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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3875

02/27/2020 Authored by Poston
The bill was read for the first time and referred to the Property and Local Tax Division

1.1 A bill for an act
1.2 relating to taxation; local sales and use; authorizing the city of Wadena to impose
1.3 a local sales and use tax.

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

1.5 Section 1. CITY OF WADENA; TAXES AUTHORIZED.

1.6 Subdivision 1. Sales and use tax authorization. Notwithstanding Minnesota Statutes,
1.7 section 297A.99, subdivision 1, or 477A.016, or any other law, ordinance, or city charter,
1.8 and if approved by the voters at a general election as required under Minnesota Statutes,
1.9 section 297A.99, subdivision 3, the city of Wadena may impose by ordinance a sales and
1.10 use tax of one-quarter of one percent for the purposes specified in subdivision 2. Except as
1.11 otherwise provided in this section, the provisions of Minnesota Statutes, section 297A.99,
1.12 govern the imposition, administration, collection, and enforcement of the tax authorized
1.13 under this subdivision.

1.14 Subd. 2. Use of sales and use tax revenues. The revenues derived from the tax authorized
1.15 under subdivision 1 must be used by the city of Wadena to pay the costs of collecting and
1.16 administering the tax and for up to \$3,000,000 for costs related to the Wadena Library
1.17 Rehabilitation project to transform an existing bank building into a new city library building.

1.18 Subd. 3. Bonding authority. (a) The city of Wadena may issue bonds under Minnesota
1.19 Statutes, chapter 475, to finance all or a portion of the costs of the project authorized in
1.20 subdivision 2 if approved by the voters as required under Minnesota Statutes, section
1.21 297A.99, subdivision 3, paragraph (a). The aggregate principal amount of bonds issued
1.22 under this subdivision may not exceed \$3,000,000 plus an amount to be applied to the
1.23 payment of the costs of issuing the bonds. The bonds may be paid from or secured by any

2.1 funds available to the city, including the tax authorized under subdivision 1. The issuance
2.2 of bonds under this subdivision is not subject to Minnesota Statutes, sections 275.60 and
2.3 275.61.

2.4 (b) The bonds are not included in computing any debt limitation applicable to the city
2.5 of Wadena, and any levy of taxes under Minnesota Statutes, section 475.61, to pay principal
2.6 and interest on the bonds is not subject to any levy limitation. A separate election to approve
2.7 the bonds under Minnesota Statutes, section 475.58, is not required.

2.8 Subd. 4. **Termination of taxes.** Subject to Minnesota Statutes, section 297A.99,
2.9 subdivision 12, the tax imposed under subdivision 1 expires at the earlier of:

2.10 (1) 20 years after the tax is first imposed; or

2.11 (2) when the city council determines that the amount received from the tax is sufficient
2.12 to pay for the project costs authorized under subdivision 2 if approved by voters as required
2.13 under Minnesota Statutes, section 297A.99, subdivision 3, paragraph (a), plus an amount
2.14 sufficient to pay the costs related to issuance of any bonds authorized under subdivision 3,
2.15 including interest on the bonds.

2.16 Except as otherwise provided in Minnesota Statutes, section 297A.99, subdivision 3,
2.17 paragraph (f), any funds remaining after payment of the allowed costs due to the timing of
2.18 the termination of the tax under Minnesota Statutes, section 297A.99, subdivision 12, shall
2.19 be placed in the general fund of the city. The tax imposed under subdivision 1 may expire
2.20 at an earlier time if the city so determines by ordinance.

2.21 **EFFECTIVE DATE.** This section is effective the day after the governing body of the
2.22 city of Wadena and its chief clerical officer comply with Minnesota Statutes, section 645.021,
2.23 subdivisions 2 and 3.