

CHAPTER 188—S.F.No. 1423

An act relating to St. Louis county; adding court bailiffs to the unclassified service; authorizing the town of Breitung to convey certain real property for nominal or other consideration; amending Minnesota Statutes 1996, section 383C.035.

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

Section 1. Minnesota Statutes 1996, 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 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.

(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. For purposes of this section, special investigators are defined as all nonclerical positions 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 sanitarium operated by a commission or board of such county.

(i) 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) Two administrative assistants in the county administrator's office.

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

(n) All court bailiffs.

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. 2. TOWN OF BREITUNG; CONVEYANCE OF REAL PROPERTY.

Notwithstanding any law to the contrary, the town board of the town of Breitung in St. Louis county may convey a plat of land containing the Soudan community store described as Lot 1, Block 5, plat of Soudan, to the Soudan store board for a nominal consideration or whatever consideration that may be mutually determined by the Breitung town board and the Soudan store board.

Sec. 3. EFFECTIVE DATE.

Pursuant to Minnesota Statutes, section 645.023, subdivision 1, section 2 is effective without local approval on the day following final enactment.

Presented to the governor May 19, 1997

Signed by the governor May 20, 1997, 10:40 a.m.

CHAPTER 189—S.F.No. 780

An act relating to the environment; modifying requirements for mercury testing in incinerator emissions; amending Minnesota Statutes 1996, section 116.85, subdivision 1.

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

Section 1. Minnesota Statutes 1996, section 116.85, subdivision 1, is amended to read:

Subdivision 1. **EMISSION MONITORS.** Notwithstanding any other law to the contrary, an incinerator permit that contains emission limits for dioxin, cadmium, chromium, lead, or mercury must, as a condition of the permit, require the installation of an air emission monitoring system approved by the commissioner. The monitoring system must provide continuous measurements to ensure optimum combustion efficiency for the purpose of ensuring optimum dioxin destruction. The system shall also be capable of providing a permanent record of monitored emissions that will be available upon request to the commissioner and the general public. The commissioner shall provide periodic inspection of the monitoring system to determine its continued accuracy.

Subd. 1a. **MERCURY TESTING** ~~The facility must~~ (a) Notwithstanding any other law to the contrary, a facility holding an incinerator permit that contains emission limits for mercury must, as a condition of the permit, conduct periodic stack testing for mercury as described by this subdivision. Hospital waste incinerators having a design capacity of less than three million BTUs per hour may use mercury segregation practices as an alternative to stack testing if allowed by applicable federal requirements, with the approval of the commissioner.

(b) A facility shall conduct stack testing for mercury at intervals not to exceed 90 days three months. An incinerator facility burning greater than 30 percent by weight of

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