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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 270

01/31/2013 Authored by Hausman, Carlson and Ward, J.E.,
The bill was read for the first time and referred to the Committee on Capital Investment
04/15/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Ways and Means

A bill for an act

relating to capital investment; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature with certain conditions; modifying previous appropriations; authorizing the Housing Finance Agency to issue housing infrastructure bonds; establishing new programs and modifying or repealing existing programs; extending the authority to use negotiated sales; authorizing the sale and issuance of state bonds; appropriating money; amending Minnesota Statutes 2012, sections 16A.641, subdivision 4a; 16B.24, subdivision 5; 16C.144, subdivisions 2, 3; 123B.65, subdivisions 1, 7; 129C.10, subdivision 3, by adding a subdivision; 216C.10; 240A.09; 462A.37, subdivision 1, by adding subdivisions; Laws 2002, chapter 393, section 22, subdivision 6, as amended; Laws 2005, chapter 20, article 1, sections 20, subdivision 3, as amended; 23, subdivision 12, as amended; Laws 2006, chapter 258, sections 17, subdivision 8, as amended; 18, subdivision 6; Laws 2008, chapter 179, section 7, subdivision 26, as amended; Laws 2008, chapter 365, section 4, subdivision 3, as amended; Laws 2009, chapter 93, article 1, section 22, as amended; Laws 2010, chapter 189, section 16, subdivision 4, as amended; proposing coding for new law in Minnesota Statutes, chapters 116J; 129C; 216C; repealing Minnesota Statutes 2012, section 116J.433.

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

Section 1. **CAPITAL IMPROVEMENT APPROPRIATIONS.**

The sums shown in the column under "Appropriations" are appropriated from the bond proceeds fund, or another named fund, to the state agencies or officials indicated, to be spent for public purposes. Appropriations of bond proceeds must be spent as authorized by the Minnesota Constitution, article XI, section 5, paragraph (a), to acquire and better public land and buildings and other public improvements of a capital nature, or as authorized by the Minnesota Constitution, article XI, section 5, paragraphs (b) to (j), or article XIV. Unless otherwise specified, money appropriated in this act for a capital program or project may be used to pay state agency staff costs that are attributed directly to the capital program or project in accordance with accounting policies adopted by the

2.1 commissioner of management and budget. Unless otherwise specified, the appropriations
 2.2 in this act are available until the project is completed or abandoned subject to Minnesota
 2.3 Statutes, section 16A.642.

2.4 SUMMARY

2.5	<u>University of Minnesota</u>	\$	<u>103,167,000</u>
2.6	<u>Minnesota State Colleges and Universities</u>		<u>108,554,000</u>
2.7	<u>Education</u>		<u>8,491,000</u>
2.8	<u>Minnesota State Academies</u>		<u>810,000</u>
2.9	<u>Natural Resources</u>		<u>52,615,000</u>
2.10	<u>Board of Water and Soil Resources</u>		<u>22,000,000</u>
2.11	<u>Zoological Garden</u>		<u>5,250,000</u>
2.12	<u>Administration</u>		<u>110,860,000</u>
2.13	<u>Minnesota Amateur Sports Commission</u>		<u>8,700,000</u>
2.14	<u>Military Affairs</u>		<u>1,500,000</u>
2.15	<u>Transportation</u>		<u>94,220,000</u>
2.16	<u>Metropolitan Council</u>		<u>75,000,000</u>
2.17	<u>Human Services</u>		<u>40,912,000</u>
2.18	<u>Veterans Affairs</u>		<u>5,335,000</u>
2.19	<u>Corrections</u>		<u>3,000,000</u>
2.20	<u>Employment and Economic Development</u>		<u>119,057,000</u>
2.21	<u>Public Facilities Authority</u>		<u>37,500,000</u>
2.22	<u>Housing Finance Agency</u>		<u>15,000,000</u>
2.23	<u>Minnesota Historical Society</u>		<u>10,607,000</u>
2.24	<u>Bond Sale Expenses</u>		<u>800,000</u>
2.25	<u>Cancellations</u>		<u>(2,000,000)</u>
2.26	<u>TOTAL</u>	\$	<u>821,378,000</u>
2.27	<u>Bond Proceeds Fund (General Fund Debt Service)</u>		<u>741,509,000</u>
2.28	<u>Bond Proceeds Fund (User Financed Debt Service)</u>		<u>19,518,000</u>
2.29	<u>Maximum Effort School Loan Fund</u>		<u>5,491,000</u>
2.30	<u>State Transportation Fund</u>		<u>55,000,000</u>
2.31	<u>General Fund</u>		<u>1,860,000</u>
2.32	<u>Bond Proceeds Cancellations</u>		<u>(2,000,000)</u>

2.33 APPROPRIATIONS

2.34 Sec. 2. UNIVERSITY OF MINNESOTA

2.35 Subdivision 1. Total Appropriation **\$** **103,167,000**

2.36 To the Board of Regents of the University
 2.37 of Minnesota for the purposes specified in
 2.38 this section.

3.1	<u>Subd. 2. Higher Education Asset Preservation</u>	
3.2	<u>and Replacement (HEAPR)</u>	<u>30,000,000</u>
3.3	<u>To be spent in accordance with Minnesota</u>	
3.4	<u>Statutes, section 135A.046.</u>	
3.5	<u>Subd. 3. Eddy Hall Renovation, Minneapolis</u>	<u>9,667,000</u>
3.6	<u>To design, construct, furnish, and equip the</u>	
3.7	<u>renovation of Eddy Hall on the Minneapolis</u>	
3.8	<u>campus for the international and transfer</u>	
3.9	<u>student admissions programs and to improve</u>	
3.10	<u>space utilization by decommissioning</u>	
3.11	<u>obsolete space.</u>	
3.12	<u>Subd. 4. Tate Laboratory Renovation,</u>	
3.13	<u>Minneapolis</u>	<u>6,000,000</u>
3.14	<u>To design the renovation of the Tate</u>	
3.15	<u>Laboratory of Physics on the Minneapolis</u>	
3.16	<u>campus for use by the School of Physics</u>	
3.17	<u>and Astronomy, and the School of Earth</u>	
3.18	<u>Sciences to consolidate programs in geology,</u>	
3.19	<u>geobiology, hydrogeology, geochemistry,</u>	
3.20	<u>and geophysics in the building.</u>	
3.21	<u>Subd. 5. James Ford Bell Natural History</u>	
3.22	<u>Museum and Planetarium, St. Paul</u>	<u>47,500,000</u>
3.23	<u>To complete the design of and to construct,</u>	
3.24	<u>furnish, and equip a new James Ford Bell</u>	
3.25	<u>Natural History Museum on the St. Paul</u>	
3.26	<u>campus.</u>	
3.27	<u>Subd. 6. Laboratory Replacement, St. Paul</u>	<u>4,000,000</u>
3.28	<u>To design a new laboratory on the St. Paul</u>	
3.29	<u>campus with approximately 50,000 to 60,000</u>	
3.30	<u>square feet of lab space, and to replace</u>	
3.31	<u>obsolete facilities, renovate current facilities,</u>	
3.32	<u>and decommission space not suited for</u>	
3.33	<u>research.</u>	
3.34	<u>Subd. 7. Research Facility Improvements</u>	<u>6,000,000</u>

4.1 To replace the Bee Research Facility in
4.2 the College of Food, Agricultural and
4.3 Natural Resources, and to replace the
4.4 obsolete greenhouses used by the College of
4.5 Biological Sciences.

4.6 Subd. 8. **University Share**

4.7 Except for Higher Education Asset
4.8 Preservation and Replacement (HEAPR) and
4.9 the Bell Museum, the appropriations in this
4.10 section are intended to cover approximately
4.11 two-thirds of the cost of each project. The
4.12 remaining costs must be paid from university
4.13 sources.

4.14 Subd. 9. **Unspent Appropriations**

4.15 Upon substantial completion of the projects
4.16 authorized in this section and after written
4.17 notice to the commissioner of management
4.18 and budget, the Board of Regents must use
4.19 any money remaining in the appropriation
4.20 for that project for HEAPR under Minnesota
4.21 Statutes, section 135A.046. The Board of
4.22 Regents must report by February 1 of each
4.23 even-numbered year to the chairs of the house
4.24 of representatives and senate committees
4.25 with jurisdiction over capital investments and
4.26 higher education finance, and to the chairs
4.27 of the house of representatives Ways and
4.28 Means Committee and the senate Finance
4.29 Committee, on how the remaining money
4.30 has been allocated or spent.

4.31 Sec. 3. **MINNESOTA STATE COLLEGES**
4.32 **AND UNIVERSITIES**

4.33 Subdivision 1. **Total Appropriation**

\$ 108,554,000

5.1	<u>To the Board of Trustees of the Minnesota</u>	
5.2	<u>State Colleges and Universities for the</u>	
5.3	<u>purposes specified in this section.</u>	
5.4	<u>Subd. 2. Higher Education Asset Preservation</u>	
5.5	<u>and Replacement (HEAPR)</u>	<u>50,000,000</u>
5.6	<u>To be spent in accordance with Minnesota</u>	
5.7	<u>Statutes, section 135A.046.</u>	
5.8	<u>Subd. 3. Central Lakes College, Staples</u>	
5.9	<u>Agriculture Reconfiguration and Main</u>	
5.10	<u>Building Renovation</u>	<u>3,458,000</u>
5.11	<u>To complete the design of and to renovate,</u>	
5.12	<u>furnish, and equip Staples main campus</u>	
5.13	<u>spaces for science, technology, and math</u>	
5.14	<u>initiatives, agriculture, and energy programs,</u>	
5.15	<u>and to replace HVAC systems.</u>	
5.16	<u>Subd. 4. Metropolitan State University</u>	
5.17	<u>Science Education Center Construction</u>	<u>31,000,000</u>
5.18	<u>To complete the design of and to construct,</u>	
5.19	<u>furnish, and equip the science education</u>	
5.20	<u>center on the campus of Metropolitan State</u>	
5.21	<u>University.</u>	
5.22	<u>Subd. 5. Minnesota State Community and</u>	
5.23	<u>Technical College, Moorhead</u>	
5.24	<u>Transportation Center Renovation, Addition,</u>	
5.25	<u>and Demolition</u>	<u>5,210,000</u>
5.26	<u>To complete the design of and to renovate,</u>	
5.27	<u>furnish, and equip existing space, and to</u>	
5.28	<u>design, construct, furnish, and equip an</u>	
5.29	<u>addition with new laboratories, to replace</u>	
5.30	<u>HVAC systems, and to demolish an obsolete</u>	
5.31	<u>facilities building.</u>	
5.32	<u>Subd. 6. Riverland Community College, Albert</u>	
5.33	<u>Lea</u>	<u>3,083,000</u>

6.1 To complete the design of and to renovate,
 6.2 furnish, and equip the Main Building for
 6.3 multiuse classroom space, demolish the
 6.4 obsolete Gateway Building, and replace
 6.5 HVAC systems.

6.6 Subd. 7. **Rochester Community and Technical**
 6.7 **College**

6.8 **Classroom Renovation Design** 900,000

6.9 To complete the design of the renovation of
 6.10 classrooms, including replacement of the
 6.11 heating, ventilating, and air conditioning
 6.12 systems.

6.13 Subd. 8. **Winona State University** 5,828,000

6.14 To modernize and renovate classrooms to
 6.15 introduce advanced teaching techniques to
 6.16 better prepare future teachers and teachers
 6.17 and educational leaders for the needs of
 6.18 future schools.

6.19 Subd. 9. **Systemwide Science, Technology,**
 6.20 **Engineering, and Math Initiatives** 2,700,000

6.21 To design, renovate, furnish, and equip
 6.22 science laboratories and classrooms at the
 6.23 following campuses: Century College;
 6.24 Minnesota State University, Moorhead;
 6.25 Northeast Higher Education District, Itasca
 6.26 Community College; and Mesabi Range
 6.27 Community and Technical College, Eveleth.

6.28 Subd. 10. **Systemwide classroom renovations** 2,675,000

6.29 To design, renovate, furnish, and equip space
 6.30 for classrooms to meet workforce training
 6.31 needs. This appropriation may be used at the
 6.32 following campuses: Century College; Inver
 6.33 Hills Community College; Northeast Higher

7.1 Education District, Vermilion Community

7.2 College; and Saint Paul College.

7.3 Subd. 11. **Systemwide Energy Renovation and**
 7.4 **Additions**

3,700,000

7.5 To design, renovate, demolish, construct,

7.6 furnish, and equip space for workforce

7.7 training and programs for energy and

7.8 sustainable development. This appropriation

7.9 may be used at the following campuses:

7.10 Anoka Technical College; Century College;

7.11 Minnesota West Community and Technical

7.12 College, Canby and Jackson; and Northeast

7.13 Higher Education District, Itasca Community

7.14 College.

7.15 Subd. 12. **Debt Service**

7.16 (a) Except as provided in paragraph (b), the

7.17 board shall pay the debt service on one-third

7.18 of the principal amount of state bonds sold to

7.19 finance projects authorized by this section.

7.20 After each sale of general obligation bonds,

7.21 the commissioner of management and budget

7.22 shall notify the board of the amounts assessed

7.23 for each year for the life of the bonds.

7.24 (b) The board need not pay debt service on

7.25 bonds sold to finance Higher Education Asset

7.26 Preservation and Replacement (HEAPR).

7.27 Where a nonstate match is required, the debt

7.28 service is due on a principal amount equal

7.29 to one-third of the total project cost, less the

7.30 match committed before the bonds are sold.

7.31 (c) The commissioner of management and

7.32 budget shall reduce the board's assessment

7.33 each year by one-third of the net income

7.34 from investment of general obligation bond

7.35 proceeds in proportion to the amount of

8.1 principal and interest otherwise required to
8.2 be paid by the board. The board shall pay its
8.3 resulting net assessment to the commissioner
8.4 of management and budget by December
8.5 1 each year. If the board fails to make
8.6 a payment when due, the commissioner
8.7 of management and budget shall reduce
8.8 allotments for appropriations from the
8.9 general fund otherwise available to the board
8.10 and apply the amount of the reduction to
8.11 cover the missed debt service payment. The
8.12 commissioner of management and budget
8.13 shall credit the payments received from the
8.14 board to the bond debt service account in
8.15 the state bond fund each December 1 before
8.16 money is transferred from the general fund
8.17 under Minnesota Statutes, section 16A.641,
8.18 subdivision 10.

8.19 Subd. 13. **Unspent Appropriations**

8.20 (a) Upon substantial completion of a project
8.21 authorized in this section and after written
8.22 notice to the commissioner of management
8.23 and budget, the board must use any money
8.24 remaining in the appropriation for that project
8.25 for Higher Education Asset Preservation and
8.26 Replacement (HEAPR) under Minnesota
8.27 Statutes, section 135A.046. The Board
8.28 of Trustees must report by February 1 of
8.29 each even-numbered year to the chairs of
8.30 the house of representatives and senate
8.31 committees with jurisdiction over capital
8.32 investment and higher education finance, and
8.33 to the chairs of the house of representatives
8.34 Ways and Means Committee and the senate
8.35 Finance Committee, on how the remaining
8.36 money has been allocated or spent.

9.1 (b) The unspent portion of an appropriation
 9.2 for a project in this section that is complete is
 9.3 available for HEAPR under this subdivision,
 9.4 at the same campus as the project for which
 9.5 the original appropriation was made and the
 9.6 debt service requirement under subdivision
 9.7 20 is reduced accordingly. Minnesota
 9.8 Statutes, section 16A.642, applies from the
 9.9 date of the original appropriation to the
 9.10 unspent amount transferred.

9.11 Sec. 4. **EDUCATION**

9.12 **Subdivision 1. Total Appropriation** **\$ 8,491,000**

9.13 To the commissioner of education or another
 9.14 named person for the purposes specified in
 9.15 this section.

9.16 **Subd. 2. School Energy Conservation**
 9.17 **Revolving Loan Program** **3,000,000**

9.18 To the commissioner of commerce for the
 9.19 school energy efficiency revolving loan
 9.20 program under new Minnesota Statutes,
 9.21 sections 216C.371 and 216C.372.

9.22 **Subd. 3. Independent School District No. 38,**
 9.23 **Red Lake** **5,491,000**

9.24 From the maximum effort school loan fund
 9.25 for a capital loan to Independent School
 9.26 District No. 38, Red Lake, as provided
 9.27 in Minnesota Statutes, sections 126C.60
 9.28 to 126C.72, to design, construct, furnish,
 9.29 and equip renovation of existing facilities
 9.30 and construction of new facilities. The
 9.31 project paid for with this appropriation
 9.32 includes a portion of the renovation and
 9.33 construction identified in the review and
 9.34 comment performed by the commissioner of
 9.35 education under the capital loan provisions

10.1 of Minnesota Statutes, section 126C.69. This
 10.2 portion includes renovation and construction
 10.3 of a single kitchen and cafeteria to serve the
 10.4 high school and middle school, a receiving
 10.5 area and dock and adjacent drives, utilities,
 10.6 and grading. Before any capital loan
 10.7 contract is approved under this authorization,
 10.8 the district must provide documentation
 10.9 acceptable to the commissioner on how the
 10.10 capital loan will be used. If any portion of
 10.11 the appropriation remains after completion of
 10.12 the identified project components, the district
 10.13 may, with the commissioner's approval, use
 10.14 the money for other items identified in the
 10.15 review and comment submission.

10.16 Sec. 5. **MINNESOTA STATE ACADEMIES** **\$ 810,000**

10.17 To the commissioner of administration to
 10.18 design a new residence hall on the Minnesota
 10.19 State Academy for the Deaf campus,
 10.20 including approximately 60 parking spaces.

10.21 Sec. 6. **NATURAL RESOURCES**

10.22 **Subdivision 1. Total Appropriation** **\$ 52,115,000**

10.23 To the commissioner of natural resources for
 10.24 the purposes specified in this section.

10.25 **Subd. 2. Natural Resources Asset Preservation** **2,000,000**

10.26 For the renovation of state-owned facilities
 10.27 and recreational assets operated by the
 10.28 commissioner of natural resources to be
 10.29 spent in accordance with Minnesota Statutes,
 10.30 section 84.946.

10.31 **Subd. 3. Flood Hazard Mitigation** **20,000,000**

10.32 For the state share of flood hazard
 10.33 mitigation grants for publicly owned capital

11.1 improvements to prevent or alleviate flood
 11.2 damage, under Minnesota Statutes, section
 11.3 103F.161. Levee projects, to the extent
 11.4 practicable, shall meet the state standard of
 11.5 three feet above the 100-year flood elevation.

11.6 This appropriation includes money for
 11.7 projects in Ada, Oslo, Montevideo,
 11.8 Moorhead, South St. Paul, and Inver Grove
 11.9 Heights, and other project priorities based on
 11.10 need as determined by the commissioner of
 11.11 natural resources.

11.12 To the extent that the cost of a project
 11.13 exceeds two percent of the median household
 11.14 income in the municipality multiplied by the
 11.15 number of households in the municipality,
 11.16 this appropriation is also for the local share
 11.17 of the project.

11.18 Subd. 4. **Dam Renovation** 5,400,000

11.19 (a) \$2,400,000 is for a grant to Blue Earth
 11.20 County under Minnesota Statutes, section
 11.21 103G.511, for capital improvements to
 11.22 repair and renovate the Rapidan Dam.
 11.23 Notwithstanding the match requirements in
 11.24 section 103G.511, this appropriation does
 11.25 not require a match.

11.26 (b) \$3,000,000 is for a grant to the city of
 11.27 Champlin under Minnesota Statutes, section
 11.28 103G.511, for capital improvements to repair
 11.29 and renovate the Champlin Mill Pond Dam.
 11.30 Notwithstanding the match requirements in
 11.31 Minnesota Statutes, section 103G.511, this
 11.32 appropriation does not require a match.

11.33 Subd. 5. **State Trails Development** 16,215,000

- 12.1 To acquire land for and to construct and
12.2 renovate state trails under Minnesota
12.3 Statutes, section 85.015. This appropriation
12.4 includes funding:
- 12.5 (1) up to \$2,000,000 is for the Blazing Star
12.6 Trail;
- 12.7 (2) up to \$2,000,000 is for the Camp
12.8 Ripley/Veterans State Trail;
- 12.9 (3) up to \$500,000 is for the Casey Jones
12.10 Trail;
- 12.11 (4) up to \$2,715,000 is for the Cuyuna Lakes
12.12 Trail segments from Crosby to Deerwood,
12.13 Paul Bunyan State Trail to Lum Park, a
12.14 segment connecting to the Sagamore Unit of
12.15 the Cuyuna Country State Recreation Area;
12.16 and Paul Bunyan State Trail to Riverton;
- 12.17 (5) up to \$600,000 is for the Gateway
12.18 Trail for the segment between Scandia and
12.19 William O'Brien State Park;
- 12.20 (6) up to \$200,000 is for the Gitchi-Gami
12.21 Trail from Grand Marais to the Cascade
12.22 River;
- 12.23 (7) up to \$1,500,000 is to acquire and
12.24 develop a five-mile bituminous extension
12.25 of the Glacial Lakes State Trail in the city
12.26 of New London to Sibley State Park, in the
12.27 County State-Aid Highway 40 corridor, for
12.28 bicycle and pedestrian use;
- 12.29 (8) up to \$300,000 is to acquire and develop
12.30 the segment of the Goodhue Pioneer Trail
12.31 between White Willow and Goodhue;
- 12.32 (9) up to \$3,100,000 is for the Heartland Trail
12.33 extension from Detroit Lakes to Frazee and

13.1 to begin work on the Moorhead to Buffalo
13.2 State Park segment;
13.3 (10) up to \$2,500,000 is for paving the
13.4 Luce Line Trail and developing a parallel
13.5 horse trail between the cities of Winsted
13.6 and Cedar Mills. The trail between the city
13.7 of Winsted and city of Cedar Mills must be
13.8 available for multiple uses, including hiking,
13.9 biking, horseback riding, snowmobiling,
13.10 cross-country skiing, and inline skating.
13.11 Notwithstanding Minnesota Statutes, section
13.12 84.8712, subdivision 1, snowmobiles with
13.13 metal traction devices may be used on the
13.14 portion of the Luce Line Trail paved with this
13.15 appropriation. The commissioner of natural
13.16 resources shall ensure that all drainage tile
13.17 passing under the Luce Line Trail can be
13.18 maintained and provide for adequate crossing
13.19 locations for farmers with construction
13.20 standards that allow for large machinery to
13.21 cross the trail;
13.22 (11) up to \$600,000 for the Mill Towns Trail
13.23 segment between Lake Byllesby and the
13.24 Cannon Valley Trail, and for the segment
13.25 between Dundas and Northfield; and
13.26 (12) up to \$200,000 is for the Minnesota
13.27 River Trail between Mankato and St. Peter,
13.28 and connections to the Sakatah Singing
13.29 Hills State Trail and the Red Jacket Trail in
13.30 Mankato.
13.31 For any project listed in this subdivision that
13.32 the commissioner determines is not ready to
13.33 proceed, the commissioner may reallocate
13.34 that project's money to another state trail
13.35 project described in this section or other state

14.1 trail infrastructure. The chairs of the house of
 14.2 representatives and senate committees with
 14.3 jurisdiction over environment and natural
 14.4 resources and legislators from the affected
 14.5 legislative districts must be notified of any
 14.6 changes.

14.7 Subd. 6. **RIM Critical Habitat Match** 3,000,000

14.8 To provide the state match for the critical
 14.9 habitat private sector matching account under
 14.10 Minnesota Statutes, section 84.943. This
 14.11 appropriation must be used only to acquire
 14.12 fee title.

14.13 Subd. 7. **Groundwater Monitoring and**
 14.14 **Observation Wells** 2,000,000

14.15 To install groundwater monitoring wells for
 14.16 multiple groundwater quantity and quality
 14.17 monitoring purposes by state agencies, as
 14.18 scientifically and practically appropriate.

14.19 Subd. 8. **Fountain Lake Restoration** 1,500,000

14.20 For a grant to the Shell Rock River Watershed
 14.21 District for engineering, design, permitting,
 14.22 and land acquisition for sediment removal
 14.23 and cleanup of Fountain Lake.

14.24 Subd. 9. **Fort Snelling Upper Post** 2,000,000

14.25 For construction of streets, sidewalks, street
 14.26 lighting, storm sewer, sanitary sewer, water
 14.27 main, and other publicly owned infrastructure
 14.28 to accommodate redevelopment of areas of
 14.29 the Fort Snelling Upper Post in Hennepin
 14.30 County. The commissioner of natural
 14.31 resources may make one or more grants to
 14.32 Hennepin County to undertake part or all of
 14.33 the project.

15.1 **Sec. 7. BOARD OF WATER AND SOIL**
15.2 **RESOURCES**

\$ 22,000,000

15.3 **RIM Conservation Reserve**

15.4 (a) To acquire conservation easements from
15.5 landowners to preserve, restore, create, and
15.6 enhance wetlands and prairie grasslands
15.7 and restore and enhance rivers and streams,
15.8 riparian lands, and associated uplands in
15.9 order to protect soil and water quality,
15.10 support fish and wildlife habitat, reduce flood
15.11 damage, and provide other public benefits.
15.12 The provisions of Minnesota Statutes, section
15.13 103F.515, apply to this program. Of this
15.14 appropriation, up to ten percent may be used
15.15 to implement the program.

15.16 (b) The board shall give priority to leveraging
15.17 federal funds by (1) enrolling targeted
15.18 new lands eligible for the USDA Wetlands
15.19 Reserve Program (WRP), or (2) enrolling
15.20 lands that have expiring USDA Conservation
15.21 Reserve Program (CRP) contracts.

15.22 (c) The board is authorized to enter into
15.23 new agreements and amend past agreements
15.24 with landowners as required by Minnesota
15.25 Statutes, section 103F.515, subdivision 5, to
15.26 allow for restoration, including overseeding
15.27 and harvesting of native prairie vegetation for
15.28 use for energy production in a manner that
15.29 does not devalue the natural habitat, water
15.30 quality benefits, or carbon sequestration
15.31 functions of the area enrolled in the easement.
15.32 This shall occur after seed production and
15.33 shall minimize impacts on wildlife. Of this
15.34 appropriation, up to five percent may be used

16.1 for restoration and enhancement, including
16.2 overseeding.

16.3 Sec. 8. **MINNESOTA ZOOLOGICAL**
16.4 **GARDENS**

\$ 5,250,000

16.5 To the Minnesota Zoological Garden Board
16.6 for capital asset preservation improvements
16.7 and betterments to infrastructure and
16.8 exhibits at the Minnesota Zoo, to be spent
16.9 in accordance with Minnesota Statutes,
16.10 section 16B.307. This appropriation must be
16.11 used for repairs to existing state-owned zoo
16.12 buildings and grounds so that they remain
16.13 functional and safe, and for engineering and
16.14 architectural design for future enhancements
16.15 to exhibits, in order to maintain the zoo's
16.16 status as one of the state's premier cultural
16.17 institutions.

16.18 Sec. 9. **ADMINISTRATION**

16.19 Subdivision 1. **Total Appropriation**

\$ 110,860,000

16.20 To the commissioner of administration for
16.21 the purposes specified in this section.

16.22 Subd. 2. **Capitol Renovation and Restoration**

109,000,000

16.23 This appropriation may be used for one or
16.24 more of the following purposes:

16.25 (1) to complete the design of, and to
16.26 construct, repair, improve, renovate, restore,
16.27 furnish, and equip the State Capitol building
16.28 and grounds; including but not limited
16.29 to exterior stone repairs and window
16.30 replacement; asbestos and hazardous
16.31 materials abatement; mechanical, electrical,
16.32 plumbing, and security systems replacement;
16.33 general construction, including but not
16.34 limited to demolition, site improvements, life

17.1 safety improvements, accessibility, security
 17.2 and telecommunications; roof replacement;
 17.3 and finish work; and
 17.4 (2) to predesign, design, conduct hazardous
 17.5 materials abatement, construct, repair,
 17.6 renovate, remodel, furnish, and equip
 17.7 the State Office Building, Administration
 17.8 Building, Centennial Office Building, 321
 17.9 Grove Street Building, and other properties
 17.10 located on the Capitol campus as determined
 17.11 by the commissioner of administration
 17.12 to meet temporary and permanent office,
 17.13 storage, parking, and other space needs
 17.14 occasioned by and in furtherance of an
 17.15 efficient restoration of the State Capitol
 17.16 Building and for the efficient and effective
 17.17 function of the tenants currently located in
 17.18 the Capitol Building.
 17.19 Subd. 3. **Relocation Expenses** 1,860,000
 17.20 For rent loss and relocation expenses related
 17.21 to the Capitol renovation project. This
 17.22 appropriation is from the general fund.
 17.23 Sec. 10. **MINNESOTA AMATEUR SPORTS**
 17.24 **COMMISSION**
 17.25 Subdivision 1. **Total Appropriation** \$ 8,700,000
 17.26 To the Minnesota Amateur Sports
 17.27 Commission for the purposes specified in
 17.28 this section.
 17.29 Subd. 2. **Mighty Ducks Grants; Air Handling**
 17.30 **Systems** 1,500,000
 17.31 For grants to local government units under
 17.32 Minnesota Statutes, section 240A.09,
 17.33 paragraph (g) or (k), to install, renovate,
 17.34 or replace heating, ventilating, and air

18.1 conditioning systems in existing indoor ice
 18.2 arenas whose ice resurfacing and ice edging
 18.3 equipment are not powered by electricity
 18.4 in order to improve indoor air quality by
 18.5 reducing concentrations of carbon monoxide
 18.6 and nitrogen dioxide. The new or renovated
 18.7 heating, ventilating, and air conditioning
 18.8 systems may include continuous electronic
 18.9 air monitoring devices to automatically
 18.10 activate the ventilation systems when the
 18.11 concentration of carbon monoxide or nitrogen
 18.12 dioxide reaches a predetermined level.

18.13 Subd. 3. **Southwest Regional Amateur Sports**
 18.14 **Center**

4,000,000

18.15 For a grant to the city of Marshall to acquire
 18.16 land and prepare a site for, and to design,
 18.17 construct, furnish, and equip the Southwest
 18.18 Regional Amateur Sports Center in Marshall.
 18.19 This appropriation is not available until the
 18.20 commissioner of management and budget
 18.21 determines that at least an equal amount
 18.22 is committed to the project from nonstate
 18.23 sources.

18.24 Subd. 4. **National Sports Center Expansion**

3,200,000

18.25 For site development and for the design and
 18.26 construction of parking lots, roads, athletic
 18.27 fields, and other infrastructure necessary
 18.28 for expansion of tournament fields at the
 18.29 National Sports Center in Blaine.

18.30 Sec. 11. **MILITARY AFFAIRS**

\$ 1,500,000

18.31 To the adjutant general for asset preservation
 18.32 improvements and betterments of a capital
 18.33 nature at military affairs facilities statewide,

19.1 to be spent in accordance with Minnesota
19.2 Statutes, section 16B.307.

19.3 Sec. 12. **TRANSPORTATION**

19.4 **Subdivision 1. Total Appropriation** **\$ 94,220,000**

19.5 To the commissioner of transportation for the
19.6 purposes specified in this section.

19.7 **Subd. 2. Local Bridge Replacement and**
19.8 **Rehabilitation** **20,000,000**

19.9 This appropriation is from the bond proceeds
19.10 account in the state transportation fund
19.11 to match federal money and to replace
19.12 or rehabilitate local deficient bridges as
19.13 provided in Minnesota Statutes, section
19.14 174.50. To the extent practicable, the
19.15 commissioner shall expend the funds as
19.16 provided under Minnesota Statutes, section
19.17 174.50, subdivisions 6c and 7, paragraph (c).

19.18 Political subdivisions may use grants made
19.19 under this subdivision to construct or
19.20 reconstruct bridges, including but not limited
19.21 to:

19.22 (1) matching federal aid grants to construct
19.23 or reconstruct key bridges;

19.24 (2) paying the costs of preliminary
19.25 engineering and environmental studies
19.26 authorized under Minnesota Statutes, section
19.27 174.50, subdivision 6a;

19.28 (3) paying the costs to abandon an existing
19.29 bridge that is deficient and in need of
19.30 replacement, but where no replacement will
19.31 be made; and

19.32 (4) paying the costs to construct a road
19.33 or street to facilitate the abandonment
19.34 of an existing bridge determined by

20.1 the commissioner to be deficient, if the
20.2 commissioner determines that construction
20.3 of the road or street is more economical than
20.4 replacement of the existing bridge.

20.5 Subd. 3. **Local Road Improvement Fund**
20.6 **Grants**

35,000,000

20.7 This appropriation is from the bond proceeds
20.8 account in the state transportation fund as
20.9 provided in Minnesota Statutes, section
20.10 174.50, for construction and reconstruction
20.11 of local roads with statewide or regional
20.12 significance under Minnesota Statutes,
20.13 section 174.52, subdivision 4, or for grants to
20.14 counties to assist in paying the costs of rural
20.15 road safety capital improvement projects on
20.16 county state-aid highways under Minnesota
20.17 Statutes, section 174.52, subdivision 4a.

20.18 This appropriation includes money for a
20.19 grant to Anoka County to complete the final
20.20 design, land acquisition, and construction
20.21 of the interchange of marked U.S. Highway
20.22 10 and Anoka County State-Aid Highway
20.23 83 (Armstrong Boulevard) in the city of
20.24 Ramsey, and for associated improvements.

20.25 \$250,000 of this appropriation is for a grant
20.26 to Pine Lake Township in Otter Tail County
20.27 for improvements to Nitch Lake Road
20.28 between County Road 8 and County Road 53
20.29 in Pine Lake Township.

20.30 Subd. 4. **Greater Minnesota Transit**

4,920,000

20.31 For capital assistance for greater Minnesota
20.32 transit systems to be used for transit capital
20.33 facilities under Minnesota Statutes, section
20.34 174.24, subdivision 3c. Money from this
20.35 appropriation may be used to pay up to 80

21.1 percent of the nonfederal share of these
 21.2 facilities. Of this appropriation:
 21.3 \$450,000 is for a grant to the city of Mankato
 21.4 for phase III of the facility improvements;
 21.5 \$800,000 is for a grant to the Rainbow Rider
 21.6 Transit Board for bus garages in Elbow Lake,
 21.7 Morris, Wheaton, Lowery, and Alexandria;
 21.8 \$2,000,000 is for a grant to the St. Cloud
 21.9 Metropolitan Transit Commission for phase
 21.10 I of the metro bus operations center vehicle
 21.11 storage addition and improvements project;
 21.12 and
 21.13 \$550,000 is for a grant to the Kandiyohi Area
 21.14 Transit Joint Powers Board for an additional
 21.15 bus storage garage in Willmar.
 21.16 **Subd. 5. Minnesota Valley Regional Railroad**
 21.17 **Track Rehabilitation**
 21.18 For a grant to the Minnesota Valley Regional
 21.19 Rail Authority to rehabilitate and make
 21.20 capital improvements of portions of railroad
 21.21 track between Norwood-Young America and
 21.22 Hanley Falls. A grant under this section is in
 21.23 addition to any grant, loan, or loan guarantee
 21.24 for this project made by the commissioner
 21.25 under Minnesota Statutes, sections 222.46
 21.26 to 222.62.
 21.27 Before seeking appropriations in the future,
 21.28 the authority must seek local contributions
 21.29 from the member counties.
 21.30 **Subd. 6. Railroad Warning Devices**
 21.31 **Replacement**
 21.32 To design, construct, and equip the
 21.33 replacement of active highway railroad grade
 21.34 crossing warning devices that have reached
 21.35 the end of their useful life.

3,800,000

500,000

22.1	<u>Subd. 7. Intercity Passenger Rail Projects</u>	<u>15,000,000</u>
22.2	<u>To implement capital improvements and</u>	
22.3	<u>betterments for intercity passenger rail</u>	
22.4	<u>projects as identified in the statewide freight</u>	
22.5	<u>and passenger rail plan under Minnesota</u>	
22.6	<u>Statutes, section 174.03, subdivision 1b,</u>	
22.7	<u>which are determined to be eligible for</u>	
22.8	<u>United States Department of Transportation</u>	
22.9	<u>funding. Notwithstanding any law to the</u>	
22.10	<u>contrary, a portion or phase of an intercity</u>	
22.11	<u>passenger rail project may be accomplished</u>	
22.12	<u>with one or more state appropriations and</u>	
22.13	<u>an intercity passenger rail project need not</u>	
22.14	<u>be completed with any one appropriation.</u>	
22.15	<u>Capital improvements and betterments</u>	
22.16	<u>include preliminary engineering, design,</u>	
22.17	<u>engineering, environmental analysis</u>	
22.18	<u>and mitigation, acquisition of land and</u>	
22.19	<u>right-of-way, and construction.</u>	
22.20	<u>Subd. 8. Safe Routes to School</u>	<u>2,000,000</u>
22.21	<u>For grants under Minnesota Statutes, section</u>	
22.22	<u>174.40.</u>	
22.23	<u>Subd. 9. Range Regional Airport</u>	<u>5,000,000</u>
22.24	<u>For a grant to the Chisholm-Hibbing Airport</u>	
22.25	<u>Authority to construct, furnish, and equip</u>	
22.26	<u>improvements and betterments of a capital</u>	
22.27	<u>nature at the Range Regional Airport</u>	
22.28	<u>terminal. The airport authority must use</u>	
22.29	<u>American-made steel for this project, unless</u>	
22.30	<u>the airport authority determines that an</u>	
22.31	<u>exception in Public Law 111-5, section 1605,</u>	
22.32	<u>applies.</u>	
22.33	<u>Subd. 10. Port Development Assistance</u>	<u>8,000,000</u>

23.1 For grants under Minnesota Statutes, chapter
 23.2 457A. Any improvements made with the
 23.3 proceeds of these grants must be publicly
 23.4 owned.

23.5 Sec. 13. **METROPOLITAN COUNCIL**

23.6 **Subdivision 1. Total Appropriation** **\$ 75,000,000**

23.7 To the Metropolitan Council for the purposes
 23.8 specified in this section.

23.9 **Subd. 2. Transit Capital Improvement**
 23.10 **Program** **50,000,000**

23.11 (a) To advance transit in the metropolitan
 23.12 area in accordance with the Metropolitan
 23.13 Council's 2030 Transportation Policy Plan
 23.14 and in consultation with the Counties Transit
 23.15 Improvement Board. This appropriation
 23.16 may be used by the Metropolitan Council
 23.17 or for grants to metropolitan area political
 23.18 subdivisions for preliminary engineering,
 23.19 engineering, environmental assessment,
 23.20 environmental work, design, right-of-way
 23.21 acquisition, and construction for the
 23.22 Lake Street and I-35W transit station in
 23.23 Minneapolis, and in the following transit
 23.24 way corridors: Bottineau Boulevard, East
 23.25 7th Street in St. Paul, I-94 Gateway, Nicollet
 23.26 Avenue, Red Rock, Riverview, Robert Street,
 23.27 Rush Line, Snelling Avenue, and Southwest.

23.28 (b) The council shall allocate transit capital
 23.29 development resources so as to achieve
 23.30 geographic balance within the region to the
 23.31 extent possible.

23.32 **Subd. 3. Metropolitan Regional Parks and**
 23.33 **Trails Capital Improvements**

23.34 **(a) Old Cedar Avenue Bridge, Bloomington** **7,000,000**

24.1 For a grant to the city of Bloomington for
 24.2 environmental analysis and review, and to
 24.3 design, renovate, and restore, or to replace,
 24.4 the Old Cedar Avenue Bridge for bicycle
 24.5 commuters and recreational users. This
 24.6 appropriation is added to the appropriation
 24.7 for the same project made in Laws 2006,
 24.8 chapter 258, section 17, subdivision 8,
 24.9 as amended by Laws 2008, chapter 179,
 24.10 section 64, Laws 2011, First Special Session
 24.11 chapter 12, section 30, and this act; Laws
 24.12 2008, chapter 365, section 4, subdivision
 24.13 3, as amended by Laws 2010, chapter 189,
 24.14 section 58, Laws 2011, First Special Session
 24.15 chapter 12, section 36, and this act; and Laws
 24.16 2010, chapter 189, section 16, subdivision
 24.17 4, as amended by Laws 2011, First Special
 24.18 Session chapter 12, section 45, and this act.

24.19 **(b) Springbrook Nature Center, Fridley** 5,000,000

24.20 For a grant to the city of Fridley to predesign,
 24.21 design, construct, furnish, and equip
 24.22 the redevelopment and expansion of the
 24.23 Springbrook Nature Center. No nonstate
 24.24 match is required.

24.25 **(c) Heritage Village - Rock Island Swing**
 24.26 **Bridge, Inver Grove Heights** 3,500,000

24.27 For a grant to the city of Inver Grove Heights
 24.28 for public infrastructure improvements
 24.29 and land acquisition in and adjacent to the
 24.30 Heritage Village Park, the Mississippi River
 24.31 Trail, and the Rock Island Swing Bridge.
 24.32 These improvements will include but are
 24.33 not limited to motor vehicle access, utility
 24.34 service, stormwater treatment, and trail and
 24.35 sidewalk connections. This appropriation

25.1 is not available until the commissioner of
25.2 management and budget has determined that
25.3 at least an equal amount has been committed
25.4 to the project from nonstate sources.

25.5 **(d) Fish Creek Trail, Maplewood** 500,000

25.6 For a grant to the city of Maplewood to
25.7 acquire and develop approximately 70 acres
25.8 of land along Fish Creek to be included
25.9 within the Fish Creek Natural Greenway, a
25.10 park of regional and historical significance
25.11 located in Ramsey County within the
25.12 Mississippi National River and Recreation
25.13 Area. This appropriation is not available
25.14 until an amount sufficient to complete the
25.15 acquisition is committed to the project from
25.16 nonstate sources.

25.17 **(e) Minneapolis Sculpture Garden** 7,000,000

25.18 For a grant to the Minneapolis Park and
25.19 Recreation Board to predesign, design, and
25.20 construct renovation of the Minneapolis
25.21 Sculpture Garden, which displays art
25.22 owned by the Walker Art Center, subject
25.23 to Minnesota Statutes, section 16A.695.
25.24 The complete renovation will include
25.25 improving irrigation, drainage, the parking
25.26 lot, security, granite substructures, concrete,
25.27 and fixtures, in order to update them with
25.28 more ecologically sustainable options that
25.29 are less expensive to maintain; increasing
25.30 physical accessibility in accordance with
25.31 the Americans with Disabilities Act;
25.32 transplanting and replacing trees and plant
25.33 materials; and improving the mechanical
25.34 plant, piping, and flooring of the Cowles
25.35 Conservatory to permit its flexible reuse in a

26.1 way that is more ecologically sustainable and
 26.2 less expensive to maintain.

26.3 **Subd. 4. Metropolitan Cities Inflow and**
 26.4 **Infiltration Grants**

2,000,000

26.5 For grants to cities within the metropolitan
 26.6 area, as defined in Minnesota Statutes,
 26.7 section 473.121, subdivision 2, for capital
 26.8 improvements in municipal wastewater
 26.9 collection systems to reduce the amount of
 26.10 inflow and infiltration to the Metropolitan
 26.11 Council's metropolitan sanitary sewer
 26.12 disposal system. Grants from this
 26.13 appropriation are for up to 50 percent of the
 26.14 cost to mitigate inflow and infiltration in
 26.15 the publicly owned municipal wastewater
 26.16 collection systems. The council must award
 26.17 grants based on applications from cities that
 26.18 identify eligible capital costs and include a
 26.19 timeline for inflow and infiltration mitigation
 26.20 construction, pursuant to guidelines
 26.21 established by the council.

26.22 **Sec. 14. HUMAN SERVICES**

26.23 **Subdivision 1. Total Appropriation**

\$ 40,912,000

26.24 To the commissioner of administration, or
 26.25 another named agency, for the purposes
 26.26 specified in this section.

26.27 **Subd. 2. Minnesota Security Hospital - St.**
 26.28 **Peter, Phase One**

36,317,000

26.29 To complete the design of and to construct,
 26.30 furnish, and equip the first phase of a
 26.31 two-phase project to remodel existing, and to
 26.32 develop new, residential, program, activity,
 26.33 and ancillary facilities for the Minnesota
 26.34 Security Hospital on the upper campus of
 26.35 the St. Peter Regional Treatment Center.

27.1 In addition, phase one includes funding
 27.2 to design phase two of the project. Upon
 27.3 substantial completion of phase one, any
 27.4 unspent portion of this appropriation is
 27.5 available for phase two.

27.6 Subd. 3. **Remembering With Dignity** 195,000

27.7 To the commissioner of human services for
 27.8 grave markers or memorial monuments for
 27.9 unmarked graves on public land of deceased
 27.10 residents of state hospitals or regional
 27.11 treatment centers.

27.12 Subd. 4. **Hennepin County; St. David's Center**
 27.13 **for Child and Family Development** 3,750,000

27.14 To the commissioner of human services for a
 27.15 grant to Hennepin County to acquire land for
 27.16 and to predesign, design, construct, furnish,
 27.17 and equip the expansion and renovation of
 27.18 the St. David's Center for Child and Family
 27.19 Development, subject to Minnesota Statutes,
 27.20 section 16A.695. The center must be used
 27.21 to promote the public welfare by providing
 27.22 early childhood education and respite care,
 27.23 children's mental health services, pediatric
 27.24 rehabilitative therapies for children with
 27.25 special needs, support services for persons
 27.26 with disabilities, foster care placement, and
 27.27 other interventions for children who are
 27.28 at risk for poor developmental outcomes
 27.29 or maltreatment. This appropriation is
 27.30 not available until the commissioner of
 27.31 management and budget has determined that
 27.32 at least an equal amount has been expended
 27.33 or committed to the project from nonstate
 27.34 resources.

27.35 Subd. 5. **Maplewood; Harriet Tubman Center**
 27.36 **East** 650,000

28.1 To the commissioner of human services for
28.2 a grant to the city of Maplewood to design,
28.3 renovate, and equip the Harriet Tubman
28.4 Center East to be used as a regional safety
28.5 service center for a domestic violence shelter,
28.6 legal services, youth programs, mental and
28.7 chemical health services, and community
28.8 education. This appropriation is added to
28.9 the appropriation in Laws 2012, chapter
28.10 293, section 18, subdivision 3, for the same
28.11 purposes.

28.12 Sec. 15. **VETERANS AFFAIRS** **\$ 5,335,000**

28.13 To the commissioner of administration
28.14 for asset preservation improvements and
28.15 betterments of a capital nature at the
28.16 veterans homes and the Little Falls veterans
28.17 cemetery, to be spent in accordance with
28.18 Minnesota Statutes, section 16B.307. Of this
28.19 appropriation:
28.20 \$275,000 is for the Fergus Falls veterans
28.21 home;
28.22 \$1,635,000 is for the Hastings veterans home;
28.23 \$770,000 is for the Luverne veterans home;
28.24 \$1,630,000 is for the Minneapolis veterans
28.25 home;
28.26 \$975,000 is for the Silver Bay veterans
28.27 home; and
28.28 \$70,000 is for the Little Falls veterans
28.29 cemetery.

28.30 Sec. 16. **CORRECTIONS** **\$ 3,000,000**

28.31 To the commissioner of administration
28.32 for asset preservation improvements and
28.33 betterments of a capital nature at Minnesota

29.1 correctional facilities statewide, including
 29.2 providing additional space for sex offender
 29.3 treatment, to be spent in accordance with
 29.4 Minnesota Statutes, section 16B.307.

29.5 **Sec. 17. EMPLOYMENT AND ECONOMIC**
 29.6 **DEVELOPMENT**

29.7 **Subdivision 1. Total Appropriation** **\$ 119,556,000**

29.8 To the commissioner of employment and
 29.9 economic development for the purposes
 29.10 specified in this section.

29.11 **Subd. 2. Public Building Accessibility Grants** **450,000**

29.12 For grants to political subdivisions under
 29.13 new Minnesota Statutes, section 116J.434.

29.14 **Subd. 3. Brainerd, Sewer and Water Extension**
 29.15 **to the Brainerd Lakes Regional Airport** **5,000,000**

29.16 For a grant to the city of Brainerd to design,
 29.17 engineer, and construct an extension of water
 29.18 and sanitary sewer service to the Brainerd
 29.19 Lakes Regional Airport and to replace
 29.20 approximately one mile of existing sewer to
 29.21 accommodate flow from the airport.

29.22 **Subd. 4. Chatfield, Center for the Arts** **7,000,000**

29.23 For a grant to the city of Chatfield economic
 29.24 development authority to predesign, design,
 29.25 renovate, construct, furnish, and equip the
 29.26 Chatfield Center for the Arts in the city of
 29.27 Chatfield. The center includes the George
 29.28 H. Potter auditorium, the adjacent 1916
 29.29 school building, and the land surrounding the
 29.30 structures currently owned by the economic
 29.31 development authority. Money, land and
 29.32 buildings, and in-kind contributions provided
 29.33 to the center before the enactment of this

30.1 section are considered to be sufficient local
30.2 match, and no further local match is required.

30.3 Subd. 5. **Duluth**

30.4 (a) **NorShor Theatre** 4,950,000

30.5 For a grant to the Duluth Economic
30.6 Development Authority to design, construct,
30.7 furnish, and equip public improvements
30.8 and to provide public access to the historic
30.9 NorShor Theatre, including skyway access
30.10 for connection to nearby public parking,
30.11 interior circulation, street and utility
30.12 improvements, handicapped access, and
30.13 restoration of the theater's lobby, entrance,
30.14 and marquee as part of the overall restoration
30.15 of the theater.

30.16 This appropriation is not available until the
30.17 commissioner of management and budget
30.18 has determined that at least \$2 has been
30.19 committed from nonstate sources for private
30.20 renovation and improvement of the interior
30.21 of the theatre and the surrounding structures
30.22 for every \$1 of state funds, and that sufficient
30.23 nonstate funds are available to complete both
30.24 the state bond-financed portion of the project
30.25 and the balance of the private development.

30.26 Funds invested in the project by a person
30.27 receiving state historic tax credits pursuant to
30.28 Minnesota Statutes, section 290.0681, shall
30.29 be deemed nonstate funds for purposes of
30.30 this requirement. The city of Duluth and the
30.31 Duluth Economic Development Authority
30.32 may operate a performing arts center and
30.33 facilities that provide access to the center,
30.34 and may enter into a lease or management
30.35 agreement, subject to Minnesota Statutes,

31.1 section 16A.695. The state bond-financed
 31.2 project subject to Minnesota Statutes,
 31.3 section 16A.695, shall consist only of
 31.4 those improvements paid for with state
 31.5 general obligation bond proceeds. The
 31.6 state bond-financed property may be legally
 31.7 described either as a separately platted real
 31.8 estate parcel under a registered land survey
 31.9 or a condominium unit. Due to the integrated
 31.10 nature of the overall development, public
 31.11 bidding shall not be required for the state
 31.12 bond-financed project, provided there shall
 31.13 be a separate construction contract for this
 31.14 portion of the project, and any amounts
 31.15 required for this portion of the project, in
 31.16 excess of the bond appropriation, shall be
 31.17 paid by nonstate sources.

31.18 (b) **Wade Stadium** 250,000

31.19 For a grant to the city of Duluth to design
 31.20 improvements to Wade Stadium, including a
 31.21 grandstand and field, with proper drainage,
 31.22 for a ballpark and public outdoor events
 31.23 facility. This appropriation is not available
 31.24 until the commissioner determines that at
 31.25 least an equal amount is committed to the
 31.26 project from nonstate sources.

31.27 Subd. 6. **Mankato, Arena and Events Center**
 31.28 **Auditorium** 14,500,000

31.29 For a grant to the city of Mankato to design,
 31.30 construct, improve, furnish, and equip
 31.31 the Minnesota State Mankato Arena and
 31.32 to design, expand, furnish, and equip the
 31.33 adjacent Events Center Auditorium.

31.34 This appropriation is not available until the
 31.35 commissioner of management and budget

32.1	<u>has determined that at least an equal amount</u>	
32.2	<u>has been committed to the project from</u>	
32.3	<u>nonstate sources.</u>	
32.4	<u>Subd. 7. Minneapolis</u>	
32.5	<u>Masonic Temple at Hennepin Center for the</u>	
32.6	<u>Arts</u>	<u>3,000,000</u>
32.7	<u>For a grant to the city of Minneapolis for</u>	
32.8	<u>improvements and betterments of a capital</u>	
32.9	<u>nature to renovate the historic Masonic</u>	
32.10	<u>Temple at the Hennepin Center for the</u>	
32.11	<u>Arts, subject to Minnesota Statutes, section</u>	
32.12	<u>16A.695.</u>	
32.13	<u>Subd. 8. Red Wing, River Renaissance</u>	<u>1,583,000</u>
32.14	<u>For a grant to the city of Red Wing for</u>	
32.15	<u>improvements of a capital nature to the area</u>	
32.16	<u>between Levee Road and the Mississippi</u>	
32.17	<u>River, extending between Bay Point Drive</u>	
32.18	<u>and Broad Street in Red Wing. This project</u>	
32.19	<u>includes: reconstruction of Levee Road from</u>	
32.20	<u>Broad Street to Jackson Street; improvements</u>	
32.21	<u>to storm water, sanitary sewer, and drinking</u>	
32.22	<u>water infrastructure; replacement of a harbor</u>	
32.23	<u>retaining wall; parking improvements;</u>	
32.24	<u>lighting improvements; and construction of a</u>	
32.25	<u>segment of the Riverwalk Trail. This grant</u>	
32.26	<u>is not available until the commissioner of</u>	
32.27	<u>management and budget determines that an</u>	
32.28	<u>amount sufficient to complete the project is</u>	
32.29	<u>committed to it from nonstate sources.</u>	
32.30	<u>Subd. 9. Rochester, Mayo Civic Center</u>	
32.31	<u>Complex</u>	<u>35,000,000</u>
32.32	<u>For a grant to the city of Rochester to design,</u>	
32.33	<u>construct, furnish, and equip the renovation</u>	
32.34	<u>and expansion of the Mayo Civic Center</u>	
32.35	<u>complex and related infrastructure, including</u>	

33.1	<u>but not limited to skyway access, lighting,</u>	
33.2	<u>parking, and landscaping.</u>	
33.3	<u>Subd. 10. St. Cloud, River's Edge Convention</u>	
33.4	<u>Center</u>	<u>10,100,000</u>
33.5	<u>For a grant to the city of St. Cloud to</u>	
33.6	<u>predesign, design, construct, furnish, and</u>	
33.7	<u>equip an expansion of the River's Edge</u>	
33.8	<u>Convention Center, including a parking</u>	
33.9	<u>facility and pedestrian skyway connection.</u>	
33.10	<u>This appropriation is not available until the</u>	
33.11	<u>commissioner of management and budget</u>	
33.12	<u>determines that at least \$10,100,000 has</u>	
33.13	<u>been committed to the project from nonstate</u>	
33.14	<u>sources. Amounts expended by the city of St.</u>	
33.15	<u>Cloud for project costs since July 1, 2010,</u>	
33.16	<u>shall count toward the matching requirement.</u>	
33.17	<u>Subd. 11. St. Paul</u>	
33.18	<u>(a) Minnesota Children's Museum</u>	<u>14,000,000</u>
33.19	<u>For a grant to the city of St. Paul to design,</u>	
33.20	<u>construct, furnish, and equip an expansion</u>	
33.21	<u>and renovation of the Minnesota Children's</u>	
33.22	<u>Museum, subject to Minnesota Statutes,</u>	
33.23	<u>section 16A.695. The expansion and exhibit</u>	
33.24	<u>upgrades should incorporate the latest</u>	
33.25	<u>research on early learning, allow for new</u>	
33.26	<u>state-of-the art education facilities, and</u>	
33.27	<u>increase the capacity of visitors to galleries</u>	
33.28	<u>and programming areas.</u>	
33.29	<u>This appropriation is not available until the</u>	
33.30	<u>commissioner of management and budget</u>	
33.31	<u>has determined that at least an equal amount</u>	
33.32	<u>has been committed from nonstate sources.</u>	
33.33	<u>(b) Ordway Center for the Performing Arts</u>	<u>5,000,000</u>

34.1 This appropriation is added to the
 34.2 appropriation in Laws 2010, chapter 189,
 34.3 section 21, subdivision 16, paragraph (b), and
 34.4 is for the same purposes. This appropriation
 34.5 is not available until the commissioner of
 34.6 management and budget determines that the
 34.7 labor contract dispute between the St. Paul
 34.8 Chamber Orchestra and the musicians has
 34.9 been settled.

34.10 **(c) Twin Cities Public Television Building**
 34.11 **Renovation**

9,000,000

34.12 For a grant to the city of St. Paul to
 34.13 construct and renovate the Twin Cities Public
 34.14 Television Building in downtown St. Paul.
 34.15 This appropriation is not available until at
 34.16 least an equal amount is committed to the
 34.17 project from nonstate sources.

34.18 **(d) University Enterprise Laboratories**

500,000

34.19 For a grant to the St. Paul Port Authority to
 34.20 design phase two of the University Enterprise
 34.21 Laboratories building in St. Paul, subject
 34.22 to Minnesota Statutes, section 16A.695.
 34.23 Amounts expended to complete phase one
 34.24 of the University Enterprise Laboratories
 34.25 building since January 1, 2004, shall count
 34.26 toward the matching requirement.

34.27 **Subd. 12. Truman, Storm Water Project**

1,350,000

34.28 For a grant to the city of Truman to design,
 34.29 construct, and install new storm water lines
 34.30 to two areas of the city that experience
 34.31 flooding with heavy rain. This appropriation
 34.32 is not available until the commissioner of
 34.33 management and budget has determined that
 34.34 at least an equal amount has been committed
 34.35 to the project from nonstate sources.

35.1 Subd. 13. **Virginia, Relocation of Utilities and**
 35.2 **Trails**

35.3 **(a) Utilities relocation** 1,410,000

35.4 For a grant to the city of Virginia and the
 35.5 Virginia Public Utilities Commission for
 35.6 engineering and predesign for relocation of
 35.7 gas, electric, water, sanitary sewer, and storm
 35.8 sewer utilities made necessary by and in
 35.9 conjunction with the relocation of marked
 35.10 Trunk Highway 53 in Virginia.

35.11 **(b) Mesabi trails relocation** 150,000

35.12 For a grant to the St. Louis and Lake
 35.13 Counties Regional Railroad Authority for
 35.14 soil testing and preparation for relocation of
 35.15 portions of the Mesabi bicycle, snowmobile,
 35.16 and ATV trails that must be relocated due to
 35.17 the relocation of marked Trunk Highway 53.

35.18 Subd. 14. **Voyageurs National Park Clean**
 35.19 **Water Joint Powers Board** 5,500,000

35.20 For a grant to the Voyageurs National Park
 35.21 Clean Water Joint Powers Board to acquire
 35.22 land for, and to predesign, design, and
 35.23 construct new sanitary sewer collection
 35.24 systems in Koochiching and St. Louis
 35.25 Counties. The systems must address
 35.26 the sanitary sewer needs and projects in
 35.27 the communities surrounding Voyageurs
 35.28 National Park. This appropriation is
 35.29 not available until the commissioner of
 35.30 management and budget determines that at
 35.31 least an equal amount has been committed to
 35.32 the project from nonstate sources.

35.33 Sec. 18. **PUBLIC FACILITIES AUTHORITY**

35.34 Subdivision 1. **Total Appropriation** \$ 37,500,000

36.1 To the Public Facilities Authority for the
 36.2 purposes specified in this section.

36.3 Subd. 2. **State Match for Federal Grants** 8,000,000

36.4 To match federal grants for the clean water
 36.5 revolving fund under Minnesota Statutes,
 36.6 section 446A.07, and the drinking water
 36.7 revolving fund under Minnesota Statutes,
 36.8 section 446A.081. This appropriation must
 36.9 be used for qualified capital projects.

36.10 Subd. 3. **Wastewater Infrastructure Funding**
 36.11 **Program** 25,000,000

36.12 For grants to eligible municipalities under
 36.13 the wastewater infrastructure funding
 36.14 program under Minnesota Statutes, section
 36.15 446A.072. Up to \$5,000,000 may be used for
 36.16 eligible costs to implement the wastewater
 36.17 infrastructure funding program.

36.18 Subd. 4. **Big Lake Area Sanitary District** 4,500,000

36.19 For a grant to the Big Lake Area Sanitary
 36.20 District to construct a pressure sewer system
 36.21 and force main to convey sewage to the
 36.22 Western Lake Superior Sanitary District
 36.23 connection in the city of Cloquet.

36.24 Sec. 19. **MINNESOTA HOUSING FINANCE**
 36.25 **AGENCY** \$ 15,000,000

36.26 (a) To the Minnesota Housing Finance
 36.27 Agency for transfer to the housing
 36.28 development fund to finance the costs of
 36.29 rehabilitation to preserve public housing
 36.30 under Minnesota Statutes, section 462A.202,
 36.31 subdivision 3a. For purposes of this
 36.32 section, "public housing" means housing for
 36.33 low-income persons and households financed
 36.34 by the federal government and owned and

37.1 operated by the public housing authorities
37.2 and agencies formed by cities and counties.
37.3 Public housing authorities receiving a public
37.4 housing assessment composite score of 80
37.5 or above are eligible to receive funding.
37.6 Priority must be given to proposals that
37.7 maximize federal or local resources to
37.8 finance the capital costs. The priority in
37.9 Minnesota Statutes, section 462A.202,
37.10 subdivision 3a, for projects to increase
37.11 the supply of affordable housing and the
37.12 restrictions of Minnesota Statutes, section
37.13 462A.202, subdivision 7, do not apply to this
37.14 appropriation.

37.15 (b) In using proceeds of the housing
37.16 infrastructure bonds authorized in this
37.17 section, the agency shall give consideration
37.18 to projects that will provide supportive
37.19 housing for homeless youth, and for women
37.20 and children seeking to escape exploitation
37.21 and trafficking.

37.22 **Sec. 20. MINNESOTA HISTORICAL**
37.23 **SOCIETY**

37.24 **Subdivision 1. Total Appropriation** **\$ 10,607,000**

37.25 To the Minnesota Historical Society for the
37.26 purposes specified in this section.

37.27 **Subd. 2. Historic Sites Asset Preservation** **750,000**

37.28 For capital improvements and betterments
37.29 at state historic sites, buildings, landscaping
37.30 at historic buildings, exhibits, markers, and
37.31 monuments, to be spent in accordance with
37.32 Minnesota Statutes, section 16B.307. The
37.33 society shall determine project priorities as
37.34 appropriate based on need.

38.1 Subd. 3. **Oliver H. Kelley Farm Historic Site** 9,857,000

38.2 To complete design and to construct, furnish,

38.3 and equip the renovation of the Oliver H.

38.4 Kelley Farm Historic Site, including the

38.5 site's visitor center and other essential visitor

38.6 services and site operations facilities.

38.7 Sec. 21. **BOND SALE EXPENSES** \$ **800,000**

38.8 To the commissioner of management

38.9 and budget for bond sale expenses under

38.10 Minnesota Statutes, section 16A.641,

38.11 subdivision 8.

38.12 Sec. 22. **BOND SALE SCHEDULE.**

38.13 The commissioner of management and budget shall schedule the sale of state

38.14 general obligation bonds so that, during the biennium ending June 30, 2015, no more

38.15 than \$1,347,152,000 will need to be transferred from the general fund to the state bond

38.16 fund to pay principal and interest due and to become due on outstanding state general

38.17 obligation bonds. During the biennium, before each sale of state general obligation bonds,

38.18 the commissioner of management and budget shall calculate the amount of debt service

38.19 payments needed on bonds previously issued and shall estimate the amount of debt service

38.20 payments that will be needed on the bonds scheduled to be sold. The commissioner shall

38.21 adjust the amount of bonds scheduled to be sold so as to remain within the limit set by this

38.22 section. The amount needed to make the debt service payments is appropriated from the

38.23 general fund as provided in Minnesota Statutes, section 16A.641.

38.24 Sec. 23. **BOND SALE AUTHORIZATION.**

38.25 Subdivision 1. **Bond proceeds fund.** To provide the money appropriated in this act

38.26 from the bond proceeds fund, the commissioner of management and budget shall sell and

38.27 issue bonds of the state in an amount up to \$761,027,000 in the manner, upon the terms,

38.28 and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and

38.29 by the Minnesota Constitution, article XI, sections 4 to 7.

38.30 Subd. 2. **Maximum effort school loan fund.** To provide the money appropriated in

38.31 this act from the maximum effort school loan fund, the commissioner of management and

38.32 budget shall sell and issue bonds of the state in an amount up to \$5,491,000 in the manner,

upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the maximum effort school loan fund.

Subd. 3. Transportation fund. To provide the money appropriated in this act from the state transportation fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to \$55,000,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the state transportation fund.

Sec. 24. CANCELLATIONS; BOND SALE AUTHORIZATION REDUCTIONS.

Subdivision 1. 2009 MnDOT aeronautics. The \$2,000,000 appropriation in Laws 2009, chapter 93, article 1, section 11, subdivision 7, for the Alexandria aircraft surveillance facility, is canceled. The bond sale authorization in Laws 2009, chapter 93, article 1, section 21, subdivision 1, is reduced by \$2,000,000.

Sec. 25. Minnesota Statutes 2012, section 16A.641, subdivision 4a, is amended to read:

Subd. 4a. Negotiated sales; temporary authority. Notwithstanding the public sale requirements of subdivision 4 and section 16A.66, subdivision 2, ~~from June 1, 2009, until June 30, 2013,~~ the commissioner may sell bonds, including refunding bonds, at negotiated sale.

Sec. 26. Minnesota Statutes 2012, section 16B.24, subdivision 5, is amended to read:

Subd. 5. Renting out state property. (a) **Authority.** The commissioner may rent out state property, real or personal, that is not needed for public use, if the rental is not otherwise provided for or prohibited by law. The property may not be rented out for more than five years at a time without the approval of the State Executive Council and may never be rented out for more than 25 years. A rental agreement may provide that the state will reimburse a tenant for a portion of capital improvements that the tenant makes to state real property if the state does not permit the tenant to renew the lease at the end of the rental agreement.

(b) **Restrictions.** Paragraph (a) does not apply to state trust fund lands, other state lands under the jurisdiction of the Department of Natural Resources, lands forfeited for delinquent taxes, or lands acquired under section 298.22.

40.1 **(c) Rental of living accommodations.** The commissioner shall establish rental rates
40.2 for all living accommodations provided by the state for its employees. Money collected as
40.3 rent by state agencies pursuant to this paragraph must be deposited in the state treasury
40.4 and credited to the general fund.

40.5 **(d) Lease of space in certain state buildings to state agencies.** The commissioner
40.6 may lease portions of the state-owned buildings under the custodial control of the
40.7 commissioner to state agencies and the court administrator on behalf of the judicial branch
40.8 of state government and charge rent on the basis of space occupied. Notwithstanding any
40.9 law to the contrary, all money collected as rent pursuant to the terms of this section shall
40.10 be deposited in the state treasury. Money collected as rent to recover the bond interest
40.11 costs of a building funded from the state bond proceeds fund shall be credited to the
40.12 general fund. Money collected as rent to recover the depreciation costs of a building
40.13 funded from the state bond proceeds fund and money collected as rent to recover capital
40.14 expenditures from capital asset preservation and replacement appropriations and statewide
40.15 building access appropriations shall be credited to a segregated asset preservation and
40.16 replacement account in a special revenue fund. Fifty percent of the money credited to the
40.17 account each fiscal year must be transferred to the general fund. The remaining money
40.18 in the account is appropriated to the commissioner to be expended for asset preservation
40.19 projects as determined by the commissioner. Money collected as rent to recover the
40.20 depreciation and interest costs of a building built with other state dedicated funds shall
40.21 be credited to the dedicated fund which funded the original acquisition or construction.
40.22 All other money received shall be credited to the general services revolving fund. The
40.23 commissioner shall not collect rent to recover bond interest costs or building depreciation
40.24 costs for any appropriations utilized for the Capitol restoration project, between calendar
40.25 years 2012 and 2017.

40.26 **(e) Lease of space in Andersen and Freeman buildings.** The commissioner may
40.27 lease space in the Elmer L. Andersen and Orville L. Freeman buildings to state agencies
40.28 and charge rent on the basis of space occupied. Money collected as rent under this
40.29 paragraph to fund future building repairs must be credited to a segregated account for each
40.30 building in the special revenue fund and is appropriated to the commissioner to make
40.31 the repairs. When the state acquires title to each building, the account for that building
40.32 must be abolished and any balance remaining in the account must be transferred to the
40.33 appropriate asset preservation and replacement account created under paragraph (d).

40.34 Sec. 27. Minnesota Statutes 2012, section 16C.144, subdivision 2, is amended to read:

41.1 Subd. 2. **Guaranteed energy-savings agreement.** The commissioner may enter
41.2 into a guaranteed energy-savings agreement with a qualified provider if:

41.3 (1) the qualified provider is selected through a competitive process in accordance
41.4 with the guaranteed energy-savings program guidelines within the Department of
41.5 Administration;

41.6 (2) the qualified provider agrees to submit an engineering report prior to the
41.7 execution of the guaranteed energy-savings agreement. The cost of the engineering report
41.8 may be considered as part of the implementation costs if the commissioner enters into a
41.9 guaranteed energy-savings agreement with the provider;

41.10 (3) the term of the guaranteed energy-savings agreement shall not exceed 15 years
41.11 from the date of final installation;

41.12 (4) the commissioner finds that the amount it would spend on the utility cost-savings
41.13 measures recommended in the engineering report will not exceed the amount to be
41.14 saved in utility operation and maintenance costs over ~~15~~ 20 years from the date of
41.15 implementation of utility cost-savings measures;

41.16 (5) the qualified provider provides a written guarantee that the annual utility,
41.17 operation, and maintenance cost savings during the term of the guaranteed energy-savings
41.18 agreement will meet or exceed the annual payments due under a lease purchase agreement.
41.19 The qualified provider shall reimburse the state for any shortfall of guaranteed utility,
41.20 operation, and maintenance cost savings; and

41.21 (6) the qualified provider gives a sufficient bond in accordance with section
41.22 574.26 to the commissioner for the faithful implementation and installation of the utility
41.23 cost-savings measures.

41.24 Sec. 28. Minnesota Statutes 2012, section 16C.144, subdivision 3, is amended to read:

41.25 Subd. 3. **Lease purchase agreement.** The commissioner may enter into a lease
41.26 purchase agreement with any party for the implementation of utility cost-savings measures
41.27 in accordance with the guaranteed energy-savings agreement. The implementation costs of
41.28 the utility cost-savings measures recommended in the engineering report shall not exceed
41.29 the amount to be saved in utility and operation and maintenance costs over the term of the
41.30 lease purchase agreement. The term of the lease purchase agreement shall not exceed ~~15~~
41.31 20 years from the date of final installation. The lease is assignable in accordance with
41.32 terms approved by the commissioner of management and budget.

41.33 Sec. 29. **[116J.434] PUBLIC BUILDING ACCESSIBILITY GRANT PROGRAM.**

Subdivision 1. **Creation of account.** A public building accessibility account is created in the bond proceeds fund. Money in the account is appropriated to the commissioner for grants under this section.

Subd. 2. **Definitions.** For the purposes of this section:

(1) "accessible" means satisfies the requirements of the State Building Code for accessibility by persons with disabilities;

(2) "eligible project" means predesign, design, acquisition of land or an interest in land, construction, renovation, or other improvement or betterment of a capital nature to make a building or facility owned by a local government unit accessible or improve its accessibility;

(3) "governing body" means the county board of commissioners, city council, or town board of supervisors; and

(4) "local government unit" means a county, statutory or home rule charter city, or town.

Subd. 3. **Grant program established.** The commissioner shall make grants to local government units on a first-come, first-served basis for eligible projects.

Subd. 4. **Application.** A local government unit seeking a grant under this section must apply to the commissioner in the form and manner determined by the commissioner. The application must include:

(1) a resolution of the governing body requesting the grant and stating that the local government unit has or will have in a timely manner the required nonstate contribution necessary to complete the project;

(2) a detailed description of the project and cost estimate, along with necessary supporting evidence; and

(3) any other information the commissioner determines is necessary or useful.

Subd. 5. **Maximum grant amount; match.** A local unit of government must not be awarded in aggregate more than \$150,000, whether for one or more projects in one or more years. The local government unit awarded a grant under this section must provide at least an equal amount from nonstate sources, which may include contributions made before the grant is awarded.

Sec. 30. Minnesota Statutes 2012, section 123B.65, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** The definitions in this subdivision apply to this section.

(a) "Energy conservation measure" means a training program or facility alteration designed to reduce energy consumption or operating costs and includes:

(1) insulation of the building structure and systems within the building;

(2) storm windows and doors, caulking or weatherstripping, multiglazed windows and doors, heat absorbing or heat reflective glazed and coated window and door systems, additional glazing, reductions in glass area, and other window and door system modifications that reduce energy consumption;

(3) automatic energy control systems;

(4) heating, ventilating, or air conditioning system modifications or replacements;

(5) replacement or modifications of lighting fixtures to increase the energy efficiency of the lighting system without increasing the overall illumination of a facility, unless such increase in illumination is necessary to conform to the applicable state or local building code for the lighting system after the proposed modifications are made;

(6) energy recovery systems;

(7) cogeneration systems that produce steam or forms of energy such as heat, as well as electricity, for use primarily within a building or complex of buildings;

(8) energy conservation measures that provide long-term operating cost reductions.

(b) "Guaranteed energy-savings contract" means a contract for the evaluation and recommendations of energy conservation measures, and for one or more energy conservation measures. The contract must provide that all payments, except obligations on termination of the contract before its expiration, are to be made over time, but not to exceed ~~15~~ 20 years from the date of final installation, and the savings are guaranteed to the extent necessary to make payments for the systems.

(c) "Qualified provider" means a person or business experienced in the design, implementation, and installation of energy conservation measures. A qualified provider to whom the contract is awarded shall give a sufficient bond to the school district for its faithful performance.

(d) "Commissioner" means the commissioner of commerce through the state energy office.

Sec. 31. Minnesota Statutes 2012, section 123B.65, subdivision 7, is amended to read:

Subd. 7. **District action.** A district may enter into a guaranteed energy-savings contract with a qualified provider if, after review of the report and the commissioner's evaluation if requested, or if required under section 216C.372, the board finds that the amount it would spend on the energy conservation measures recommended in the report is not likely to exceed the amount to be saved in energy and operation costs over ~~15~~ 20 years from the date of installation if the recommendations in the report were followed, and the qualified provider provides a written guarantee that the energy or operating cost savings will meet or exceed the costs of the system. The guaranteed energy-savings contract may

44.1 provide for payments over a period of time, not to exceed ~~15~~ 20 years. Notwithstanding
44.2 section 123B.79, a district annually may transfer from the general fund to the reserve for
44.3 operating capital account an amount up to the amount saved in energy and operation costs
44.4 as a result of guaranteed energy-savings contracts.

44.5 Sec. 32. Minnesota Statutes 2012, section 129C.10, subdivision 3, is amended to read:

44.6 Subd. 3. **Powers and duties of board.** (a) The board has the powers necessary for
44.7 the care, management, and control of the Perpich Center for Arts Education and any other
44.8 school authorized in this chapter, and all ~~its~~ their real and personal property. The powers
44.9 shall include, but are not limited to, those listed in this subdivision.

44.10 (b) The board may employ and discharge necessary employees, and contract for
44.11 other services to ensure the efficient operation of the Center for Arts Education and any
44.12 other school authorized in this chapter.

44.13 (c) The board may receive and award grants. The board may establish a charitable
44.14 foundation and accept, in trust or otherwise, any gift, grant, bequest, or devise for
44.15 educational purposes and hold, manage, invest, and dispose of them and the proceeds
44.16 and income of them according to the terms and conditions of the gift, grant, bequest, or
44.17 devise and its acceptance. The board must adopt internal procedures to administer and
44.18 monitor aids and grants.

44.19 (d) The board may establish or coordinate evening, continuing education, extension,
44.20 and summer programs for teachers and pupils.

44.21 (e) The board may identify pupils who have artistic talent, either demonstrated or
44.22 potential, in dance, literary arts, media arts, music, theater, and visual arts, or in more
44.23 than one art form.

44.24 (f) The board must educate pupils with artistic talent by providing:

44.25 (1) an interdisciplinary academic and arts program for pupils in the 11th and 12th
44.26 grades. The total number of pupils accepted under this clause and clause (2) shall not
44.27 exceed 310;

44.28 (2) additional instruction to pupils for a 13th grade. Pupils eligible for this
44.29 instruction are those enrolled in 12th grade who need extra instruction and who apply
44.30 to the board, or pupils enrolled in the 12th grade who do not meet learner outcomes
44.31 established by the board;

44.32 (3) intensive arts seminars for one or two weeks for pupils in grades 9 to 12;

44.33 (4) summer arts institutes for pupils in grades 9 to 12;

44.34 (5) artist mentor and extension programs in regional sites; and

44.35 (6) teacher education programs for indirect curriculum delivery.

45.1 (g) The board may determine the location for the Perpich Center for Arts Education
45.2 and any additional facilities related to the center, including the authority to lease a
45.3 temporary facility.

45.4 (h) The board must plan for the enrollment of pupils on an equal basis from each
45.5 congressional district.

45.6 (i) The board may establish task forces as needed to advise the board on policies and
45.7 issues. The task forces expire as provided in section 15.059, subdivision 6.

45.8 (j) The board may request the commissioner of education for assistance and services.

45.9 (k) The board may enter into contracts with other public and private agencies
45.10 and institutions for residential and building maintenance services if it determines that
45.11 these services could be provided more efficiently and less expensively by a contractor
45.12 than by the board itself. The board may also enter into contracts with public or private
45.13 agencies and institutions, school districts or combinations of school districts, or service
45.14 cooperatives to provide supplemental educational instruction and services.

45.15 (l) The board may provide or contract for services and programs by and for the
45.16 Center for Arts Education, including a store, operating in connection with the center;
45.17 theatrical events; and other programs and services that, in the determination of the board,
45.18 serve the purposes of the center.

45.19 (m) The board may provide for transportation of pupils to and from the Center for
45.20 Arts Education for all or part of the school year, as the board considers advisable and
45.21 subject to its rules. Notwithstanding any other law to the contrary, the board may charge a
45.22 reasonable fee for transportation of pupils. Every driver providing transportation of pupils
45.23 under this paragraph must possess all qualifications required by the commissioner of
45.24 education. The board may contract for furnishing authorized transportation under rules
45.25 established by the commissioner of education and may purchase and furnish gasoline to a
45.26 contract carrier for use in the performance of a contract with the board for transportation
45.27 of pupils to and from the Center for Arts Education. When transportation is provided,
45.28 scheduling of routes, establishment of the location of bus stops, the manner and method of
45.29 transportation, the control and discipline of pupils, and any other related matter is within
45.30 the sole discretion, control, and management of the board.

45.31 (n) The board may provide room and board for its pupils. If the board provides room
45.32 and board, it shall charge a reasonable fee for the room and board. The fee is not subject
45.33 to chapter 14 and is not a prohibited fee according to sections 123B.34 to 123B.39.

45.34 (o) The board may establish and set fees for services and programs. If the board sets
45.35 fees not authorized or prohibited by the Minnesota public school fee law, it may do so
45.36 without complying with the requirements of section 123B.38.

(p) The board may apply for all competitive grants administered by agencies of the state and other government or nongovernment sources.

Sec. 33. Minnesota Statutes 2012, section 129C.10, is amended by adding a subdivision to read:

Subd. 9. **Interdistrict voluntary integration magnet program.** The board may establish and operate an interdistrict integration magnet program according to section 129C.30.

Sec. 34. **[129C.30] CROSSWINDS INTEGRATION MAGNET SCHOOL.**

Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have the meanings given them.

(b) "Board" means the board of directors of the Perpich Center for Arts Education.

(c) "Crosswinds school" means the Crosswinds school in Woodbury operated during the 2012-2013 school year by Joint Powers District No. 6067, East Metro Integration District.

Subd. 2. **Board to operate Crosswinds school.** The board may operate the Crosswinds school with the powers and duties granted to it under this chapter.

Subd. 3. **General education funding.** (a) General education revenue must be paid to the Crosswinds school as though it were a district. The general education revenue for each adjusted marginal cost pupil unit is the state average general education revenue per pupil unit, plus the referendum equalization aid allowance in the pupil's district of residence, calculated without basic skills revenue, extended time revenue, alternative teacher compensation revenue, transition revenue, and transportation sparsity revenue, plus basic skills revenue, extended time revenue, basic alternative teacher compensation aid according to section 126C.10, subdivision 34, and transition revenue as though the school were a school district. The general education revenue for each extended time marginal cost pupil unit equals \$4,378.

(b) General education revenue under paragraph (a) must be reduced by an amount equal to 75 percent of the school's equity revenue for that year.

Subd. 4. **Special education funding.** Special education aid must be paid to the Crosswinds school according to section 125A.76 as though it were a school district. The special education aid paid to the Crosswinds school shall be adjusted as follows:

(1) if the Crosswinds school does not receive general education revenue on behalf of the student according to subdivision 3, the aid shall be adjusted as provided in section 125A.11; or

(2) if the Crosswinds school receives general education revenue on behalf of the student according to subdivision 3, the aid shall be adjusted as provided in section 127A.47, subdivision 7, paragraph (e).

Subd. 5. Pupil transportation. The board may transport pupils enrolled in the 2012-2013 school year to and from the Crosswinds school in succeeding school years regardless of the student's district of residence. Pupil transportation expenses under this section are reimbursable under section 124D.87.

Subd. 6. Integration aid. The Crosswinds school is eligible for integration aid as if it were a school district under section 124D.86 or any successor section.

Subd. 7. Other aids, grants, revenue. (a) The Crosswinds school is eligible to receive other aids, grants, and revenue according to chapters 120A to 129C as though it were a district.

(b) Notwithstanding paragraph (a), the Crosswinds school may not receive aid, a grant, or revenue if a levy is required to obtain the money, or if the aid, grant, or revenue replaces levy revenue that is not general education revenue, except as otherwise provided in this section.

(c) Federal aid received by the state must be paid to the school if it qualifies for the aid as though it were a school district.

(d) In the year-end report to the commissioner of education, the Crosswinds school shall report the total amount of funds received from grants and other outside sources.

Subd. 8. Year-round programming. The Crosswinds school may operate as a flexible learning year program under sections 124D.12 to 124D.127.

Subd. 9. Data requirements. The commissioner of education shall require the Crosswinds school to follow the budget and accounting procedures required for school districts, and the Crosswinds school shall report all data to the Department of Education in the form and manner required by the commissioner.

Sec. 35. Minnesota Statutes 2012, section 216C.10, is amended to read:

216C.10 COMMISSIONER POWERS.

(a) The commissioner may:

(1) adopt rules under chapter 14 as necessary to carry out the purposes of sections 216C.05 to 216C.30;

(2) make all contracts under sections 216C.05 to 216C.30 and do all things necessary to cooperate with the United States government, and to qualify for, accept, and disburse any grant intended for the administration of sections 216C.05 to 216C.30;

(3) provide on-site technical assistance to units of local government in order to enhance local capabilities for dealing with energy problems;

(4) administer for the state, energy programs under federal law, regulations, or guidelines, and coordinate the programs and activities with other state agencies, units of local government, and educational institutions;

(5) develop a state energy investment plan with yearly energy conservation and alternative energy development goals, investment targets, and marketing strategies;

(6) perform market analysis studies relating to conservation, alternative and renewable energy resources, and energy recovery;

(7) assist with the preparation of proposals for innovative conservation, renewable, alternative, or energy recovery projects;

(8) manage and disburse funds made available for the purpose of research studies or demonstration projects related to energy conservation or other activities deemed appropriate by the commissioner;

(9) intervene in certificate of need proceedings before the Public Utilities Commission;

(10) collect fees from recipients of loans, grants, or other financial aid from money received from litigation or settlement of alleged violations of federal petroleum-pricing regulations, which fees must be used to pay the department's costs in administering those financial aids; ~~and~~

(11) collect fees from proposers and operators of conservation and other energy-related programs that are reviewed, evaluated, or approved by the department, other than proposers that are political subdivisions or community or nonprofit organizations, to cover the department's cost in making the reviewal, evaluation, or approval and in developing additional programs for others to operate; and

(12) fix, charge, and collect fees from state agencies, units of local government, education institutions, and others that use the department's technical support services during a guaranteed energy savings program contract under sections 16C.144, 123B.65, and 471.345, or during an energy improvement financing program for local governments under section 216C.43, to make those services self-funding. An energy performance contracting fund is established as a special revenue account in the state treasury. Fees collected and interest, dividends, and any other earnings arising from fund assets must be credited to the fund.

(b) Notwithstanding any other law, the commissioner is designated the state agent to apply for, receive, and accept federal or other funds made available to the state for the purposes of sections 216C.05 to 216C.30.

49.1 Sec. 36. **[216C.371] DEFINITIONS.**

49.2 Subdivision 1. **Scope.** For the purposes of this section and section 216C.372, the
49.3 following terms have the meanings given them.

49.4 Subd. 2. **Capital improvement.** "Capital improvement" means the acquisition or
49.5 betterment of public land, buildings, and other public improvements of a capital nature,
49.6 as permitted by the Minnesota Constitution, article XI, section 5, clause (a). It does not
49.7 include repair or maintenance.

49.8 Subd. 3. **Energy audit.** "Energy audit" has the meaning given in section 216C.435,
49.9 subdivision 4.

49.10 Subd. 4. **Energy improvement.** "Energy improvement" means a renovation or
49.11 retrofitting of a school building that is permanently affixed to the property and that results
49.12 in a net reduction in energy consumption without altering the principal source of energy.

49.13 Subd. 5. **Engineering report.** "Engineering report" has the meaning given in
49.14 section 16C.144, subdivision 1, paragraph (k).

49.15 Subd. 6. **School building.** "School building" means a permanent structure owned
49.16 by and used for school district purposes that has a permanently installed heating or
49.17 cooling system.

49.18 Subd. 7. **School district.** "School district" means a public independent, common,
49.19 special, or intermediate school district or a charter school.

49.20 Subd. 8. **Statewide greenhouse gas emissions.** "Statewide greenhouse gas
49.21 emissions" has the meaning given in section 216H.01, subdivision 2.

49.22 Sec. 37. **[216C.372] SCHOOL ENERGY CONSERVATION REVOLVING LOAN**
49.23 **PROGRAM.**

49.24 Subdivision 1. **Loan program established.** A school energy conservation revolving
49.25 loan program account is established in the bond proceeds fund to receive appropriations
49.26 of state bond proceeds. Money in the account is appropriated to the commissioner of
49.27 commerce to make loans to school districts for eligible capital improvement projects as
49.28 provided in this section and to pay reasonable and actual costs of administering the loan
49.29 program, not to exceed interest earned on fund assets. The commissioner of management
49.30 and budget must credit to the account all investment income on money in the account, and
49.31 all repayments of principal and interest. Section 16A.642 does not apply to money in the
49.32 account or the program. The commissioner of commerce shall manage and administer the
49.33 revolving loan program and individual accounts in the revolving loan account.

49.34 Subd. 2. **Purpose.** The school energy conservation revolving loan program is
49.35 created to provide financial assistance to school districts to make energy improvements in

50.1 school buildings that reduce statewide greenhouse gas emissions and improve indoor air
50.2 quality in schools.

50.3 Subd. 3. **Limitations.** The commissioner of commerce shall make loans on a
50.4 first-come, first-served basis.

50.5 Subd. 4. **Applications.** (a) A school district applying for a loan must submit an
50.6 application to the commissioner of commerce in the manner and on forms prescribed by
50.7 the commissioner. An applicant must provide the following information:

50.8 (1) the name and contact information of the school district and the persons
50.9 responsible for loan administration and project implementation matters;

50.10 (2) the estimated total cost of the capital improvement project and the amount of
50.11 the loan sought;

50.12 (3) a description of the energy improvements to be made to school buildings as part
50.13 of the project, and new equipment and materials to be installed;

50.14 (4) the proposed methods and sources of funds to be used to repay a loan made
50.15 under this section;

50.16 (5) the proposed source of matching funds to be used in conjunction with a loan
50.17 made under this section, as required under subdivision 5, including, where the source of
50.18 matching funds is a guaranteed energy-savings contract entered into under section 16C.144
50.19 or section 123B.54, or a lease purchase agreement entered into under section 16C.144, a
50.20 copy of the proposed guaranteed energy-savings contract or lease purchase agreement;

50.21 (6) the results of an energy audit conducted by an independent contractor, or an
50.22 engineering report prepared by a contractor qualified through section 16C.144 or section
50.23 216C.43, estimating the energy savings that will be realized as a result of the project;

50.24 (7) a description of the projected improvements in indoor air quality achieved as
50.25 a result of the project, if applicable; and

50.26 (8) any additional information requested by the commissioner of commerce.

50.27 (b) A school district may, in consultation with the commissioner of commerce,
50.28 evaluate the use of the guaranteed energy-savings program outlined in section 16C.144
50.29 or an energy improvement financing program for local governments outlined in section
50.30 216C.43 before making an application for the school energy conservation loan program.

50.31 Subd. 5. **Loan conditions.** (a) A loan made under this section must:

50.32 (1) represent no more than one-half of the total cost of the project;

50.33 (2) have a repayment term no longer than 20 years;

50.34 (3) bear interest at or below the market rate; and

50.35 (4) finance no energy improvement whose useful life is less than the loan term.

51.1 (b) A school district loan recipient may apply towards the school district's share of
51.2 the total project costs the amount that the school district spent on the energy audit or
51.3 engineering report, and any amounts it spends to implement energy audit or engineering
51.4 report recommendations that are part of the overall project but that are not eligible for
51.5 financing with the loan money.

51.6 Subd. 6. **Commissioner review.** The commissioner shall review applications filed
51.7 under this section and shall notify a school district in writing of the decision to approve or
51.8 disapprove the application. If the commissioner disapproves an application, the notice
51.9 shall contain the reasons why the application was disapproved. If an approved application
51.10 includes a proposed guaranteed energy-savings contract or lease purchase agreement as
51.11 a source of matching funds, the notice shall contain the commissioner's comments and
51.12 recommendations regarding the provisions of the guaranteed energy-savings contract or
51.13 lease purchase agreement.

51.14 Subd. 7. **Biennial report.** The commissioner of commerce shall report by February
51.15 1 of each even-numbered year to the chairs and ranking minority members of the
51.16 committees of the house of representatives and senate with jurisdiction over energy policy,
51.17 education finance, and capital investment. The report must identify the school districts and
51.18 school buildings in which projects have been financed through the program, the amount of
51.19 the loans, the total project costs, the estimated and, if possible, measured energy savings
51.20 and greenhouse gas emissions reductions, the demand for loans and the availability of
51.21 loan money, and any other information the commissioner determines would be useful to
51.22 the legislature. The commissioner shall also submit the report as required in section 3.195.

51.23 Sec. 38. Minnesota Statutes 2012, section 240A.09, is amended to read:

51.24 **240A.09 PLAN DEVELOPMENT; CRITERIA.**

51.25 The Minnesota Amateur Sports Commission shall develop a plan to promote the
51.26 development of proposals for new statewide public ice facilities including proposals for
51.27 ice centers and matching grants based on the criteria in this section.

51.28 (a) For ice center proposals, the commission will give priority to proposals that
51.29 come from more than one local government unit. Institutions of higher education are not
51.30 eligible to receive a grant.

51.31 (b) In the metropolitan area as defined in section 473.121, subdivision 2, the
51.32 commission is encouraged to give priority to the following proposals:

51.33 (1) proposals for renovation and indoor air quality improvements at an existing
51.34 indoor ice arena;

51.35 (1) (2) proposals for construction of two or more ice sheets in a single new facility;

52.1 ~~(2)~~ (3) proposals for construction of an additional sheet of ice at an existing ice center;
52.2 ~~(3)~~ (4) proposals for construction of a new, single sheet of ice as part of a sports
52.3 complex with multiple sports facilities; and

52.4 ~~(4)~~ (5) proposals for construction of a new, single sheet of ice that will be expanded
52.5 to a two-sheet facility in the future.

52.6 (c) The commission shall administer a site selection process for the ice centers. The
52.7 commission shall invite proposals from cities or counties or consortia of cities. A proposal
52.8 for an ice center must include matching contributions including in-kind contributions of
52.9 land, access roadways and access roadway improvements, and necessary utility services,
52.10 landscaping, and parking.

52.11 (d) Proposals for ice centers and matching grants must provide for meeting the
52.12 demand for ice time for female groups by offering up to 50 percent of prime ice time, as
52.13 needed, to female groups. For purposes of this section, prime ice time means the hours
52.14 of 4:00 p.m. to 10:00 p.m. Monday to Friday and 9:00 a.m. to 8:00 p.m. on Saturdays
52.15 and Sundays.

52.16 (e) The location for all proposed facilities must be in areas of maximum
52.17 demonstrated interest and must maximize accessibility to an arterial highway.

52.18 (f) To the extent possible, all proposed facilities must be dispersed equitably, must
52.19 be located to maximize potential for full utilization and profitable operation, and must
52.20 accommodate noncompetitive family and community skating for all ages.

52.21 (g) The commission may also use the money to upgrade current facilities, purchase
52.22 girls' ice time, or conduct amateur women's hockey and other ice sport tournaments.

52.23 (h) To the extent possible, 50 percent of all grants must be awarded to communities
52.24 in greater Minnesota.

52.25 (i) To the extent possible, technical assistance shall be provided to Minnesota
52.26 communities by the commission on ice arena planning, design, redesign, installation,
52.27 renovation of heating, ventilating, and air conditioning systems, and operation, including
52.28 the marketing of ice time.

52.29 (j) A grant for new facilities may not exceed \$250,000.

52.30 (k) The commission may make grants for rehabilitation and renovation. A
52.31 rehabilitation or renovation grant may not exceed ~~\$100,000~~ \$200,000. Priority must be
52.32 given to grant applications for indoor air quality improvements, including zero emission
52.33 ice resurfacing equipment and the upgrading of heating, ventilating, and air conditioning
52.34 systems which may include electronic indoor air monitoring devices.

52.35 (l) Grant money may be used for ice centers designed for sports other than hockey.

53.1 (m) Grant money may be used to upgrade existing facilities to comply with the
53.2 bleacher safety requirements of section 326B.112.

53.3 Sec. 39. Minnesota Statutes 2012, section 462A.37, subdivision 1, is amended to read:

53.4 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms
53.5 have the meanings given.

53.6 (b) "Abandoned property" has the meaning given in section 117.025, subdivision 5.

53.7 (c) "Community land trust" means an entity that meets the requirements of section
53.8 462A.31, subdivisions 1 and 2.

53.9 (d) "Debt service" means the amount payable in any fiscal year of principal,
53.10 premium, if any, and interest on housing infrastructure bonds and the fees, charges, and
53.11 expenses related to the bonds.

53.12 (e) "Foreclosed property" means residential property where foreclosure proceedings
53.13 have been initiated or have been completed and title transferred or where title is transferred
53.14 in lieu of foreclosure.

53.15 (f) "Housing infrastructure bonds" means bonds issued by the agency under this
53.16 chapter that are qualified 501(c)(3) bonds, within the meaning of Section 145(a) of the
53.17 Internal Revenue Code, finance qualified residential rental projects within the meaning of
53.18 Section 142(d) of the Internal Revenue Code, or are tax-exempt bonds that are not private
53.19 activity bonds, within the meaning of Section 141(a) of the Internal Revenue Code, for the
53.20 purpose of financing or refinancing affordable housing authorized under this chapter.

53.21 (g) "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended.

53.22 (h) "Supportive housing" means housing that is not time-limited and provides or
53.23 coordinates with linkages to services necessary for residents to maintain housing stability
53.24 and maximize opportunities for education and employment.

53.25 Sec. 40. Minnesota Statutes 2012, section 462A.37, is amended by adding a
53.26 subdivision to read:

53.27 Subd. 2a. **Additional authorization.** In addition to the amount authorized in
53.28 subdivision 2, the agency may issue up to \$35,000,000 of housing infrastructure bonds in
53.29 one or more series to which the payments made under this section may be pledged.

53.30 Sec. 41. Minnesota Statutes 2012, section 462A.37, is amended by adding a
53.31 subdivision to read:

Subd. 5. **Additional appropriation.** (a) The agency must certify annually to the commissioner of management and budget the actual amount of annual debt service on each series of bonds issued under subdivision 2a.

(b) Each July 15, beginning in 2014 and through 2033, if any housing infrastructure bonds issued under subdivision 2a remain outstanding, the commissioner of management and budget must transfer to the housing infrastructure bond account established under section 462A.21, subdivision 32, the amount certified under paragraph (a), not to exceed \$2,590,000 annually. The amounts necessary to make the transfers are appropriated from the general fund to the commissioner of management and budget.

(c) The agency may pledge to the payment of the housing infrastructure bonds the payments to be made by the state under this section.

Sec. 42. Laws 2002, chapter 393, section 22, subdivision 6, as amended by Laws 2005, chapter 20, article 1, section 43, is amended to read:

Subd. 6. Fergus Falls Regional Treatment Center

3,000,000

To design, renovate, construct, furnish, and equip ancillary support and program facilities, including improvements to basic infrastructure to be owned by a public entity, such as sanitary and storm sewer and water lines, public streets, curb, gutter, street lights, or sidewalks, to make improvements for building envelope and structural integrity, for hazardous materials abatement, and for demolition that will facilitate the relocation of the facility's ancillary support, treatment, and residential programs from the Kirkbride buildings and of all or portions of surplus, nonfunctional, or deteriorated facilities and infrastructure or to renovate surplus, nonfunctional, or deteriorated facilities and infrastructure to facilitate the disposition redevelopment of the Fergus Falls Regional Treatment Center campus. If the property is sold or transferred to a local unit of

55.1 government, the unspent portion of this
55.2 appropriation may be granted to the local
55.3 unit of government that acquires the campus
55.4 for the purposes stated in this subdivision.

55.5 Notwithstanding Minnesota Statutes,
55.6 section 16A.642, the bond authorization
55.7 and appropriation of bond proceeds in this
55.8 subdivision are available until December 31,
55.9 2016.

55.10 Sec. 43. Laws 2005, chapter 20, article 1, section 20, subdivision 3, as amended by
55.11 Laws 2006, chapter 258, section 47, is amended to read:

55.12 Subd. 3. **Systemwide Redevelopment, Reuse,**
55.13 **or Demolition**

17,600,000

55.14 To demolish or improve surplus,
55.15 nonfunctional, or deteriorated facilities and
55.16 infrastructure at Department of Human
55.17 Services campuses statewide.

55.18 (a) Up to \$8,600,000 may be used to
55.19 predesign, design, construct, furnish,
55.20 and equip renovation of existing space
55.21 or construction of new space for skilled
55.22 nursing home capacity for forensic treatment
55.23 programs operated by state-operated services
55.24 on the campus of St. Peter Regional
55.25 Treatment Center.

55.26 (b) \$4,000,000 may be used to prepare
55.27 and develop a site, including demolition of
55.28 buildings and infrastructure, to implement
55.29 the redevelopment and reuse of the
55.30 Ah-Gwah-Ching Regional Treatment Center
55.31 campus. If the property is sold or transferred
55.32 to a local unit of government, the unspent
55.33 portion of this appropriation may be granted
55.34 to the local unit of government that acquires

56.1 the campus for the purposes stated in this
56.2 subdivision.

56.3 Up to \$400,000 may be used for a grant
56.4 to the city of Walker to connect the water
56.5 reservoir to the city.

56.6 (c) \$1,000,000 may be used to renovate one
56.7 or more buildings for chemical dependency
56.8 treatment specializing in methamphetamine
56.9 addiction, and demolish buildings, on the
56.10 Willmar Regional Treatment Center campus.
56.11 If the property is sold or transferred to a local
56.12 unit of government, the unspent portion of
56.13 this appropriation may be granted to the local
56.14 unit of government that acquires the campus
56.15 for the purposes stated in this subdivision.

56.16 (d) Up to \$2,210,000 may be spent by the
56.17 commissioner of finance to retire municipal
56.18 bonds issued by the city of Fergus Falls
56.19 and to retire interfund loans incurred by the
56.20 city of Fergus Falls in connection with the
56.21 waste incinerator and steam heating facility
56.22 at the Fergus Falls Regional Treatment
56.23 Center. \$447,610 of unexpended nonsalary
56.24 money from state-operated services may be
56.25 transferred as a grant to the city of Fergus
56.26 Falls to retire interfund loans incurred by the
56.27 city of Fergus Falls in connection with the
56.28 waste incinerator and steam heating facility
56.29 at the Fergus Falls Regional Treatment
56.30 Center. This money is only available upon
56.31 satisfactory completion of implementation of
56.32 the final master plan agreement, as approved
56.33 by the Department of Administration, the
56.34 Department of Human Services, and the city
56.35 of Fergus Falls.

57.1 (e) Up to \$400,000 may be used for a grant
 57.2 to the city of Fergus Falls for hazardous
 57.3 materials abatement, improvements to basic
 57.4 infrastructure to be owned by a public entity,
 57.5 including sanitary and storm sewer and water
 57.6 lines, public streets, curb, gutter, street lights,
 57.7 or sidewalks, to make improvements for
 57.8 building envelope and structural integrity,
 57.9 and to demolish all or portions of surplus,
 57.10 nonfunctional, or deteriorated facilities
 57.11 and infrastructure or to renovate surplus,
 57.12 nonfunctional, or deteriorated facilities and
 57.13 infrastructure to facilitate redevelopment of
 57.14 ~~the city's waste-to-energy incineration plant~~
 57.15 ~~located on the grounds of the Fergus Falls~~
 57.16 Regional Treatment Center campus.

57.17 Notwithstanding Minnesota Statutes,
 57.18 section 16A.642, the bond authorization
 57.19 and appropriation of bond proceeds in this
 57.20 paragraph are available until December 31,
 57.21 2016.

57.22 (f) The provisions, terms, and conditions of
 57.23 any grant made by the director of the Office of
 57.24 Environmental Assistance under Minnesota
 57.25 Statutes, chapter 115A, to the city of Fergus
 57.26 Falls for the waste incinerator steam heating
 57.27 facility that supports the Fergus Falls
 57.28 Regional Treatment Center and that may
 57.29 come into effect as a result of the incinerator
 57.30 and facility being closed, are hereby waived.

57.31 Sec. 44. Laws 2005, chapter 20, article 1, section 23, subdivision 12, as amended by
 57.32 Laws 2006, chapter 171, section 2, Laws 2006, chapter 258, section 50, and Laws 2010,
 57.33 chapter 189, section 47, is amended to read:

57.34 Subd. 12. **Bioscience Development**

18,500,000

58.1 For grants to political subdivisions to
58.2 predesign, design, acquire, construct, furnish,
58.3 and equip publicly owned infrastructure
58.4 required to support bioscience development
58.5 in this state.

58.6 \$2,500,000 is for a grant to the city of
58.7 Worthington. The \$313,947.17 remaining
58.8 from this appropriation, which was reported
58.9 to the legislature according to Minnesota
58.10 Statutes, section 16A.642, subdivision 1,
58.11 on January 2, 2013, is reauthorized and
58.12 does not cancel under the terms of that
58.13 subdivision. The bond sale authorization
58.14 and appropriation of bond proceeds for
58.15 this project are available until December
58.16 31, 2016, and also may be used to design,
58.17 construct, furnish, and equip a laboratory
58.18 and technology training center on the site
58.19 supported by the infrastructure.

58.20 \$14,000,000 cumulatively is for grants to the
58.21 counties of Ramsey and Anoka for public
58.22 improvements to the portion of County Road
58.23 J located within each county, and for road and
58.24 bridge improvement costs at marked Trunk
58.25 Highway 36 and Rice Street in Ramsey
58.26 County in support of bioscience business
58.27 development. This amount may be used to
58.28 repay loans the proceeds of which were used
58.29 for the public improvement. The grants to
58.30 the individual counties shall be in amounts
58.31 proportionate to the individual counties' costs
58.32 associated with the public improvements.

58.33 \$2,000,000 is for bioscience business
58.34 development public infrastructure grants

59.1 under new Minnesota Statutes, section
59.2 116J.435.

59.3 Sec. 45. Laws 2006, chapter 258, section 17, subdivision 8, as amended by Laws
59.4 2008, chapter 179, section 64, and Laws 2011, First Special Session chapter 12, section
59.5 30, is amended to read:

59.6 Subd. 8. **Metropolitan Regional Parks Capital**
59.7 **Improvements**

35,362,000

59.8 For the cost of improvements and betterments
59.9 of a capital nature and acquisition by the
59.10 council and local government units of
59.11 regional recreational open-space lands in
59.12 accordance with the council's policy plan
59.13 as provided in Minnesota Statutes, section
59.14 473.147. Priority must be given to park
59.15 rehabilitation and land acquisition projects.

59.16 \$300,000 is for a grant to the city of
59.17 Bloomington for environmental analysis
59.18 and review, design, and ~~construction of a~~
59.19 ~~multimodal trail connection across or through~~
59.20 ~~Long Meadow Lake in the vicinity of the old~~
59.21 ~~Cedar Avenue bridge and for development~~
59.22 ~~of a segment of the Minnesota Valley State~~
59.23 ~~Trail from Fort Snelling State Park to the~~
59.24 ~~Long Meadow Lake crossing to serve as~~
59.25 ~~a hiking and bicycling trail connection to~~
59.26 renovate and restore, or to replace, the Old
59.27 Cedar Avenue Bridge for bicycle commuters
59.28 and recreational users. Notwithstanding
59.29 Minnesota Statutes, section 16A.642, the
59.30 bond sale authorization and appropriation of
59.31 bond proceeds for this project are available
59.32 until December 31, 2017.

59.33 \$6,000,000 is for a grant to the county of
59.34 Dakota to acquire land for a regional park
59.35 and wildlife area adjacent to the Vermillion

60.1 Highlands Research, Recreation, and Wildlife
60.2 Management Area in Dakota County.

60.3 \$1,800,000 is for a grant to the city of
60.4 Minneapolis to complete land acquisition for
60.5 and construction of the Cedar Lake Trail.

60.6 \$3,500,000 is for a grant to the Minneapolis
60.7 Park and Recreation Board to design,
60.8 construct, furnish, and equip a new cultural
60.9 and community center in the East Phillips
60.10 neighborhood in Minneapolis.

60.11 \$250,000 is for a grant to the Minneapolis
60.12 Park and Recreation Board to predesign
60.13 completion of the Grand Rounds National
60.14 Scenic Byway by providing a link between
60.15 northeast Minneapolis on Stinson Avenue and
60.16 Southeast Minneapolis at East River Road.

60.17 \$2,500,000 is for a grant to the Minneapolis
60.18 Park and Recreation Board to mitigate
60.19 flooding at Lake of the Isles in the city
60.20 of Minneapolis. The grant must be used
60.21 for shoreline stabilization and restoration,
60.22 dredging, wetland replacement, and other
60.23 infrastructure improvements necessary to
60.24 deal with the 1997 flood damage and to
60.25 prevent future flooding.

60.26 \$321,000 is for a grant to Ramsey County
60.27 to construct a bicycle and pedestrian trail on
60.28 the north side of Lower Afton Road between
60.29 Century Avenue and McKnight Road in the
60.30 city of Maplewood. This appropriation is
60.31 not available until the commissioner has
60.32 determined that at least an equal amount has
60.33 been committed from nonstate sources.

60.34 \$9,000,000 is for a grant to the city of St.
60.35 Paul to predesign, design, construct, furnish,

61.1 equip, and redevelop infrastructure at the
61.2 Como Zoo.

61.3 \$2,500,000 is for a grant to the city of St.
61.4 Paul to acquire land for and to predesign,
61.5 design, construct, furnish, and equip river
61.6 park development and redevelopment
61.7 infrastructure in National Great River Park
61.8 along the Mississippi River in St. Paul.

61.9 \$2,000,000 is for a grant to the city of
61.10 South St. Paul for the closure, capping, and
61.11 remediation of approximately 80 acres of
61.12 the Port Crosby construction and demolition
61.13 debris landfill in South St. Paul, as the fifth
61.14 phase of converting the land into parkland,
61.15 and to restore approximately 80 acres of
61.16 riverfront land along the Mississippi River.

61.17 \$191,000 is for a grant to the city of White
61.18 Bear Lake to construct the Lake Avenue
61.19 Regional Trail connecting Highway 96
61.20 Regional Trail with Ramsey Beach.

61.21 Sec. 46. Laws 2006, chapter 258, section 18, subdivision 6, is amended to read:

61.22 Subd. 6. **Systemwide Redevelopment, Reuse,**
61.23 **or Demolition**

5,000,000

61.24 To abate hazardous materials, design,
61.25 construct, or improve basic infrastructure
61.26 to be owned by a public entity, including
61.27 sanitary and storm sewer and water lines,
61.28 public streets, curb, gutter, street lights,
61.29 or sidewalks, to make improvements
61.30 for building envelope and structural
61.31 integrity, demolish all or portions of
61.32 surplus, nonfunctional, or deteriorated
61.33 facilities and infrastructure or to renovate
61.34 surplus, nonfunctional, or deteriorated

62.1 facilities and infrastructure ~~at~~ to facilitate
 62.2 redevelopment of Department of Human
 62.3 Services campuses that the commissioner
 62.4 of administration is authorized to convey
 62.5 to a local unit of government under Laws
 62.6 2005, chapter 20, article 1, section 46, or
 62.7 other law. These projects must facilitate the
 62.8 redevelopment or reuse of these campuses
 62.9 and must be implemented consistent with
 62.10 the comprehensive redevelopment plans
 62.11 developed and approved under Laws
 62.12 2003, First Special Session chapter 14,
 62.13 article 6, section 64, subdivision 2, unless
 62.14 expressly provided otherwise. If a surplus
 62.15 campus is sold or transferred to a local
 62.16 unit of government, unspent portions of
 62.17 this appropriation may be granted to that
 62.18 local unit of government for the purposes
 62.19 stated in this subdivision. Notwithstanding
 62.20 Minnesota Statutes, section 16A.642, the
 62.21 bond authorization and appropriation of bond
 62.22 proceeds in this subdivision are available
 62.23 until December 31, 2016.

62.24 Sec. 47. Laws 2008, chapter 179, section 7, subdivision 26, as amended by Laws 2009,
 62.25 chapter 7, section 1, is amended to read:

62.26 Subd. 26. **Regional and Local Park Grants** 1,621,000

62.27 An appropriation in this subdivision is not
 62.28 available unless a covenant is placed, or has
 62.29 been placed, on the land to keep the land as a
 62.30 public park in perpetuity.

62.31 \$492,000 is for a grant to Stearns County to
 62.32 acquire 23 acres of land adjacent to Warner
 62.33 Lake Park in Stearns County to serve as part
 62.34 of the Central Minnesota Parks and Trails.

63.1 \$500,000 is for a grant to Chisago City
 63.2 to acquire land for the creation of Ojiketa
 63.3 Regional Park in Chisago County.

63.4 \$129,000 is for a grant to the city of
 63.5 Ortonville to construct improvements of
 63.6 a capital nature at the Minnesota River
 63.7 Regional Park in the city of Ortonville.

63.8 \$500,000 is for a grant to the city of Sartell
 63.9 to acquire up to 68 acres of land located
 63.10 along the Sauk River near the confluence of
 63.11 the Mississippi to serve as part of the Central
 63.12 Minnesota Regional Parks and Trails. This
 63.13 appropriation, which was reported to the
 63.14 legislature according to Minnesota Statutes,
 63.15 section 16A.642, subdivision 1, on January
 63.16 2, 2013, is reauthorized and does not cancel
 63.17 under the terms of that subdivision. The
 63.18 bond sale authorization and appropriation of
 63.19 bond proceeds for this project are available
 63.20 until December 31, 2016.

63.21 Sec. 48. Laws 2008, chapter 365, section 4, subdivision 3, as amended by Laws
 63.22 2010, chapter 189, section 58, and Laws 2011, First Special Session chapter 12, section
 63.23 36, is amended to read:

63.24 Subd. 3. **Old Cedar Avenue Bridge** 2,000,000

63.25 For a grant to the city of Bloomington for
 63.26 environmental analysis and review, design,
 63.27 ~~and construction of a multimodal trail~~
 63.28 ~~connection across or through Long Meadow~~
 63.29 ~~Lake in the vicinity of the old Cedar Avenue~~
 63.30 ~~Bridge and for development of a segment of~~
 63.31 ~~the Minnesota Valley State Trail from Fort~~
 63.32 ~~Snelling State Park to the Long Meadow Lake~~
 63.33 crossing to renovate and restore, or to replace,
 63.34 the old Cedar Avenue Bridge for bicycle

64.1 commuters and recreational users. This
64.2 appropriation is added to the appropriation
64.3 in Laws 2006, chapter 258, section 17,
64.4 subdivision 8, as amended. Notwithstanding
64.5 Minnesota Statutes, section 16A.642, the
64.6 bond sale authorization and appropriation of
64.7 bond proceeds for this project are available
64.8 until December 31, 2017.

64.9 Sec. 49. Laws 2009, chapter 93, article 1, section 22, the effective date, as amended by
64.10 Laws 2011, First Special Session chapter 12, section 38, is amended to read:

64.11 **EFFECTIVE DATE.** This section is effective the day following final enactment
64.12 ~~and expires July 1, 2013.~~

64.13 Sec. 50. Laws 2010, chapter 189, section 16, subdivision 4, as amended by Laws 2011,
64.14 First Special Session chapter 12, section 45, is amended to read:

64.15 Subd. 4. **Metropolitan Regional Parks and**
64.16 **Trails Capital Improvements**

64.17 (a) **Metropolitan Council Priorities** 10,500,000

64.18 For the cost of improvements and betterments
64.19 of a capital nature and acquisition by the
64.20 council and local government units of
64.21 regional recreational open-space lands in
64.22 accordance with the council's policy plan
64.23 as provided in Minnesota Statutes, section
64.24 473.147. Priority must be given to park
64.25 rehabilitation and land acquisition projects.
64.26 This appropriation must not be used to
64.27 purchase easements.

64.28 (b) **Como Zoo** 11,000,000

64.29 For a grant to the city of St. Paul to predesign,
64.30 design, construct, furnish, and equip phase 2
64.31 renovation of exhibits at the Como Zoo.

64.32 (d) **Old Cedar Avenue Bridge** 1,000,000

65.1 For a grant to the city of Bloomington for
65.2 environmental analysis and review, design,
65.3 and ~~construction of a multimodal trail~~
65.4 ~~connection across or through Long Meadow~~
65.5 ~~Lake in the vicinity of the Old Cedar Avenue~~
65.6 ~~Bridge and for development of a segment of~~
65.7 ~~the Minnesota Valley State Trail from Fort~~
65.8 ~~Snelling State Park to the Long Meadow~~
65.9 ~~Lake crossing to renovate and restore, or to~~
65.10 replace, the old Cedar Avenue Bridge for
65.11 bicycle commuters and recreational users.

65.12 The city of Bloomington must consult with
65.13 the city of Eagan and Dakota County on
65.14 the renovation project. Notwithstanding
65.15 Minnesota Statutes, section 16A.642, the
65.16 bond sale authorization and appropriation of
65.17 bond proceeds for this project are available
65.18 until December 31, 2017.

65.19 This appropriation is added to the
65.20 appropriation in Laws 2008, chapter 365,
65.21 section 4, subdivision 3, as amended by this
65.22 act.

65.23 **(f) Rock Island Bridge Park and Trail**
65.24 **Development**

1,000,000

65.25 For a grant to the city of Inver Grove Heights
65.26 for park and trail development on the west
65.27 bank of the Mississippi River in Dakota
65.28 County at the site of Mississippi River Bridge
65.29 JAR 5600, commonly known as the Rock
65.30 Island Bridge. Any park or trails developed
65.31 with this appropriation must connect with
65.32 any local, regional, or state trails in the
65.33 vicinity, and the historic Rock Island Bridge.

65.34 **(i) Veterans Memorial Parks**

2,000,000

66.1 For a grant to the Minneapolis Park and
66.2 Recreation Board to: (1) design and construct
66.3 an appropriate monument in Sheridan
66.4 Veterans Memorial Park on the Mississippi
66.5 River in Minneapolis to memorialize the war
66.6 service of Minnesota veterans of all wars;
66.7 and (2) match money provided by Hennepin
66.8 County to restore the flagpole monument
66.9 and plaza, and make other infrastructure
66.10 improvements of a capital nature for the
66.11 Veterans of World War I Victory Memorial
66.12 Parkway, consistent with Hennepin County's
66.13 planned infrastructure improvements.

66.14 Sec. 51. **OPTIONS FOR TRANSFER OF CROSSWINDS SCHOOL FACILITIES.**

66.15 Subdivision 1. **Transfer.** Notwithstanding the appropriation of state general
66.16 obligation bond proceeds in Laws 1998, chapter 404, section 5, subdivision 5; Laws 1999,
66.17 chapter 240, article 1, section 3; Laws 2000, chapter 492, article 1, section 5, subdivision
66.18 2; Laws 2001, First Special Session chapter 12, section 2, subdivision 2; and Laws
66.19 2005, chapter 20, article 1, section 5, subdivision 3, to acquire and better the Crosswinds
66.20 school facilities by the Joint Powers District No. 6067, East Metro Integration District,
66.21 in Woodbury, the Crosswinds school may be conveyed to the Perpich Center for Arts
66.22 Education or to Independent School District 833, South Washington County Schools, for
66.23 use as an east metropolitan area integration magnet school.

66.24 Subd. 2. **Sale.** If Joint Powers District No. 6067, East Metro Integration District,
66.25 does not transfer the Crosswinds school facilities under subdivision 1, it may sell the
66.26 school at public sale for an amount at least equal to the total amount of state general
66.27 obligation bond proceeds used to acquire and better the school. The proceeds of the sale
66.28 must be allocated as provided in Minnesota Statutes, section 16A.695. Upon the sale
66.29 under this subdivision, the school facilities are no longer state bond-financed property
66.30 and may be used for any purpose.

66.31 Sec. 52. **CROSSWINDS SCHOOL TRANSITION TO PERPICH CENTER FOR**
66.32 **ARTS EDUCATION.**

Subdivision 1. **Application.** This section applies if the Crosswinds school facilities are transferred to the Perpich Center for Arts Education under section 51, subdivision 1, prior to the 2013-2014 school year.

Subd. 2. **Staff transferred; contracts to remain separate.** As soon as practicable, the Perpich Center for Arts Education must notify all licensed and unlicensed employees of the East Metro Integration District assigned to the Crosswinds school as of February 1, 2013, except administrative employees, of open positions for the 2013-2014 school year. Employees shall notify the Perpich Center for Arts Education within 30 days if they request appointment to a position. All requests must be granted. The commissioner of management and budget shall assign these employees to the appropriate job classes in the state civil service. Terms and conditions of employment for the transferred employees on and after August 1, 2013, shall be determined by the collective bargaining agreement or compensation plan applicable to each job class, provided that:

(1) a person who becomes a state employee under this section will have seniority with the state as of the date the person became an employee of the East Metro Integration District;

(2) if a person took a leave of absence from another school district to become an employee of the East Metro Integration District, the person will have seniority with the state as of the date the person first became an employee of the school district from which the employee took the leave of absence;

(3) a separate seniority list shall be maintained for the Crosswinds site of the Perpich Center for Arts Education from the seniority list for the Golden Valley site;

(4) the staff member shall receive the greater of:

(i) credit on the appointing salary schedule for the Perpich Center for Arts Education for the staff member's years of continuous service under contract with the East Metro Integration District and any member district, if applicable, and for the staff member's educational attainment at the time of appointment; or

(ii) the salary that the staff member received in the East Metro Integration District;

(5) all staff appointed to the Crosswinds site of the Perpich Center for Arts Education under this subdivision shall be deemed to have completed any applicable probationary period; and

(6) all staff appointed to the Crosswinds site of the Perpich Center for Arts Education under this subdivision shall receive credit for accumulations of sick leave, vacation, paid time off, rights to severance benefits, and any other benefits, as if the staff member had been employed by the Perpich Center for Arts Education during the staff member's years of employment by the East Metro Integration District.

68.1 Subd. 3. **Student enrollment.** Any student enrolled in the Crosswinds school
68.2 during the 2012-2013 school year may continue to enroll in the Crosswinds school in
68.3 any subsequent year. For the 2013-2014 school year and later, a student may apply for
68.4 enrollment to the school at any time in the method and manner prescribed by the board.

68.5 Subd. 4. **Compensatory revenue.** For the 2013-2014 school year only, the
68.6 Department of Education must calculate compensatory revenue for the Crosswinds school
68.7 based on the fall 2012 enrollment counts at that site.

68.8 Subd. 5. **Title 1 funding.** To the extent possible, the Department of Education must
68.9 qualify the Crosswinds school for Title 1 funding as if the program were still operated by
68.10 Joint Powers District No. 6067, East Metro Integration District.

68.11 Subd. 6. **Timelines notwithstanding.** Any timelines established by resolution or
68.12 otherwise by Joint Powers Board No. 6067, East Metro Integration District, to convey the
68.13 Crosswinds school to another party are waived and are without effect.

68.14 Sec. 53. **CROSSWINDS TRANSITION TO INDEPENDENT SCHOOL**
68.15 **DISTRICT NO. 833, SOUTH WASHINGTON COUNTY DISTRICT.**

68.16 Subdivision 1. **Application.** This section applies if the Crosswinds school facilities
68.17 are transferred to Independent School District No. 833, South Washington County school
68.18 district, under section 51, subdivision 1, prior to the 2013-2014 school year.

68.19 Subd. 2. **Student enrollment.** A student enrolled in the Crosswinds school during
68.20 the 2012-2013 school year may continue to enroll in the Crosswinds school in any
68.21 subsequent year. For the 2013-2014 school year and later, other students may apply for
68.22 enrollment to the school at any time in the method and manner prescribed by the board of
68.23 Independent School District No. 833, South Washington County.

68.24 Subd. 3. **Compensatory revenue.** For the 2013-2014 school year only, the
68.25 Department of Education must calculate compensatory revenue for the Crosswinds school
68.26 based on the fall 2012 enrollment counts.

68.27 Subd. 4. **Year-round programming.** The Crosswinds school may operate as a
68.28 flexible learning year program under Minnesota Statutes, sections 124D.12 to 124D.127.

68.29 Subd. 5. **Pupil transportation.** The board may transport pupils enrolled in the
68.30 2012-2013 school year to and from the Crosswinds school in succeeding school years
68.31 regardless of the student's district of residence. Pupil transportation expenses under this
68.32 section are reimbursable under Minnesota Statutes, section 124D.87.

68.33 Sec. 54. **HARAMBEE COMMUNITY SCHOOL TRANSITION.**

Subdivision 1. **Facilities.** Notwithstanding the specified uses of state general obligation bond proceeds appropriated in this act and Laws 1994, chapter 643, section 14, subdivision 7, the real and personal property owned by the Joint Powers District No. 6067, East Metro Integration District, in Roseville, known as the Harambee community school, may be conveyed to Independent School District No. 623, Roseville, for operation of a school facility that serves students in any grade from early education through grade 12.

Subd. 2. **Student enrollment.** A student enrolled in the Harambee community school during the 2012-2013 school year may continue to enroll in the Harambee community school in any subsequent year. For the 2013-2014 school year and later, other students may apply for enrollment to the school at any time in the method and manner prescribed by the board of Independent School District No. 623, Roseville.

Subd. 3. **Compensatory revenue.** For the 2013-2014 school year only, the Department of Education must calculate compensatory revenue for the Harambee community school based on the fall 2012 enrollment counts.

Subd. 4. **Year-round programming.** Harambee community school may operate as a flexible learning year program under Minnesota Statutes, sections 124D.12 to 124D.127.

Subd. 5. **Pupil transportation.** The board may transport pupils enrolled in the 2012-2013 school year to and from the Harambee community school in succeeding school years regardless of the student's district of residence. Pupil transportation expenses under this section are reimbursable under Minnesota Statutes, section 124D.87.

Sec. 55. **REPEALER.**

Minnesota Statutes 2012, section 116J.433, is repealed.

Sec. 56. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

**116J.433 BUSINESS DEVELOPMENT THROUGH CAPITAL PROJECTS
GRANT PROGRAM.**

Subdivision 1. **Creation of account.** A business development through capital projects account is created in the bond proceeds fund. Money in the account may only be used for capital costs for eligible projects and public infrastructure.

Subd. 2. **Definitions.** For purposes of this section:

(1) "local government unit" means a county, city, town, special district, public higher education institution, or other political subdivision or public corporation;

(2) "governing body" means the city council, board of county commissioners, town board of supervisors, board of trustees, board of regents, or other body charged with governing a political subdivision of the state;

(3) "public infrastructure" means publicly owned physical infrastructure in this state, including, but not limited to, wastewater collection and treatment systems, drinking water systems, storm sewers, utility extensions, telecommunications infrastructure, streets, roads, bridges, and parking ramps; and

(4) "eligible project" means any project for which general obligation bonds of the state may be issued. Eligible projects must be capital projects for acquisition or improvement of publicly owned fixed assets having a useful life of at least ten years.

Subd. 3. **Grant program established.** The commissioner shall make competitive grants to local government units for eligible projects and public infrastructure required to support an eligible project, which may include: predesign, design, acquisition of land or buildings, construction, furnishing, and equipping a new or renovated building. The local government unit may employ or contract with persons, firms, or corporations to perform one or more or all of the functions of architect, engineer, or construction manager with respect to all or any part of an eligible project and related public infrastructure. The local government unit may deliver the eligible project and related public infrastructure through either a design-build or construction manager at-risk method. To the extent practicable and at the discretion of the local government unit, the local government unit may have rights and exercise powers with respect to the acquisition, construction, use, and operation of an eligible project, as are granted under section 473.756. No consent or approval of another political subdivision is required for the effectiveness or the exercise by a local government unit of the rights or powers.

Subd. 4. **Application.** (a) A local government unit must apply to the commissioner for a grant under this section. At a minimum, a local government unit must include the following information in its application:

(1) a resolution of its governing body certifying that the money required to be supplied by the local government unit to complete the project is available and committed;

(2) a detailed estimate, along with necessary supporting evidence, of the total costs of the eligible project;

(3) an assessment of the potential or likely use of the site for innovative business activities after completion of the eligible project;

(4) a timeline indicating the major milestones for the eligible project, including anticipated completion dates;

(5) an estimate of the operating costs for the project for ten years following completion; and

(6) any additional information or material the commissioner prescribes.

(b) The determination of whether to make a grant under subdivision 3 is within the discretion of the commissioner, subject to this section.

Subd. 5. **Match.** An amount granted under this program must be matched with at least an equal amount from nonstate sources. Any contribution to a project from nonstate sources made before a grant award is made under this section shall count towards the match requirement.

Subd. 6. **Priorities.** (a) If applications for grants exceed the available appropriation, grants must be made for projects that, in the commissioner's judgment, provide the highest return in public benefits for the public costs incurred. In making this judgment, the commissioner shall evaluate and prioritize eligible projects on the following characteristics:

(1) creation of new jobs, retention of existing jobs, or improvements in the quality of existing jobs as measured by the wages, skills, or education associated with those jobs;

(2) improvement in the quality of existing jobs, based on increases in wages or improvements in the job duties, training, or education associated with those jobs;

(3) increase in the local tax base, based on demonstrated measurable outcomes;

(4) demonstration that investment of public dollars in the project will induce private investment;

APPENDIX

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- (5) whether the project provides necessary repair or replacement of existing capital assets;
- (6) whether the project reduces operating expenses of or increases revenue from existing capital asset, thereby offsetting at least a portion of project costs;
- (7) whether the project provides health or safety benefits;
- (8) the number of residents served by or who will benefit from the project;
- (9) demonstration of local support;
- (10) the capacity of the project to attract revenue from out of state; and
- (11) objective cost-benefit analysis and return on investment.

(b) The factors in paragraph (a) are not listed in a rank order of priority; rather, the commissioner may weigh each factor, depending upon the facts and circumstances, as the commissioner considers appropriate. In prioritizing projects, the commissioner shall make an appropriate balance between the metropolitan area and greater Minnesota.

Subd. 7. **Sunset.** This section expires June 30, 2016.