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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 5185

04/02/2024 Authored by Engen, Perryman, Zeleznikar, Skraba, Dotseth and others
The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act
1.2 relating to legislative auditor; allowing legislative auditor to bring a civil or criminal
1.3 complaint; establishing authority for county attorneys to prosecute certain claims;
1.4 amending Minnesota Statutes 2022, section 3.971, by adding subdivisions.

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

1.6 Section 1. Minnesota Statutes 2022, section 3.971, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 10. Civil or criminal complaint. For occurrences of fraud or maladministration
1.9 of taxpayer-funded programs, the legislative auditor is authorized to bring a civil action or
1.10 criminal complaint under Minnesota law in the office's name as the legislative auditor. The
1.11 standing of any state department to sue or be sued under applicable law must not be affected
1.12 by any civil action or criminal complaint under this subdivision.

1.13 Sec. 2. Minnesota Statutes 2022, section 3.971, is amended by adding a subdivision to
1.14 read:

1.15 Subd. 11. County attorneys may pursue fraud allegations. County attorneys may
1.16 prosecute claims of fraud or maladministration in taxpayer-funded programs under Minnesota
1.17 law.