

1.1 moves to amend H.F. No. 705 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2010, section 6.48, is amended to read:

1.4 **6.48 EXAMINATION OF COUNTIES; COST, FEES.**

1.5 (a) All the powers and duties conferred and imposed upon the state auditor shall
1.6 be exercised and performed by the state auditor in respect to the offices, institutions,
1.7 public property, and improvements of several counties of the state. At least once in each
1.8 year, if funds and personnel permit, the state auditor may visit, without previous notice,
1.9 each county and make a thorough examination of all accounts and records relating to the
1.10 receipt and disbursement of the public funds and the custody of the public funds and
1.11 other property. If the audit is performed by a private certified public accountant, the state
1.12 auditor may require additional information from the private certified public accountant as
1.13 the state auditor deems in the public interest. The state auditor may accept the audit or
1.14 make additional examinations as the state auditor deems to be in the public interest. The
1.15 state auditor shall prescribe and install systems of accounts and financial reports that shall
1.16 be uniform, so far as practicable, for the same class of offices. A copy of the report of
1.17 such examination shall be filed and be subject to public inspection in the office of the state
1.18 auditor and another copy in the office of the auditor of the county thus examined. The state
1.19 auditor may accept the records and audit, or any part thereof, of the Department of Human
1.20 Services in lieu of examination of the county social welfare funds, if such audit has been
1.21 made within any period covered by the state auditor's audit of the other records of the
1.22 county. If any such examination shall disclose malfeasance, misfeasance, or nonfeasance
1.23 in any office of such county, such report shall be filed with the county attorney of the
1.24 county, and the county attorney shall institute such civil and criminal proceedings as the
1.25 law and the protection of the public interests shall require.

2.1 **(b)** The county receiving any examination shall pay to the state general fund,
2.2 notwithstanding the provisions of section 16A.125, the total cost and expenses of such
2.3 examinations, including the salaries paid to the examiners while actually engaged in
2.4 making such examination. The state auditor on deeming it advisable may bill counties,
2.5 having a population of 200,000 or over, monthly for services rendered and the officials
2.6 responsible for approving and paying claims shall cause said bill to be promptly paid. The
2.7 general fund shall be credited with all collections made for any such examinations.

2.8 **(c)** Notwithstanding paragraph (a), a county may provide for an audit to be
2.9 performed by a CPA firm, as defined in section 326A.01, subdivision 7. The audit
2.10 performed under this paragraph must meet the standards and be in the form required by
2.11 the state auditor. The state auditor may require additional information from the CPA firm
2.12 as the state auditor deems in the public interest, but the state auditor must accept the audit
2.13 unless the state auditor determines that it does not meet recognized industry auditing
2.14 standards. A county audited by a CPA firm cannot be required to pay to the state general
2.15 fund any costs for state auditor services.

2.16 Sec. 2. Minnesota Statutes 2010, section 279.09, is amended to read:

2.17 **279.09 PUBLICATION OF NOTICE AND LIST.**

2.18 The county shall cause the notice and list of delinquent real property to be published
2.19 once in each of two weeks in ~~the~~ a qualified newspaper ~~designated~~, the first publication of
2.20 which shall be made on or before March 20 immediately following the filing of such list
2.21 with the court administrator of the district court, and the second not less than two weeks
2.22 later. The county shall deliver the list to the newspaper ~~designated~~ at least ten days before
2.23 the date upon which the list is to be published for the first time. Not less than five days
2.24 before the second publication, the county shall submit a revised list to the newspaper. A
2.25 taxpayer who has paid delinquent taxes since the first publication must be removed by
2.26 the county from the second publication.

2.27 Sec. 3. Minnesota Statutes 2010, section 299A.77, is amended to read:

2.28 **299A.77 ALCOHOL ENFORCEMENT ACCOUNT; APPROPRIATION.**

2.29 **(a)** An alcohol enforcement account is created in the special revenue fund, consisting
2.30 of money credited to the account by law. Money in the account may be appropriated
2.31 by law for (1) costs of the Alcohol and Gambling Division related to administration
2.32 and enforcement of sections ~~340A.403, subdivision 4;~~ 340A.414, subdivision 1a; and
2.33 340A.504, subdivision 7; and (2) costs of the State Patrol.

3.1 (b) The commissioner shall transfer from the account to the trunk highway fund
3.2 \$3,500,000 in fiscal year 2004 and \$3,700,000 in fiscal year 2005, or so much thereof as
3.3 is necessary to pay costs of adding State Patrol positions.

3.4 Sec. 4. Minnesota Statutes 2010, section 326B.133, subdivision 1, is amended to read:

3.5 Subdivision 1. **Designation.** Each municipality ~~shall~~ may designate a building
3.6 official to administer the code. A municipality may designate no more than one building
3.7 official responsible for code administration defined by each certification category created
3.8 by statute or rule. Two or more municipalities may combine in the designation of a
3.9 building official for the purpose of administering the provisions of the code within their
3.10 communities. In those municipalities for which no building officials have been designated,
3.11 the state building official may use whichever state employees are necessary to perform
3.12 the duties of the building official until the municipality makes a temporary or permanent
3.13 designation. All costs incurred by virtue of these services rendered by state employees
3.14 must be borne by the involved municipality and receipts arising from these services must
3.15 be paid to the commissioner.

3.16 Sec. 5. Minnesota Statutes 2010, section 331A.01, subdivision 8, is amended to read:

3.17 Subd. 8. **Qualified newspaper.** "Qualified newspaper" means a newspaper which
3.18 complies with all of the provisions of section 331A.02 or a Web site designated as an
3.19 official publication site under section 331A.12. The following terms, when found in
3.20 laws or charters referring to the publication of a public notice, shall be taken to mean a
3.21 qualified newspaper: "qualified legal newspaper," "legal newspaper," "official newspaper,"
3.22 "newspaper," "newspaper of general circulation," "trade journal," and "medium of official
3.23 and legal publication."

3.24 Sec. 6. Minnesota Statutes 2010, section 331A.11, is amended to read:

3.25 **331A.11 APPLICATION.**

3.26 Subdivision 1. **Application.** ~~Sections 331A.01 to 331A.11 apply~~ This chapter
3.27 applies to all political subdivisions of the state.

3.28 Subd. 2. **Notices excluded.** ~~Sections 331A.01 to 331A.11 do~~ This chapter does
3.29 not apply to notices required by private agreements or local laws to be published in
3.30 newspapers, unless they refer expressly or by implication to this chapter or to particular
3.31 provisions of this chapter.

3.32 Sec. 7. Minnesota Statutes 2010, section 331A.12, is amended to read:

4.1 **331A.12 WEB SITE PUBLICATION ~~OF LOCAL TRANSPORTATION RFP.~~**

4.2 Subdivision 1. **Definitions.** (a) The terms defined in this subdivision and section
4.3 331A.01 apply to this section.

4.4 (b) "Web site" means a specific, addressable location provided on a server connected
4.5 to the Internet and hosting World Wide Web pages and other files that are generally
4.6 accessible on the Internet all or most of the day.

4.7 Subd. 2. **Designation.** At the meeting of the governing body of the ~~local public~~
4.8 ~~corporation~~ political subdivision at which the governing body must designate its official
4.9 newspaper for the year, the governing body may ~~designate in the same manner in the~~
4.10 alternative designate its Web site as the political subdivision's official publication site
4.11 for publication of transportation projects on the local public corporation's Web site
4.12 proceedings, public notices, and summaries. Publication on the Web site may be used
4.13 in place of or in addition to any other required form of publication. Each year after
4.14 designating publication on the Web site as the official publication site for transportation
4.15 projects, proceedings, public notices, and summaries, the ~~local public corporation~~
4.16 political subdivision must publish in a qualified newspaper in the jurisdiction and on the
4.17 Web site, notice that the ~~local public corporation~~ political subdivision will publish ~~any~~
4.18 ~~advertisements for bids~~ its proceedings, public notices, and summaries on its Web site.

4.19 Subd. 3. **Form, time for publication same.** A ~~local public corporation~~ political
4.20 subdivision that publishes on its Web site under this section must post the information in
4.21 substantially the same format and for the same period of time as required for publication
4.22 in an official newspaper or other print publication. The political subdivision must post
4.23 prominently on the home page of its primary Web site a link entitled "proceedings, public
4.24 notices, and summaries" that will directly lead a user to those Web-published proceedings,
4.25 public notices, and summaries.

4.26 Subd. 4. **Record retention; access.** (a) State law governing retention of government
4.27 records, including sections 15.17, 138.163, 138.17, 138.19 to 138.21, and 138.225 to
4.28 138.226, apply to a political subdivision's publications on its Web site.

4.29 (b) A ~~local public corporation~~ political subdivision that publishes ~~notice~~ on its Web
4.30 site under this section must ensure that ~~a permanent record of the~~ publication is maintained
4.31 on the Web site in a form accessible by the public for at least ten years. It must provide
4.32 access, as provided in section 13.03, to all Web-published proceedings, public notices, and
4.33 summaries at the main office of the political subdivision, and at any other government
4.34 offices designated by the political subdivision. The political subdivision must also provide
4.35 an electronic copy of all Web-published proceedings, public notices, and summaries to all

5.1 public libraries that serve the residents of the jurisdiction, and provide electronic copies by
5.2 e-mail or print copies by mail to individuals upon request.

5.3 Subd. 5. **Evidence of compliance.** The state auditor's audit, supervision or
5.4 examination of political subdivisions under sections 6.48 to 6.51 and the state auditor's
5.5 prescription for minimum audit scope under section 6.65 must include a determination
5.6 of whether a political subdivision that designates its Web site as the place for required
5.7 publication has complied with all publication requirements.

5.8 Subd. 6. **Archiving.** A political subdivision that designates its Web site as its
5.9 official publication site for publication of proceedings, public notices, and summaries
5.10 under this section must publish this information in an area that is accessible by third-party
5.11 search engine or Internet archiving site software tools for the purposes of indexing or
5.12 archiving the proceedings, public notices, and summaries that are published on the
5.13 political subdivision's Web site.

5.14 Subd. 7. **Application; exceptions.** This section does not apply to publication
5.15 requirements in:

5.16 (1) section 117.0412, relating to eminent domain;

5.17 (2) sections 282.01, 282.02, 282.16, and 282.222, relating to tax forfeited land sales;

5.18 (3) section 331A.03, subdivision 3, relating to solicitation of bids and requests for
5.19 information or proposals;

5.20 (4) sections 429.031 and 429.061, relating to special assessments;

5.21 (5) section 469.012, relating to housing and redevelopment agency powers; and

5.22 (6) section 123A.48, relating to public school districts consolidation.

5.23 Sec. 8. Minnesota Statutes 2010, section 375.055, subdivision 1, is amended to read:

5.24 Subdivision 1. **Fixed by county board.** (a) The county commissioners in all
5.25 counties, except Hennepin and Ramsey, shall receive as compensation for services
5.26 rendered by them for their respective counties, annual salaries and in addition may receive
5.27 per diem payments and reimbursement for necessary expenses in performing the duties of
5.28 the office as set by resolution of the county board. The salary and schedule of per diem
5.29 payments shall not be effective until January 1 of the next year. The resolution shall
5.30 contain a statement of the new salary on an annual basis. The board may establish a
5.31 schedule of per diem payments for service by individual county commissioners on any
5.32 board, committee, or commission of county government including committees of the
5.33 board, or for the performance of services by individual county commissioners when
5.34 required by law. ~~In addition to its publication in the official newspaper of the county as~~
5.35 ~~part of the proceedings of the meeting of the county board, the resolution setting the salary~~

6.1 ~~and schedule of per diem payments shall be published in one other newspaper of the~~
6.2 ~~county, if there is one located in a different municipality in the county than the official~~
6.3 ~~newspaper.~~ The salary of a county commissioner or the schedule of per diem payments
6.4 shall not change except in accordance with this subdivision.

6.5 (b) Notwithstanding paragraph (a), a resolution adopted by the county board to
6.6 decrease commissioners' salaries or per diem payments may take effect at any time.

6.7 Sec. 9. **REPEALER.**

6.8 Minnesota Statutes 2010, sections 279.07; 279.08; 326B.145; 340A.403, subdivision
6.9 4; 375.17, subdivision 3; 382.265; 395.14; 395.15; 395.16; 395.17; 395.18; 395.19;
6.10 395.20; 395.21; 395.22; 395.23; 395.24; and 471.6161, subdivision 5, are repealed."

6.11 Renumber the sections in sequence and correct the internal references

6.12 Amend the title accordingly