

State of Minnesota

H. F. No. 2917

The bill was read for the first time and referred to the Committee on Government Operations

district, and a statement that all persons owning property in the proposed district that would be subject to a service charge will be given opportunity to be heard at the hearing. Within 30 days after adoption of the ordinance under this subdivision, the governing body shall send a copy of the ordinance to the commissioner of revenue.

Sec. 2. Minnesota Statutes 2012, section 428A.08, is amended to read:

**428A.08 PETITION REQUIRED.**

No action may be taken under section 428A.02 or 428A.03, unless ~~owners of 25 percent or more of the land area of property that would be subject to service charges in the proposed special service district and either:~~ (1) owners of 25 percent or more of the net tax capacity of property that would be subject to a proposed service charge, based on net tax capacity; or (2) owners, individuals, and business organizations subject to 25 percent or more of a proposed service charge based on other than net tax capacity file a petition requesting a public hearing on the proposed action with the city clerk. If the boundaries of a proposed district are changed or the land area or net tax capacity subject to a service charge or the individuals or business organizations subject to a service charge are changed after the public hearing, a petition meeting the requirements of this section must be filed with the city clerk before the ordinance establishing the district or resolution imposing the service charge may become effective.

Sec. 3. Minnesota Statutes 2012, section 428A.09, subdivision 2, is amended to read:

Subd. 2. **Requirements for veto.** If owners of 35 percent or more of ~~the land area~~ value in the district subject to the service charge based on net tax capacity or owners, individuals, and business organizations subject to 35 percent or more of the service charges to be imposed in the district, file an objection to the ordinance adopted by the city under section 428A.02 with the city clerk before the effective date of the ordinance, the ordinance does not become effective. If owners of 35 percent or more of ~~the land area~~ value subject to the service charge based on net tax capacity or owners of 35 percent or more of the net tax capacity subject to the service charge based on net tax capacity file an objection to the resolution adopted imposing a service charge based on net tax capacity under section 428A.03 with the city clerk before the effective date of the resolution, the resolution does not become effective. If owners, individuals, and business organizations subject to 35 percent or more of the service charges to be imposed in the district file an objection to the resolution adopted imposing a service charge on a basis other than net tax capacity under section 428A.03 with the city clerk before the effective date of the resolution, the resolution does not become effective. In the event of a veto, no district

3.1 shall be established during the current calendar year and until a petition meeting the  
3.2 qualifications set forth in this subdivision for a veto has been filed.

3.3 Sec. 4. **REPEALER.**

3.4 Minnesota Statutes 2012, section 428A.01, subdivision 6, is repealed.

APPENDIX  
Repealed Minnesota Statutes: 14-5249

**428A.01 SPECIAL SERVICE DISTRICT PROCEDURES; DEFINITIONS.**

Subd. 6. **Land area.** "Land area" means the land area in the district that is subject to property taxes.