

SENATE  
STATE OF MINNESOTA  
NINETY-SECOND SESSION

S.F. No. 3697

(SENATE AUTHORS: REST, Dziedzic, Bigham, Putnam and López Franzen)		
DATE	D-PG	OFFICIAL STATUS
03/03/2022	5201	Introduction and first reading Referred to Taxes
03/14/2022	5321	Authors added Bigham; Putnam
03/17/2022	5389	Author stricken Klein
03/21/2022	5482	Author added Lopez Franzen

1.1

A bill for an act

1.2

relating to taxation; property; establishing public safety aid for local governments

1.3

and Tribal governments; appropriating money; proposing coding for new law in

1.4

Minnesota Statutes, chapter 477A.

1.5

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

1.6

Section 1. [477A.0127] PUBLIC SAFETY AID.

1.7

Subdivision 1. Definitions. For purposes of this section, the following terms have the

1.8

meanings given:

1.9

(1) "City" means a statutory or home rule charter city that directly employs at least one

1.10

peace officer as defined under section 477C.01, subdivision 7, clauses (1), (3), and (4).

1.11

(2) "City per capita aid amount" equals the total amount allocated to cities under

1.12

subdivision 6, divided by the total population of every city.

1.13

(3) "County per capita aid amount" equals the total amount allocated to counties and

1.14

Tribal governments under subdivision 6, divided by the sum of the total population of every

1.15

county plus the total Tribal population but excluding the total population of every city.

1.16

(4) "Population" means population estimates made or conducted by the United States

1.17

Bureau of the Census, the Metropolitan Council pursuant to section 473.24, or by the state

1.18

demographer pursuant to section 4A.02, paragraph (d), whichever is the most recent estimate

1.19

and available as of January 1 of the year in which the aid is calculated.

1.20

(5) "Tribal governments" has the meaning given to "Minnesota Tribal governments" in

1.21

section 10.65, subdivision 2.

(6) "Tribal population" means population estimates made or conducted by the United States Bureau of the Census of the federally recognized American Indian reservations and off-reservation trust lands in Minnesota, whichever is the most recent estimate and available as of January 1 of the year in which the aid is calculated.

Subd. 2. **Distribution.** The commissioner of revenue must distribute payments under this section as follows:

(1) A county's public safety aid amount equals:

(i) the county's population minus the total population of every city located in that county, times;

(ii) the county per capita aid amount.

(2) A Tribal government's public safety aid amount equals:

(i) the Tribe's population times;

(ii) the county per capita aid amount.

(3) A city's public safety aid amount equals:

(i) the city's population times;

(ii) the city per capita aid amount.

Subd. 3. **Certification to commissioner.** The commissioner of public safety must certify to the commissioner of revenue, on or before June 1 each year, each city that meets the definition of city in subdivision 1 as of January 1 of the aid calculation year.

Subd. 4. **Use of aid.** (a) Counties, Tribal governments, and cities that receive a distribution under this section must use the aid to provide public safety including, but not limited to, paying personnel and equipment costs.

(b) Counties must consult with their county sheriff in determining how to use the aid.

(c) Counties, Tribal governments, and cities that receive a distribution under this section may not apply the aid toward:

(1) their employer contribution to the public employees police and fire fund, if that county, Tribal government, or city received police state aid under chapter 477C in the year immediately prior to a distribution under this section; or

(2) any costs associated with alleged wrongdoing or misconduct.

3.1 Subd. 5. **Payments.** The commissioner of revenue must calculate the amount of public  
3.2 safety aid payable to each county, Tribal government, and city under this section. On or  
3.3 before August 1 each year, the commissioner must certify the amount to be paid to each  
3.4 county, Tribal government, and city in the following year. The commissioner must distribute  
3.5 public safety aid in the same manner and at the same times as aid payments under section  
3.6 477A.015. For aid payable in 2022 only, the commissioner shall certify the amount to be  
3.7 paid in 2022 to each county, Tribal government, and city by August 1, 2022, and the full  
3.8 2022 payment to the counties, Tribal governments, and cities must be made at the time  
3.9 provided in section 477A.015 for the second installment of local government aid.

3.10 Subd. 6. **Aid allocation.** (a) The total amount of aid to be annually allocated to counties  
3.11 and Tribal governments under this section is \$30,000,000.

3.12 (b) The total amount of aid to be annually allocated to cities under this section is  
3.13 \$70,000,000.

3.14 Subd. 7. **Redistribution of a city's public safety aid to a county.** (a) Any statutory or  
3.15 home rule charter city that receives a distribution under this section when that statutory or  
3.16 home rule charter city did not meet the definition of city under subdivision 1 shall redistribute  
3.17 those payments to the county where the statutory or home rule charter city is located.

3.18 (b) If a statutory or home rule charter city that must redistribute aid under paragraph (a)  
3.19 is located in two or more counties, that statutory or home rule charter city shall redistribute  
3.20 aid payments proportionally to each county where it is located based on the share of that  
3.21 city's population in each county.

3.22 Subd. 8. **Aid amount corrections.** If, due to a clerical error, the amount certified by the  
3.23 commissioner to a county, Tribal government, or city is less than the amount to which the  
3.24 county, Tribal government, or city is entitled pursuant to this section, the commissioner of  
3.25 revenue shall distribute additional aid payments in the same manner as additional aid  
3.26 payments are made under section 477A.014. The additional payments shall be paid from  
3.27 the general fund and shall not diminish the distributions made to other counties, Tribal  
3.28 governments, and cities under this section.

3.29 Subd. 9. **Appropriation.** An amount sufficient to discharge the duties imposed under  
3.30 this section is annually appropriated from the general fund to the commissioner of revenue.

3.31 **EFFECTIVE DATE.** This section is effective beginning with aid payable in 2022 and  
3.32 thereafter.