

State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **2610**

02/29/2012 Authored by Hackbarth

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

1.1 A bill for an act
1.2 relating to local government; providing for rental housing inspections; imposing
1.3 a criminal penalty for a false report; amending Minnesota Statutes 2010, section
1.4 504B.185; proposing coding for new law in Minnesota Statutes, chapter 609.

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

1.6 Section 1. Minnesota Statutes 2010, section 504B.185, is amended to read:

1.7 **504B.185 INSPECTION; NOTICE.**

1.8 Subdivision 1. **Who may request.** If requested by a residential tenant, a
1.9 housing-related neighborhood organization with the written permission of a residential
1.10 tenant, or, if a residential building is unoccupied, by a housing-related neighborhood
1.11 organization, an inspection shall be made by the local authority charged with enforcing a
1.12 code claimed to be violated. If requested by any other person, the local authority shall
1.13 inspect the property if it determines, based on its information about the property and the
1.14 nature of the request, that an inspection of the property is reasonably required.

1.15 Subd. 2. **Notice.** (a) After the local authority has inspected the residential building
1.16 under subdivision 1, the inspector shall inform the landlord or the landlord's agent and the
1.17 residential tenant or housing-related neighborhood organization in writing of any code
1.18 violations discovered. Unless a citation is issued for code violations, no notification is
1.19 required if another person requested the inspection.

1.20 (b) A reasonable period of time must be allowed in which to correct the violations;
1.21 but no less than 120 days unless the inspection order indicates that the violation threatens
1.22 the health or safety of the occupant. If the violations do not threaten the health or safety of
1.23 the occupant, and correction of the violations is expected to exceed \$10,000, no less than

2.1 360 days must be allowed to correct the violations. The time periods in this paragraph
2.2 do not apply to section 273.1319.

2.3 Subd. 3. **Compliance reinspection.** If the property is reinspected to determine if
2.4 code violations have been corrected, the inspection is limited to the repair or correction of
2.5 the code violations, unless the city determines that an additional noncompliance threatens
2.6 the health or safety of the occupant. The cost of a compliance reinspection must not
2.7 exceed \$100.

2.8 Sec. 2. **[609.739] FALSE REPORT; HOUSING CODE VIOLATIONS.**

2.9 Whoever reports, informs, or otherwise provides information that the code has been
2.10 violated to the local authority charged with enforcing a housing code, knowing that the
2.11 report or information is false and intending that the local authority act in reliance upon it,
2.12 is guilty of a misdemeanor.

2.13 **EFFECTIVE DATE.** This section is effective for reports or information provided
2.14 to the local authority after July 31, 2012.