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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

**EIGHTY-EIGHTH SESSION**

**H. F. No. 136**

01/22/2013 Authored by Hansen, Falk, Simon, Winkler, Erhardt and others

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

02/04/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Judiciary Finance and Policy

1.1 A bill for an act  
1.2 relating to public disclosure; expanding the definition of public official in  
1.3 campaign finance and public disclosure law; amending Minnesota Statutes 2012,  
1.4 sections 10A.01, subdivision 35; 10A.09, subdivisions 1, 6a.

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

1.6 Section 1. Minnesota Statutes 2012, section 10A.01, subdivision 35, is amended to read:

1.7 Subd. 35. **Public official.** "Public official" means any:

1.8 (1) member of the legislature;

1.9 (2) individual employed by the legislature as secretary of the senate, legislative  
1.10 auditor, chief clerk of the house of representatives, revisor of statutes, or researcher,  
1.11 legislative analyst, or attorney in the Office of Senate Counsel and Research or House  
1.12 Research;

1.13 (3) constitutional officer in the executive branch and the officer's chief administrative  
1.14 deputy;

1.15 (4) solicitor general or deputy, assistant, or special assistant attorney general;

1.16 (5) commissioner, deputy commissioner, or assistant commissioner of any state  
1.17 department or agency as listed in section 15.01 or 15.06, or the state chief information  
1.18 officer;

1.19 (6) member, chief administrative officer, or deputy chief administrative officer of a  
1.20 state board or commission that has either the power to adopt, amend, or repeal rules under  
1.21 chapter 14, or the power to adjudicate contested cases or appeals under chapter 14;

1.22 (7) individual employed in the executive branch who is authorized to adopt, amend,  
1.23 or repeal rules under chapter 14 or adjudicate contested cases under chapter 14;

1.24 (8) executive director of the State Board of Investment;

- 2.1 (9) deputy of any official listed in clauses (7) and (8);
- 2.2 (10) judge of the Workers' Compensation Court of Appeals;
- 2.3 (11) administrative law judge or compensation judge in the State Office of
- 2.4 Administrative Hearings or unemployment law judge in the Department of Employment
- 2.5 and Economic Development;
- 2.6 (12) member, regional administrator, division director, general counsel, or operations
- 2.7 manager of the Metropolitan Council;
- 2.8 (13) member or chief administrator of a metropolitan agency;
- 2.9 (14) director of the Division of Alcohol and Gambling Enforcement in the
- 2.10 Department of Public Safety;
- 2.11 (15) member or executive director of the Higher Education Facilities Authority;
- 2.12 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 2.13 (17) member of the board of directors or executive director of the Minnesota State
- 2.14 High School League;
- 2.15 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 2.16 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 2.17 (20) manager of a watershed district, or member of a watershed management
- 2.18 organization as defined under section 103B.205, subdivision 13;
- 2.19 (21) supervisor of a soil and water conservation district;
- 2.20 (22) director of Explore Minnesota Tourism;
- 2.21 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established
- 2.22 in section 97A.056;
- 2.23 (24) citizen member of the Clean Water Council established in section 114D.30; ~~or~~
- 2.24 (25) member or chief executive of the Minnesota Sports Facilities Authority
- 2.25 established in section 473J.07<sup>2</sup>;
- 2.26 (26) district court judge, appeals court judge, or supreme court justice; or
- 2.27 (27) county commissioner.

2.28 Sec. 2. Minnesota Statutes 2012, section 10A.09, subdivision 1, is amended to read:

2.29 Subdivision 1. **Time for filing.** ~~Except for a candidate for elective office in the~~

2.30 ~~judicial branch,~~ An individual must file a statement of economic interest with the board:

2.31 (1) within 60 days of accepting employment as a public official or a local official in

2.32 a metropolitan governmental unit;

2.33 (2) within 14 days after filing an affidavit of candidacy or petition to appear on the

2.34 ballot for an elective state office or an elective local office in a metropolitan governmental

2.35 unit;

3.1 (3) in the case of a public official requiring the advice and consent of the senate,  
3.2 within 14 days after undertaking the duties of office; or

3.3 (4) in the case of members of the Minnesota Racing Commission, the director  
3.4 of the Minnesota Racing Commission, chief of security, medical officer, inspector of  
3.5 pari-mutuels, and stewards employed or approved by the commission or persons who  
3.6 fulfill those duties under contract, within 60 days of accepting or assuming duties.

3.7 Sec. 3. Minnesota Statutes 2012, section 10A.09, subdivision 6a, is amended to read:

3.8 Subd. 6a. **Local officials.** A local official required to file a statement under this  
3.9 section must file it with the governing body of the official's political subdivision. The  
3.10 governing body must maintain statements filed with it under this subdivision as public data.  
3.11 For purposes of this subdivision, "local official" does not include a county commissioner.

3.12 Sec. 4. **EFFECTIVE DATE.**

3.13 Sections 1 to 3 are effective January 1, 2014, and apply to public officials elected to  
3.14 terms of office commencing on or after that date.