CHAPTER 87--S.F.No. 3298

An act relating to local government; modifying provisions relating to charter commissions; permitting reappointments; amending Minnesota Statutes 2018, sections 410.05, subdivision 2; 410.06.

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

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

Subd. 2. **Commission members; terms, vacancies.** Charter commission members shall hold office for the term of four years, and until their successors are appointed and qualify, except that of members initially appointed after July 1, 1967, eight shall be appointed for two-year terms and seven for four-year terms. Vacancies in the commission shall be filled by appointment of the chief judge for the unexpired terms. Upon the expiration of each term, the chief judge shall appoint new or reappoint existing commission members within 60 days. ~~If the chief judge fails to appoint new commission members within 30 days then thereafter the governing body of the city shall, appoint new commission members, unless within the 30-day period the chief judge indicates in writing to the governing body an intention to appoint new members, in which case the chief judge shall have an additional 60 days within which to make the appointment.~~ Appointments shall be made by order filed with the court administrator of the district court. An appointee who neglects to file with the court administrator within 30 days a written acceptance and oath of office shall be deemed to have declined the appointment and the place shall be filled as though the appointee had resigned. The charter commission, within 30 days after the initial appointment of the commission, shall make rules, including quorum requirements, with reference to its operations and procedures. The commission shall submit to the chief judge of the district court, on or before December 31 of each year, an annual report outlining its activities and accomplishments for the preceding calendar year. The commission shall forward a copy of the report to the clerk of the city. Any member may be removed at any time from office, by written order of the district court, the reason for such removal being stated in the order. When any member has failed to perform the duties of office and has failed to attend four consecutive meetings without being excused by the commission, the secretary of the charter commission shall file a certificate with the court setting forth those facts and the district court shall thereupon make its order of removal and the chief judge shall fill the vacancy created thereby.

Sec. 2. Minnesota Statutes 2018, section 410.06, is amended to read:

410.06 COMPENSATION; EXPENSES.

The members of ~~such~~ the commission shall receive no compensation, but the commission may employ an attorney and other personnel to assist in framing ~~such~~ the charter, and any amendment or revision ~~thereof, and~~ of it. When so directed by the commission, the reasonable compensation ~~and~~ of personnel, the cost of printing ~~such~~ the charter~~,~~ or any amendment or revision ~~thereof~~ of it, ~~when so directed by the commission~~ and the cost of informing the citizens of a suggested charter or suggested charter amendments or revisions, shall be paid by ~~such~~ the city. The amount of reasonable and necessary charter commission expenses that shall be ~~so~~ paid by the city ~~shall~~ is the greater of .07 percent of the city's current certified general property tax levy or $1,500, not to exceed $20,000 in any one year ~~the sum of $10,000 for a first class city and $1,500 for any other city;~~, but the council may authorize such additional charter commission expenses ~~as it deems~~ the commission considers necessary. Other statutory and charter provisions requiring budgeting of~~,~~ or

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limiting~~,~~ expenditures do not apply to charter commission expenses. The council may levy a tax in excess of charter tax limitations to pay ~~such~~ the expenses.

Presented to the governor May 14, 2020

Signed by the governor May 16, 2020, 11:08 a.m.

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