

**HOUSE OF REPRESENTATIVES**

EIGHTY-SEVENTH SESSION

**H. F. No. 2172**

02/09/2012 Authored by McElfatrick, Gunther, Mahoney, Sanders and Crawford

The bill was read for the first time and referred to the Committee on Jobs and Economic Development Finance

02/15/2012 Adoption of Report: Pass and re-referred to Ways and Means

04/26/2012 Adoption of Report: Pass as Amended and Read Second Time

1.1 A bill for an act  
 1.2 relating to appropriations; eliminating the transfer of funds from the construction  
 1.3 code fund to the general fund; modifying surcharges; amending Minnesota  
 1.4 Statutes 2011 Supplement, section 326B.148, subdivision 1; Laws 2007, chapter  
 1.5 135, article 1, section 16.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2011 Supplement, section 326B.148, subdivision 1,  
 1.8 is amended to read:

1.9 Subdivision 1. **Computation.** To defray the costs of administering sections  
 1.10 326B.101 to 326B.194, a surcharge is imposed on all permits issued by municipalities in  
 1.11 connection with the construction of or addition or alteration to buildings and equipment or  
 1.12 appurtenances after June 30, 1971. The commissioner may use any surplus in surcharge  
 1.13 receipts to award grants for code research and development and education.

1.14 If the fee for the permit issued is fixed in amount the surcharge is equivalent to  
 1.15 one-half mill (.0005) of the fee or ~~50 cents~~ \$1, except that effective July 1, 2010, until  
 1.16 June 30, ~~2013~~ 2015, the permit surcharge is equivalent to one-half mill (.0005) of the fee  
 1.17 or \$5, whichever amount is greater. For all other permits, the surcharge is as follows:

1.18 (1) if the valuation of the structure, addition, or alteration is \$1,000,000 or less, the  
 1.19 surcharge is equivalent to one-half mill (.0005) of the valuation of the structure, addition,  
 1.20 or alteration;

1.21 (2) if the valuation is greater than \$1,000,000, the surcharge is \$500 plus two-fifths  
 1.22 mill (.0004) of the value between \$1,000,000 and \$2,000,000;

1.23 (3) if the valuation is greater than \$2,000,000, the surcharge is \$900 plus three-tenths  
 1.24 mill (.0003) of the value between \$2,000,000 and \$3,000,000;

2.1 (4) if the valuation is greater than \$3,000,000, the surcharge is \$1,200 plus one-fifth  
2.2 mill (.0002) of the value between \$3,000,000 and \$4,000,000;

2.3 (5) if the valuation is greater than \$4,000,000, the surcharge is \$1,400 plus one-tenth  
2.4 mill (.0001) of the value between \$4,000,000 and \$5,000,000; and

2.5 (6) if the valuation exceeds \$5,000,000, the surcharge is \$1,500 plus one-twentieth  
2.6 mill (.00005) of the value that exceeds \$5,000,000.

2.7 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.8 Sec. 2. Laws 2007, chapter 135, article 1, section 16, is amended to read:

2.9 Sec. 16. **TRANSFERS**

2.10 The commissioner of labor and industry shall  
2.11 transfer \$1,627,000 by June 30, 2008, and  
2.12 \$1,515,000 by June 30; of each year for fiscal  
2.13 years 2009, and each year thereafter, through  
2.14 2015 from the construction code fund to the  
2.15 general fund.

2.16 Of the balance remaining in Laws 2005, First  
2.17 Special Session chapter 1, article 3, section  
2.18 2, subdivision 2, for the methamphetamine  
2.19 laboratory cleanup revolving loan fund,  
2.20 \$100,000 is for transfer to the small  
2.21 community wastewater treatment account  
2.22 established in Minnesota Statutes, section  
2.23 446A.075, subdivision 1.

2.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.