

**SENATE
STATE OF MINNESOTA
NINETIETH SESSION**

S.F. No. 3857

(SENATE AUTHORS: BENSON)

DATE
03/29/2018

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Introduction and first reading
Referred to Local Government

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to the metropolitan council; allowing a local government to challenge
1.3 metropolitan system plans; amending Minnesota Statutes 2017 Supplement, section
1.4 473.857, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2017 Supplement, section 473.857, subdivision 2, is amended
1.7 to read:

1.8 Subd. 2. **Within 60 days; report.** A hearing shall be conducted within 60 days after the
1.9 request, provided that the advisory committee or the administrative law judge shall
1.10 consolidate hearings on related requests. The 60-day period within which the hearing shall
1.11 be conducted may be extended or suspended by mutual agreement of the council and the
1.12 local governmental unit. The hearing ~~shall not~~ may consider the need for or reasonableness
1.13 of the metropolitan system plans or parts thereof. The hearing shall afford all interested
1.14 persons an opportunity to testify and present evidence. The advisory committee or
1.15 administrative law judge may employ the appropriate technical and professional services
1.16 of the office of dispute resolution for the purpose of evaluating disputes of fact. The
1.17 proceedings shall not be deemed a contested case. Within 30 days after the hearing, the
1.18 advisory committee or the administrative law judge shall report to the council respecting
1.19 the proposed amendments to the system statements. The report shall contain findings of
1.20 fact, conclusions, and recommendations and shall apportion the costs of the proceedings
1.21 among the parties.

1.22 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
1.23 final enactment for system statements prepared by the Metropolitan Council on or after that

- 2.1
- date. This section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
- 2.2
- Scott, and Washington.