

Subd. 7. EFFECT. This section has no effect on the operation of an ordinance adopted under sections 115A.80 to 115A.893. Nothing in this section authorizes a person to arrange for the management of solid waste that is subject to a designation ordinance at a facility other than the designated facility or facilities.

Sec. 2. EFFECTIVE DATE.

(a) Except as provided in paragraph (b), section 1 is effective February 1, 1995, or when the rules adopted under section 1, subdivision 4, are effective, whichever is sooner.

(b) Section 1, subdivision 4, is effective the day following final enactment.

Presented to the governor May 2, 1994

Signed by the governor May 4, 1994, 3:14 p.m.

CHAPTER 549—S.F.No. 2210

An act relating to health; Ramsey Health Care, Inc.; authorizing the public corporation to incorporate as a nonprofit corporation; terminating its status as a public corporation; providing for the care of the indigent of Ramsey county and other counties; providing for certain of its powers and duties; repealing Minnesota Statutes 1992, sections 246A.01; 246A.02; 246A.03; 246A.04; 246A.05; 246A.06; 246A.07; 246A.08; 246A.09; 246A.10; 246A.11; 246A.12; 246A.13; 246A.14; 246A.15; 246A.16; 246A.17; 246A.18; 246A.19; 246A.20; 246A.21; 246A.22; 246A.23; 246A.24; 246A.25; 246A.26; and 246A.27.

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

Section 1. [383A.90] DEFINITIONS.

Subdivision 1. SCOPE. In sections 1 and 2, the definitions in this section apply.

Subd. 2. PUBLIC CORPORATION. The "public corporation" means Ramsey Health Care, Inc., established by Minnesota Statutes, section 246A.02.

Subd. 3. NONPROFIT CORPORATION. The "nonprofit corporation" means the entity formed in accordance with section 2, subdivision 1.

Sec. 2. [383A.91] INCORPORATION AS NONPROFIT CORPORATION.

Subdivision 1. INCORPORATION. The board of directors of the public corporation may incorporate as a nonprofit corporation under Minnesota Statutes, chapter 317A. Upon so incorporating, the nonprofit corporation that results ceases to be a public corporation.

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

Subd. 2. EMPLOYEES. (a) Employees of either the nonprofit corporation or its subsidiary corporations are not public employees, except as provided under paragraph (b).

(b) A person who is an employee of the public corporation or one of its subsidiary corporations, and is a member of the public employees retirement association at the time of the incorporation described in subdivision 1, shall continue to be included in the definition of public employee under the public employees retirement act, Minnesota Statutes, chapter 353, but may terminate membership in the public employees retirement association before July 1, 1995.

(c) For an employee who remains a member of the public employees retirement association, the employing corporation shall pay the employer contributions required by Minnesota Statutes, section 353.27, and shall deduct from the employee's salary and transmit to the association, the employee contribution required by section 353.27.

(d) The total compensation package, including wage plus benefit rates, of all employees that are members of a construction or building trade for which there is a generally established and recognized scale of wages inside the county, must equal the total compensation package of private sector construction trade employees within the county as established by collective bargaining agreements.

Subd. 3. TORT LIABILITY. Notwithstanding other law to the contrary, the public corporation and its hospital subsidiary corporation each are a "municipality" for purposes of tort liability under Minnesota Statutes, chapter 466, with regard to any claim occurring before the date of incorporation pursuant to subdivision 1.

Subd. 4. LEASE OR SALE OF PROPERTY. (a) Any lease entered into under Minnesota Statutes, section 246A.11, before its repeal by this act, remains in effect according to its terms.

(b) Before July 1, 1994, any lease entered into under Minnesota Statutes, section 246A.11, must be amended to provide that:

(1) at least one seat on the board of directors of St. Paul-Ramsey Medical Center or its successor or assignee must be reserved for a member of the board of Ramsey county commissioners to be appointed by the county board;

(2) any name change to the St. Paul-Ramsey Medical Center facility must not be implemented without providing the Ramsey county board 60 days to comment and consult with St. Paul-Ramsey Medical Center or its successor or assignee;

(3) except as provided in subdivision 5, St. Paul-Ramsey Medical Center or its successor or assignee shall continue major or unique services currently provided, including but not limited to the trauma center, burn unit, and teaching and research services for a five-year period, and thereafter shall use its best efforts to continue those services and shall consult with the Ramsey county board of commissioners before discontinuing those services;

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

(4) in the event of health care reform that reduces or eliminates the need for St. Paul-Ramsey Medical Center or its successor or assignee to provide indigent care, the county shall receive replacement consideration for that indigent care service, which may be paid in the form of rent or capital improvements to county-owned property;

(5) St. Paul-Ramsey Medical Center or its successor or assignee shall provide Ramsey county with a copy of its annual financial statement and management letter, and an annual report on the value of improvements made on county-owned property; and

(6) the lease may not be assigned to a for-profit corporation or a subsidiary of a for-profit corporation without the consent of the Ramsey county board of commissioners.

(c) The St. Paul-Ramsey Medical Center property owned by Ramsey county may be sold or transferred only after a duly noticed public hearing held before the Ramsey county board, and approval of the county board, but in no event shall the county-owned property be sold or transferred without adequate compensation to the county.

Subd. 5. CARE OF THE INDIGENT. (a) St. Paul-Ramsey Medical Center or its successor or assignee must provide hospital and medical services for the indigent of Ramsey county. The services must equal those made available to nonindigent patients.

(b) Notwithstanding any law to the contrary, Ramsey county may provide funds to buy hospital and medical services for the indigent of Ramsey county from a provider selected by the county with or without public bid.

(c) Notwithstanding any law to the contrary, any county may provide funds to buy hospital and medical services for the indigent of that county from a provider selected by the county with or without public bid.

Sec. 3. REPEALER.

Minnesota Statutes 1992, sections 246A.01; 246A.02; 246A.03; 246A.04; 246A.05; 246A.06; 246A.07; 246A.08; 246A.09; 246A.10; 246A.11; 246A.12; 246A.13; 246A.14; 246A.15; 246A.16; 246A.17; 246A.18; 246A.19; 246A.20; 246A.21; 246A.22; 246A.23; 246A.24; 246A.25; 246A.26; and 246A.27, are repealed.

Sec. 4. EFFECTIVE DATE.

Sections 1 and 2 are effective upon approval by the Ramsey county board of commissioners and amendment of the lease as required under section 2, subdivision 4, paragraph (b).

Presented to the governor May 2, 1994

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

Signed by the governor May 4, 1994, 3:10 p.m.

CHAPTER 550—H.F.No. 2362

An act relating to animals; changing the definition of a potentially dangerous dog; changing the identification tag requirements for a dangerous dog; amending Minnesota Statutes 1992, sections 347.50, subdivision 3; and 347.51, subdivision 7.

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

Section 1. Minnesota Statutes 1992, section 347.50, subdivision 3, is amended to read:

Subd. 3. **POTENTIALLY DANGEROUS DOG.** "Potentially dangerous dog" means any dog that:

(1) when unprovoked, inflicts bites on a human or domestic animal on public or private property;

(2) when unprovoked, chases or approaches a person, including a person on a bicycle, upon the streets, sidewalks, or any public or private property, other than the dog owner's property, in an apparent attitude of attack; or

(3) has a known propensity, tendency, or disposition to attack unprovoked, causing injury or otherwise threatening the safety of humans or domestic animals.

Sec. 2. Minnesota Statutes 1992, section 347.51, subdivision 7, is amended to read:

Subd. 7. **TAG.** A dangerous dog registered under this section must have a standardized, easily identifiable tag identifying the dog as dangerous and containing the uniform dangerous dog symbol, affixed to the dog's collar at all times. The commissioner of public safety, after consultation with animal control professionals, shall provide by rule for the design of the tag.

Presented to the governor May 2, 1994

Signed by the governor May 4, 1994, 3:14 p.m.

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