

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-NINTH SESSION**

**S.F. No. 2583**

(SENATE AUTHORS: CLAUSEN)

DATE	D-PG	OFFICIAL STATUS
03/10/2016	4965	Introduction and first reading Referred to State and Local Government
03/21/2016	5138	Comm report: To pass
	5147	Second reading
04/07/2016	5729	HF substituted on General Orders HF2956

1.1 A bill for an act  
 1.2 relating to local government; amending the membership of the Dakota County  
 1.3 Community Development Agency; deleting obsolete language; amending  
 1.4 Minnesota Statutes 2014, section 383D.41, subdivision 5; repealing Minnesota  
 1.5 Statutes 2014, section 383D.412.

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

1.7 Section 1. Minnesota Statutes 2014, section 383D.41, subdivision 5, is amended to read:

1.8 Subd. 5. **Membership, terms, conditions.** (a) The authority shall consist of  
 1.9 seven commissioners who, except as otherwise provided in this subdivision, shall serve  
 1.10 three-year terms, which shall begin on the first Tuesday following the first Monday in  
 1.11 January of the first year of the term. A commissioner shall also serve after the expiration  
 1.12 of a term until a successor is appointed and qualified.

1.13 ~~The terms of office of persons who are commissioners of the housing and~~  
 1.14 ~~redevelopment authority on July 20, 1993, shall continue in accordance with the terms of~~  
 1.15 ~~their appointments, except that their appointments shall end on the first Tuesday following~~  
 1.16 ~~the first Monday in January of the year following the original termination date of their~~  
 1.17 ~~terms. Following July 20, 1993, two commissioners shall be appointed who shall reside in~~  
 1.18 ~~the fourth and sixth county commissioner districts, respectively. Those commissioners~~  
 1.19 ~~shall be appointed for a term commencing on the date of their appointment and ending on~~  
 1.20 ~~the first Tuesday following the first Monday in January 1996.~~

1.21 (b) Each commissioner appointed following the date on which this subdivision takes  
 1.22 effect, except a commissioner appointed pursuant to paragraph (c), shall be a resident of  
 1.23 and shall represent the same county commissioner district as the commissioner who is  
 1.24 replaced. A commissioner who ceases to maintain a principal residence in the district  
 1.25 from which appointed shall cease to serve as a commissioner. A vacancy is created in

2.1 the membership of the authority for a county commissioner district whenever the county  
2.2 commissioner for that district ends county board membership.

2.3 (c) If required by Code of Federal Regulations, title 24, part 964, the commission  
2.4 may include an eighth member that serves as an at-large commissioner. An at-large  
2.5 commissioner must be appointed in accordance with the requirements of Code of Federal  
2.6 Regulations, title 24, part 964. The at-large commissioner shall serve a three-year term,  
2.7 which shall begin on the first Tuesday following the first Monday in January of the first  
2.8 year of the term. An at-large commissioner shall also serve after the expiration of a term  
2.9 until a successor is appointed and qualified. The at-large commissioner may only take part  
2.10 in decisions related to the administration, operation, and management of federal public  
2.11 housing programs and Section 8 tenant-based rental assistance programs.

2.12 Sec. 2. **INITIAL TERM OF DAKOTA COUNTY COMMUNITY**  
2.13 **DEVELOPMENT AGENCY AT-LARGE MEMBER.**

2.14 (a) The initial term of an at-large commissioner appointed to the Dakota County  
2.15 Development Agency pursuant to Minnesota Statutes, section 383D.41, subdivision 5,  
2.16 paragraph (c), may begin prior to the first Monday in January of 2017 if a commissioner is  
2.17 appointed and qualified. The term shall end on the first Monday in January of 2020.

2.18 (b) This section expires January 15, 2020.

2.19 Sec. 3. **REPEALER.**

2.20 Minnesota Statutes 2014, section 383D.412, is repealed.

2.21 Sec. 4. **EFFECTIVE DATE.**

2.22 This act is effective the day after the governing body of Dakota County and its  
2.23 chief clerical officer timely complete their compliance with Minnesota Statutes, section  
2.24 645.021, subdivisions 2 and 3.

**383D.412 DAKOTA COUNTY COMMUNITY DEVELOPMENT AGENCY;  
MINNESOTA INVESTMENT FUND.**

Subdivision 1. **Treatment.** As long as the conditions set forth in subdivision 2 are met and notwithstanding the provisions of section 116J.8731, the Dakota County Community Development Agency will be treated as if it were a general purpose local governmental unit and may apply for and receive state-funded money from the Minnesota investment fund.

Subd. 2. **Conditions precedent.** Conditions precedent to the treatment of the Dakota County Community Development Agency as a general purpose local governmental unit as described in subdivision 1 are:

(1) the board of commissioners of Dakota County shall have adopted a resolution approving such treatment of the Dakota County Community Development Agency, and such resolution shall be in full force and effect and shall not have been revoked by Dakota County; and

(2) the members of the board of commissioners of Dakota County shall be the same persons as the members of the board of commissioners of the Dakota County Community Development Agency.