

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3483

02/18/2020 Authored by Sauke
The bill was read for the first time and referred to the Committee on Government Operations
03/12/2020 Adoption of Report: Placed on the General Register
Read for the Second Time
05/09/2020 Referred to the Chief Clerk for Comparison with S. F. No. 3298
05/11/2020 Postponed Indefinitely

1.1 A bill for an act
1.2 relating to local government; modifying the deadline for appointments of
1.3 commission members; permitting reappointments; amending Minnesota Statutes
1.4 2018, section 410.05, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2018, section 410.05, subdivision 2, is amended to read:

1.7 Subd. 2. **Commission members; terms, vacancies.** Charter commission members shall
1.8 hold office for the term of four years, and until their successors are appointed and qualify,
1.9 except that of members initially appointed after July 1, 1967, eight shall be appointed for
1.10 two-year terms and seven for four-year terms. Vacancies in the commission shall be filled
1.11 by appointment of the chief judge for the unexpired terms. Upon the expiration of each
1.12 term, the chief judge shall appoint new or reappoint existing commission members within
1.13 60 days. If the chief judge fails to appoint new commission members within 30 days then
1.14 ~~thereafter the governing body of the city shall, appoint new commission members, unless~~
1.15 ~~within the 30-day period the chief judge indicates in writing to the governing body an~~
1.16 ~~intention to appoint new members, in which case the chief judge shall have an additional~~
1.17 ~~60 days within which to make the appointment.~~ Appointments shall be made by order filed
1.18 with the court administrator of the district court. An appointee who neglects to file with the
1.19 court administrator within 30 days a written acceptance and oath of office shall be deemed
1.20 to have declined the appointment and the place shall be filled as though the appointee had
1.21 resigned. The charter commission, within 30 days after the initial appointment of the
1.22 commission, shall make rules, including quorum requirements, with reference to its operations
1.23 and procedures. The commission shall submit to the chief judge of the district court, on or
1.24 before December 31 of each year, an annual report outlining its activities and

2.1 accomplishments for the preceding calendar year. The commission shall forward a copy of
2.2 the report to the clerk of the city. Any member may be removed at any time from office,
2.3 by written order of the district court, the reason for such removal being stated in the order.
2.4 When any member has failed to perform the duties of office and has failed to attend four
2.5 consecutive meetings without being excused by the commission, the secretary of the charter
2.6 commission shall file a certificate with the court setting forth those facts and the district
2.7 court shall thereupon make its order of removal and the chief judge shall fill the vacancy
2.8 created thereby.