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HOUSE FILE No. 2797

FIRST COMMITTEE ENGROSSMENT

February 8, 2010

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The bill was read for the first time and referred to the Committee on State and Local Government Operations Reform, Technology and Elections

Referred by Chair to Local Government Division.

February 22, 2010

Returned to the Committee on State and Local Government Operations Reform, Technology and Elections as Amended.

1.1 A bill for an act
1.2 relating to local government; authorizing federally recognized Indian tribes to
1.3 participate in joint powers agreements; amending Minnesota Statutes 2008,
1.4 section 471.59, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2008, section 471.59, subdivision 1, is amended to read:

1.7 Subdivision 1. **Agreement.** Two or more governmental units, by agreement entered
1.8 into through action of their governing bodies, may jointly or cooperatively exercise any
1.9 power common to the contracting parties or any similar powers, including those which
1.10 are the same except for the territorial limits within which they may be exercised. The
1.11 agreement may provide for the exercise of such powers by one or more of the participating
1.12 governmental units on behalf of the other participating units. The term "governmental
1.13 unit" as used in this section includes every city, county, town, school district, independent
1.14 nonprofit firefighting corporation, other political subdivision of this or another state,
1.15 another state, federally recognized Indian tribe, the University of Minnesota, the
1.16 Minnesota Historical Society, nonprofit hospitals licensed under sections 144.50 to 144.56,
1.17 rehabilitation facilities and extended employment providers that are certified by the
1.18 commissioner of employment and economic development, day training and habilitation
1.19 services licensed under sections 245B.01 to 245B.08, and any agency of the state of
1.20 Minnesota or the United States, and includes any instrumentality of a governmental unit.
1.21 For the purpose of this section, an instrumentality of a governmental unit means an
1.22 instrumentality having independent policy-making and appropriating authority.