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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

**EIGHTY-NINTH SESSION**

**H. F. No. 398**

01/29/2015 Authored by Lenczewski

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy

02/26/2015 By motion, recalled and returned to its author

1.1 A bill for an act  
1.2 relating to local government; clarifying authority of home rule charter cities  
1.3 to assess for garbage collection; amending Minnesota Statutes 2014, section  
1.4 443.015.

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

1.6 Section 1. Minnesota Statutes 2014, section 443.015, is amended to read:

1.7 **443.015 ASSESSMENT TO DISPOSE OF GARBAGE OR REFUSE IN**  
1.8 **CERTAIN CITIES.**

1.9 The council of any statutory or home rule charter city ~~or city of the fourth class~~  
1.10 which shall provide by contract or otherwise for regular collection and disposal of garbage  
1.11 or refuse from dwellings and places of business in the statutory or home rule charter city  
1.12 ~~or city of the fourth class~~ may by ordinance obligate the owners of all property served to  
1.13 pay the proportionate cost of such service to their respective properties, and in default of  
1.14 payment such city council may annually levy an assessment equal to such unpaid cost as  
1.15 of September first of each year, against each lot or parcel of land so served for which the  
1.16 service charge is unpaid. Such assessment may include a penalty not to exceed ten percent  
1.17 of the amount thereof and shall bear interest at such amount not exceeding six percent per  
1.18 annum as the council shall determine. Such assessment shall be certified to the auditor of  
1.19 the county in which the land assessed is situated and shall be collected and remitted to the  
1.20 city treasurer in the same manner as assessments for local improvements.