

Signed by the governor April 25, 1994, 1:15 p.m.

CHAPTER 516—S.F.No. 2095

An act relating to employment; modifying provisions relating to the public employee vacation donation program; amending Minnesota Statutes 1992, section 43A.181, subdivision 3.

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

Section 1. Minnesota Statutes 1992, section 43A.181, subdivision 3, is amended to read:

Subd. 3. **USE OF ACCOUNT ASSETS.** Expenditures from the account established by subdivision 2 may be made ~~only~~ to pay unreimbursed medical expenses when the total of those expenses is at least \$10,000 and the expenses are incurred because of the illness of or injury to a state employee or the employee's spouse or dependent. Up to 40 percent of the funds donated to an individual employee's account may be used to pay for housing and transportation accessibility costs required by the employee who suffered an injury. Any money remaining after all of the ~~unreimbursed medical~~ expenses incurred by the employee named to benefit from a donation have been paid may be transferred to a general pool. The commissioner may use the pool to pay unreimbursed medical expenses for another state employee named to benefit from donated vacation time but whose unreimbursed expenses exceed the monetary value of the donated time.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment and applies retroactively to July 1, 1993 and applies to injuries that occurred on or after July 1, 1993.

Presented to the governor April 25, 1994

Signed by the governor April 28, 1994, 10:00 a.m.

CHAPTER 517—S.F.No. 2118

An act relating to local government; clarifying that the Moose Lake Fire Protection District is a governmental subdivision for certain purposes; making other clarifications; directing the sale of certain state land to the district; amending Laws 1987, chapter 402, section 2, subdivisions 2, 3, and by adding a subdivision.

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

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

Section 1. Laws 1987, chapter 402, section 2, subdivision 2, is amended to read:

Subd. 2. **BOARD.** (a) The district shall be governed by a board composed of ~~one member~~ two members appointed by the city council or town board of each city and town in the district, whose boundaries lie fully within the boundaries of the district, and one member who shall reside in the district, appointed by the majority vote of the foregoing members. A district board member may but is not required to be a member of a city council or town board. Each member shall have one vote on matters coming before the board. Except as provided in this ~~section~~ paragraph, members shall serve two-year terms ending the first Monday in January and until their successors are appointed and qualified. Of the members first appointed, as far as possible, the terms of one-half shall expire on the first Monday in January in the first year following their appointment and one-half the first Monday in January in the second year. The terms of those initially appointed shall be determined by lot. If an additional member is added because an additional city or town joins the district, the member's term shall be fixed so that, as far as possible, the terms of one-half of all the members expire on the same date.

(b) Succeeding terms of all board members shall be for two years, except that members shall serve until their successors are selected and qualified.

(c) The board members shall be selected as provided in this subdivision within 60 days after this act becomes effective. The successors to the board members shall be selected at any time within 60 days before the expiration of their terms in the same manner as their predecessors were selected. Any vacancy on the board shall be filled within 60 days after it occurs.

Sec. 2. Laws 1987, chapter 402, section 2, subdivision 3, is amended to read:

Subd. 3. **EXECUTIVE DIRECTOR DISTRICT ADMINISTRATOR.** The board may appoint ~~an executive director~~ a district administrator. The ~~executive director~~ district administrator shall be selected upon the basis of the applicant's training, experience, and other qualifications and shall serve at the pleasure of the board and at a compensation to be determined by the board. The ~~executive director~~ district administrator need not be a resident of the district. The ~~executive director~~ district administrator may also be selected by the board to serve as either secretary or treasurer, or both, of the board. The ~~executive director~~ district administrator shall attend all meetings of the board, but shall not vote, and shall have the following powers and duties:

(1) ensure that all resolutions, rules, regulations, or orders of the board are enforced;

(2) appoint and remove, upon the basis of merit and fitness, all subordinate

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officers and regular employees of the board except the secretary and the treasurer and their deputies;

(3) present to the board plans, studies, and other reports prepared for board purposes and recommend to the board adoption of measures the ~~director~~ administrator deems necessary to enforce or carry out the powers and duties of the board or the efficient administration of the affairs of the board;

(4) keep the board fully advised as to its financial condition and prepare and submit to the board, and to the governing bodies of the local government units, the board's annual budget and other financial information as the board may request;

(5) recommend to the board for adoption rules and regulations deemed necessary for the efficient operation of the fire protection district ~~disposal system~~; and

(6) perform other duties as may be prescribed by the board.

Sec. 3. Laws 1987, chapter 402, section 2, is amended by adding a subdivision to read:

Subd. 3a. DISTRICT IS GOVERNMENTAL SUBDIVISION. The Moose Lake Fire Protection District is a governmental subdivision in the state for purposes of Minnesota Statutes, section 84.027, subdivision 10.

Sec. 4. CONVEYANCE OF STATE LAND TO THE DISTRICT.

Notwithstanding Minnesota Statutes, sections 94.09 to 94.165, and the provisions of Minnesota Statutes, section 84.027, subdivision 10, requiring a declaration of surplus and approval of the executive council, to the contrary, the commissioner of natural resources shall sell the following described land to the Moose Lake area fire protection district, under the remaining provisions of Minnesota Statutes, section 84.027, subdivision 10, for the construction of a fire station and other support facilities. The land shall be sold for the appraised value or such other consideration as may be agreed upon. The land that is to be sold consists of about 3.0 acres and is described as that part of the Southwest Quarter of the Northeast Quarter of Section 29, Township 46, Range 19, City of Moose Lake, Carlton County, which is more particularly described in the agreement and related correspondence between the district and the department of natural resources.

Sec. 5. EFFECTIVE DATE.

This act takes effect without the local approval described in Minnesota Statutes, section 645.021 on July 1, 1994.

Presented to the governor April 25, 1994

Signed by the governor April 28, 1994, 10:01 a.m.

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