

\$10,000 is appropriated from the special revenue fund to the commissioner of health and \$82,000 to the commissioner of the pollution control agency for the biennium ending June 30, 1997, for the purposes of sections 1 to 13. The general fund appropriation to the pollution control agency is reduced by \$21,000 in fiscal year 1996 and \$21,000 in fiscal year 1997.

Sec. 16. **REPEALER.**

Minnesota Statutes 1994, sections 115.71, subdivisions 2, 3, and 3a; 115.74; 115.78; 115.79; 115.80; and 115.82, are repealed.

Presented to the governor May 16, 1995

Signed by the governor May 18, 1995, 11:32 a.m.

CHAPTER 181—S.F.No. 526

An act relating to local government; modifying the local approval requirements for the Nashwauk area ambulance district law; providing an alternative appointment method for the St. Paul charter commission; providing an alternative question for the Itasca medical center referendum; amending Laws 1994, chapter 587, article 9, section 10, subdivision 6.

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

Section 1. Laws 1994, chapter 587, article 9, section 10, subdivision 6, is amended to read:

Subd. 6. **EFFECTIVE DATE.** This section (a) Laws 1994, chapter 587, article 9, section 10, is effective in any of the following cities or towns the day after compliance by the governing body of a city or town with Minnesota Statutes, section 645.021, subdivision 3: the cities of Nashwauk, Keewatin, Marble, Taconite, and Calumet, and the towns of Feely, Goodland, Iron Range, Greenway, Lone Pine, Lawrence, Nashwauk, Balsam, and Bearville the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of each. This section, Laws 1994, chapter 587, article 9, section 10, is effective for unorganized territories described in subdivision 1, paragraph (a), clauses (12) to (18), the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the Itasca county board.

(b) Notwithstanding the time limitations for filing local approval under Minnesota Statutes, section 645.021, subdivision 3, the certificate of approval of any of the cities, towns, or counties named in this subdivision may be filed with the secretary of state at any time after May 6, 1994, and the law approved by the certificate is then effective as to the certifying city, town, or unorganized territory.

Sec. 2. **ITASCA MEDICAL CENTER.**

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

Subdivision 1. ALTERNATIVE REFERENDUM. As an alternative to the question authorized to be submitted to the people by Laws 1994, chapter 428, the Itasca county board may submit to the people of the county the following question of what form of governance is appropriate for the Itasca medical center. The people may vote on the question at a general or special election. A majority of those voting on the question shall be approval of the course of action for which the majority votes. The question submitted shall be:

“Vote for one of the following options:

Which form of governance do you approve for the Itasca medical center?

..... Sale or lease of the hospital

..... A county hospital”

The alternatives shall be rotated on the ballot so that each appears in the first place approximately an equal number of times. The vote on the question shall be advisory only.

Subd. 2. LOCAL APPROVAL. Subdivision 1 takes effect the day after the Itasca county board complies with Minnesota Statutes, section 645.021, subdivision 3.

Sec. 3. ST. PAUL CHARTER COMMISSION; ALTERNATIVE APPOINTMENT METHOD.

In St. Paul, and as an alternative to Minnesota Statutes, section 410.05, subdivision 1, the St. Paul city council may provide by resolution for the appointment of a charter commission, in accordance with this subdivision, to frame or amend the charter. The commission shall be composed of not more than 15 members, each of whom shall be qualified voters of the city. Members shall be appointed as follows:

(1) the chief judge of the district court shall appoint one member from each district from which members of the city council are elected;

(2) the elected representative in each city council district shall appoint one member from the qualified voters in the district; and

(3) the mayor of the city shall appoint one member, who shall be the chair of the commission.

Charter commission members hold office for a term of four years, and until their successors are appointed and qualify. Vacancies shall be filled by the appointing authority. Letters of appointment shall be filed with the city clerk. Oaths of office and other matters relating to commission members and the commission that are not provided for in this subdivision are as otherwise provided by law.

New language is indicated by underline, deletions by strikeout.

Sec. 4. EFFECTIVE DATE.

Under Minnesota Statutes, section 645.023, subdivision 1, clause (a), section 3 takes effect without local approval the day following final enactment.

Presented to the governor May 16, 1995

Became law without the governor's signature May 18, 1995

CHAPTER 182—H.F.No. 1377

An act relating to agriculture; clarifying certain procedures for agricultural chemical response reimbursement; amending Minnesota Statutes 1994, sections 18E.02, by adding a subdivision; and 18E.04, subdivisions 2 and 4.

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

Section 1. Minnesota Statutes 1994, section 18E.02, is amended by adding a subdivision to read:

Subd. 6. SINGLE SITE. "Single site" for purposes of chapter 18E means all land and water areas, including air space, and all plants, animals, structures, buildings, contrivances, and machinery whether fixed or mobile including anything used for transportation within a one-half mile radius of a discovered or reported incident where agricultural chemical handling, storage, disposal, and distribution activities have occurred or are now occurring.

Sec. 2. Minnesota Statutes 1994, section 18E.04, subdivision 2, is amended to read:

Subd. 2. **PAYMENT OF CORRECTIVE ACTION COSTS.** (a) On request by an eligible person, the board may pay the eligible person for the reasonable and necessary cash disbursements for corrective action costs incurred by the eligible person as provided under subdivision 4 if the board determines:

- (1) the eligible person pays the first \$1,000 of the corrective action costs;
 - (2) the eligible person provides the board with a sworn affidavit and other convincing evidence that the eligible person is unable to pay additional corrective action costs;
 - (3) the eligible person continues to assume responsibility for carrying out the requirements of corrective action orders issued to the eligible person or that are in effect; and
 - (4) the incident was reported as required in chapters 18B, 18C, and 18D.
- (b) An eligible person is not eligible for payment or reimbursement and

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