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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3536

02/12/2024

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The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act
1.2 relating to the Metropolitan Council; establishing housing and water as metropolitan
1.3 system plans; amending Minnesota Statutes 2022, section 473.852, subdivision 8;
1.4 Minnesota Statutes 2023 Supplement, section 473.859, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2022, section 473.852, subdivision 8, is amended to read:

1.7 Subd. 8. **Metropolitan system plans.** "Metropolitan system plans" means the
1.8 transportation portion of the Metropolitan Development Guide, and the policy plans, and
1.9 capital budgets for metropolitan wastewater service, transportation, housing, water supply,
1.10 and regional recreation open space.

1.11 **EFFECTIVE DATE.** This section is effective the day following final enactment and
1.12 applies to metropolitan system statements applicable to the 2028 decennial comprehensive
1.13 plan review under Minnesota Statutes, section 473.864. This section applies in the counties
1.14 of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

1.15 Sec. 2. Minnesota Statutes 2023 Supplement, section 473.859, subdivision 2, is amended
1.16 to read:

1.17 Subd. 2. **Land use plan.** (a) A land use plan must include the water management plan
1.18 required by section 103B.235, and shall designate the existing and proposed location,
1.19 intensity and extent of use of land and water, including lakes, wetlands, rivers, streams,
1.20 natural drainage courses, and adjoining land areas that affect water natural resources, for
1.21 agricultural, residential, commercial, industrial and other public and private purposes, or
1.22 any combination of such purposes.

2.1 (b) A land use plan must contain a protection element, as appropriate, for historic sites,
2.2 the matters listed in the water management plan required by section 103B.235, and an
2.3 element for protection and development of access to direct sunlight for solar energy systems.

2.4 (c) A land use plan must also include a housing element containing standards, plans and
2.5 programs for providing adequate housing opportunities to meet existing and projected local
2.6 and regional housing needs, including but not limited to the use of official controls and land
2.7 use planning to promote the availability of land for the development of low and moderate
2.8 income housing. The housing element must be in at least as much detail as may be necessary
2.9 to establish existing or potential effects on or departures from metropolitan system plans
2.10 and to protect metropolitan system plans.

2.11 (d) A land use plan must also include the local government's goals, intentions, and
2.12 priorities concerning aggregate and other natural resources, transportation infrastructure,
2.13 land use compatibility, habitat, agricultural preservation, and other planning priorities,
2.14 considering information regarding supply from the Minnesota Geological Survey Information
2.15 Circular No. 46.

2.16 (e) A land use plan must also include an inventory and projections pertaining to
2.17 greenhouse gas emissions and vehicle miles traveled that are generated from activity that
2.18 occurs within the local government's jurisdiction. The inventory and projections must include
2.19 the emission sources from transportation, land use, energy use, solid waste, and, where
2.20 available and applicable, livestock and agriculture. The inventory and projections must
2.21 include the estimated impact of strategies, including efficient land use and compact growth,
2.22 that reduce or naturally sequester greenhouse gas emissions across sectors.

2.23 **EFFECTIVE DATE.** This section is effective the day following final enactment and
2.24 applies to comprehensive plans submitted for the 2028 decennial review required under
2.25 Minnesota Statutes, section 473.864. This section applies in the counties of Anoka, Carver,
2.26 Dakota, Hennepin, Ramsey, Scott, and Washington.