

This Document can be made available in alternative formats upon request

State of Minnesota  
HOUSE OF REPRESENTATIVES  
NINETIETH SESSION

H. F. No. 3562

03/08/2018 Authored by Zerwas and Pinto  
The bill was read for the first time and referred to the Committee on Public Safety and Security Policy and Finance

1.1 A bill for an act  
1.2 relating to public safety; addressing continued authority of tribal law enforcement  
1.3 agencies upon revocation by the local unit of government of the underlying  
1.4 cooperating agreement; amending Minnesota Statutes 2016, sections 626.90, by  
1.5 adding a subdivision; 626.91, by adding a subdivision; 626.92, by adding a  
1.6 subdivision; 626.93, by adding a subdivision.

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

1.8 Section 1. Minnesota Statutes 2016, section 626.90, is amended by adding a subdivision  
1.9 to read:

1.10 Subd. 8. Revocation of mutual aid/cooperative agreement. The prior or future  
1.11 revocation by either the Mille Lacs County Sheriff or Mille Lacs County of a mutual  
1.12 aid/cooperative agreement entered into under subdivision 2, paragraph (b), shall not limit  
1.13 the authority of the band to operate as a law enforcement agency under subdivision 2 or to  
1.14 appoint peace officers under subdivision 3, if the band reaffirms in a resolution of its  
1.15 governing body the agreements required in subdivision 2, paragraph (a), and fulfills the  
1.16 other requirements in subdivision 2, paragraph (a).

1.17 Sec. 2. Minnesota Statutes 2016, section 626.91, is amended by adding a subdivision to  
1.18 read:

1.19 Subd. 9. Revocation of mutual aid/cooperative agreement. The prior or future  
1.20 revocation by either the Redwood County Sheriff or Redwood County of a mutual  
1.21 aid/cooperative agreement entered into under subdivision 2, paragraph (b), shall not limit  
1.22 the authority of the community to operate as a law enforcement agency under subdivision  
1.23 2 or to appoint peace officers under subdivision 4, if the community reaffirms in a resolution

2.1 of its governing body the agreements required in subdivision 2, paragraph (a), and fulfills  
2.2 the other requirements in subdivision 2, paragraph (a).

2.3 Sec. 3. Minnesota Statutes 2016, section 626.92, is amended by adding a subdivision to  
2.4 read:

2.5 Subd. 7. **Revocation of mutual aid or cooperative agreement.** The prior or future  
2.6 revocation of a mutual aid or cooperative agreement entered into under subdivision 2,  
2.7 paragraph (b), by any of the governmental units listed under subdivision 2, paragraph (b),  
2.8 shall not limit the authority of the band to operate as a law enforcement agency under  
2.9 subdivision 2 or to appoint peace officers under subdivision 4, if the band reaffirms in a  
2.10 resolution of its governing body the agreements required in subdivision 2, paragraph (a),  
2.11 and fulfills the other requirements in subdivision 2, paragraph (a).

2.12 Sec. 4. Minnesota Statutes 2016, section 626.93, is amended by adding a subdivision to  
2.13 read:

2.14 Subd. 7. **Revocation of mutual aid/cooperative agreement.** The prior or future  
2.15 revocation of a mutual aid/cooperative agreement entered into under subdivision 4 by a  
2.16 governmental unit with concurrent jurisdiction under subdivision 3 shall not limit the  
2.17 authority of a tribe to operate as a law enforcement agency or to appoint peace officers  
2.18 under this section if the band reaffirms in a resolution of its governing body the agreements  
2.19 required in subdivision 2, and fulfills the other requirements in subdivision 2.