

Federal payment in lieu of taxes on entitlement lands made pursuant to United States Code, title 31, sections 6901 to 6906 must be transferred by a county to the home rule or statutory city or town where the entitlement land is located if the county board determines that the statutory or home rule city or town is the principal provider of governmental services affecting the use of entitlement lands and if the total annual federal payment to the county is \$5,000 or more. The county board shall make its determination based on factors which must include: (1) whether the city or town has at least 60 acres of land within the entitlement lands; (2) whether city or town roads are the primary access to the entitlement lands; (3) whether the city or town provides specific services to the entitlement lands such as fire protection, police protection, and search and rescue services; and (4) whether the city or town is primarily responsible for land use planning and official controls.

The distribution of federal payment in lieu funds shall be made by the county board to a qualifying city or town in the proportion that the acreage of entitlement land located in each bears to the total acreage of entitlement land in the county. If more than 25 percent of entitlement acreage in a county is located in qualifying cities or towns, there shall be a pro rata reduction in each qualifying city or town's share, so that only 30 percent of the total county payment is distributed.

Sec. 4. EFFECTIVE DATE.

Section 3 is effective January 1, 1986.

Approved May 23, 1985

CHAPTER 205 — S.F.No. 1447

An act relating to the city of Breckenridge; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.

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

Section 1. BRECKENRIDGE; PORT AUTHORITY.

The city of Breckenridge may establish a port authority commission that has the same powers as a port authority established under Minnesota Statutes, section 458.09 or other law. If the city establishes a port authority commission, the city shall exercise all the powers relating to the port authority granted to a city by Minnesota Statutes, chapter 458 or other law. Notwithstanding Minnesota Statutes, section 458.09, subdivision 1, or other law, the city may choose the name of the commission. Notwithstanding Minnesota Statutes, section

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458.10, subdivision 1, or other law, the city may appoint a seven-member commission.

Sec. 2. **BRECKENRIDGE; MUNICIPAL HOUSING AND REDEVELOPMENT AUTHORITY.**

If the city of Breckenridge establishes a port authority commission under section 1, the commission may exercise the same powers as a municipal housing and redevelopment authority established under Minnesota Statutes, section 462.425 or other law. The city shall then exercise all the powers relating to the municipal housing and redevelopment authority granted to a city by Minnesota Statutes, chapter 462 or other law.

Approved May 23, 1985

CHAPTER 206 — S.F.No. 1506

An act authorizing the city of Waseca to establish and provide taxes and service charges for a special service district; authorizing the city of Albert Lea to establish a port authority; authorizing the city of Austin to establish a port authority.

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

Section 1. **WASECA; SPECIAL SERVICE DISTRICT.**

Subdivision 1. DEFINITIONS. For the purpose of this section the terms defined in this subdivision have the following meanings.

(a) "City" means the city of Waseca.

(b) "Special services" means parking services rendered or contracted for by the city.

Special services shall not include services that are ordinarily provided throughout the city from general fund revenues of the city unless an increased level of the service is provided in the special service district.

(c) "Special service district" means a defined area within the city in which special services are rendered and the costs of the special services are paid from revenues collected from taxes and service charges imposed within that area.

(d) "Assessed value" means the assessed value as most recently certified by the commissioner of revenue on the effective date of the ordinance or resolution adopted pursuant to subdivision 2 or 3.

(e) "Land area" means the land area located within the district which is subject to property taxation.

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