

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

**Section 1. [1.1498] STATE PHOTOGRAPH.**

Subdivision 1. DESIGNATION. The world-renowned photograph "Grace," depicting an elderly man bowing his head and giving thanks, taken in Bovey, Minnesota, in 1918, by Eric Enstrom, is designated as the state photograph.

Subd. 2. PLACEMENT. A copy of the photograph "Grace" must be displayed in the office of the secretary of state.

Presented to the governor March 20, 2002

Signed by the governor March 22, 2002, 2:00 p.m.

**CHAPTER 256—S.F.No. 2834**

*An act relating to Steele county; permitting the appointment of the county recorder.*

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

**Section 1. RECORDER MAY BE APPOINTED.**

Notwithstanding Minnesota Statutes, section 382.01, upon adoption of a resolution by the Steele county board of commissioners, the office of county recorder in the county is not elective but must be filled by appointment by the county board as provided in the resolution. Before the county board may adopt a resolution under this section, the board must hold a public hearing on the proposal to appoint the county recorder.

**Sec. 2. BOARD CONTROLS, MAY CHANGE AS LONG AS DUTIES DONE.**

Upon adoption of a resolution by the Steele county board of commissioners and subject to sections 3 and 4, the duties of the elected official required by statute whose office is made appointive as authorized by this act must be discharged by the board of commissioners of Steele county acting through a department head appointed by the board for that purpose. A reorganization, reallocation, or delegation or other administrative change or transfer does not diminish, prohibit, or avoid the discharge of duties required by statute.

**Sec. 3. INCUMBENT TO COMPLETE TERM.**

The person currently serving as county recorder must serve in that capacity and perform the duties, functions, and responsibilities required by statute until the completion of the current term of office or until a vacancy occurs in the office, whichever occurs earlier.

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

**Sec. 4. FOUR-FIFTHS VOTE; REVERSE REFERENDUM.**

The county board may provide for the appointment of the county recorder as permitted in this act without an affirmative vote of the voters of the county if the resolution to make the office appointed is approved by 80 percent of the members of the county board. Before the adoption of the resolution, the county board must publish a resolution notifying the public of its intent to consider adopting the option once each week for two consecutive weeks in the official publication of the county. Following the publication, the county board shall provide an opportunity at its next regular meeting for public comment relating to the option, prior to formally adopting the option. The option may be implemented without the submission of the question of its implementation to the voters of the county, unless within 30 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 option 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. 5. EFFECTIVE DATE; LOCAL APPROVAL.**

This act is effective the day after the governing body of Steele county and its chief clerical officer timely complete their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.

Presented to the governor March 20, 2002

Signed by the governor March 22, 2002, 2:10 p.m.

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**CHAPTER 257—S.F.No. 3258**

*An act relating to state lands; providing for a land exchange with city of Garfield.*

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

**Section 1. LAND EXCHANGE BETWEEN STATE AND CITY OF GARFIELD.**

(a) Notwithstanding Minnesota Statutes, sections 94.342 to 94.344 and 222.63, or any other statute to the contrary, the commissioner of transportation, with the unanimous approval of the Minnesota land exchange board, may convey the land described in paragraph (b) to the city of Garfield in exchange for the land described in paragraph (c).

(b) The land to be conveyed to the city of Garfield by the state is located in Douglas county and is described as:

That part of the Northwest Quarter of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter, Section 32, Township 129 North, Range 38 West, being part of the unplatted city of Garfield,

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