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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 2213

04/13/2015 Authored by Anderson, S.,
The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy
04/24/2015 Adoption of Report: Placed on the General Register as Amended
Pursuant to Joint Rule 2.03 and in accordance with Senate Concurrent Resolution No. 4,
re-referred to the Committee on Rules and Legislative Administration
05/02/2016 Adoption of Report: Amended and re-referred to the Committee on Rules and Legislative Administration
Pursuant to Joint Rule 2.03 and in accordance with Senate Concurrent Resolution No. 8,
re-referred to the Committee on Rules and Legislative Administration

1.1 A bill for an act
1.2 relating to state government; limiting the fee or fine increase a state agency may
1.3 propose; requiring certain reports from the state auditor; amending Minnesota
1.4 Statutes 2014, section 16A.1283.

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

1.6 Section 1. Minnesota Statutes 2014, section 16A.1283, is amended to read:

1.7 **16A.1283 LEGISLATIVE APPROVAL REQUIRED FOR FEES.**

1.8 (a) Notwithstanding any law to the contrary, an executive branch state agency may
1.9 not impose a new fee or increase an existing fee unless the new fee or increase is approved
1.10 by law. An agency must not propose a fee or fine increase of more than ten percent
1.11 in a biennium over the same fee or fine in law at the start of the same biennium. For
1.12 purposes of this section, a fee is any charge for goods, services, regulation, or licensure,
1.13 and, notwithstanding paragraph (b), clause (3), includes charges for admission to or for
1.14 use of public facilities owned by the state.

1.15 (b) This section does not apply to:

1.16 (1) charges billed within or between state agencies, or billed to federal agencies;

1.17 (2) the Minnesota State Colleges and Universities system;

1.18 (3) charges for goods and services provided for the direct and primary use of a
1.19 private individual, business, or other entity;

1.20 (4) charges that authorize use of state-owned lands and minerals administered by
1.21 the commissioner of natural resources by the issuance of leases, easements, cooperative
1.22 farming agreements, and land and water crossing licenses and charges for sales of
1.23 state-owned lands administered by the commissioner of natural resources; or

1.24 (5) state park fees and charges established by commissioner's order.

2.1 (c) An executive branch agency may reduce a fee that was set by rule before July
2.2 1, 2001, without legislative approval. Chapter 14 does not apply to fee reductions under
2.3 this paragraph.

2.4 Sec. 2. **STATE AUDITOR REPORT.**

2.5 The state auditor must report to the chairs and ranking minority members of the
2.6 finance committees with jurisdiction over the Office of the State Auditor by January 15,
2.7 2017. The report must include a strategic plan to ensure that all local governments receive
2.8 adequate oversight from the Office of the State Auditor. In preparing this strategic plan,
2.9 the state auditor must assess what types of audits performed by the Office of the State
2.10 Auditor are the most effective mechanisms for ensuring that public funds have been used
2.11 appropriately, what types of audit work can be performed efficiently by CPA firms, and
2.12 what is the most effective deployment of audit resources available to the Office of the
2.13 State Auditor. The report must also evaluate the continuing importance of the reports,
2.14 other than financial audits, that the Office of the State Auditor produces on a regular basis.

2.15 Sec. 3. **REPORT ON MNSURE COSTS TO COUNTIES.**

2.16 The state auditor must report to the legislature by January 15, 2017, on costs
2.17 incurred by Minnesota counties related to eligibility determinations and related enrollment
2.18 activities for medical assistance enrollees and MinnesotaCare enrollees that are due to
2.19 implementing the Minnesota eligibility technology system administered by MNsure.