

2019 RECODIFICATION OF FIRE AND POLICE STATE AID LEGISLATIVE BULLETIN



Appeals and Legal Services Division
600 North Robert Street
Saint Paul, Minnesota 55146-2220

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Unless otherwise noted, the provisions discussed in this bulletin can be found in 2019 Minn. Laws, 1st Spec. Sess. ch. 6.

FIRE STATE AID

Definitions. Minn. Stat. § 477B.01 was created, which defines various terms for purposes of chapters 477B, 423A, and 424A. Chapter 477B is a proposed new chapter of the Minnesota Statutes where the recodified provisions of the fire state aid program will reside. Effective for aids payable in 2020 and thereafter.

Qualifying for fire state aid. Minn. Stat. § 477B.02 was created, which establishes the criteria that must be met in order for a municipality or an independent nonprofit firefighting corporation to qualify to receive fire state aid. Effective for aids payable in 2020 and thereafter.

Calculation of fire state aid. Minn. Stat. § 477B.03 was created, which specifies how fire state aid is to be calculated and apportioned. The appeal process for a municipality, independent nonprofit firefighting corporation, fire relief association, and the voluntary statewide volunteer retirement plan to object to the amount of fire state aid apportioned to it is also explained in this section. Effective for aids payable in 2020 and thereafter.

Appropriation, payment, and administration. Minn. Stat. § 477B.04 was created, which describes the process for paying fire state aid. The amount necessary to make the fire state aid payments is appropriated to the commissioner of revenue from the general fund. Effective for aids payable in 2020 and thereafter.

Shortfall from general fund. Minn. Stat. § 477B.05 was created, which provides that any volunteer firefighter relief association funding shortfall is to be paid from the state general fund to the extent there is a legislative appropriation for this purpose. Effective for aids payable in 2020 and thereafter.

Purpose. An uncodified provision describes the purpose of the fire state aid and police state aid recodification. This provision provides that prior provisions are repealed on the effective date of the new provisions. Effective July 1, 2019.

Repealer. Minn. Stat. §§ 69.011, 69.021, 69.031, and 69.041 were repealed. The language of these provisions is recodified into new sections of the Minnesota Statutes. Effective for aids payable in 2020 and thereafter.

POLICE STATE AID

Definitions. Minn. Stat. § 477C.01 was created, which defines various terms for purposes of chapters 477C and 423A. Chapter 477C is a proposed new chapter of the Minnesota Statutes where the recodified provisions of the police state aid program will reside. Effective for aids payable in 2020 and thereafter.

Qualifying for police state aid. Minn. Stat. § 477C.02 was created, which establishes the criteria that must be met in order for a municipality to qualify to receive police state aid. Effective for aids payable in 2020 and thereafter.

Calculation of police state aid; appeal. Minn. Stat. § 477C.03 was created, which specifies how police state aid is to be calculated and apportioned. The appeal process for a municipality to object to the amount of police state aid apportioned to it is also explained in this section. Effective for aids payable in 2020 and thereafter.

Appropriation, payment, and administration. Minn. Stat. § 477C.04 was created, which describes the process of paying police state aid. The amount necessary to make the police state aid payments is appropriated to the commissioner of revenue from the general fund. Effective for aids payable in 2020 and thereafter.

MISCELLANEOUS TECHNICAL CHANGES

Fire and police premium reports. Minn. Stat. § 297I.26 was created, which establishes the filing requirements for the Minnesota Fire Premium Report and the Minnesota Aid to Police Premium Report. Penalties apply if a company fails to file the required report by the due date, if a person whose duty it is to file the report fails or refuses to file the report within 30 days after notification by the commissioner of revenue that the report is late, and if a company knowingly makes and files an inaccurate or false report. Effective for reports filed after December 31, 2019.

Financial report; bond; examination. Minn. Stat. § 424A.014 was created, which establishes financial reporting requirements to the state auditor for volunteer firefighters' relief associations and each municipality with an organized fire department that does not have a relief association. Effective July 1, 2019.

Authorized administrative expenses from special fund. Minn. Stat. § 424A.05 was amended by adding a new subd. 3b, which provides that payment of certain necessary, reasonable, and direct expenses of maintaining, protecting, and administering the special fund constitutes authorized administrative expenses of a volunteer firefighters' relief association. Effective July 1, 2019.

Conforming changes. Various statutes were amended to update cross-references to the new sections created pursuant to the chapter 69 recodification.

Cross-reference amendments in the following sections are effective for aids payable in 2020 and thereafter.

144E.42, subd. 2	297I.20, subd. 3	353G.01, subd. 9
353G.08, subd. 1	353G.08, subd. 1a	423A.02, subd. 1b
423A.02, subd. 3	423A.022, subd. 2	424A.016, subd. 2
424A.02, subd. 1	424A.03, subd. 2	424A.05, subd. 2
424A.07	424A.092, subd. 3	

Cross-reference amendments in the following sections are effective July 1, 2019.

6.495, subd. 3	353G.05, subd. 2	353G.17, subd. 2
356.20, subd. 4a	356.219, subd. 8	424A.016, subd. 4
424A.02, subd. 3a	424A.02, subd. 10	424A.05, subd. 3
424A.092, subd. 4	424B.09	

Cross-reference amendments in the following sections are effective July 1, 2019, except the references to chapter 477B are effective for aids payable in 2020 and thereafter.

423A.022, subd. 4	424A.091, subd. 3	424A.093, subd. 5
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Repealer. Minn. Stat. §§ 69.33, 69.051, 69.80, and 297I.25, subd. 2 were repealed. The language of these provisions was recodified into the new provisions of Chapters 297I and 424A. The repeal of sections 69.051 and 69.80 is effective July 1, 2019. The repeal of sections 69.33 and 297I.25 subd. 2, is effective for reports filed after December 31, 2019. Minn. Stat. § 69.022 was also repealed. The volunteer retention stipend aid pilot program originally created by this section sunset for aid payable after calendar year 2017. The report required to the chairs and ranking minority members of the public safety and taxes legislative committees in the senate and the house of representatives was due on or before January 15, 2018. Effective May 31, 2019.