

HOUSE RESEARCH

Bill Summary

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Overview

Establishes a county pilot project program to develop alternative service delivery methods. Effective the day after enactment.

Section

1 Minnesota Accountable Government Innovation and Collaboration (MAGIC) Act.
Citation and purpose.

2 Definitions.

Subd. 2. Commissioner. Means one or more commissioners of one or more agencies affected by a pilot project.

Subd. 3. County. Means one or more counties, a joint powers board of which a county is a member, or a service delivery authority under chapter 402A.

Subd. 4. Pilot project. Means a service, program, or process a county is operating through the MAGIC Act and that requires (1) authority not expressly provided or necessarily implied in law for the county, or (2) a waiver of or exemption from a law, rule, or procedure.

3 Powers necessary for pilot projects. Permits a county to exercise powers not expressly provided or necessarily implied in law if required for a pilot project that has been approved, as long as not denied by or inconsistent with law and regulations of the state or the United States. Prohibits a county from acting in conflict with or inconsistent with powers and duties of other political subdivisions within the county. Provides that a county is still subject to the law limiting local regulation of firearms.

Section

4 Pilot project selection process.

Subd. 1. Scope of pilot project program. Requires each pilot project to be substantively different from any other.

Subd. 2. Application process. Requires the commissioner to determine application process, with assistance from the Association of Minnesota Counties.

Subd. 3. County initiation; notice. Describes process for the county to apply. Requires notice to employee bargaining units, service recipients.

Subd. 4. County business plan. Lists required elements of the alternative service delivery business plan. Provides that a pilot project must be for a time period of one to three years.

Subd. 5. Review and approval of pilot project. Provides for commissioner review and approval. Provides that the commissioner may require changes before approval.

Subd. 6. County review of proposed changes. Provides options for county response to changes required by the commissioner.

Subd. 7. Request for separate review. Allows the county to ask the commissioner of administration for an independent review of the required changes and why the county objects to the changes.

Subd. 8. Separate review by commissioner of administration. Provides options for commissioner of administration's review.

Subd. 9. County decision.

Subd. 10. No prejudice or violation of rights. Requires the commissioner to make sure that the pilot project will not prejudice a substantial legal right of any person, violate due process or any other state or federal law, or jeopardize federal funding to the state. Provides that the open meeting law, government data practices act, records retention law, and public notice requirements cannot be waived.

5 Employees. Specifies treatment of public employees.

6 Cancellation of pilot project. Permits a county to abandon a pilot project, following procedures in the county's business plan. Permits the commissioner to cancel a pilot project if the county is not operating in compliance with its business plan.

7 Temporary extension. Permits a pilot project to be extended for up to one year if it is seeking authority to make pilot project permanent.

8 Evaluation and report. Requires the county to report to the commissioner each year. Requires the commissioner to report to the governor and legislature each year.