

(5) an electric relay or other electrical device.

Sec. 3. Minnesota Statutes 1996, section 116.92, is amended by adding a subdivision to read:

Subd. 5a. **DISPLACEMENT RELAYS.** (a) A manufacturer of a displacement relay that contains mercury is responsible for the costs of collecting and managing its displacement relays to ensure that the relays do not become part of the solid waste stream.

(b) A manufacturer of a displacement relay that contains mercury shall, in addition to the requirements of subdivision 3, provide incentives for, and sufficient information to, purchasers and consumers of the relay to ensure that the relay does not become part of the waste stream. A manufacturer that has complied with this subdivision is not liable for improper disposal by purchasers or consumers of its relays.

(c) A manufacturer subject to this subdivision, or an organization of such manufacturers and its officers, members, employees, and agents, may participate in projects or programs to collect and properly manage waste displacement relays. Any person who participates in such a project or program is immune from liability under state law relating to antitrust, restraint of trade, unfair trade practices, and other regulation of trade or commerce for activities related to the collection and management of the relays under this subdivision.

(d) For the purposes of this subdivision, a "displacement relay" means an electric flow control device having one or more poles that contain metallic mercury and a plunger which, when energized by a magnetic field, moves into a pool of mercury, displacing the mercury sufficiently to create a closed electrical circuit.

Sec. 4. **EFFECTIVE DATE.**

Section 3 is effective July 1, 1998.

Presented to the governor April 24, 1997

Signed by the governor April 28, 1997, 10:46 a.m.

CHAPTER 63—H.F.No. 1301

An act relating to local government; defining the department's classified service under a merged Saint Paul and Ramsey county department of public health; amending Minnesota Statutes 1996, section 383A.288, subdivisions 3 and 4.

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

Section 1. Minnesota Statutes 1996, section 383A.288, subdivision 3, is amended to read:

Subd. 3. ELIGIBILITY FOR COMPETITIVE OPEN EXAMINATIONS. (a) Competitive open examinations shall, upon public notice, be open to all applicants who meet reasonable job related requirements fixed by the personnel department.

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

(b) Employees in the classified service with permanent tenure who pass an open competitive examination shall have added to their final examination score one point for each year of permanent tenure up to a maximum of ten points. This credit shall not be used for examinations for supervisory positions. During the term of any joint powers agreement between the city of Saint Paul and Ramsey county joining the city of Saint Paul public health department and the Ramsey county public health department into the Saint Paul-Ramsey county department of public health under the direction of Ramsey county, classified employees of the city of Saint Paul public health department, who pass an open competitive examination will have added to their final examination score one point for each year of permanent tenure in the classified service of the city of Saint Paul, up to a maximum of ten points, in open competitive examinations to fill vacancies in county positions only in the combined Saint Paul-Ramsey county department of public health.

Sec. 2. Minnesota Statutes 1996, section 383A.288, subdivision 4, is amended to read:

Subd. 4. **ELIGIBILITY FOR COMPETITIVE PROMOTIONAL EXAMINATIONS.** Competitive promotional examinations shall be open only to permanent and probationary employees of the classified service. The personnel department may limit competition to employees of one or more departments, or to employees meeting specified employment requirements. During the term of any joint powers agreement between the city of Saint Paul and Ramsey county joining the city of Saint Paul public health department and the Ramsey county public health department into the Saint Paul-Ramsey county department of public health under the direction of Ramsey county, classified employees of the city of Saint Paul public health department and classified employees of Ramsey county public health department must be considered as employees of the classified service of a single Ramsey county department for the purpose of this subdivision.

Presented to the governor April 24, 1997

Signed by the governor April 28, 1997, 10:46 a.m.

CHAPTER 64—H.F.No. 1045

An act relating to insurance; prohibiting a surcharge for an automobile accident in which the insured is a passenger in a bus, taxi, or commuter van; amending Minnesota Statutes 1996, section 65B.133, by adding a subdivision.

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

Section 1. Minnesota Statutes 1996, section 65B.133, is amended by adding a subdivision to read:

Subd. 5a. **SURCHARGE PROHIBITION.** No surcharge is chargeable to an insured who collects benefits under a policy because the insured is a passenger in a bus, taxi, or commuter van involved in an accident.

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