

# HOUSE RESEARCH

## Bill Summary

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### Section

- 1 Appropriation (state elections campaign fund).** Modifies how the appropriations to the general account of the state elections campaign fund and the Office of Administrative Hearings are made but with no net change in the amounts.
- 2 Effective date for rules requiring local implementation.** Provides two set times a year for rules to take effect if they would require a local government to make a plan or ordinance change, with exceptions.
  - Subd. 1. Determination.** Requires a state agency to determine if a local government (city, county, town) will be required to adopt or amend a local regulation to comply with a proposed rule. Provides for the administrative law judge to approve or disapprove.
  - Subd. 2. Effective dates.** Provides that a rule becomes effective the next July 1 or January 1, or a later date provided by the law or rule, after final adoption if it requires a new or amended local regulation.
  - Subd. 3. Exceptions.** Provides that the effective dates in subdivision 2 do not apply when the good cause exemption, expedited rulemaking process, or process for repealing obsolete rules apply, or when any other law specifies that the rulemaking process in chapter 14 does not apply; if federal law requires an effective date before the dates in subdivision 2; or the governor waives application of subdivision 2.
- 3 Best value contracting.** Strikes the limit on the number of contracts per year for all entities.
- 4 Cost assessed.** Provides that costs incurred by the Office of Administrative Hearings (OAH) in considering any complaint related to a ballot question or election, statewide or local, are assessed against the general fund appropriation to the OAH (see section 1). Under current law, costs relating to complaints on local ballot questions or elections are assessed against the county.

- 5 **Abandonment; end of operation as cemetery (county).** Permits a county that has accepted responsibility for an abandoned cemetery to cease acceptance of responsibilities for new burials in the cemetery.
- 6 **Annual report (development fees).** Increases the annual threshold amount of construction and development related fees collected by a municipality, above which a report must be made to the Department of Labor and Industry, from \$5,000 to \$10,000. The increase is effective day after enactment and reverts to current amount on December 31, 2013.
- 7 **Compensation of viewers (fence viewing).** Strikes the \$60 cap on compensation for fence viewers and allows a town board to recover all costs. The language is based on the damages provision in the law governing establishment of cartways.
- 8 **Public burial ground is town's after ten years.** Permits a town that has accepted responsibility for an abandoned cemetery to cease acceptance of responsibility for new burials in it.
- 9 **Fixed by county board (commissioner salaries).** Permits a county resolution to reduce county commissioner salaries to take effect at any time. Effective the day after enactment.
- 10 **Small claims totaled (county publication).** Increases the threshold amount for an individual claim to be published by the county from \$300 to \$2,000. A claim is a demand by any person or entity for payment by the county for property or services provided to the county. This section of law was added in 1979 and the threshold amount was \$100. The amount was increased in 2004 to \$300.
- 11 **Clerk hire in certain counties.** Removes the appeal process for the county clerk.
- 12 **Hennepin County commissioner compensation.** Permits a county resolution to reduce county commissioner salaries to take effect at any time. Effective the day after enactment.
- 13 **Implementation (county auditor salary).** Removes the minimum salary provisions relating to the county auditor. See also repealer.
- 14 **Implementation (county treasurer salary).** Removes the minimum salary provisions relating to the county treasurer. See also repealer.
- 15 **Board's salary procedure (county recorder).** Removes the minimum salary provisions relating to the county recorder. See also repealer.
- 16 **Counties under 75,000 (sheriff salary).** Removes the minimum salary requirement for the county sheriff. See also repealer.
- 17 **Board procedure, details (sheriff salary).** Removes the minimum salary requirement for the county sheriff. See also repealer.
- 18 **Temporary reduction (city council member salaries).** Permits a city council to immediately reduce council member salaries, effective for 12 months, unless another period of time is specified in the ordinance. Effective the day after enactment.
- 19 **Plans and specifications, advertisement for bids.** Updates the threshold amounts for contracts and day labor under the special assessment statute by providing a cross-reference

to the Uniform Municipal Contracting Law (UMCL).

- 20**      **Contracts; day labor.** Same as previous section.
- 21**      **Letting of contracts; performance bonds (HRA).** Same as previous section.
- 22**      **Metro Counties (Metropolitan Land Planning Act).** Adds Anoka and Dakota counties to the metro counties that do not have to prepare a land-use plan for unincorporated territory within the county.
- 23**      **Fee.** Strikes the \$10 cap on booking fees and allows a county to recover actual costs of booking.
- 24**      **Repealer.** Repeals Minnesota Statutes, sections:
- 373.42, relating to county facilities group and a requirement that nonmetropolitan counties form a group and inventory all public buildings and facilities and their condition;
  - 384.151, subds. 1, 3, relating to county auditor minimum salaries;
  - 385.373, subds. 1, 3, relating to county treasurer minimum salaries;
  - 386.015, subds. 1, 4, relating to county recorder minimum salaries; and
  - 387.20, subd. 4, relating to county sheriff minimum salaries.