

statute under which the action is brought, contained in an open case file is classified as are confidential data on individuals or protected nonpublic data. The name and address of the charging party and respondent, factual basis of the allegations, and the statute under which the action is brought are classified as private data until seven working days after the commissioner has mailed a copy of the charge to the respondent, at which time the data become public, unless the commissioner determines that release of the data would be detrimental to the investigative and enforcement process private data on individuals or nonpublic data but are accessible to the charging party and the respondent.

(b) ~~Human rights investigative data not on an individual contained in an open case file is classified as protected nonpublic data.~~

(c) ~~Notwithstanding this subdivision,~~ After making a finding of probable cause, the commissioner may make human rights investigative data contained in an open case file accessible to a person, government agency, or the public if access will aid the investigative and enforcement process.

Sec. 2. Minnesota Statutes 1996, section 363.061, subdivision 3, is amended to read:

Subd. 3. **ACCESS TO CLOSED FILES.** (a) Except as otherwise provided in this subdivision, human rights investigative data on an individual contained in a closed case file is classified as are private, with the exception of the following documents: data on individuals or nonpublic data. The name and address of the charging party and respondent, factual basis of the allegations, and the statute under which the action is brought, the part of the summary of the investigation that does not contain identifying data on an individual a person other than the complainant or respondent, and the commissioner's memorandum determining whether probable cause has been shown are public data.

(b) ~~Human rights investigative data not on an individual contained in a closed case file is classified as nonpublic.~~

(c) ~~Notwithstanding this subdivision,~~ The commissioner may make human rights investigative data contained in a closed case file inaccessible to the charging party or the respondent in order to protect medical or other security interests of the parties or third persons.

Presented to the governor May 17, 1997

Signed by the governor May 19, 1997, 7:07 p.m.

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## CHAPTER 173—S.F.No. 296

*An act relating to elections; providing for four-year terms for soil and water conservation district supervisors; conforming the timelines for appointing supervisor replacements to other election law; cancelling the general election and annual meeting for the East Grand Forks school district;*

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

*amending Minnesota Statutes 1996, sections 103C.301, subdivisions 1 and 6; 103C.305, subdivision 6; 103C.311; and 103C.315, subdivision 2.*

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

Section 1. Minnesota Statutes 1996, section 103C.301, subdivision 1, is amended to read:

Subdivision 1. **NOMINATING PETITIONS.** Within 30 days after the date that the secretary of state issues a certificate of organization of a district, or during additional time as the state board may allow, nominating petitions may be filed with the state board nominating legal voters as candidates for election as supervisors. ~~Two~~ Three supervisors shall be elected for terms to expire on December 31 following the second general election after their initial election, and one for a term to expire on December 31 following the third general election after their initial election. Each petition must be signed by one or more legal voters of the district. If a person signs petitions nominating more than three candidates, the signature may not be counted on any petition.

Sec. 2. Minnesota Statutes 1996, section 103C.301, subdivision 6, is amended to read:

Subd. 6. **ELECTED SUPERVISOR TERM.** Except to fill a vacancy or for initial elections, supervisors shall be elected for ~~six-year~~ four-year terms.

Sec. 3. Minnesota Statutes 1996, section 103C.305, subdivision 6, is amended to read:

Subd. 6. **VACANCY.** (a) If a vacancy occurs in the office of an elected supervisor, more than ~~60~~ 56 days before the next general election state primary, the district board shall fill the vacancy by appointment. The supervisor appointed shall hold office until December 31 following the next general election. A successor shall be elected at the general election following the appointment and hold office for the remainder of the term or for the next regular term, whichever is appropriate.

(b) If a vacancy occurs less than ~~60~~ 56 days before the next general election state primary, the district board shall fill the vacancy by appointment. The appointed supervisor shall hold office until the expiration of the term or until December 31 following the second succeeding general election, whichever is shorter. A successor shall be elected at the general election preceding expiration of the appointed term and hold office for the remainder of the term or for the next regular term, whichever is appropriate.

Sec. 4. Minnesota Statutes 1996, section 103C.311, is amended to read:

**103C.311 FORMATION OF SUPERVISOR DISTRICTS.**

(a) The district board, after ~~two successive annual elections~~ have the initial election has been held, shall, with the approval of the state board, divide a district into five supervisor districts for purposes of nomination for election. At each election after the division, one or more supervisors shall be nominated from each supervisor district.

(b) If the boundary of a soil and water conservation district has been substantially changed by a division of the district, the district shall be divided into five supervisor districts for nomination purposes.

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

(c) This subdivision does not disqualify a supervisor during the term for which the supervisor was elected or nominated for election. Supervisors nominated from the supervisor districts shall be included on the ballot for election from the entire area included in the soil and water conservation district.

(d) A certified copy of the minutes or the resolution of the supervisors establishing supervisor districts must be promptly filed by the chair of the district board with the county auditor of the counties where the district is located and with the state board.

Sec. 5. Minnesota Statutes 1996, section 103C.315, subdivision 2, is amended to read:

Subd. 2. **TERMS.** The two supervisors appointed by the state board upon the establishment of a district shall serve terms ending on December 31 following the next general election after their appointment. Their successors shall be elected for terms of ~~six~~ four years.

A supervisor shall hold office until a successor is elected or appointed and has qualified. Vacancies in the office of supervisor appointed by the state board shall be filled by the state board.

**Sec. 6. INCUMBENT TERMS.**

All supervisors who are incumbents on the effective date of this section shall serve out the terms to which they have been elected. At the end of their terms, their successors shall be elected to four-year terms, except that the successors to the two supervisors whose terms expire on December 31, 1998, shall be elected to two-year terms at the 1998 general election and to four-year terms thereafter.

**Sec. 7. CANCELLATION OF GENERAL ELECTION AND ANNUAL MEETING; INDEPENDENT SCHOOL DISTRICT NO. 595, EAST GRAND FORKS.**

The May 20, 1997, general election and the July 1997 annual meeting in independent school district No. 595, East Grand Forks, are canceled. All filings for that election are void and all filing fees shall be returned to affected candidates. The general election shall be held on November 4, 1997, in compliance with Minnesota Statutes, chapter 205A. The annual meeting of the board shall be held on the first Monday of January 1998, or as soon thereafter as practicable. The terms of existing members whose terms would otherwise expire on July 1, 1997, shall be lengthened to expire on January 1, 1998, and the terms of existing officers shall be lengthened to the January 1998 annual meeting and until their successors are elected and qualify.

**Sec. 8. EFFECTIVE DATE.**

Section 7 is effective for independent school district No. 595, East Grand Forks, the day after its compliance with the requirements of Minnesota Statutes, section 645.021, subdivision 3.

Presented to the governor May 17, 1997

Signed by the governor May 19, 1997, 1:20 p.m.

New language is indicated by underline, deletions by strikeout.