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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 535

01/19/2023 Authored by Frazier, Freiberg, Clardy, Hassan, Richardson and others
The bill was read for the first time and referred to the Committee on Education Finance
02/08/2023 Adoption of Report: Re-referred to the Committee on Elections Finance and Policy

1.1 A bill for an act
1.2 relating to education finance; authorizing a school board to renew an expiring
1.3 referendum; amending Minnesota Statutes 2022, section 126C.17, by adding a
1.4 subdivision.

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

1.6 Section 1. Minnesota Statutes 2022, section 126C.17, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 9b. Renewal by school board. (a) Notwithstanding the election requirements of
1.9 subdivision 9, a school board may renew an expiring referendum by board action if:

1.10 (1) the per-pupil amount of the referendum is the same as the amount expiring, or for
1.11 an expiring referendum that was adjusted annually by the rate of inflation, the same as the
1.12 per-pupil amount of the expiring referendum, adjusted annually for inflation in the same
1.13 manner as if the expiring referendum had continued;

1.14 (2) the term of the renewed referendum is no longer than the initial term approved by
1.15 the voters; and

1.16 (3) the school board has adopted a written resolution authorizing the renewal after holding
1.17 a meeting and allowing public testimony on the proposed renewal.

1.18 (b) The resolution must be adopted by the school board by June 15 of any calendar year
1.19 and becomes effective 60 days after its adoption.

1.20 (c) A referendum expires in the last fiscal year in which the referendum generates revenue
1.21 for the school district. A school board may renew an expiring referendum under this
1.22 subdivision not more than two fiscal years before the referendum expires.

- 2.1 (d) A district renewing an expiring referendum under this subdivision must submit a
2.2 copy of the adopted resolution to the commissioner and to the county auditor no later than
2.3 September 1 of the calendar year in which the levy is certified.
- 2.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.