

The city of Sturgeon Lake is constituted an election and assessment district separate from the town of Sturgeon Lake. Assets, tax levies, debt and property of the city and town shall be disposed of or discharged as provided by Minnesota Statutes, Section 412.081, Subdivision 3.

**Sec. 2. SEPARATION OF THE CITY OF RUTLEDGE AND TOWN OF KETTLE RIVER.**

The city of Rutledge is constituted an election and assessment district separate from the town of Kettle River. Assets, tax levies, debts and property of the city and town shall be disposed of or discharged as provided by Minnesota Statutes, Section 412.081, Subdivision 3.

Sec. 3. Laws 1981, Chapter 183, Section 3, is amended to read:

**Sec. 3. TOWN OF OAKPORT; CLAY COUNTY.**

The town of Oakport in Clay county may exercise the powers of certain towns as provided described in Minnesota Statutes, Section 368.01, Subdivision 1, including without limitation the powers of a municipality under Minnesota Statutes, Chapter 474.

**Sec. 4. LOCAL APPROVAL; EFFECTIVE DATE.**

Section 1 of this act is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the city council of the city of Sturgeon Lake and the town board of the town of Sturgeon Lake. Section 2 of this act is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the city council of the city of Rutledge and the town board of the town of Kettle River. Section 3 is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the town board of the town of Oakport.

Approved March 18, 1982

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**CHAPTER 458 — S.F.No. 1566**

*An act relating to the environment; expediting the receipt of federal moneys for emergency response to hazardous waste releases; expediting the variance issuance procedures of the pollution control agency; amending Minnesota Statutes 1980, Sections 116.03, Subdivision 3; and 116.07, Subdivision 5.*

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

Section 1. Minnesota Statutes 1980, Section 116.03, Subdivision 3, is amended to read:

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Subd. 3. The director of the pollution control agency is the state agent to apply for, receive, and disburse federal funds made available to the state by federal law or rules and regulations promulgated thereunder for any purpose related to the powers and duties of the pollution control agency or the director. He shall comply with any and all requirements of such federal law or such rules and regulations promulgated thereunder to enable him to apply for, receive, and disburse such funds. All such moneys received by the director shall be deposited in the state treasury and are hereby annually appropriated to him for the purposes for which they are received. None of such moneys in the state treasury shall cancel and they shall be available for expenditure in accordance with the requirements of federal law.

No application for federal funds under this subdivision shall be submitted to federal authorities for approval unless the proposed budget for the expenditure of federal funds is approved by the governor and reported to the legislative committees designated in section 16.165 and, when the legislature is not in session, reported to the standing committee on finance of the senate and the standing committee on appropriations of the house of representatives.

The provisions of section 3.3005 shall not apply to emergency response moneys available without requirement of a state match under the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. Sections 9601 to 9657. The receipt of the moneys shall be reported to the legislative advisory commission.

Sec. 2. Minnesota Statutes 1980, Section 116.07, Subdivision 5, is amended to read:

Subd. 5. **VARIANCES.** The pollution control agency may after public hearing grant variances from the requirements of regulations or standards upon such procedure and conditions as it may by regulation prescribe its rules as provided in section 15.0412, subdivision 1a, in order to avoid undue hardship and to promote the effective and reasonable application and enforcement of laws, regulations, and standards for prevention, abatement and control of water, air, noise, and land pollution, provided that no public hearing shall be required for variances from feed lot regulations and standards relating to family farm and family farm corporation buildings used for the raising of livestock, poultry and other animals in which the animals and waste are confined. Notice of said public hearing shall be given as provided in section 15.0412, subdivision 4. The variance rules shall provide for notice and opportunity for hearing before a variance is granted.

No A local government unit authorized by contract with the pollution control agency pursuant to section 116.05 to exercise administrative powers under this chapter shall may grant variances after notice and public hearing from any law, ordinance, regulation, or standard for prevention, abatement, or control of water, air, noise and land pollution, adopted pursuant to said administrative

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powers and under the provisions of this chapter, ~~except after notice and public hearing in accordance with Laws 1973, Chapter 733.~~

Sec. 3. EFFECTIVE DATE.

This act is effective the day following final enactment.

Approved March 18, 1982  
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CHAPTER 459 — S.F.No. 1539

*An act relating to state collective bargaining units; adopting a modified unit composition schedule for state employees; excluding certain employees from collective bargaining and providing other means of compensation; amending Minnesota Statutes 1980, Section 179.741, Subdivision 1; and Minnesota Statutes 1981 Supplement, Section 179.74, Subdivision 4.*

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

Section 1. Minnesota Statutes 1981 Supplement, Section 179.74, Subdivision 4, is amended to read:

Subd. 4. The commissioner of employee relations shall meet and negotiate with the exclusive representative of each of the units specified in section 179.741, subdivision 1, in the manner prescribed by sections 179.61 to 179.76. The appropriate units provided for in section 179.741 shall be the only appropriate units for executive branch state employees. The positions and classes of positions in the classified and unclassified services defined as managerial by the commissioner of employee relations in accordance with the provisions of section 43.326 and so designated in the official state compensation schedules, all unclassified positions in the state university system and the community college system defined as managerial by their respective boards, all positions of physician employees compensated pursuant to section 43.126, the positions of all unclassified employees appointed by the governor, lieutenant governor, secretary of state, attorney general, treasurer and auditor, all positions in the bureau of mediation services and the public employment relations board, all positions of employees whose classification is pilot or chief pilot, all hearing examiner and compensation judge positions in the office of administrative hearings, and the positions of all confidential employees shall be excluded from any appropriate unit. The governor may upon the unanimous written request of exclusive representatives of units and the commissioner direct that negotiations be conducted for one or more units in a common proceeding or that supplemental negotiations be conducted for portions of a unit or units defined on the basis of appointing authority or geography.

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