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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 608

02/14/2013 Authored by Lohmer and FitzSimmons  
The bill was read for the first time and referred to the Committee on Taxes

1.1 A bill for an act  
1.2 relating to tax increment financing; providing a two-year extension of the  
1.3 temporary authority to stimulate construction; amending Minnesota Statutes  
1.4 2012, section 469.176, subdivision 4m.

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

1.6 Section 1. Minnesota Statutes 2012, section 469.176, subdivision 4m, is amended to  
1.7 read:

1.8 Subd. 4m. **Temporary authority to stimulate construction.** (a) Notwithstanding  
1.9 the restrictions in any other subdivision of this section or any other law to the contrary,  
1.10 except the requirement to pay bonds to which the increments are pledged and the  
1.11 provisions of subdivisions 4g and 4h, the authority may spend tax increments for one or  
1.12 more of the following purposes:

1.13 (1) to provide improvements, loans, interest rate subsidies, or assistance in any  
1.14 form to private development consisting of the construction or substantial rehabilitation  
1.15 of buildings and ancillary facilities, if doing so will create or retain jobs in this state,  
1.16 including construction jobs, and that the construction commences before July 1, 2012  
1.17 2014, and would not have commenced before that date without the assistance; or

1.18 (2) to make an equity or similar investment in a corporation, partnership, or limited  
1.19 liability company that the authority determines is necessary to make construction of a  
1.20 development that meets the requirements of clause (1) financially feasible.

1.21 (b) The authority may undertake actions under the authority of this subdivision only  
1.22 after approval by the municipality of a written spending plan ~~that specifically authorizes~~  
1.23 ~~the authority to take the actions.~~ The spending plan must contain a detailed description  
1.24 of each action to be undertaken. The municipality shall approve the spending plan only

2.1 after a public hearing after published notice in a newspaper of general circulation in  
2.2 the municipality at least once, not less than ten days nor more than 30 days prior to the  
2.3 date of the hearing.

2.4 (c) The authority to spend tax increments under this subdivision expires December  
2.5 31, ~~2012~~ 2014.

2.6 (d) For a development consisting of housing, the authority to spend tax increments  
2.7 under this subdivision expires December 31, 2011, and construction must commence  
2.8 before July 1, 2011, except the authority to spend tax increments on market rate housing  
2.9 developments under this subdivision expires July 31, ~~2012~~ 2014, and construction must  
2.10 commence before January 1, ~~2012~~ 2014.

2.11 **EFFECTIVE DATE.** This section is effective the day following final enactment  
2.12 and applies to all tax increment financing districts, regardless of when the request for  
2.13 certification was made.