

CHAPTER 788-H.F.No.2341

[Not Coded]

An act relating to the city of St. Paul; providing and authorizing issuance of general obligation bonds for capital improvement budget purposes; providing certain transferred employees rights to certain benefits; amending Laws 1971, Chapter 773, Section 1, as amended; Laws 1971, Chapter 773, Section 2; Laws 1976, Chapter 234, Section 4, Subdivisions 4, as amended and 4a, as amended.

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

Section 1. Laws 1971, Chapter 773, Section 1, as amended by Laws 1974, Chapter 351, Section 5, Subdivision 1 and Laws 1976, Chapter 234, Section 1, is amended to read:

Section 1. **ST. PAUL, CITY OF; CAPITAL IMPROVEMENT PROGRAM.**
Subdivision 1. Notwithstanding any provision of the charter of the city of St. Paul, the council of said city shall have power by a resolution adopted by five affirmative votes of all its members to authorize the issuance and sale of general obligation bonds of the city in an amount of \$6,500,000 for each calendar year for a four year period commencing with the year 1976, and aggregate annual amounts not to exceed the limits prescribed in subdivision 2 of this section, for a five year period commencing in 1980, for the payment of which the full faith and credit of the city is irrevocably pledged.

Subd. 2. For the year 1980 the city of St. Paul is authorized to issue bonds in the aggregate principal amount of \$6,500,000 and for each of the years 1981 and 1982 the city of St. Paul is authorized to issue bonds in the aggregate principal amount of \$8,000,000 for each year; or for the year 1981 and subsequent years the city of St. Paul may issue bonds in an amount equal to one fourth of one percent of the assessors limited market value of taxable property in St. Paul as finally equalized, whichever is greater, provided further that no more than \$8,000,000 of bonds is authorized to be issued in any such year, unless St. Paul's local general obligation debt as defined in this section is less than six percent of such market value calculated as of December 31 of the preceding year.

Subd. 3. For purposes of this section, St. Paul's general obligation debt shall consist of the principal amount of all outstanding bonds of (1) the city of St. Paul, the housing and redevelopment authority of St. Paul, the civic center authority of St. Paul, and the port authority of St. Paul, for which the full faith and credit of the city or any of the foregoing authorities has been pledged; (2) Independent School District 625, for which the full faith and credit of the district has been pledged; and (3) the county of Ramsey, for which the full faith and credit of the county has been pledged, reduced by an amount equal to the principal amount of such outstanding bonds multiplied by a figure, the numerator of which is equal to the assessed value of property within the county outside of the city of St. Paul and the denominator of which is equal to the assessed value of the county.

There shall be deducted before making the foregoing computations the outstanding
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principal amount of all refunded bonds and all tax or aid anticipation certificates of indebtedness of the city, the authorities, the school district and the county for which the full faith and credit of the bodies has been pledged.

Sec. 2. Laws 1971, Chapter 773, Section 2, is amended to read:

Sec. 2. The proceeds of all bonds issued pursuant to section 1 hereof shall be used exclusively for the acquisition, construction, and repair of capital improvements. None of the proceeds of any bonds so issued shall be expended except upon projects which have been reviewed, and have received a priority rating, from a capital improvements committee consisting of at least seven ~~18~~ members, of whom a majority shall not hold any paid office or position under the city of St. Paul. The members shall be appointed by the mayor, with at least three members from each Minnesota senate district. The priorities and recommendations of such committee shall be purely advisory, and no buyer of any such bonds shall be required to see to the application of the proceeds.

Sec. 3. Laws 1976, Chapter 234, Section 4, Subdivision 4, as amended by Laws 1977, Chapter 165, Section 1, is amended to read:

Subd. 4. **ST. PAUL, CITY OF; HOUSING AND REDEVELOPMENT.** Except as specifically provided herein, the establishment of the St. Paul city council as the commissioners of the St. Paul housing and redevelopment authority or placement of any employees under the direction or control of the mayor or any department of the city, shall not affect rights of any employees of the housing and redevelopment authority, including but not limited to any rights pursuant to an existing collective bargaining agreement or fringe benefit plan, nor shall such action affect any collective bargaining right or contract provision of present city employees. The employees may remain as employees of the housing and redevelopment authority, or any successor agency thereof, or may become employees of the city of St. Paul by resolution of the governing body of the city and by concurrent approval of respective housing and redevelopment authority bargaining units affected. Such approval will be determined by majority vote of those employees in each unit who are actually affected by such council action. All employees of the housing and redevelopment authority who are affected by such council action, and who are not members of a specific bargaining unit, for the purpose of this provision shall be considered as one unit. Any employee who becomes an employee of the city of St. Paul by such action shall become a member of the proper city bargaining unit, if one exists, and shall be governed by the bargaining agreement of that city unit beginning ~~July 4, 1978~~ January 1, 1980, and until that date such employees shall remain in any bargaining units that they were in at the effective date of this act and shall be governed by the collective bargaining agreements of those units.

Sec. 4. Laws 1976, Chapter 234, Section 4, Subdivision 4a, as added by Laws 1977, Chapter 165, Section 2, is amended to read:

Subd. 4a. **TRANSFER OF EMPLOYEES.** All employees of the housing and redevelopment authority who become employees of the city of St. Paul in accordance with the provisions of subdivision 4, hereinafter called transfer employees, shall be employees of the city of St. Paul notwithstanding any contrary provision of this law, the St. Paul city

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charter or other statute or ordinance, and shall be governed by applicable provisions of the city civil service laws and city charter, except as modified in clauses (1), (2) and (3).

(1) Transfer employees shall maintain city seniority from the effective date of this act; however, for the purposes of determining their wages and fringe benefits, except pension benefits, their seniority shall be computed from the date that they were originally employed by the housing and redevelopment authority.

(2) Transfer employees shall have promotion rights providing that they qualify for such rights under the city civil service laws, and such rights shall be determined by their combined total length of service with the housing and redevelopment authority and the city.

(3) Any employee, whether a regular city employee or a transfer employee, if assigned to the department of planning and economic development, shall have equal promotional rights with any other such employee. Any regular city employee assigned to the department of planning and economic development and any transfer employee shall have promotional preference for positions in the division of renewal and the division of economic development over regular city employees not assigned to the department of planning and economic development. All regular city employees, whether assigned to the department of planning and economic development or any other position in the classified service, shall have promotional rights over all transfer employees for any position in the classified service which is not in the department of planning and economic development. All city employees, whether assigned to the department of planning and economic development or any other position in the classified service, shall have equal promotional rights with all transfer employees for promotions to positions in the division of planning and the division of community development. The term "employee" as used in clause (3) means professional, supervisory, and confidential employees only. All promotion preferences established by this clause shall expire two years after the effective date of this act.

No city employee holding a regular appointment to a position in the classified service at the time this act takes effect shall be laid off because of the effects of this act.

Notwithstanding any contrary provision of law, the pension plan available to the employees of the housing and redevelopment authority at the effective date of this act shall continue in operation until changed in accordance with law, and all such housing and redevelopment authority employees who shall become employees of the city shall have the individual option to remain in the present pension and retirement plan provided to employees of the housing and redevelopment authority with the city assuming the employer's obligations under said pension plan or to become covered as coordinated members of the public employees retirement association upon election, by making such election within one year from the effective date of this act on which they become an employee of the city of St. Paul.

Sec. 5. Within the boundaries of any tax increment district established in the city of St. Paul proceeds from the sale of capital improvement bonds may be expended solely for transportation purposes.

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Sec. 6. **EFFECTIVE DATE.** This act shall be effective only after its approval by the governing body of the city of St. Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved April 5, 1978.

CHAPTER 789-H.F.No.2372

An act relating to public employee labor relations; including physical therapists and occupational therapists in the definition of "teacher"; amending Minnesota Statutes 1976, Section 179.63, Subdivision 13.

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

Section 1. Minnesota Statutes 1976, Section 179.63, Subdivision 13, is amended to read:

Subd. 13. "Teacher" means any person other than a superintendent or assistant superintendent, employed by a school district in a position for which the person must be certificated by the state board of education or in a position as a physical therapist or an occupational therapist; and such employment does not come within the exceptions stated in subdivision 7, or defined in subdivisions 8, 9, or 14.

Approved April 5, 1978.

CHAPTER 790-H.F.No.2466

[Coded in Part]

An act relating to departments of state; concerning confidential data on individuals; regarding emergency classification of data; prohibiting the release of certain data to the international organization known as Interpol; amending Minnesota Statutes, 1977 Supplement, Sections 15.162, Subdivision 2a; 15.1642, Subdivision 5; and Minnesota Statutes 1976, Chapter 15, by adding a section; repealing Minnesota Statutes, 1977 Supplement, Sections 144.151, Subdivisions 8 and 9; and 144.175, Subdivision 2.

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

Section 1. Minnesota Statutes, 1977 Supplement, Section 15.162, Subdivision 2a, is amended to read:

Subd. 2a. "Confidential data on individuals" means data which is (a) made not public by statute or federal law applicable to the data and is inaccessible to the individual subject of that data; or (b) collected by a civil or criminal investigative agency as part of

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