HOUSE RESEARCH

Bill Summary

FILE NUMBER: H. F. 266 **DATE:** March 23, 2001

Version: Delete-everything amendment H266A1

Authors: Swapinski and others

Subject: Lake Superior Center Authority

Analyst: Deborah A. Dyson

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd.

Overview

This relates to the Lake Superior Center Authority and management of the new aquarium. It adds requirements related to contracting. It also requires any entity operating the aquarium under a management contract or lease agreement with the Authority to comply with the laws with which the Authority must comply, including the open meeting law, data practices, and contracting and purchasing laws.

Section

- Service contracts. Requires the Lake Superior Center Authority to follow specified bidding procedures for nonprofessional or technical services. This section is based on Minnesota Statutes, section 16C.06, governing state bidding for nonprofessional or technical services. It would cover, as an example, bidding for concessions.
- **Contracts.** Requires the Lake Superior Center Authority to follow the procedures of the uniform municipal contracting law, which covers contracts for the sale or purchase of supplies, materials, equipment or the rental thereof, or the construction, alteration, repair or maintenance of real or personal property.
- Facility design; development and operation. Strikes language that allows the Lake Superior Center Authority to have an overlapping directorate with Lake Superior Center, the nonprofit corporation with which the Authority has a management agreement for operation of the aquarium in Duluth. Section 5 prohibits an overlapping directorate.
- 4 **Conditions of contract or lease.** Requires any entity operating the aquarium under a management contract or lease agreement with the Lake Superior Center Authority to comply with the laws with which the Authority must comply. Specifies compliance with the open meeting law, data practices, and contract and purchasing procedures (see sections 1 and 2 of this bill). Provides for private donor gift data to be treated the same as private donor gift data of the University of Minnesota, MnSCU, and the Minnesota Zoo, which makes only the names of

donors and gift ranges public information. Requires the entity to be audited by the state auditor and the audit report to be public information.

- No interlocking board or officers. Complementary to section 3, prohibits the Authority and the nonprofit corporation from having interlocking directorates.
- 6 **Effective date.** Day after enactment.