council members by wards to the extent formerly authorized, but the mayor shall serve as a member of the council and act as its chair as in other statutory cities. The mayor shall serve a two year term except where a four year term is provided pursuant to statute and council members shall serve four-year terms as in statutory cities generally. The council of any such city may by ordinance adopted prior to ~~September 1~~ May 15 and effective no earlier than the following ~~January~~ July 1, abolish the ward system and provide for a council constituted as in statutory cities generally.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Presented to the governor March 30, 1992

Signed by the governor March 31, 1992, 6:12 p.m.

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**CHAPTER 389—H.F.No. 2254**

*An act relating to occupations and professions; clarifying membership requirements for the board of pharmacy; amending Minnesota Statutes 1991 Supplement, section 151.03.*

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

Section 1. Minnesota Statutes 1991 Supplement, section 151.03, is amended to read:

**151.03 MEMBERSHIP.**

Members of the board shall be appointed by the governor. The governor shall make appointments to the board that reflect the geography of the state. The board members who are pharmacists must, as a whole, reflect the broad mix of practice types of pharmacists practicing in Minnesota. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 214.07 to 214.09. The provision of staff, administrative services and office space; the review and processing of complaints; the setting of board fees; and

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

other provisions relating to board operations shall be as provided in chapter 214. Any pharmacist on the board who, during incumbency, ceases to be actively engaged in the practice of pharmacy in this state shall be automatically disqualified from membership.

Sec. 2. APPLICATION.

Section 1 is effective for appointments made after August 1, 1992.

Presented to the governor March 31, 1992

Signed by the governor April 2, 1992, 2:12 p.m.

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CHAPTER 390—H.F.No. 2375

*An act relating to metropolitan government; providing a name for the transportation accessibility advisory committee; amending Minnesota Statutes 1990, section 473.386, subdivisions 2 and 3.*

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

Section 1. Minnesota Statutes 1990, section 473.386, subdivision 2, is amended to read:

Subd. 2. **SERVICE CONTRACTS; MANAGEMENT; TRANSPORTATION ACCESSIBILITY ADVISORY COMMITTEE.**

(a) The board shall contract for services necessary for the provision of special transportation. All transportation service must be provided under a contract between the board and the provider which specifies the service to be provided, the standards that must be met, and the rates for operating and providing special transportation services.

(b) The board shall establish management policies for the service but shall contract with a service administrator for day-to-day administration and management of the service. The contract must delegate to the service administrator clear authority to administer and manage the delivery of the service pursuant to board management policies and must establish performance and compliance standards for the service administrator.

(c) The board shall ensure that the service administrator establishes a system for registering and expeditiously responding to complaints by users, informing users of how to register complaints, and requiring providers to report on incidents that impair the safety and well-being of users or the quality of the service. The board shall annually report to the commissioner of transportation and the legislature on complaints and provider reports, the response of the service administrator, and steps taken by the board and the service administrator to identify causes and provide remedies to recurring problems.

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