

Comparison – 2023 Omnibus Local Government Policy Articles – HF 1826 (H1826-2) and SF 1424 (UEH1826-1)

Topic	Side-by-Side	Stat. Section	House Section(s) – HF 1826	House/Senate Comparison	Senate Section(s) – SF 1424	Description/Notes
Open Meeting Law; participation from nonpublic location	R1-A3-2	13D.02	1	House only		Removes state of emergency limitation on participation by a member of certain public bodies in an open meeting from a nonpublic location for personal or family medical reasons.
Additional investment authority for qualifying local units of government	R1-A3-2 to R3-A3-2	118A.09, 118A.10	2-5	Same	1-4	Expands the eligibility for certain long-term equity investments to local governments with a recent general obligation rating of AA or higher. Creates a new section in the Minnesota Statutes regarding investment authority for certain self-insurance pools. Technical and conforming changes to language are also made.
Library advisory boards	R3-A3-2 to R4-A3-2	134.114, 134.115	6-7	Same	5-6	Authorizes the Ramsey County and Anoka County boards to direct, operate, and manage the county library systems. Library advisory boards, each comprised of seven members appointed by the county boards, would be created for the purpose of providing advice and recommendations on county library services. The advisory boards would replace the existing library boards in Ramsey County and Anoka County.
Hennepin County construction manager at risk	R4-A3-2 to R8-A3-2, R16-A3-2	383B.143, 383B.145, 383B.1587	8-9, 17	House only		Creates provisions in the Hennepin County chapter of the Minnesota Statutes relating to contract negotiations and the soliciting, selection, and negotiation of a contract manager at risk for certain projects. Repeals provisions under the Hennepin County contract for purchases statute that allow the county board to enter into certain agreements for up to seven years.
Native landscapes	R8-A3-2 to R9-A3-2	412.925	10	House only		Requires a statutory or home rule charter city to allow an owner, authorized agent, or authorized occupant of private property to install and maintain a managed natural landscape on the private property. A managed natural landscape may include plants and grasses that are more than eight inches tall that have gone to seed. Noxious weeds may not be included in the landscape.

Topic	Side-by-Side	Stat. Section	House Section(s) – HF 1826	House/Senate Comparison	Senate Section(s) – SF 1424	Description/Notes
Special service districts	R9-A3-2 to R11-A3-2	428A.01, 428A.02, 428A.021		Senate only	7-12	These sections expand the authority to create, expand, or enlarge a special service district (SSD). SSD is defined as an area within the city where special services are rendered by the city and the costs are paid from revenue collected from service charges imposed on the owners of property in the SSD. Landowners initiate the establishment of an SSD. Currently, special service districts are limited to commercial property owners, but with the increase in mixed-use property, the changes in these sections allow for multiunit residential properties to be included in the SSD and as a result, subject to the charges imposed by the city for the services. These sections are effective July 1, 2023, for the establishment, expansion, or enlargement of a special service district.
Municipal construction manager at risk	R11-A3-2 to R12-A3-2	471.345, 471.463	11-12	House only		Creates a new section of the Minnesota Statutes that provides procedures for a municipality to award a contract to a construction manager at risk. The Uniform Municipal Contracting Law is also amended to allow municipalities to utilize the new construction manager at risk section as an alternative to current procurement procedures for municipal contracts estimated to exceed \$175,000.
Municipal hotel licensing	R12-A3-2 to R13-A3-2	471.585	13	Similar. Senate defines the term “hotels” and describes the fee as an annual fee.	13	Creates a new section 471.585, which authorizes a city or town to adopt an ordinance requiring hotels operating within the municipal boundaries to have a valid license issued by the city or town. The license fee may not exceed \$150. The ordinance can only require compliance with state and local laws as a condition of licensure. A license may be refused by the city or town if the hotel fails to comply with the license conditions.
Repeal of political subdivision compensation limit	R13-A3-2, R16-A3-2	43A.17, 473.606	14, 17, paragraph (b)	Same, but immediate effective date of repealer is structured differently.	14, 17, paragraph (a)	Repeals the compensation limit for employees of political subdivisions of the state. A technical change is made that removes a reference to the repealed language.

Topic	Side-by-Side	Stat. Section	House Section(s) – HF 1826	House/Senate Comparison	Senate Section(s) – SF 1424	Description/Notes
Metropolitan Mosquito Control District director	R13-A3-2	473.704	15	House only		Removes the requirement that the director of the Metropolitan Mosquito Control District be an entomologist.
City reporting of buildings without sprinkler systems	R13-A3-2 to R14-A3-2	Uncoded	16	House only. However, identical language is in the House Housing Policy Bill, HF 2335, and nearly identical in senate Housing Policy companion bill.		Requires a city of the first or second class to provide a list to the state fire marshal of certain residential buildings in the city that have not been retrofitted with a sprinkler system. The list must be provided by June 20, 2024, with updated lists due by June 30, 2027, and June 30, 2032. The state fire marshal then must submit the lists within 60 days of the due dates to the chairs and ranking minority members of the legislative committees with jurisdiction over the State Building Code and the State Fire Code.
Municipal Building Commission dissolution	R14-A3-2 to R16-A3-2	383B.75, 383B.751, 383B.752, 383B.753, 383B.754	Article 4, sections 1 to 7	Similar House and Senate provisions are structured differently. House language is organized in a separate article with separate sections. Senate language is one section with subdivisions. Repealers are identical, which are effective when the underlying section of law is effective. Language is similar except the Senate includes language to protect current MBC employees.*	15, 17 paragraph (b), 18.	This House article and Senate section authorize the dissolution of the Municipal Building Commission (MBC) in the city of Minneapolis, which currently serves as the steward for the historic Minneapolis city hall and Hennepin County courthouse building. All assets of the commission would be transferred to the city of Minneapolis. *Senate language adds language to protect current MBC employees, by adding new definitions for the terms: “benefits,” “MBC employees,” and “Representatives of the MCB employees,” and providing that all MBC employees will be employees of the city or county upon full execution of the transactional documents, and the employees retain their existing MBC employee rights, remedies, and privileges.

Topic	Side-by-Side	Stat. Section	House Section(s) – HF 1826	House/Senate Comparison	Senate Section(s) – SF 1424	Description/Notes
St. Paul; design-build authorization	R16-A3-2			Senate only	16	This section allows the city of St. Paul to solicit and award a design-build contract for a skate park in Eastside Heritage Park in St. Paul. Under the municipal contracting law, a city is not authorized to use a design-build contracting process. Due to the unique design and construction characteristics of a skate park, firms specializing in these projects generally oversee both the design and construction of the project.