

A bill for an act
relating to corrections; authorizing withdrawal by a county from a regional jail
system; amending Minnesota Statutes 2006, section 641.265, subdivision 2.

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

Section 1. Minnesota Statutes 2006, section 641.265, subdivision 2, is amended to read:

Subd. 2. **Withdrawal.** A county board may withdraw from cooperation in a regional
jail system ~~if the county boards of all of the other cooperating counties decide, by majority
vote, to allow the withdrawal~~ in accordance with the terms of a joint powers agreement.

With the approval of the county board of each cooperating county, the regional jail board
shall fix the sum, if any, to be paid to the county withdrawing, to reimburse it for capital
cost, debt service, or lease rental payments made by the county prior to withdrawal, in
excess of its proportionate share of benefits from the regional jail prior to withdrawal, and
the time and manner of making the payments. The payments shall be deemed additional
payments of capital cost, debt service, or lease rentals to be made proportionately by the
remaining counties and, when received, shall be deposited in and paid from the regional
jail fund; provided that:

~~(a)~~ (1) payments shall not be made from any amounts in the regional jail fund
which are needed for maintenance and operation expenses or lease rentals currently due
and payable; and

~~(b)~~ (2) the withdrawing county shall remain obligated for the payment of its
proportionate share of any lease rentals due and payable after its withdrawal, in the
event and up to the amount of any lease payment not made when due by one or more of
the other cooperating counties.

2.1 **EFFECTIVE DATE.** This section is effective July 1, 2007.