

2017 Bills to Restrict Municipal Authority (Updated 6-22-17)

<i>ISSUE</i>	<i>HF</i>	<i>SF</i>	<i>CURRENT STATUS</i>
Local Government Finance			
Eliminates LGA for cities that meet definition of “sanctuary city”	1664	n/a	House: Referred to Gov Ops; amended into HF 754 during Property Tax Division, laid over for possible inclusion No Senate version 2017 outcome: Not enacted in 2017.
Eliminates LGA for cities that enact “sanctuary ordinances”	n/a	881	No House version Senate: Introduced, referred to Taxes 2017 outcome: Not enacted in 2017.
Reduces LGA for cities that contribute to a World Fair, eliminates LGA for cities that are sanctuary cities, and reduces aid to cities and counties operating unauthorized driver diversion programs	754	n/a	House: World Fair and diversion provisions included in HF 4 (omnibus tax bill) No Senate version 2017 outcome: Not enacted in 2017.
Eliminates LGA for cities with sick time laws and other local labor regulations	2107	2157	House: Heard in Property Tax Division, laid over for possible inclusion Senate: Referred to Taxes 2017 outcome: Not enacted in 2017.
Reduces LGA for lobbying expenses of local units of government	2187	2155	House: Heard in Property Tax Division, laid over for possible inclusion Senate: Referred to Taxes 2017 outcome: Not enacted in 2017.
Requires reverse referendum every five years to authorize municipality to impose franchise fees to raise revenue	1146	2092	House: Included as provision in HF 4 (omnibus tax bill) Senate: Heard in Local Gov, referred to Taxes 2017 outcome: Not enacted in 2017.

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Requires a reverse referendum for lease purchase of public buildings	112	1849	House: Included as provision in HF 4 (omnibus tax bill) Senate: Referred to Taxes 2017 outcome: Not enacted in 2017.
Provides a delayed reverse referendum requirement on a general city (over 500) or county levy increase	654	1590	House: Included as provision in HF 4 (omnibus tax bill) Senate: Referred to Taxes 2017 outcome: Not enacted in 2017.
Creates special tax district to finance operating costs of light rail and bus rapid transit lines, and prohibits TIF districts from being created in the special taxing district for fixed guideway lines in operation or for which a locally preferred alternative has been designated, and no abatement of the incremental tax for the special taxing district may be made	1315	1825	House: Heard in Transportation Policy, referred to Transportation Finance Senate: Referred to Transportation Finance and Policy 2017 outcome: Not enacted in 2017.
Repeals city authority to establish special service districts	2412	n/a	House: Referred by Tax chair to Property Tax Division No Senate version 2017 outcome: Not enacted in 2017.
Public Safety			
Prohibits law enforcement agencies from using unmanned aerial cameras to gather evidence in certain circumstances	1200	1529	House: Referred to Public Safety Senate: Referred to Public Safety 2017 outcome: Not enacted in 2017.
Prohibits political subdivisions (and the State Building and Fire Code) from requiring installation of fire sprinklers in certain dwelling units	681	579	House: Included as provision in House version of SF 780 (omnibus agriculture finance bill; companion is HF 895) Senate: Included as provision in SF 780 (omnibus agriculture and housing appropriations bill) 2017 outcome: Not enacted in 2017. (Note: Chapter 20 requires the commissioner of labor and industry to amend the state

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			building code rules so that new two-unit townhouses are not required to install automatic fire sprinkler systems. It allows the commissioner to make this rule change outside the normal rulemaking process, without the rule expiring in two years, and forbids the commissioner from requiring sprinklers in two-unit townhouses while the rule is being amended.)
Requires law enforcement agencies to comply with federal immigration detainers	26	n/a	House: Referred to Public Safety No Senate version 2017 outcome: Not enacted in 2017.
Requires reverse referendum for a local governmental unit to dissolve a law enforcement agency	2590	2317	House: Referred to Public Safety Senate: Referred to Public Safety 2017 outcome: Not enacted in 2017.
Worker Benefits			
Prohibits cities from enacting local employer benefit or minimum wage requirements	600	580	House: Passed by House 76-53 (Conferees: Garofalo, Baker, Poppe) Senate: Passed by Senate 35-31 (Conferees: Miller, Rosen, Sparks) 2017 outcome: Not enacted in 2017. (Note: This bill, minus “working conditions” language, was included in First SS Chapter 2. See Article 2. The chapter was vetoed by the governor.)
Prohibits local governments including cities, towns, counties, etc., from enacting their own minimum wage requirements	180	n/a	House: Initially referred to Commerce, was re-referred to Jobs No Senate version 2017 outcome: Not enacted in 2017.
Administrative Issues			

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Imposes new restrictions on interim ordinances related to housing	330	201	<p>House: Passed by House 87-44; included in House version of SF 1937 (omnibus jobs, commerce, energy, labor and industry, and employment and economic development appropriations bill; companion is HF 2209)</p> <p>Senate: On General Orders</p> <p>2017 outcome: <i>Chapter 94 (the omnibus jobs and economic development policy and budget bill), Article 11, section 3, creates Minn. Stat. § 462.355, subd. 4, which provides notice requirements when adopting an interim ordinance that regulates, restricts, or prohibits a “housing proposal.” Effective Aug. 1, 2017.</i></p>
Requires cities and counties to notify potentially impacted businesses of an ordinance that impacts a business licensed in the jurisdiction, including if the ordinance changes the location or availability of a product or service provided by the business	1242	1224	<p>House: On General Register</p> <p>Senate: On General Orders</p> <p>2017 outcome: <i>Chapter 77 creates Minn. Stat. § 415.19, which requires a 10-day notice for most proposed ordinances. Interim ordinances are exempt from the notice requirement. Effective Aug. 1, 2017.</i></p>
Requires a minimum three-year data retention period for “correspondence”, and defines correspondence in government record retention law	1185	1719	<p>House: Heard in Gov Ops, Civil Law, now in State Gov</p> <p>Senate: Referred to Judiciary</p> <p>2017 outcome: <i>Not enacted in 2017.</i></p>
Requires a local government's data retention schedules provides for at least 18 months of retention for electronic records from the date the record is created	70	123	<p>House: Referred to Gov Ops</p> <p>Senate: Heard informationally in Judiciary</p> <p>2017 outcome: <i>Not enacted in 2017.</i></p>
Adds new notification requirements on counties and cities related to written procedures across the local governmental enterprise	61	n/a	<p>House: Referred to Gov Ops</p> <p>No Senate version</p> <p>2017 outcome: <i>Not enacted in 2017.</i></p>

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Requires a city or county to provide 30 days' notice of its intention to hold a hearing on the adoption or amendment of any ordinance or resolution that sets standards or requirements regarding the sale, use, or marketing of merchandise to consumers at retail or food service locations that are different from, or in addition to, any requirement established by state law	2592	2328	House: Referred to Gov Ops Senate: Referred to Local Gov 2017 outcome: Not enacted in 2017.
Transportation			
Prohibits cities, counties, special taxing districts, and others from spending money on studying feasibility, planning, designing, engineering, etc. the development or operation of intercity or interregional passenger rail facilities or operations between the City of Rochester, or locations in the metro area, and any location in the metro area	465	254	House: Included as provision in HF 4 (omnibus tax bill) Senate: Heard in Transportation, laid over for possible inclusion 2017 outcome: Not enacted in 2017.
Prohibits regional rail authorities and metro counties and cities from spending any money to study, plan, design, or construct a light rail line, or expand an existing line, unless the legislature explicitly authorizes it	418 & 1866	150	House: Included as a provision in HF 861 (omnibus transportation bill) Senate: Heard in Local Gov, Transportation Finance and Policy, referred to Finance 2017 outcome: Not enacted in 2017.
Prohibits political subdivisions from expending public sources of funds for a guideway project, whether for a new or extending line, including study, alternatives analysis, design, engineering, environmental analysis, land acquisition, purchasing rolling stock and other equipment, and construction	1630	n/a	House: Part of bill is included as a provision in HF 861 (omnibus transportation bill) No Senate version 2017 outcome: Not enacted in 2017.

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Prohibits road authorities including cities from using funds that increase the cost for any aesthetic enhancements that increase the cost of a project on a highway or bridge, including monuments, markers, memorials, sculptures, statues, decorative fixtures, alternative materials, specialty signage and other treatments designed to impact the perceived beauty or visual appeal of the infrastructure	1062	n/a	House: Referred to Transportation Policy No Senate version 2017 outcome: Not enacted in 2017.
Housing			
Requires legislative approval of local housing goals that are currently negotiated between cities and the Metropolitan Council for the purpose of regional grant program funding	1037	n/a	House: Included as a provision in House version of SF 1937 (omnibus jobs, commerce, energy, labor and industry, and employment and economic development appropriations bill; companion is HF 2209) No Senate version 2017 outcome: Not enacted in 2017.
Solid Waste and Recycling			
Adds more requirements which erode a local government's ability to manage solid waste collection.	1976	1755	House: Referred to Gov Ops Senate: Referred to Local Gov 2017 outcome: Not enacted in 2017.
Prohibits local government from banning or taxing plastic bags.	1504	1195	House: Tax provision included in HF 4 (omnibus tax bill); policy language included as provision in House version of SF 1937 (omnibus jobs, commerce, energy, labor and industry, and employment and economic development appropriations bill; companion is HF 2209) Senate: Included as provision in Senate version of HF 888 (omnibus environment and natural resources finance; companion is SF 723)

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			2017 outcome: Chapter 94 (the omnibus jobs and economic development policy and budget bill), Article 8, section 14, creates Minn. Stat. § 471.9998, which prohibits cities from banning the use of paper, plastic, or reusable bags for packaging of any item or good purchased from a merchant, itinerant vendor, or peddler. Effective May 31, 2017.
Regulatory Issues			
Prohibits cities from imposing municipal planning fees to review or investigate a permitted use for compliance with any official control, which are ordinances or regulations that control the physical development of a city etc., including ordinances establishing zoning, subdivision controls, site plan regulations, sanitary codes, building codes, and official maps	957	n/a	House: Included as a provision in HF 4 (omnibus tax bill) No Senate version 2017 outcome: Not enacted in 2017.
Allows for profit entities unregulated access to public right-of-way for installation of "small cell wireless" equipment, and supersedes many zoning ordinances and comprehensive plans in place	739	561	House: Heard in Commerce, Gov Ops, Jobs, laid over for possible inclusion Senate: Heard in Energy, referred to Local Gov 2017 outcome: Chapter 94 (the omnibus jobs and economic development policy and budget bill), Article 9 contains provisions regarding small cell wireless facility deployment. Most provisions effective May 31, 2017.
Prohibits political subdivisions from adopting an ordinance governing land use related to private wells	n/a	n/a	House: Drafted as amendment to House version of SF 800 (omnibus health and human services bill) No Senate version 2017 outcome: Not enacted in 2017.

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<p>Moratorium on the creation of a playground or athletic field utilizing crumb rubber</p>	<p>1502</p>	<p>1172</p>	<p>House: Referred to Health and Human Services Reform</p> <p>Senate: Included in Senate’s omnibus health and human services finance and policy bill (SF 800)</p> <p>2017 outcome: Not enacted in 2017.</p>