

CHAPTER 89—S.F.No. 951

An act relating to county officers; authorizing the county board to assign certain duties of the county auditor and treasurer; proposing coding for new law in Minnesota Statutes, chapter 375A.

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

Section 1. [375A.121] MODIFYING THE DUTIES OF COUNTY AUDITOR AND TREASURER.

A county board, with the concurrence of the county auditor and treasurer, may by resolution assign to the county treasurer all or some of the duties of the county auditor in sections 272.115, 272.12, 272.121, 279.02, 279.025, and 279.03. A county board, with the concurrence of the county auditor and treasurer, may assign to the county auditor all or some of the duties of the county treasurer in sections 272.115, 272.12, 272.121, 279.02, 279.025, and 279.03. If any duties of the county auditor or the county treasurer are assigned under this section, the county board shall notify the commissioner of revenue of the assignment of duties. A county board may not rescind its assignment of duties under this section for at least two years after the initial resolution of assignment of duties. Upon the election of a county auditor or treasurer, the elected official may require that the duties of the county auditor and treasurer be reestablished as provided by sections 272.115, 272.12, 272.121, 279.02, 279.025, and 279.03.

Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment.

Presented to the governor May 2, 1997

Signed by the governor May 6, 1997, 11:09 a.m.

CHAPTER 90—S.F.No. 1037

An act relating to Scott county; permitting the appointment of the auditor, recorder, and treasurer; providing for a reverse referendum.

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

Section 1. AUDITOR, RECORDER, TREASURER MAY BE APPOINTED.

Notwithstanding Minnesota Statutes, section 382.01, upon adoption of a resolution by the Scott county board of commissioners, the offices of county auditor, county recorder, and county treasurer in the county are not elective but must be filled by appointment by the county board as provided in the resolution.

Sec. 2. PUBLISHING RESOLUTION, PETITION, REFERENDUM.

The Scott county board, after adopting a resolution permitted by section 1, must publish the resolution once each week for two consecutive weeks in the official publica-

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tion of the county. The resolution may be implemented without the submission of the question to the voters of the county, unless within 21 days after the second publication of the resolution, a petition requesting a referendum, signed by at least ten percent of the registered voters of the county, is filed with the county auditor. If a petition is filed, the resolution may be implemented, unless disapproved by a majority of the voters of the county, voting on the question at a regular or special election.

Sec. 3. INCUMBENTS TO COMPLETE TERMS.

Persons elected at the November 1994 general election to the positions of auditor, recorder, and treasurer shall serve in those capacities and perform the duties, functions, and responsibilities required by statute, until the completion of the term of office to which each was elected, or until a vacancy occurs in the office, whichever occurs earlier.

Sec. 4. EFFECTIVE DATE.

Sections 1 to 3 are effective, without local approval, July 1, 1997.

Presented to the governor May 2, 1997

Signed by the governor May 6, 1997, 11:11 a.m.

CHAPTER 91—S.F.No. 1669

An act relating to Benton county; permitting the combining of the offices of auditor and treasurer and appointment to the combined office and to the offices of recorder and coroner; providing for completion of current terms and for a reverse referendum; providing for the reorganization of certain duties and terms of office.

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

Section 1. AUDITOR AND TREASURER MAY BE COMBINED.

Notwithstanding Minnesota Statutes, section 382.01, upon adoption of a resolution by the Benton county board of commissioners, the offices of county auditor and county treasurer may be combined.

Sec. 2. ELECTIVE OFFICES MAY BE MADE APPOINTIVE.

Notwithstanding Minnesota Statutes, section 382.01, upon adoption of a resolution by the Benton county board of commissioners, the office of auditor-treasurer, if combined under section 1, and the offices of county recorder and county coroner are not elective but must be filled by appointment by the county board as provided in the resolution.

Sec. 3. PUBLISHING RESOLUTIONS, PETITION, REFERENDUM.

The county board, before acting as permitted by section 1 and before making an appointment as permitted by section 2, but after adopting a resolution permitted by section 1 or 2, must publish the resolution once each week for two consecutive weeks in the official publication of the county. The resolution may be implemented without the submission of

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