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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 4658

05/09/2020 Authored by Tabke
The bill was read for the first time and referred to the Committee on Government Operations

1.1 A bill for an act
1.2 relating to local government; authorizing the city of Shakopee to abolish the city
1.3 public utilities commission or transfer to the city council one or more of the
1.4 commission's powers, duties, assets, and liabilities, subject to a reverse referendum.

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

1.6 Section 1. SHAKOPEE PUBLIC UTILITIES; TRANSFER TO CITY.

1.7 (a) Notwithstanding the procedures required by Minnesota Statutes, section 412.391,
1.8 the Shakopee City Council may by resolution abolish the city public utilities commission
1.9 and assume control of the city utilities or transfer certain functions of the commission to
1.10 the city council.

1.11 (b) Before the adoption of a resolution to abolish or transfer functions of the public
1.12 utilities commission, the city must publish the proposed resolution once each week for two
1.13 consecutive weeks in the official publication of the city to notify the public of its intent to
1.14 consider the issue. Following publication and before adopting the resolution, the city council
1.15 must provide an opportunity for public comment on the resolution at a regularly scheduled
1.16 meeting of the city council. The city council may adopt the resolution at a separate regularly
1.17 scheduled meeting of the city council after the meeting for public comment. The resolution
1.18 takes effect 30 days after it is adopted, or at a later date stated in the resolution, unless a
1.19 petition is filed as provided in paragraph (c).

1.20 (c) Within 30 days after the city council adopts the resolution, a petition requesting a
1.21 referendum may be filed with the city clerk. The petition must be signed by at least ten
1.22 percent of the registered voters of the city. The petition must meet the requirements of the
1.23 secretary of state, as provided in Minnesota Statutes, section 204B.071, and any rules adopted

2.1 to implement that section. If the petition is sufficient, the question of abolishing the  
2.2 commission or transferring certain functions must be placed on the ballot at a regular or  
2.3 special election. If a majority of the voters of the city voting on the question vote in favor  
2.4 of the proposed change, the resolution takes effect 30 days after the election, or at a later  
2.5 date stated in the resolution.

2.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.