A bill for an act

relating to capital improvements; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature with certain conditions; establishing new programs and modifying existing programs; authorizing the sale of state bonds; canceling and modifying previous appropriations; appropriating money; amending Minnesota Statutes 2006, sections 16B.32, by adding a subdivision; 16B.325; 16B.335, subdivision 2; 103D.335, subdivision 17; 116.155, subdivisions 2, 3; 116J.423, by adding a subdivision; 119A.45; 462A.21, by adding a subdivision; Minnesota Statutes 2007 Supplement, sections 16A.695, subdivision 3; 103G.222, subdivision 1; Laws 1997, chapter 21, section 1; Laws 2003, First Special Session chapter 20, article 1, section 12, subdivision 3; Laws 2005, chapter 20, article 1, sections 7, subdivision 21; 17; 23, subdivisions 8, 11, as amended, 16; Laws 2006, chapter 258, sections 7, subdivisions 7, 11, 22; 16, subdivision 5; 21, subdivisions 6, 14, 15; 23, subdivision 3; Laws 2006, chapter 282, article 11, section 2, subdivision 6; proposing coding for new law in Minnesota Statutes, chapters 116; 137; 462A.

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, the appropriations in this act are available until the project is completed or abandoned subject to Minnesota Statutes, section 16A.642.

SUMMARY

University of Minnesota	$	136,166,000
Minnesota State Colleges and Universities		281,440,000

Education		34,000,000
Minnesota State Academies		2,800,000
Perpich Center for Arts Education		355,000
Natural Resources		135,787,000
Pollution Control Agency		32,500,000
Board of Water and Soil Resources		39,275,000
Zoological Garden		9,500,000
Administration		15,725,000
Minnesota Amateur Sports Commission		5,000,000
Military Affairs		6,000,000
Public Safety		7,655,000
Transportation		14,500,000
Metropolitan Council		111,700,000
Human Services		13,185,000
Veterans Affairs		11,227,000
Corrections		27,000,000
Employment and Economic Development		133,625,000
Public Facilities Authority		56,450,000
Minnesota Housing Finance Agency		2,000,000
Minnesota Historical Society		9,300,000
Bond Sale Expenses		961,000
Cancellations		**(26,615,000)**
Lewis and Clark		5,282,000
TOTAL	**$**	**1,064,818,000**
Bond Proceeds Fund (General Fund Debt Service)		954,676,000
Bond Proceeds Fund (User Financed Debt Service)		73,075,000
Maximum Effort School Loan Fund		32,000,000
Remediation Fund		25,000,000
General Fund		6,682,000
Bond Proceeds Cancellations		(26,615,000)

APPROPRIATIONS

Sec. 2. **UNIVERSITY OF MINNESOTA**

Subdivision 1. **Total Appropriation** **$ 136,166,000**

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

Subd. 2. **Higher Education Asset Preservation and Replacement (HEAPR)** 40,000,000

To be spent in accordance with Minnesota Statutes, section 135A.046.

Subd. 3. **Twin Cities Campus**

(a) Science Teaching and Student Services	48,333,000

To design, construct, furnish, and equip a new science teaching and student services building on the Twin Cities campus near the Washington Avenue Bridge. This appropriation includes money to demolish the existing science classroom building and to construct infrastructure required to serve the new building.

(b) Bell Museum of Natural History	24,000,000

To complete design and to construct, furnish, and equip a new Bell Museum of Natural History on the St. Paul Campus.

Subd. 4. **Duluth Campus**

Civil Engineering Addition	10,000,000

To design, construct, furnish, and equip an addition to Voss-Kovach Hall on the University of Minnesota Duluth campus for the Department of Civil Engineering. The addition will include teaching laboratories, research laboratories, classrooms, and administrative offices.

Subd. 5. **Morris Campus**

Community Services Building Renovation	5,000,000

To design, construct, furnish, and equip a renovation of the Community Services Building on the University of Minnesota Morris campus to serve as the campus gateway center. This appropriation includes money to improve infrastructure required to serve the renovated building.

Subd. 6. **Research and Outreach Centers**	3,500,000

(a) Northwest Research and Outreach Center, Crookston

To design, construct, furnish, and equip a new maintenance and farm support facility.

(b) West Central research and Outreach Center, Morris

To construct, furnish, and equip an addition to the administration building for research in renewable energy.

Subd. 7. **Classroom Renewal**	2,000,000

To renovate classrooms and classroom technology and improve accessibility to classrooms by the disabled.

Subd. 8. **Laboratory Renovation**	3,333,000

To renovate research laboratories.

Subd. 9. **University Share**

Except for Higher Education Asset Preservation and Replacement (HEAPR) under subdivision 2, the appropriations in this section are intended to cover approximately two-thirds of the cost of each project. The remaining costs must be paid from university sources.

Subd. 10. **Unspent Appropriations**

Upon substantial completion of a project authorized in this section and after written notice to the commissioner of finance, the Board of Regents must use any money remaining in the appropriation for that project for HEAPR under Minnesota

Statutes, section 135A.046. The Board of Regents must report by February 1 of each even-numbered year to the chairs of the house and senate committees with jurisdiction over capital investments and higher education finance, and to the chairs of the house Ways and Means Committee and the senate Finance Committee, on how the remaining money has been allocated or spent.

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

Subdivision 1. **Total Appropriation**	**$**	**281,440,000**

To the Board of Trustees of the Minnesota State Colleges and Universities for the purposes specified in this section

Subd. 2. **Higher Education Asset Preservation and Replacement (HEAPR)**	60,000,000

To be spent in accordance with Minnesota Statutes, section 135A.046.

Subd. 3. **Alexandria Technical College**

Law Enforcement Center Addition	10,500,000

To complete design of and to construct, furnish, and equip a new law enforcement center addition and to renovate, furnish, and equip classroom and laboratory space.

Subd. 4. **Anoka-Ramsey Community College, Coon Rapids**

Classrooms and Laboratories	3,800,000

To design, construct, furnish, and equip an addition for classrooms and offices and to design a phase 2 renovation of the Fine Arts classroom and laboratory building.

Subd. 5. **Bemidji State University**

Sattgast Science Building Addition and Renovation 8,900,000

To construct, furnish, and equip an addition to and renovation of the Sattgast Science Building for biology and chemistry labs, science classrooms, and associated spaces and to demolish the Peters Aquatics Lab.

Subd. 6. **Century College**

Classroom and Student Support Space Renovation 7,900,000

To design, renovate, furnish, and equip phase 2 of the science and library project to renovate existing spaces for classrooms, labs and offices.

Subd. 7. **Dakota County Technical College**

Transportation and Emerging Technologies Labs 200,000

To design renovation of existing space for transportation related program areas and emerging technology fields.

Subd. 8. **Hennepin Technical College**

Science Addition and Library and Student Service Design 2,400,000

To design, renovate, furnish and equip existing space at the Eden Prairie campus for science labs and shared classrooms, and to design a renovation of existing space at the Brooklyn Park and Eden Prairie campuses for a library and student services.

Subd. 9. **Inver Hills Community College**

Classroom Addition and Renovation 13,200,000

To construct, furnish, and equip a classroom addition to and renovation of the Fine Arts

Building to include classrooms, teaching labs, and a renovated auditorium. This appropriation includes funding to demolish obsolete space in the building. College funds may be added to this appropriation up to a total project cost of $13,450,000.

Subd. 10. **Lake Superior Community and Technical College**

Health and Science Center Addition	11,000,000	

To complete design of and to construct, furnish, and equip a health and science center addition and to renovate existing spaces.

Subd. 11. **Mesabi Range Community and Technical College, Eveleth**		5,000,000

Shop Space Addition and Renovation

To construct, furnish and equip shop space for the industrial mechanical technology and carpentry programs. This appropriation includes funding for renovation of existing space for ADA compliance.

Subd. 12. **Metropolitan State University**

(a) Classroom Center Addition		4,980,000

To construct, renovate, furnish, and equip the renovation of two floors of technology-enhanced classrooms and offices in the power plant building. This appropriation includes funding to demolish the power plant annex to enable the new construction.

(b) Law Enforcement Center Addition		13,900,000

To complete design of and to construct, furnish and equip a regional law enforcement training facility for all metro area public higher education institutions, to be located on the campus of Hennepin Technical College at Brooklyn Park.

Subd. 13. **Minneapolis Community and Technical College**

Workforce Program and Infrastructure Renovation	400,000

To design the renovation of instructional space, support space, and infrastructure for the workforce program.

Subd. 14. **Minnesota State University, Mankato**

Trafton Science Center Renovation	25,500,000

To construct, furnish, and equip a renovation of the south and center sections of Trafton Science Center. This appropriation includes funding to renovate the roof, exterior masonry, and outdoor plaza.

Subd. 15. **Minnesota State University, Moorhead**

(a) Lommen Hall Renovation	13,100,000

To complete design of and to construct, furnish, and equip renovation of Lommen Hall and to construct an addition to the basement.

(b) Livingston Lord Library	400,000

To design the renovation of Livingston Lord Library.

Subd. 16. **Minnesota West Community and Technical College, Worthington**

Fieldhouse Design	450,000

To design an addition to and renovation of the fieldhouse.

Subd. 17. **Minnesota State Community and Technical College, Moorhead**

Trades Addition and Classroom-Library Design 2,500,000

To design, construct, furnish and equip an addition for the mechanical construction trades, and to design a classroom-library addition. This appropriation includes funding to demolish an obsolete building for placement of the classroom-library addition.

Subd. 18. **Normandale Community College**

Classroom Addition and Renovation 7,000,000

To complete the design, construct, furnish, and equip an addition to and renovation of the Health and Wellness Building for classrooms, laboratories, and related offices, and to renovate, furnish, and equip the Athletic Building for classrooms and related space. This appropriation includes funding to install an elevator to make the building ADA accessible.

Subd. 19. **North Hennepin Community College**

(a) Center for Business and Technology 13,300,000

To construct, furnish, and equip an addition to the Center for Business and Technology and to renovate, furnish, and equip the center for classrooms and related space.

(b) Science, Technology, Engineering, and Math Facilities 900,000

To design for construction and renovation of facilities at both North Hennepin Community College and Anoka Ramsey Community College, Coon Rapids, to support Science Technology Engineering and Math (STEM) program initiatives.

Subd. 20. **Northland Community and Technical College, East Grand Forks**

Nursing, Health Care Addition and Renovation	7,800,000

To renovate, furnish, and equip existing space, and to construct, furnish, and equip an addition for health care classrooms and labs for the nursing and allied health programs.

Subd. 21. **Owatonna College and University Center**

Property Acquisition	3,500,000

To acquire the Owatonna College and University Center Building in Steele County, including the purchase of adjacent vacant land.

Subd. 22. **Ridgewater College, Willmar**

Technical Instruction Design and Construction	3,500,000

To design, construct, furnish and equip new instructional space, including "smart" classrooms, and to renovate, furnish and equip existing instructional space. This appropriation includes funding to demolish outdated structures.

Subd. 23. **Rochester Community and Technical College**

Workforce Center Colocation	200,000

To design an addition to the Heintz Center for colocation of a workforce center, a career and technical education center, and for classroom renovation.

Subd. 24. **South Central College, Faribault**

Classroom Renovation and Addition	400,000

To design the addition to and renovation of existing space for technical instructional space, labs and classrooms and the demolition of obsolete space.

Subd. 25. **St. Cloud State University**

(a) Brown Hall Science Renovation 14,800,000

To complete design, construct, furnish, and equip a renovation of Brown Hall for classrooms and other instructional and ancillary spaces. This appropriation includes funding to reglaze the existing skyway from the building and to construct a new skyway to Centennial Hall.

(b) Science and Engineering Laboratory 900,000

To design an integrated science and engineering laboratory and student and academic support building.

Subd. 26. **St. Cloud Technical College**

Allied Health Building Renovation 200,000

To design the renovation of the Allied Health Building.

Subd. 27. **St. Paul College**

Transportation and Applied Technology Laboratories and Shops 13,500,000

To construct, furnish, and equip the renovation of classrooms, the transportation, and applied technology and trades laboratories on the ground floor, and an expansion of the truck mechanics shop.

Subd. 28. **Southwest Minnesota State University**

(a) Science and Hotel and Restaurant Laboratories 9,000,000

To complete design of and to construct, furnish, and equip renovation of laboratories in the Science and Technology Building, laboratories and a classroom in the Science and Math Building, and hotel and restaurant industries teaching laboratories in the Individualized Learning Center.

(b) Science Laboratory Renovation 200,000

To design the renovation of science labs in the science and math building and to design an addition to the plant science learning center.

Subd. 29. **Winona State University**

Memorial Hall Addition and Renovation 8,400,000

To construct, furnish, and equip an addition to Memorial Hall and renovation of vacated spaces at Gildemeister Hall. The board may use nonstate money for the remainder of the cost of construction.

Subd. 30. **Systemwide Initiatives**

(a) Science Lab Initiatives 5,775,000

To design, renovate, furnish, and equip teaching laboratories and classrooms for science and applied technology at campuses statewide. Campuses may use nonstate funds to increase the size of the projects. This appropriation may be used at the following campuses: Alexandria Technical College; Anoka Technical College; Anoka Ramsey Community College; Bemidji State University; Central Lakes College, Brainerd; Century College; Inver Hills Community College; Hennepin Technical College, Brooklyn Park and Eden Prairie; Northeast Higher Education District, Vermilion

Community College; and Ridgewater Community Technical College.

(b) Classroom Renovations	3,625,000

To design, renovate, furnish and equip obsolete classroom space at campuses statewide. This appropriation may be used at the following campuses: Central Lakes College, Brainerd; Minnesota State Community and Technical College, Wadena, Moorhead and Pipestone; Northland Community and Technical College, Thief River Falls; Pine Technical College; and Rochester Community and Technical College.

(c) Property Acquisition	4,310,000

To acquire real property adjacent to the state college and university campuses or within the boundaries of the campus master plan. This appropriation may be used at: Bemidji State University; Fond du Lac Tribal and Community College; North East Higher Education District, Vermillion.

Subd. 31. **Debt Service**

(a) The board shall pay the debt service on one-third of the principal amount of state bonds sold to finance projects authorized by this section, except for higher education asset preservation and replacement and except that, where a nonstate match is required, the debt service is due on a principal amount equal to one-third of the total project cost, less the match committed before the bonds are sold. After each sale of general obligation bonds, the commissioner of finance shall notify the board of the amounts assessed for each year for the life of the bonds.

(b) The commissioner shall reduce the board's assessment each year by one-third of the net income from investment of general obligation bond proceeds in proportion to the amount of principal and interest otherwise required to be paid by the board. The board shall pay its resulting net assessment to the commissioner of finance by December 1 each year. If the board fails to make a payment when due, the commissioner of finance shall reduce allotments for appropriations from the general fund otherwise available to the board and apply the amount of the reduction to cover the missed debt service payment. The commissioner of finance shall credit the payments received from the board to the bond debt service account in the state bond fund each December 1 before money is transferred from the general fund under Minnesota Statutes, section 16A.641, subdivision 10.

Subd. 32. **Unspent Appropriations**

(a) Upon substantial completion of a project authorized in this section and after written notice to the commissioner of finance, the Board of Trustees must use any money remaining in the appropriation for that project for HEAPR under Minnesota Statutes, section 135A.046. The Board of Trustees must report by February 1 of each even-numbered year to the chairs of the house and senate committees with jurisdiction over capital investments and higher education finance, and to the chairs of the house Ways and Means Committee and the senate Finance Committee, on how the remaining money has been allocated or spent.

(b) The unspent portion of an appropriation for a project in this section that is complete, is available for higher education asset preservation and replacement under this subdivision, at the same campus as the project for which the original appropriation was made and the debt service requirement under subdivision 23 is reduced accordingly. Minnesota Statutes, section 16A.642, applies from the date of the original appropriation to the unspent amount transferred.

Subd. 33. **Anoka Technical College; Anoka-Hennepin School District Partnership**

(a) By June 30, 2008, the Board of Trustees of the Minnesota State Colleges and Universities shall enter into a memorandum of understanding with the Anoka-Hennepin school district on new and expanded joint programs to be offered for the secondary technical education program currently based at the Anoka Technical College campus. Such programs may be offered at the site now known as the "horticultural center" in Anoka County and under the control of Anoka Technical College.

(b) By June 30, 2008, the Board shall transfer the real property known as the "horticultural center" to the Anoka-Hennepin School District by quit claim deed for $1. Minnesota Statutes, section 136F.60, subdivision 5, does not apply to the real estate transaction under this subdivision.

Sec. 4. **DEPARTMENT OF EDUCATION**

Subdivision 1. **Total Appropriation**	**$**	**34,000,000**

Except as otherwise provided, to the commissioner of education for the purposes specified in this section.

Subd. 2. **Independent School District No. 38, Red Lake**	32,000,000

This appropriation is from the maximum effort school loan fund for a capital loan to Independent School District No. 38, Red Lake, as provided in Minnesota Statutes, sections 126C.60 to 126C.72, to design, construct, furnish, and equip renovation of the secondary school. This appropriation is expected to complete the financing for the construction projects at the secondary school. The commissioner and Independent School District No. 38, Red Lake, shall report to the legislature by January 10, 2009, on the progress of the capital loan.

Before any capital loan contract is approved under this authorization, the district must provide documentation acceptable to the commissioner that the state capital loan funds and the district's funds dedicated to the capital project will be sufficient to complete all facility construction needs for the middle/high school facility for the next 20 years, barring extraordinary and unforeseen circumstances.

Subd. 3. **Library Accessibility and Improvement Grants**	2,000,000

For library accessibility and improvement grants under Minnesota Statutes, section 134.45.

Sec. 5. **MINNESOTA STATE ACADEMIES**		
Subdivision 1. **Total Appropriation**	**$**	**2,800,000**

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

Subd. 2. **Asset Preservation**		2,700,000

For asset preservation on both campuses of the academies, to be spent in accordance with Minnesota Statutes, section 16B.307.

Subd. 3. **Frechette Hall**		100,000

For predesign for a new dorm to replace Frechette Hall.

Sec. 6. **PERPICH CENTER FOR ARTS EDUCATION**	**$**	**355,000**

To the commissioner of administration for asset preservation at the Perpich Center for Arts Education to be spent in accordance with Minnesota Statutes, section 16B.307.

Sec. 7. **NATURAL RESOURCES**		
Subdivision 1. **Total Appropriation**	**$**	**135,787,000**

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

The appropriations in this section are subject to the requirements of the natural resources capital improvement program set forth in Minnesota Statutes, section 86A.12, unless this section or the statutes referred to in this section provide more specific standards, criteria, or priorities for projects than Minnesota Statutes, section 86A.12.

To the extent possible, prairie restorations funded in whole or in part with funds from this appropriation must be made using best management practices for native prairie restoration as defined under Minnesota Statutes, section 84.02, subdivision 2.

The commissioner must record in a central location each project funded in whole or in part with funds from this appropriation, that is expected to have carbon sequestration value in anticipation of guidelines written by an interagency committee in conjunction with the University of Minnesota for assessing changes in carbon budgets resulting from bonded restoration projects including identification of relevant carbon pools, time frames, and measurement protocols.

Subd. 2. **Statewide Asset Preservation** 1,000,000

For the renovation of state-owned facilities operated by the commissioner of natural resources, to be spent in accordance with Minnesota Statutes, section 16B.307. The commissioner may use this appropriation to replace buildings if, considering the embedded energy in the building, that is the most energy efficient and carbon reducing method of renovation.

Subd. 3. **Flood Hazard Mitigation Grants** 16,000,000

For the state share of flood hazard mitigation grants for publicly owned capital improvements to prevent or alleviate flood damage under Minnesota Statutes, section 103F.161.

$3,500,000 is for a grant to the Western Mesabi Mine Planning Board to construct a conveyance system, and other improvements to accommodate water level and outflow control of the water level in the Canisteo mine pit in Itasca County. This appropriation does not require a local match. The commissioner of natural resources shall be responsible to maintain the improvements after completion of the project.

Notwithstanding Minnesota Statutes, section 103F.161, $3,500,000 is for a grant to the Minneapolis Park and Recreation Board to be used in conjunction with the Minnehaha Creek Watershed District's plan to repair and renovate Works Projects Administration projects in the glen area of Minnehaha Creek to repair, restore, and stabilize the shoreline and cavernous banks of Minnehaha Creek as it flows past Minnehaha Falls, to restore fish and other natural habitat, and to provide storm water retention and creek bank management at or below the Minnesota Veterans Home. This appropriation is not available until the commissioner of finance determines that $2,000,000 has been committed to the project from nonstate sources.

This appropriation also includes money for the following projects, based on need as determined by the commissioner:

(a) Ada

(b) Agazziz Valley

(c) Austin

(d) Becker

(e) Breckenridge

(f) Browns Valley

(g) Crookston

(h) Granite Falls

(i) Hay Creek/Norlund

(j) Inver Grove Heights

(k) Moorhead

(l) Montevideo

(m) North Ottawa Impoundment

(n) Roseau

For any project listed in this subdivision that the commissioner determines is not ready to proceed or does not expend all the money allocated to it, the commissioner may allocate that project's money to a project on the commissioner's priority list.

To the extent that the cost of a project in Ada, Breckenridge, Browns Valley, Crookston, Dawson, Granite Falls, Montevideo, or Roseau exceeds two percent of the median household income in the municipality multiplied by the number of households in the municipality, this appropriation is also for the local share of the project.

The Roseau project includes the state share of land acquisition, engineering and design, and bridge construction costs for the U. S. Army Corps of Engineers East Diversion Flood Control Project, which will protect the city of Roseau from recurring flooding.

Subd. 4. **Flood Control Project Relocation** 12,000,000

For a grant to the city of Crookston to design, construct, furnish, and equip an ice arena complex to replace an existing facility that is being relocated to accommodate a planned flood control project. This appropriation is not available until the commissioner has determined that the city of Crookston has committed at least $1,720,825 to the project.

Subd. 5. **Stillwater Flood Control Phase III** 200,000

For a grant under Minnesota Statutes, section 103F.161, to the city of Stillwater to predesign, design, and begin construction of Phase III of the Stillwater flood control project, including flood control structures and pumping stations. The appropriation is not available until the commissioner determines that $2,000,000 has been committed to the project from nonstate sources.

Subd. 6. **Red River Basin Digital Elevation Model** 600,000

To develop and implement a high-resolution digital elevation model for the Red River basin. This appropriation is from the general fund.

Subd. 7. **Groundwater Monitoring Wells** 500,000

To install new groundwater level monitoring wells to monitor and assess groundwater for water supply planning, including ten to 15 wells in the metropolitan and adjoining areas and several new monitoring wells in the south central regions of the state to monitor the Mt. Simon aquifer. This appropriation may also be used to seal existing monitoring wells that are no longer functional.

Subd. 8. **Dam Renovation and Removal** 2,500,000

To renovate or remove publicly owned dams. The commissioner shall determine project priorities as appropriate under Minnesota Statutes, sections 103G.511 and 103G.515.

This appropriation includes money for the following projects:

(a) Clayton Lake, Pine County

(b) Cross Lake, Pine County

(c) Hartley, Saint Louis County

(d) King's Mill, Rice County

(e) Lake Bronson, Kittson County

(f) Luverne, Rock County

(g) Windom, Cottonwood County

Notwithstanding Minnesota Statutes, section 16A.69, subdivision 2, upon the award of final contracts for the completion of a project listed in this subdivision, the commissioner may transfer the unencumbered balance in the project account to any other dam renovation or removal project on the commissioner's priority list.

Subd. 9. **Water Control Structures** 500,000

To rehabilitate or replace water control structures used to manage shallow lakes and wetlands for waterfowl habitat on wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8, or for the purposes of public water reserves under Minnesota Statutes, section 97A.101, or structures on other waters under Minnesota Statutes, section 103G.505.

Subd. 10. **Mississippi River Aquatic Invasive Species Barrier** 500,000

To predesign and design an adequate barrier in the Mississippi River in order to prevent aquatic invasive species from migrating upriver. This money may be used by the commissioner to match available federal dollars and dollars from other states. The commissioner must inform and work with affected federal and state agencies and local communities along the Mississippi River before construction of a river barrier.

Subd. 11. **Stream Protection and Restoration**	2,000,000

For the design and construction of stream protection and restoration projects that concentrate on downstream flooding protection. This appropriation may be used only for projects in flood areas.

Subd. 12. **Shoreline and Critical Aquatic Habitat Acquisition**	1,000,000

To acquire land that is critical for fish and other aquatic life under Minnesota Statutes, section 86A.05, and to make public improvements and betterments of a capital nature to aquatic management areas established under Minnesota Statutes, section 86A.05, subdivision 14.

Subd. 13. **Fish Hatchery Improvements**	2,000,000

For improvements of a capital nature to create ponds and renovate fish culture facilities at hatcheries owned by the state and operated by the commissioner of natural resources under Minnesota Statutes, section 97A.045, subdivision 1, and to design, construct, or acquire drainable ponds and other facilities in order to move walleye rearing out of natural wetlands.

Subd. 14. **Water Access Acquisition**	650,000

For public water access acquisition, construction, and renovation projects of a capital nature on lakes and rivers, including water access through the provision of fishing piers and shoreline access under Minnesota Statutes, section 86A.05, subdivision 9.

Subd. 15. **Native Prairie Bank Acquisition and Development**	5,000,000

To acquire tracts of native prairie bank lands under Minnesota Statutes, section 84.96, and to develop and restore certain tracts of prairie bank lands. Prairie restorations, funded in whole or in part with funds from this appropriation, must use native prairie species of a local ecotype as defined in Minnesota Statutes, section 84.02, subdivision 6.

Subd. 16. **Scientific and Natural Area Acquisition and Development**	1,000,000

To acquire land for scientific and natural areas and for protection and improvements of a capital nature to scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5. Not less than five percent of this appropriation is for restoration.

This appropriation may include money for the following projects:

(a) Avon Hills Forest SNA additions in Stearns County

(b) Big Woods of Cottonwood River in Lyon County

(c) Clinton Falls Dwarf Trout Lily site in Steele County

(d) Cooks Lake Forest in Otter Tail and Becker Counties

(e) Des Moines R forest-prairie complex in Jackson County

(f) Franconia Bluffs in Chisago County

(g) Hovland Woods SNA addition in Cook County

(h) Lester Lake Forest in Hubbard County

(i) Morton Outcrops in Renville County

(j) Nopeming Unconformity in Saint Louis County

(k) Pine Bend Bluffs SNA addition in Dakota County

(l) Wycoff Balsam Fir SNA addition in Fillmore County

Subd. 17. **Wildlife Area Acquisition and Improvement** 8,000,000

To acquire land in fee for wildlife management area purposes and for improvements of a capital nature to develop, protect, or improve habitat and facilities on wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8. Not less than five percent of this appropriation must be used for restoration of existing wildlife management areas. Not less than ten percent of this appropriation is for restoration on land acquired with this appropriation. Twenty percent of this appropriation is for acquisition of land in the seven-county metro area. Prairie restorations, funded in whole or in part with funds from this appropriation, must use native prairie species of a local ecotype as defined in Minnesota Statutes, section 84.02, subdivision 6. The commissioner shall submit a plan to the legislature and the chairs of the house and senate committees with jurisdiction over the environment and natural resources on the management of native prairie lands and harvesting of native prairie vegetation for use for energy production in a manner that does not devalue the natural habitat, water quality benefits, or carbon sequestration functions.

Subd. 18. **RIM Critical Habitat Match**	3,000,000

To provide the state match for the critical habitat private sector matching account under Minnesota Statutes, section 84.943.

Subd. 19. **Forest Roads and Bridges**	1,000,000

For reconstruction, resurfacing, replacement, and construction of state forest roads and bridges under Minnesota Statutes, section 89.002.

Subd. 20. **State Forest Land Reforestation**	5,000,000

To increase reforestation activities to meet the reforestation requirements of Minnesota Statutes, section 89.002, subdivision 2, including planting, seeding, site preparation, and purchasing native seeds and native seedlings.

Subd. 21. **Big Bog State Recreation Area**	1,600,000

For improvements at the Big Bog State Recreation Area, including upgrades to the contact station and forest restoration.

Subd. 22. **Cuyuna Country State Recreation Area**	125,000

To construct a natural surface multiuse trail and provide for other improvements of a capital nature at the Cuyuna Country State Recreation Area.

Subd. 23. **State Park and Recreation Area Facility Improvements**	8,000,000

For projects within state parks established under Minnesota Statutes, section 85.012, and state recreation areas established under Minnesota Statutes, section 85.013, contained in the Department of Natural Resources, Division of Parks and Recreation's ten-year project list for "New and Deferred Maintenance Bondable Projects" dated January 30, 2008. This appropriation includes money for Afton, Bear Head Lake, Beaver Creek Valley, Big Stone Lake, Blue Mounds, Buffalo River, Camden, Cascade River, Cuyuna Country State Recreation Area, Flandrau, Forestville Mystery Cave, Fort Ridgely, Frontenac, George Crosby Manitou, Glendalough, Great River Bluffs, Itasca, Judge Magney, Kilen Woods, Lake Bemidji, Lake Carlos, Lake Louise, Maplewood, Mille Lacs Kathio, Sakatah, Savanna Portage, Sibley, Soudan Mine, Split Rock Creek, Split Rock Lighthouse, Temperance River, Tettegouche, Upper Sioux Agency, Whitewater, and William O'Brien State Parks and deciduous forest restoration in region 3. The commissioner shall determine project priorities as appropriate, based on need.

Subd. 24. **State Park Rehabilitation and Development**	10,000,000

For deferred maintenance including infrastructure rehabilitation and the renovation and development of facilities within state parks established under Minnesota Statutes, section 85.012, contained in the Department of Natural Resources, Division of Parks and Recreation's ten-year project list for "New and Deferred Maintenance Bondable Projects" dated January 30, 2008. This appropriation includes money for Afton, Banning, Bear Head Lake, Beaver Creek Valley, Big Stone Lake, Blue Mounds, Camden, Crow Wing, Flandrau, Forestville Mystery Cave, Fort Ridgely, Fort Snelling, Frontenac, Glacial Lakes, Glendalough, Gooseberry Falls, Hayes Lake, Hill Annex, Itasca, Jay Cooke, Judge Magney, Lake Bemidji, Lake Bronson, Lake Carlos, Lake Louise, Lake Maria, Lake Shetek, Maplewood, McCarthy Beach, Minneopa, Moose Lake, Myre-Big Island, Nerstrand, Old Mill, Rice Lake, Sakatah, Savanna Portage, Scenic, Sibley, Soudan Mine, Split Rock Lighthouse, St. Croix, Temperance River, Tettegouche, Upper Sioux Agency, Wild River, and William O'Brien State Parks. The commissioner shall determine project priorities as appropriate, based on need.

Subd. 25. **Lake Vermilion State Park Acquisition and Development** 15,500,000

To acquire land for Lake Vermilion State Park and to make minimal infrastructure improvements.

Subd. 26. **State Park Prairie Reconstruction and Forest Restoration Projects** 545,000

$290,000 is for prairie and savanna reconstruction projects at the following state parks: Big Stone, Blue Mounds, Camden, Crow Wing, Frontenac, Glacial Lakes, Maplewood, Split Rock Creek, Upper Sioux, and William O'Brien.

$255,000 is for forest restoration projects at the following state parks: Itasca, Lake Bemidji, Nerstrand, and St. Croix.

Prairie restorations, funded in whole or in part with funds from this appropriation, must include planting native prairie species of a local ecotype as defined in Minnesota Statutes, section 84.02, subdivision 6.

Subd. 27. **Regional and Local Park Grants** 13,892,000

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

$492,000 is for a grant to the Central Minnesota Regional Parks and Trails Coordination Board to acquire 23 acres of land adjacent to Warner Lake Park in Stearns County.

$1,400,000 is for a grant to Chisago City to acquire land for the creation of Ojiketa Regional Park in Chisago County.

$4,000,000 is for a grant to the city of Sartell to acquire 68 acres of land located along the Sauk River near the confluence of the Mississippi to serve as part of the Central Minnesota Regional Parks and Trails.

$8,000,000 is for a grant to Wright County to acquire land for Bertram Chain of Lakes Regional Park, under Minnesota Statutes, section 85.019, subdivision 2.

Subd. 28. **State Trail Acquisition and Development** 13,520,000

To acquire land for and to design, construct, and renovate state trails under Minnesota Statutes, section 85.015.

$970,000 is for the Chester Woods Trail from Rochester to Dover.

$750,000 is for the Gateway Trail grade-separated crossing.

$1,600,000 is for the Gitchi-Gami Trail.

$1,200,000 is for the Great River Ridge Trail.

$500,000 is for the Heartland Trail.

$150,000 is for the Mill Towns Trail in Faribault.

$500,000 is for the Mill Towns Trail from Lake Byllesby Park to Cannon Falls.

$1,500,000 is for the Minnesota River Trail from Appleton to Milan.

$2,000,000 is for the Paul Bunyan Trail from Walker to Guthrie.

$100,000 is for the Root River Trail, the eastern extension.

$250,000 is for the Root River Trail, the eastern extension Wagon Wheel.

$4,000,000 is for the rehabilitation of state trails.

For any project listed in this subdivision that the commissioner determines is not ready to proceed, the commissioner may allocate that project's money to another state trail project identified in this subdivision. The chairs of the house and senate committees with jurisdiction over the environment and natural resources and legislators from the affected legislative districts must be notified of any changes.

Subd. 29. **Regional and Local Trails Grants** 5,480,000

$2,183,000 is for a grant to Anoka County as the local share to match federal funds for the Rice Creek North Regional Trail from Rice Creek Chain of Lakes Park Reserve in Lino Lakes to the Ramsey County trail system in Shoreview.

$225,000 is for a grant to Clara City to design and construct a walking path in Clara City.

$500,000 is for a grant to the city of Coon Rapids to predesign, design, and construct a bicycle and pedestrian trail connecting the city of Fridley bicycle and pedestrian trail along 85th Avenue to the Mississippi Regional Trail Corridor in the city of Coon Rapids.

$2,000,000 is for a grant to the city of Minneapolis to purchase, install, and replace lighting fixtures along the nonmotorized routes of the Grand Rounds. Any outdoor lighting fixtures installed, replaced, maintained, or operated with these funds must be a full cutoff luminaire, as defined in Minnesota Statutes, section 16B.328, subdivision 1, if the rated output of the outdoor lighting fixture is greater than 1,800 lumens, and be the minimum illuminance adequate for the intended purpose with consideration given to nationally recognized standards. Full consideration must be given to energy conservation and savings, reduction of glare, minimization of light pollution, and preservation of the natural night environment. This appropriation is not available until the commissioner of finance determines that at least an equal amount has been committed to the project from nonstate sources.

$100,000 is for a grant to the city of Inver Grove Heights for the Mississippi River Bridge 5600 between Inver Grove Heights and St. Paul Park.

$100,000 is for a grant to the city of Mora for construction of pedestrian and bicycle trails, bridge restoration and renovation, and other improvements of a capital nature for the Spring Lake Trail, located in the city of Mora.

$372,000 is for a grant to the city of Rockville to design and construct the Rocori Trail from Richmond through Cold Spring to Rockville, connecting with the Glacial Lakes Trail, the Beaver Island Trail, and the Lake Wobegon Trail.

For any project listed in this subdivision that the commissioner determines is not ready to proceed, the commissioner may allocate that project's money to another state trail project identified in this subdivision. The chairs of the house and senate committees with jurisdiction over the environment and natural resources and legislators from the affected legislative districts must be notified of any changes.

Subd. 30. **Old Cedar Avenue Bridge** 2,000,000

For a grant to the city of Bloomington to renovate the old Cedar Avenue bridge to serve as a hiking and bicycling trail connection.

Subd. 31. **Fort Snelling Upper Bluff Emergency Building Stabilization**	500,000

For a grant to Hennepin County to conduct emergency building stabilization at Fort Snelling Upper Bluff. This appropriation is not available until the commissioner of finance has determined that Hennepin County has entered into appropriate agreements to use Sentence to Serve labor for the project that will train the Sentence to Serve laborers in the skills needed for the work.

Subd. 32. **Bell Museum Landscaping**	1,000,000

To design and construct an environmental landscape at the new Bell Museum of Natural History.

Subd. 33. **Diseased Shade Tree Removal and Replacement**	1,000,000

For grants to cities, counties, townships, and park and recreation boards in cities of the first class for the identification, removal, disposal, and replacement of dead or dying shade trees lost to forest pests or disease. For purposes of this appropriation, "shade tree" means a woody perennial grown primarily for aesthetic or environmental purposes with minimal to residual timber value. The commissioner shall consult with municipalities, park and recreation boards in cities of the first class, nonprofit organizations, and other interested parties in developing eligibility criteria.

Subd. 34. **Lake Zumbro**	175,000

For a grant to Olmsted and Wabasha Counties to design and engineer the restoration of Lake Zumbro. The design must include public access.

Sec. 8. **POLLUTION CONTROL AGENCY**

Subdivision 1. **Total Appropriation**	**$**	**32,500,000**

To the Pollution Control Agency for the purposes specified in this section.

Subd. 2. **Closed Landfill Cleanup Revenue Bonds**	25,000,000

From the bond proceeds account in the remediation fund under new Minnesota Statutes, section 116.156.

This appropriation is for action at qualified closed landfill facilities in Albert Lea, Mille Lacs County, Washington County, the Western Lake Superior Sanitary District, and other locations as determined by the commissioner of the Pollution Control Agency. If the dig and fill option is chosen for remediation of the Washington County landfill, the landfill must have a triple liner.

By January 15, 2009, the commissioner of the Pollution Control Agency shall report to the house and senate Finance Committees and divisions with jurisdiction over the environment on whether the remediation fund needs additional revenue in order to provide timely cleanup of closed landfills in the state without depleting the remediation fund.

Subd. 3. **Remedial Systems; Albert Lea**	2,500,000

To design and construct remedial systems at the Albert Lea Landfill, including relocating and incorporating waste from the former Albert Lea Dump owned by the city of Albert Lea pursuant to Minnesota Statutes, section 115B.403, which action may be taken by the Pollution Control Agency notwithstanding the provisions of Minnesota Statutes, section 115B.403, paragraphs (a) and (b).

Subd. 4. **Beneficial Reuse of Wastewater Grant Program**		5,000,000

For grants to political subdivisions for up to 50 percent of the costs to predesign, design, and implement capital projects that demonstrate the beneficial use of wastewater under Minnesota Statutes, section 116.195.

Sec. 9. **BOARD OF WATER AND SOIL RESOURCES**

Subdivision 1. **Total Appropriation**	**$**	**39,275,000**

To the Board of Water and Soil Resources for the purposes specified in this section.

The board must record in a central location each project, funded in whole or in part with funds from this appropriation, that is expected to have carbon sequestration value in anticipation of guidelines written by an interagency committee in conjunction with the University of Minnesota for assessing changes in carbon budgets resulting from bonded restoration projects, including identification of relevant carbon pools, time frames, and measurement protocols.

To the extent possible, prairie restorations, funded in whole or in part with funds from this appropriation, must be made using best management practices for native prairie restoration as defined under Minnesota Statutes, section 84.02, subdivision 2.

Funds previously appropriated and waivers previously authorized to the Board of Water and Soil Resources for DR-1717 flood relief and recovery in Minnesota Laws 2007, First Special Session chapter 2, are available and applicable until June 30, 2010.

Subd. 2. **RIM Reserve Program** 35,000,000

To acquire conservation easements from landowners to preserve, restore, create, and enhance wetlands, restore and enhance rivers and streams, riparian lands, and associated uplands in order to protect soil and water quality, support fish and wildlife habitat, reduce flood damages, and other public benefits. The provisions of Minnesota Statutes, section 103F.515, apply to this appropriation, except that the board may establish alternative payment rates for easements and practices to establish restored native prairies, as defined in Minnesota Statutes, section 84.02, subdivision 7, and to protect uplands. Of this appropriation, up to ten percent may be used to administer the program.

$5,000,000 of this amount is to be available for use in the area designated for relief and recovery from the flooding that occurred on or after August 18, 2007, in the area of Southeast Minnesota designated under Presidential Declaration of Major Disaster, DR-1717.

At least $3,000,000 of this amount is available for use by the Cedar River and

Turtle Creek Watershed Districts in Freeborn, Mower, and Steele Counties to restore wetlands and reduce flooding in the Austin area.

At least $10,000,000 of this amount is available for use in Becker, Clay, Kittson, Mahnomen, Marshall, Norman, Pennington, Polk, Red Lake, Roseau, and Wilkin Counties to restore wetlands and reduce flooding in the Red River Valley area.

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

Subd. 3. **Wetland Replacement Due to Public Road Projects** 3,000,000

To acquire land for wetland restoration or preservation to replace wetlands drained or filled as a result of the repair or rehabilitation, reconstruction, or replacement of existing public roads as required by Minnesota Statutes, section 103G.222, subdivision 1, paragraphs (l) and (m). The provisions of Minnesota Statutes, section 103F.515, apply to this appropriation, except that the board may establish alternative payment rates for easements and practices to establish restored native prairies, as defined in Minnesota Statutes, section 84.02, subdivision 7, and to protect uplands. Up to ten percent may be used to administer the program.

The purchase price paid for acquisition of land, in fee or perpetual easement, must be the fair market value as determined by the board. The board may enter into agreements with the federal government, other state agencies, political subdivisions, and nonprofit organizations or fee owners to acquire land and restore and create wetlands or to acquire wetland banking credits. Acquisition of or the conveyance of land may be in the name of the political subdivision.

Subd. 4. **Clean Water Legacy**	1,275,000

$1,275,000 is for improving water quality. The board may expend this amount for the following purposes:

(1) $800,000 for a grant to Kandiyohi County to acquire conservation easements, design and construct water control structures and pumping infrastructure, and plant native prairie species of a local ecotype as defined in Minnesota Statutes, section 84.02, subdivision 6, in order to restore the Grass Lake prairie wetland basins adjacent to the city of Willmar in Kandiyohi County. This amount must be matched one-to-one by funding from other sources;

(2) $475,000 for a grant to the city of Gaylord to improve water quality in the Lake Titlow watershed. The funds may be used to predesign and design holding ponds upstream

from Lake Titlow. The design must include the best location for the ponds, an estimate of the cost of land acquisition or easements, construction costs of the holding ponds, and the estimated expense of maintaining the structures and who will be responsible for the expense. The funds may also be used to construct and reconstruct storm water sewer drains and related facilities to divert water that currently drains into Lake Titlow into holding ponds south of the city. The cost of reconstructing city streets as part of this diversion, and as outlined in the city of Gaylord's street improvement plan, is the responsibility of the city. This diversion will keep phosphorus and other chemicals from entering the lake, and will improve the water quality of Lake Titlow. The city must also coordinate with state and county conservation officials to ensure correct conservation practices and improvements in the watershed. For the purposes of this appropriation, the criteria, limitations, and assessment requirements in Minnesota Statutes, sections 103D.701, 103D.705, and 103D.901, are waived. The information gained from this project must be made available for public use. This appropriation is not available until the commissioner of finance determines that $200,000 has been committed to the project from other sources.

Sec. 10. **MINNESOTA ZOOLOGICAL GARDEN**

Subdivision 1. **Total Appropriation**	**$**	**9,500,000**

To the Minnesota Zoological Garden for the purposes in this section.

Subd. 2. **Asset Preservation**		8,500,000

For capital asset preservation improvements and betterments, to be spent in accordance with Minnesota Statutes, section 16A.632.

Subd. 3. **Master Plan**		1,000,000

For predesign and design to implement the zoo's Master Plan.

Sec. 11. **ADMINISTRATION**

Subdivision 1. **Total Appropriation**	**$**	**15,725,000**

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

Subd. 2. **Property Acquisition**		2,325,000

To acquire property at 639 Jackson Street in St. Paul adjacent to the Harold E. Stassen Building, to demolish existing structures on the property, and to develop temporary parking on the site and adjacent areas.

Subd. 3. **State Capitol Building Restoration**		13,400,000

For asset preservation of the State Capitol Building, including but not limited to: site work to stabilize the plaza; repair, replacement, and stabilization of the building's exterior envelope; replacement of air handling units at risk of failure; projects to improve interior emergency lighting, dome lighting, and catwalks; tuckpointing of the dome; and roof repairs.

Sec. 12. **AMATEUR SPORTS COMMISSION**

Subdivision 1. **Total Appropriation**	**$**	**5,000,000**

To the Amateur Sports Commission for the purposes specified in this section.

Subd. 2. **National Sports Center, Blaine**		1,000,000

For asset preservation at the National Sports Center in Blaine to be spent in accordance with Minnesota Statutes, section 16B.307.

Subd. 3. **National Volleyball Center**		4,000,000

For a grant to the city of Rochester to design, construct, furnish, and equip the phase II expansion of the National Volleyball Center in Rochester, subject to Minnesota Statutes, section 16A.695.

Sec. 13. **MILITARY AFFAIRS**

Subdivision 1. **Total Appropriation**	**$**	**6,000,000**

To the adjutant general for the purposes specified in this section.

Subd. 2. **Asset Preservation**		3,500,000

For asset preservation improvements and betterments of a capital nature at military affairs facilities statewide, to be spent in accordance with Minnesota Statutes, section 16B.307. This appropriation may be used to repair the roof at the Bemidji National Guard Training and Community Center and to replace the roof at the St. Cloud National Guard Training and Community Center.

Subd. 3. **Facility Life Safety Improvements**		1,000,000

For life safety improvements and to correct code deficiencies at military affairs facilities statewide, to be spent in accordance with Minnesota Statutes, section 16B.307.

Subd. 4. **Facility ADA Compliance**		1,500,000

For Americans with Disabilities Act (ADA) alterations to existing National Guard Training and Community Centers in locations throughout the state, to be spent in accordance with Minnesota Statutes, section 16B.307.

Subd. 5. **Unspent Appropriations**

The unspent portion of an appropriation for a project under this section that has been completed may be used for any other purpose permitted under Minnesota Statutes, section 16B.307.

Sec. 14. **PUBLIC SAFETY**

Subdivision 1. **Total Appropriation**	**$**	**7,655,000**

To the commissioner of administration or other named agency for the purposes specified in this section.

Subd. 2. **Public Safety Training Center - Camp Ripley**		4,000,000

To predesign, design, and construct phase 1 of a tier-3 homeland security and emergency management training and exercise center at Camp Ripley, which includes a classroom facility and several facilities for field response training.

Nonmilitary public safety personnel from Minnesota must be given priority access to the training facilities. Any fees charged to nonmilitary public safety personnel from Minnesota or their employers may not exceed the fees charged to military personnel and units that use the facilities.

Subd. 3. **Southeastern Minnesota Regional Public Safety Training Center - Olmsted County** 3,655,000

To the commissioner of public safety for a grant to Olmsted County to design, construct, furnish, and equip the Southeastern Minnesota Regional Public Safety Training Center in Olmsted County. The facility must include a live burn training simulator adjacent to the existing National Guard facility, a driving range, and a weapons training facility.

This appropriation is not available until the commissioner has determined that at least an equal amount has been committed to the project from nonstate sources.

Subd. 4. **Crime Labs Strategic Plan**

The commissioner of public safety must develop a long-term strategic plan for maintenance and staffing of existing state and regional crime labs and creation, maintenance, and staffing of new regional and local crime labs. The strategic plan must include, but is not limited to, the following:

(1) an assessment and explanation of the state's crime lab needs, including the need for additional regional or local crime labs;

(2) specific recommendations for additional regional or local crime labs, including recommendations for locations for new labs, and a ranking of the specific regions, counties, or cities that need a crime lab in order of urgency;

(3) a long-range plan for the training of state crime lab employees, including the

possibility of sharing employee training costs with users of the state lab or entities that operate regional or local labs;

(4) a long-range funding plan for the state crime lab and state owned regional labs;

(5) an assessment of the state crime lab's response times and specific recommendations for improving the lab's response time; and

(6) specific, clearly stated steps for implementing the strategic plan.

The commissioner must submit the strategic plan, as a recommendation, to the house of representatives and senate committees with responsibility for public safety finance by February 1, 2009.

Sec. 15. **TRANSPORTATION**

Subdivision 1. **Total Appropriation**	**$**	**14,500,000**

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

Subd. 2. **Port Development Assistance**	2,500,000

For the port development assistance program, to be spent as grants under Minnesota Statutes, chapter 457A. Any improvements made with the proceeds of these grants must be publicly owned.

Subd. 3. **High-Speed Rail Line**	4,000,000

For the state's share of a high-speed rail line between St. Paul and Chicago. No part of this appropriation may be spent to acquire or better capital improvements that are located outside the state of Minnesota, that may be used from time to time outside the state of Minnesota, or that are part of a rail corridor that is not designated by the Midwest Interstate Passenger Rail Compact.

The commissioner shall work with the Wisconsin Department of Transportation to coordinate application for federal capital assistance for the high speed rail project.

The commissioner shall develop a comprehensive rail plan, as part of the state transportation plan, including the high speed rail project. The commissioner shall provide to the chairs of the legislative committees with jurisdiction over transportation policy and finance a copy of the draft state transportation plan for review and comment before the plan is adopted.

Subd. 4. **Northshore Express**	500,000

For a grant to the St. Louis and Lake Counties Regional Railroad Authority to acquire land, to conduct design, engineering, and environmental studies, and to construct or reconstruct rail lines, railway stations, and other railroad appurtenances necessary to facilitate the return of passenger rail service within Duluth and in the Duluth/Minneapolis rail corridor.

Subd. 5. **Railroad Track Rehabilitation**	7,000,000

For a grant to the Minnesota Valley Regional Rail Authority to rehabilitate a portion of railroad track from Norwood-Young America to Hanley Falls. A grant under this subdivision is in addition to any grant, loan, or loan guarantee for this project made by the commissioner under Minnesota Statutes, sections 222.46 to 222.62.

Subd. 6. **Southeast Express**		500,000

For predesign, preliminary engineering, and alternatives analysis for a transit corridor between Rochester and St. Paul.

Sec. 16. **METROPOLITAN COUNCIL**

Subdivision 1. **Total Appropriation**	**$**	**111,700,000**

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

Subd. 2. **Central Corridor Light Rail Transit**		70,000,000

(a) For one or more of the following activities for the Central Corridor light rail transit line that will connect downtown Minneapolis with downtown St. Paul: preliminary engineering, final design, property acquisition, including improvements and betterments of a capital nature, relocation of utilities owned by public entities, and construction. No more than $20,000,000 of the appropriation may be used for preliminary engineering.

(b) Hennepin and Ramsey Counties need not spend their matching money to this project at a rate faster than dollar for dollar with the money from this appropriation.

(c) District heating and district cooling nonprofit corporations organized under Minnesota Statutes, chapter 317A, that are exempt organizations under section 501(c)(3) of the United States Internal Revenue Code that are public right-of-way users under Minnesota Rules, chapter 7819, are eligible to receive grants and federal money for costs of relocating facilities from public rights-of-way to prevent interference with public light rail projects, unless eligibility would impact the project's Federal Transit Authority required cost effectiveness index.

Subd. 3. **Urban Partnership Agreement** 12,000,000

$6,000,000 of this appropriation is to acquire land, design, and construct new or expanded park-and-rides or transit stations in the marked Interstate Highway 35W and marked Trunk Highway 77/Cedar Avenue corridors.

$6,000,000 of this appropriation is for bus lane construction and related street and sidewalk improvements and bus shelters in downtown Minneapolis.

The appropriation under this subdivision is not available until the United States Department of Transportation authorizes funding under the Urban Partnership Agreement.

Subd. 4. **Bottineau Corridor Transit Way** 500,000

For a grant to the Hennepin County Regional Rail Authority to prepare an alternatives analysis, draft environmental impact study, and for property acquisition for the Bottineau Corridor Transit Way from the Hiawatha light rail and Northstar transit hub in downtown Minneapolis to the vicinity of the Target development in northern Brooklyn Park.

Subd. 5. **Cedar Avenue Bus Rapid Transit (BRT)** 500,000

For environmental studies, preliminary engineering, bus lane improvements, land acquisition, and transit station construction and improvements in the Cedar Avenue Bus Rapid Transit Corridor.

This appropriation may not be spent for capital improvements within a trunk highway right-of-way.

Subd. 6. **I-94 Corridor Transit Way** 500,000

For a grant to Washington County to work with the Metropolitan Council for predesign, preliminary engineering, and matching federal funds for transit improvements, including busways or rail transit in the marked Interstate Highway 94 Corridor between the Union Depot Concourse Multimodal Transit Hub, located in St. Paul, extending eastward through Washington County to the Minnesota-Wisconsin border.

Subd. 7. **I-494 Corridor Transit Way** 500,000

For environmental studies and preliminary engineering of light rail transit along a corridor on or near marked Interstate Highway 494, from Minneapolis-St. Paul International Airport to a transit station located on the proposed Southwest Corridor Transit Way.

Subd. 8. **Red Rock Corridor Transit Way** 500,000

For the Red Rock Corridor Transit Way between Hastings and Minneapolis via St. Paul, and extended between Hastings and Red Wing, for the design, construction, and furnishing of park-and-ride lots.

Subd. 9. **Robert Street Corridor Transit Way** 500,000

For environmental studies and engineering of bus rapid transit or light rail transit for the Robert Street Corridor Transit Way along a corridor on or parallel to U.S. Highway 52 and Robert Street from within the city of St. Paul to Dakota County Road 42 in Rosemount. This appropriation is added to the appropriation in Laws 2006, chapter 258, section 17, subdivision 6.

Subd. 10. **Rush Line Corridor Transit Way**	500,000

For a grant to the Ramsey County Regional Rail Authority to acquire land for, design, and construct park-and-pool or park-and-ride lots located along the Rush Line Corridor along marked Interstate Highway 35E, marked Interstate Highway 35, and marked Trunk Highway 61, from downtown St. Paul to Hinckley.

Subd. 11. **Southwest Corridor Transit Way**	500,000

For a grant to the Hennepin County Regional Rail Authority to prepare an environmental impact statement (EIS) and for preliminary engineering for the Southwest Corridor Transit Way, from the Hiawatha light rail transit line in downtown Minneapolis to the vicinity of the Southwest Station transit hub in Eden Prairie.

Subd. 12. **Union Depot**	4,500,000

For a grant to the Ramsey County Regional Rail Authority to acquire land and structures, to renovate structures, and for design, engineering, and environmental work to revitalize Union Depot for use as a multimodal transit center in St. Paul.

Subd. 13. **Metropolitan Regional Parks Capital Improvements**	10,500,000

For the cost of improvements and betterments of a capital nature and acquisition by the council and local government units of regional recreational open-space lands in accordance with the council's policy plan as provided in Minnesota Statutes, section 473.147.These funds shall not be used for the purchase of easements.

Subd. 14. **St. Paul National Great River Park**	4,000,000

For a grant to the city of St. Paul to acquire blighted properties, clean up, remediate, and improve properties, predesign and design facilities, and develop a master plan for the National Great River Park along the Mississippi River in St. Paul.

Subd. 15. **Upper Landing Shoreline Protection**	3,800,000

For a grant to the city of St. Paul to construct, furnish, and equip river shoreline protection and plan redevelopment infrastructure along the Mississippi River in St. Paul.

Subd. 16. **Springbrook Nature Center**	2,500,000

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

Subd. 17. **Father Hennepin Regional Park**	400,000

For a grant to the Minneapolis Park and Recreation Board for repair, restoration, and rehabilitation of trails, picnic areas, lighting, signage, and stairs and for bluff and slope stabilization at Father Hennepin Regional Park.

Sec. 17. **HUMAN SERVICES**

Subdivision 1. **Total Appropriation**	**$**	**13,185,000**

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

Subd. 2. **Systemwide Asset Preservation/Safety and Security** 4,000,000

To repair, replace, and renew needs specific to the operations of each regional treatment center such as code deficiencies, safety hazards, security deficiencies, and health risks.

Subd. 3. **Systemwide Campus Redevelopment, Reuse, and Demolition** 4,000,000

To repair, replace, and improve key building components and basic infrastructure necessary to redevelop and reuse surplus regional treatment center properties and to demolish buildings and campus infrastructure for current or future use.

Subd. 4. **Early Childhood Facilities** 1,000,000

For the early childhood learning and child protection facilities grant program under Minnesota Statutes, section 119A.45.

Subd. 5. **Multicounty Regional Chemical Dependency Treatment Facility and Correctional Center** 150,000

To the commissioner of human services for predesign of a multicounty regional chemical dependency treatment facility and correctional center in west central Minnesota. The commissioner shall consult with the commissioner of corrections on the predesign of the facility.

Subd. 6. **Hennepin County Medical Center** 3,500,000

For a grant to Hennepin County to predesign and design an outpatient clinic and health education facility at Hennepin County

Medical Center that includes teaching clinics and an education center.

Subd. 7. **Ah Gwah Ching Regional Treatment Center**		400,000

For preparation and site development, including demolition of buildings and infrastructure, to implement the redevelopment and reuse of the Ah Gwah Ching Regional Treatment Center. If the campus is sold or transferred to a local unit of government, unspent portions of this appropriation may be granted to that local unit of government for the purposes stated in this subdivision.

Subd. 8. **Remembering with Dignity**		135,000

For grave markers or memorial monuments for unmarked graves of deceased residents of state hospitals or regional treatment centers.

Sec. 18. **VETERANS AFFAIRS**

Subdivision 1. **Total Appropriation**	**$**	**11,227,000**

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

Subd. 2. **Asset Preservation**		2,800,000

For asset preservation improvements and betterments of a capital nature at veterans homes statewide, to be spent in accordance with Minnesota Statutes, section 16B.307.

Subd. 3. **Kandiyohi County**		7,900,000

To design, construct, furnish, and equip a 90-bed facility to provide skilled nursing services to veterans in Kandiyohi County.

Subd. 4. **Silver Bay Campus Renovation**		227,000

For the state share of the cost to design, construct, furnish, and equip an addition to and renovation of the nursing care facility. This appropriation is added to the appropriation to the Veterans Homes Board in Laws 2006, chapter 258, section 19, subdivision 7, for this project.

Subd. 5. **Veterans Memorial, Eden Prairie** 100,000

For a grant to the city of Eden Prairie to design and construct improvements of a capital nature for a veterans memorial in Purgatory Creek Recreation Area in the city of Eden Prairie.

Subd. 6. **All Veterans Memorial** 100,000

For a grant to the city of Richfield to design and construct the All Veterans Memorial in Veterans Memorial Park. The All Veterans Memorial shall acknowledge the six branches of military service at the first American flag raising of the battle of Iwo Jima, and shall feature a bronze bust of Charles "Chuck" W. Lindberg, who helped raise the first flag on February 23, 1945, and was the last flag raiser of both Iwo Jima flag raisings to pass away. It is anticipated that the total cost of the project is $711,500, with the city and nonprofit organizations contributing $611,500. This appropriation is not available until the commissioner of finance has determined that at least an equal amount has been committed from nonstate sources.

Subd. 7. **Veterans Memorial, Virginia** 100,000

For a grant to the city of Virginia to acquire a bronze statue to complete an Iron Range

Veterans Memorial in City Center Park. Any expenditures by the city for development and construction of the veterans memorial and City Center Park shall be considered the city's match for this project.

Sec. 19. **CORRECTIONS**

Subdivision 1. **Total Appropriation**	**$**	**27,000,000**

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

Subd. 2. **Asset Preservation**	11,000,000

For improvements and betterments of a capital nature at Minnesota correctional facilities statewide, in accordance with Minnesota Statutes, section 16B.307.

Subd. 3. **Minnesota Correctional Facility - Faribault: Phase III Expansion**	16,000,000

To design, construct, furnish, and equip phase 3 of the expansion of the Minnesota Correctional Facility-Faribault. This project is a continuation of the expansion of the Faribault facility to deal with the increasing male offender population. It includes an intake/receiving/warehouse/watch security center building and demolition of two housing units.

Sec. 20. **EMPLOYMENT AND ECONOMIC DEVELOPMENT**

Subdivision 1. **Total Appropriation**	**$**	**133,625,000**

To the commissioner of employment and economic development or other named agency for the purposes specified in this section.

Subd. 2. **Greater Minnesota Business Development Infrastructure Grant Program**	5,000,000

For grants under Minnesota Statutes, section 116J.431.

Subd. 3. **Bioscience Business Development Public Infrastructure Grant Program** 9,325,000

For grants under Minnesota Statutes, section 116J.435.

Any bioscience or biotechnology project financed in whole or in part by state bond funds or other public subsidies must document how and to what it extent the project will provide a benefit to consumers in the form of more affordable pricing of the products or services being publicly subsidized. The documentation must be reported to the committees of the legislature with responsibility for economic development and to committees with responsibility for finance.

$6,000,000 is for a grant to the city of Minneapolis to acquire land, predesign, design, and construct stormwater and roadway infrastructure for Granary Road.

$2,000,000 is for a grant to Ramsey County for the preliminary planning, design, and engineering of the Rice Street bridge where it crosses marked Trunk Highway 36 in Ramsey County to provide a better connection for the campuses of St. Jude Medical on both sides of the highway.

$100,000 is for a grant to St. Cloud for public infrastructure to support an incubator for science-based manufacturing or research.

$225,000 is for a grant to the city of St. Paul for public infrastructure to support University Enterprise Laboratories.

$1,000,000 is for a grant to the city of Worthington for public infrastructure to support an agricultural-based bioscience training and testing center for incubator firms developing new agricultural processes and products.

Subd. 4. **Redevelopment Account**	5,000,000

For purposes of the redevelopment account under Minnesota Statutes, section 116J.571. Of this, $1,890,000 is for a grant to Cass County to redevelop the Ah-Gwah-Ching site in Walker. If this project does not proceed prior to January 1, 2009, these funds shall be available for other grants under Minnesota Statutes, section 116J.571.

Subd. 5. **Bemidji Regional Event Center**	20,000,000

For a grant to the city of Bemidji to acquire land, predesign, design, construct, furnish, and equip a regional event center. This appropriation is not available until the commissioner of finance determines that at least $25,000,000 is committed to the project from nonstate sources.

Subd. 6. **Chisholm - Sewer and Water**	750,000

For a grant to St. Louis County to design, construct, and install water and sewer lines from the city of Chisholm to the regional competition and exhibit center.

This appropriation is not available until the commissioner has determined that at least an equal amount has been committed from nonstate sources.

Subd. 7. **Duluth Entertainment and Convention Center Expansion**	38,000,000

For a grant to the Duluth Entertainment and Convention Center Authority to design, construct, furnish, and equip capital improvements and renovations to the Duluth Entertainment and Convention Center. The capital improvements and renovations must include an arena of at least 200,000 square feet with an ice sheet of at least 200 feet by 85 feet; trade show and concert space; seating capacity of at least 6,500 with suites, club seats, and concessions; updated locker and training facilities; and accessible and expanded media space.

Subd. 8. **Duluth, Lake Superior Zoo** 1,200,000

For a grant to the city of Duluth for facility corrections and improvements that are needed to restore accreditation of the Lake Superior Zoo with the Association of Zoos and Aquariums. This appropriation is not available until the commissioner of finance determines that at least an equal amount is committed to the project from nonstate sources.

Subd. 9. **Floodwood; Business Park Development** 500,000

For a grant to the city of Floodwood for acquisition of land and site preparation, including public water and wastewater infrastructure and turn lanes, to support development of a business park. This appropriation is not available until the commissioner of finance has determined that at least an equal amount is committed to the project from nonstate sources.

Subd. 10. **Hibbing; Memorial Building** 250,000

For a grant to the city of Hibbing to design, renovate, furnish, and equip the Memorial Building.

Subd. 11. **Itasca County - Infrastructure**	28,000,000

For a grant to Itasca County for public infrastructure needed to support a steel plant in Itasca County and economic development projects in the surrounding area. Grant money may be used by Itasca County to acquire right-of-way and mitigate loss of wetlands and runoff of storm water, to predesign, design, construct, and equip roads and rail lines, and in cooperation with Nashwauk Municipal Utility, to predesign, design, construct, and equip natural gas pipelines, electric infrastructure, water supply systems, and wastewater collection and treatment systems.

Subd. 12. **Minneapolis, Predesign of Orchestra Hall and Peavey Plaza**	3,000,000

For a grant to the city of Minneapolis to predesign the redevelopment of Orchestra Hall and Peavey Plaza at its current downtown Minneapolis location, subject to Minnesota Statutes, section 16A.695.

Subd. 13. **Rochester Mayo Civic Center Complex**	3,500,000

For a grant to the city of Rochester to design, construct, furnish, and equip the renovation and expansion of the Mayo Civic Center Complex.

Subd. 14. **Roseville; Guidant John Rose Minnesota Oval**	600,000

For a grant to the city of Roseville to predesign, design, construct, or install, furnish, and equip multiple improvements to the Guidant John Rose Minnesota Oval including a geothermal heating and cooling system for the facility.

Subd. 15. **St. Cloud Civic Center Expansion**	2,000,000

For a grant to the city of St. Cloud to acquire land for and to design, construct, furnish, and equip an expansion of the St. Cloud Civic Center. The expansion includes approximately 66,000 square feet of new space and a 300-stall parking ramp. This appropriation is not available until the commissioner of finance determines that at least $15,000,000 is committed to the project from nonstate sources.

Subd. 16. **St. Paul Asian Pacific Cultural Center**	5,000,000

For a grant to the city of St. Paul to construct, furnish, and equip an Asian Pacific Cultural Center, subject to Minnesota Statutes, section 16A.695.

Subd. 17. **St. Paul, Como Zoo**	11,000,000

For a grant to the city of St. Paul to predesign, design, construct, furnish, and equip Phase 2 renovation of the polar bear and gorilla exhibits at the Como Zoo.

Subd. 18. **Wildlife Rehabilitation Center**	500,000

For a grant to the Wildlife Rehabilitation Center of Minnesota to retire construction loans incurred by the Wildlife Rehabilitation Center of Minnesota for construction of its facility in the city of Roseville, and for completion of educational technology infrastructure at the center. This appropriation is from the general fund.

Sec. 21. **PUBLIC FACILITIES AUTHORITY**

Subdivision 1. **Total Appropriation**	**$**	**56,450,000**

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

Subd. 2. **State Match for Federal USEPA Capitalization Grants**	35,000,000

(a) To match federal grants for the clean water revolving fund under Minnesota Statutes, section 446A.07, and the drinking water revolving fund under Minnesota Statutes, section 446A.081.

(b) $6,000,000 of this appropriation shall provide matching funds for the drinking water revolving fund to match the 2009 and 2010 federal grants, with the balance to be made available to the clean water revolving fund.

(c) This appropriation must be used for qualified capital projects.

Subd. 3. **Wastewater Infrastructure Funding Program**	15,300,000

(a) For grants and loans to eligible municipalities under the wastewater infrastructure funding program under Minnesota Statutes, section 446A.072.

To the greatest practical extent, the authority must use the appropriation for projects on the 2008 project priority list in priority order by qualified applicants that submit plans and specifications to the Pollution Control Agency or receive a funding commitment from USDA Rural Economic and

Community Development by June 30, 2009, or for projects on the 2009 project priority list in priority order by qualified applicants that submit plans and specifications to the Pollution Control Agency or have received a funding commitment from USDA Rural Economic and Community Development by June 30, 2010.

Of this appropriation, $300,000 is from the general fund to implement the wastewater infrastructure funding program.

(b) Up to $2,000,000 may be used for corrective action on wastewater treatment systems listed in Laws 2005, chapter 20, article 1, section 23, subdivision 3, paragraph (b). Grants under this paragraph are not subject to the 2008 or 2009 project priority list nor to the limitations on grant amounts set forth in Minnesota Statutes, section 446A.072, subdivision 5a.

(c) Notwithstanding the limitations and conditions on loans under Minnesota Statutes, section 446A.072, subdivisions 5a, paragraph (b); 9; and 12, from any amounts appropriated for the wastewater infrastructure funding program, the Minnesota Public Facilities Authority shall provide loans not to exceed $6,000,000 to the city of Litchfield to design and construct wastewater treatment facility improvements to meet more stringent effluent limits required by the Pollution Control Agency, and not to exceed $7,000,000 to the city of Willmar to design, construct, furnish, and equip a new wastewater treatment facility. Loans under this paragraph are in addition to any other grants and loans for which the cities of Litchfield and Willmar qualify for from the Public Facilities Authority.

Subd. 4. **Total Maximum Daily Load (TMDL) Grants**	2,000,000

To the Public Facilities Authority for total maximum daily load (TMDL) grants under Minnesota Statutes, section 446A.073.

Subd. 5. **Phosphorus Reduction Grants**	2,000,000

To the Public Facilities Authority for the phosphorus reduction grant program for grants under Minnesota Statutes, section 446A.074. A grant must not exceed $500,000 per project.

Subd. 6. **Small Community Wastewater Grants**	2,000,000

To the Public Facilities Authority for the small community wastewater treatment account for loans and grants under Minnesota Statutes, section 446A.075.

Subd. 7. **Bayport Storm Sewer.**	150,000

For a grant to the city of Bayport for the Middle St. Croix River Watershed Management Organization to complete the sewer system extending from Minnesota Department of Natural Resources pond 82-310P (the prison pond) in Bayport through the Stillwater prison grounds to the St. Croix River. This appropriation is in addition to the appropriations in Laws 2000, chapter 492, article 1, section 21, subdivision 8, to the commissioner of corrections and in Laws 2005, chapter 20, article 1, section

23, subdivision 3, to the Public Facilities Authority, for the same project.

Sec. 22. **MINNESOTA HOUSING FINANCE AGENCY** $ 2,000,000

To the Minnesota Housing Finance Agency for transfer to the housing development fund for the purposes specified in this section. This appropriation is for loans or grants: (1) for publicly owned emergency shelter; (2) for publicly owned temporary or transitional housing under Minnesota Statutes, section 462A.202, subdivision 2; and (3) for publicly owned permanent rental housing under Minnesota Statutes, section 462A.202, subdivision 3a, for persons who have been without a permanent residence either for at least 12 months or on at least four occasions in the last three years, or who were at significant risk of lacking a permanent residence for at least 12 months or on at least four occasions in the last three years. Loans or grants under Minnesota Statutes, section 462A.202, subdivision 3a, must be for housing that provides or coordinates with linkages to services necessary for residents to maintain housing stability and maximize opportunities for education and employment.

Sec. 23. **MINNESOTA HISTORICAL SOCIETY**

Subdivision 1. **Total Appropriation** $ 9,300,000

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

Subd. 2. **Historic Sites Asset Preservation** 5,000,000

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

Subd. 3. **Historic Preservation Grants**	4,000,000

For allocation to county and local jurisdictions as matching money for historic preservation projects of a capital nature, including grants to the city of Hokah to renovate the Hokah City Hall building; the Houston County Historical Society to renovate existing space and to predesign, design, and construct an addition to the Houston County Historical Society building located in the city of Caledonia; and the city of Chatfield to predesign, design, construct, furnish, and equip a community center that will, among other uses, house the Chatfield Brass Band Music Lending Library. Grant recipients must be public entities and must match state funds on at least an equal basis.

Subd. 4. **Oliver H. Kelley Farm Historic Site**	300,000

For predesign and design for the revitalization of the Oliver H. Kelley Farm Historic Site. Any unexpended funds may be used for the construction of visitor amenities including restroom and picnic facilities.

Sec. 24. **BOND SALE EXPENSES**	**$**	**961,000**

To the commissioner of finance for bond sale expenses under Minnesota Statutes, section 16A.641, subdivision 8.

Sec. 25. **BOND SALE SCHEDULE.**

The commissioner of finance shall schedule the sale of state general obligation bonds so that during the biennium ending June 30, 2009, no more than $872,008,000 will need to be transferred from the general fund to the state bond fund to pay principal and interest due and to become due on outstanding state general obligation bonds. During the biennium, before each sale of state general obligation bonds, the commissioner of finance shall calculate the amount of debt service payments needed on bonds previously issued and shall estimate the amount of debt service payments that will be needed on the bonds scheduled to be sold. The commissioner shall adjust the amount of bonds scheduled to be sold so as to remain within the limit set by this section. The amount needed to make debt service payments is appropriated from the general fund as provided in Minnesota Statutes, section 16A.641.

Sec. 26. **BOND SALE AUTHORIZATION.**

Subdivision 1. **Bond proceeds fund.** To provide the money appropriated in this act from the bond proceeds fund, the commissioner of finance shall sell and issue bonds of the state in an amount up to $1,027,751,000 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.

Subd. 2. **Maximum effort school loan fund.** To provide the money appropriated in this act from the maximum effort school loan fund, the commissioner of finance shall sell and issue bonds of the state in an amount up to $32,000,000 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 maximum effort school loan fund.

Sec. 27. **BOND SALE AUTHORIZATION CANCELLATIONS; REDUCTIONS.**

(a) $17,262,000 of the appropriation in Laws 2002, chapter 393, section 19, subdivision 2, to the Metropolitan Council for the Northwest busway, is canceled. The bond sale authorization in Laws 2002, chapter 393, section 30, is reduced by $17,262,000.

(b) $2,571,000 of the appropriation in Laws 2003, First Special Session chapter 20, article 1, section 2, subdivision 2, paragraph (c), for the teaching and technology center, is canceled. The bond sale authorization in Laws 2003, First Special Session chapter 20, article 1, section 16, is reduced by $2,571,000.

(c) The bond sale authorization in Laws 2003, First Special Session chapter 20, article 1, section 16, is reduced by $1,500,000.

(d) The bond sale authorization in Laws 2005, chapter 20, article 1, section 28, subdivision 1, is reduced by $2,000,000.

(e) The bond sale authorization in Laws 2006, chapter 258, section 25, subdivision 1, is reduced by $3,282,000.

Sec. 28. Minnesota Statutes 2007 Supplement, section 16A.695, subdivision 3, is amended to read:

Subd. 3. **Sale of property.** (a) A public officer or agency shall not sell any state bond financed property unless the public officer or agency determines by official action that the property is no longer usable or needed by the public officer or agency to carry out the governmental program for which it was acquired or ~~constructed~~ bettered, the sale is made as authorized by law, the sale is made for fair market value, and the sale is approved by the commissioner.

(b) If any state bonds issued to purchase or better the state bond financed property that is sold remain outstanding on the date of sale, the net proceeds of sale must be applied as follows:

(1) if the state bond financed property was acquired and bettered solely with state bond proceeds, the net proceeds of sale must be paid to the commissioner and deposited in the state treasury; or

(2) if the state bond financed property was acquired or bettered partly with state bond proceeds and partly with other money, the net proceeds of sale must be used: first, to pay to the state the amount of state bond proceeds used to acquire or better the property; second, to pay in full any outstanding public or private debt incurred to acquire or better the property; third, to pay interested public and private entities, other than any public officer or agency or any private lender already paid in full, the amount of money contributed to the acquisition or betterment of the property; and fourth, any excess over the amount needed for those purposes must be divided in proportion to the shares contributed to the acquisition or betterment of the property and paid to the interested public and private entities, other than any private lender already paid in full, and the proceeds are appropriated for this purpose. In calculating the share contributed by each entity, the amount to be attributed to the owner of the property shall be the fair market value of the property that was bettered by state bond proceeds at the time the betterment began.

(c) If no state bonds issued to purchase or better the state bond financed property that is sold remain outstanding on the date of sale, the net proceeds of the sale must be applied as provided in paragraph (b) except as provided in this paragraph. If the state bond financed property was acquired or bettered partly with state bond proceeds totaling not more than $100,000, and partly with other money and was owned and directly operated and managed by a political subdivision, the net proceeds of the sale must be paid to the political subdivision and are appropriated for that purpose.

(d) When all of the net proceeds of sale have been applied as provided in this subdivision, this section no longer applies to the property.

Sec. 29. Minnesota Statutes 2006, section 16B.32, is amended by adding a subdivision to read:

Subd. 1a. **Onsite energy generation from renewable sources.** A state agency that prepares a predesign for a new building must consider meeting at least two percent of the energy needs of the building from renewable sources located on the building site. For purposes of this subdivision, "renewable sources" are limited to wind and the sun. The predesign must include an explicit cost and price analysis of complying with the two-percent requirement compared with the present and future costs of energy supplied by a public utility from a location away from the building site and the present and future costs of controlling carbon emissions. If the analysis concludes that the building should not meet at least two-percent of its energy needs from renewable sources located on the building site, the analysis must provide explicit reasons why not. The building may not receive further state appropriations for design or construction unless at least two percent of its energy needs are designed to be met from renewable sources, unless the commissioner finds that the reasons given by the agency for not meeting the two-percent requirement were supported by evidence in the record.

Sec. 30. Minnesota Statutes 2006, section 16B.325, is amended to read:

16B.325 SUSTAINABLE BUILDING GUIDELINES.

Subdivision 1. **Development of sustainable building guidelines.** The Department of Administration and the Department of Commerce, with the assistance of other agencies, shall develop sustainable building design guidelines for all new state buildings by January 15, 2003, and for all major renovations of state buildings by February 1, 2009. The primary objectives of these guidelines are to ensure that all new state buildings, and major renovations of state buildings, initially exceed ~~existing~~ the state energy code, as established in Minnesota Rules, chapter 7676, by at least 30 percent.

Subd. 2. **Lowest possible cost; energy conservation.** The guidelines must focus on achieving the lowest possible lifetime cost for new buildings and major renovations, and allow for changes in the guidelines that encourage continual energy conservation improvements in new buildings~~.~~ and major renovations. The guidelines must define "major renovations" for purposes of this section. The definition may not allow "major renovations" to encompass less than 10,000 square feet or to encompass less than the complete replacement of the mechanical, ventilation, or cooling system of the building or a section of the building. The design guidelines must establish sustainability guidelines that include air quality and lighting standards and that create and maintain a healthy environment and facilitate productivity improvements; specify ways to reduce material costs; and must consider the long-term operating costs of the building, including the use of renewable energy sources and distributed electric energy generation that uses a renewable source or natural gas or a fuel that is as clean or cleaner than natural gas.

Subd. 3. **Development of guidelines; applicability.** (a) In developing the guidelines, the departments shall use an open process, including providing the opportunity for public comment. The guidelines established under this section are mandatory for all new buildings receiving funding from the bond proceeds fund after January 1, 2004, and for all major renovations receiving funding from the bond proceeds fund after February 1, 2009.

(b) The commissioners of administration and commerce shall review the guidelines periodically and incorporate performance standards developed under section 216B.241, subdivision 9, into the guidelines as soon as practicable.

Sec. 31. Minnesota Statutes 2006, section 16B.335, subdivision 2, is amended to read:

Subd. 2. **Other projects.** All other capital projects for which a specific appropriation is made must not proceed until the recipient undertaking the project has notified the chair of the senate Finance Committee, the chair of the house Capital Investment Committee, and the chair of the house Ways and Means Committee that the work is ready to begin. Notice is not required for capital projects needed to comply with the Americans with Disabilities Act, for asset preservation projects to which section 16A.307 applies, or for projects funded by an agency's operating budget or by a capital asset preservation and replacement account under section 16A.632, or a higher education ~~capital~~ asset preservation and ~~renewal~~ replacement account under section 135A.046.

Sec. 32. Minnesota Statutes 2006, section 103D.335, subdivision 17, is amended to read:

Subd. 17. **Borrowing funds.** The managers may borrow funds from an agency of the federal government, a state agency, a county where the watershed district is located in whole or in part, or a financial institution authorized under chapter 47 to do business in this state. A county board may lend the amount requested by a watershed district. A watershed district may not have more than a total of ~~$200,000~~ $600,000 in loans from counties and financial institutions under this subdivision outstanding at any time.

Sec. 33. Minnesota Statutes 2007 Supplement, section 103G.222, subdivision 1, is amended to read:

Subdivision 1. **Requirements.** (a) Wetlands must not be drained or filled, wholly or partially, unless replaced by restoring or creating wetland areas of at least equal public value under a replacement plan approved as provided in section 103G.2242, a replacement plan under a local governmental unit's comprehensive wetland protection and management plan approved by the board under section 103G.2243, or, if a permit to mine is required under section 93.481, under a mining reclamation plan approved by the commissioner under the permit to mine. Mining reclamation plans shall apply the same principles and standards for replacing wetlands by restoration or creation of wetland areas that are applicable to mitigation plans approved as provided in section 103G.2242. Public value must be determined in accordance with section 103B.3355 or a comprehensive wetland protection and management plan established under section 103G.2243. Sections 103G.221 to 103G.2372 also apply to excavation in permanently and semipermanently flooded areas of types 3, 4, and 5 wetlands.

(b) Replacement must be guided by the following principles in descending order of priority:

(1) avoiding the direct or indirect impact of the activity that may destroy or diminish the wetland;

(2) minimizing the impact by limiting the degree or magnitude of the wetland activity and its implementation;

(3) rectifying the impact by repairing, rehabilitating, or restoring the affected wetland environment;

(4) reducing or eliminating the impact over time by preservation and maintenance operations during the life of the activity;

(5) compensating for the impact by restoring a wetland; and

(6) compensating for the impact by replacing or providing substitute wetland resources or environments.

For a project involving the draining or filling of wetlands in an amount not exceeding 10,000 square feet more than the applicable amount in section 103G.2241, subdivision 9, paragraph (a), the local government unit may make an on-site sequencing determination without a written alternatives analysis from the applicant.

(c) If a wetland is located in a cultivated field, then replacement must be accomplished through restoration only without regard to the priority order in paragraph (b), provided that a deed restriction is placed on the altered wetland prohibiting nonagricultural use for at least ten years.

(d) If a wetland is drained under section 103G.2241, subdivision 2, paragraphs (b) and (e), the local government unit may require a deed restriction that prohibits nonagricultural use for at least ten years unless the drained wetland is replaced as provided under this section. The local government unit may require the deed restriction if it determines the wetland area drained is at risk of conversion to a nonagricultural use within ten years based on the zoning classification, proximity to a municipality or full service road, or other criteria as determined by the local government unit.

(e) Restoration and replacement of wetlands must be accomplished in accordance with the ecology of the landscape area affected and ponds that are created primarily to fulfill stormwater management, and water quality treatment requirements may not be used to satisfy replacement requirements under this chapter unless the design includes pretreatment of runoff and the pond is functioning as a wetland.

(f) Except as provided in paragraph (g), for a wetland or public waters wetland located on nonagricultural land, replacement must be in the ratio of two acres of replaced wetland for each acre of drained or filled wetland.

(g) For a wetland or public waters wetland located on agricultural land or in a greater than 80 percent area, replacement must be in the ratio of one acre of replaced wetland for each acre of drained or filled wetland.

(h) Wetlands that are restored or created as a result of an approved replacement plan are subject to the provisions of this section for any subsequent drainage or filling.

(i) Except in a greater than 80 percent area, only wetlands that have been restored from previously drained or filled wetlands, wetlands created by excavation in nonwetlands, wetlands created by dikes or dams along public or private drainage ditches, or wetlands created by dikes or dams associated with the restoration of previously drained or filled wetlands may be used in a statewide banking program established in rules adopted under section 103G.2242, subdivision 1. Modification or conversion of nondegraded naturally occurring wetlands from one type to another are not eligible for enrollment in a statewide wetlands bank.

(j) The Technical Evaluation Panel established under section 103G.2242, subdivision 2, shall ensure that sufficient time has occurred for the wetland to develop wetland characteristics of soils, vegetation, and hydrology before recommending that the wetland be deposited in the statewide wetland bank. If the Technical Evaluation Panel has reason to believe that the wetland characteristics may change substantially, the panel shall postpone its recommendation until the wetland has stabilized.

(k) This section and sections 103G.223 to 103G.2242, 103G.2364, and 103G.2365 apply to the state and its departments and agencies.

(l) For projects involving draining or filling of wetlands associated with a new public ~~transportation~~ road project, and for public road projects expanded solely for additional traffic capacity, public ~~transportation~~ road authorities may purchase credits from the board at the cost to the board to establish credits. Proceeds from the sale of credits provided under this paragraph are appropriated to the board for the purposes of this paragraph. For purposes of this paragraph, public road authorities include: the state of Minnesota, counties, cities, and townships.

(m) A replacement plan for wetlands is not required for individual projects that result in the filling or draining of wetlands for the repair, rehabilitation, reconstruction, or replacement of a currently serviceable existing state, city, county, or town public road necessary, as determined by the public transportation authority, to meet state or federal design or safety standards or requirements, excluding new roads or roads expanded solely for additional traffic capacity lanes. This paragraph only applies to authorities for public transportation projects that:

(1) minimize the amount of wetland filling or draining associated with the project and consider mitigating important site-specific wetland functions on-site;

(2) except as provided in clause (3), submit project-specific reports to the board, the Technical Evaluation Panel, the commissioner of natural resources, and members of the public requesting a copy at least 30 days prior to construction that indicate the location, amount, and type of wetlands to be filled or drained by the project or, alternatively, convene an annual meeting of the parties required to receive notice to review projects to be commenced during the upcoming year; and

(3) for minor and emergency maintenance work impacting less than 10,000 square feet, submit project-specific reports, within 30 days of commencing the activity, to the board that indicate the location, amount, and type of wetlands that have been filled or drained.

Those required to receive notice of public transportation projects may appeal minimization, delineation, and on-site mitigation decisions made by the public transportation authority to the board according to the provisions of section 103G.2242, subdivision 9. The Technical Evaluation Panel shall review minimization and delineation decisions made by the public transportation authority and provide recommendations regarding on-site mitigation if requested to do so by the local government unit, a contiguous landowner, or a member of the Technical Evaluation Panel.

Except for state public transportation projects, for which the state Department of Transportation is responsible, the board must replace the wetlands, and wetland areas of public waters if authorized by the commissioner or a delegated authority, drained or filled by public transportation projects on existing roads.

Public transportation authorities at their discretion may deviate from federal and state design standards on existing road projects when practical and reasonable to avoid wetland filling or draining, provided that public safety is not unreasonably compromised. The local road authority and its officers and employees are exempt from liability for any tort claim for injury to persons or property arising from travel on the highway and related to the deviation from the design standards for construction or reconstruction under this paragraph. This paragraph does not preclude an action for damages arising from negligence in construction or maintenance on a highway.

(n) If a landowner seeks approval of a replacement plan after the proposed project has already affected the wetland, the local government unit may require the landowner to replace the affected wetland at a ratio not to exceed twice the replacement ratio otherwise required.

(o) A local government unit may request the board to reclassify a county or watershed on the basis of its percentage of presettlement wetlands remaining. After receipt of satisfactory documentation from the local government, the board shall change the classification of a county or watershed. If requested by the local government unit, the board must assist in developing the documentation. Within 30 days of its action to approve a change of wetland classifications, the board shall publish a notice of the change in the Environmental Quality Board Monitor.

(p) One hundred citizens who reside within the jurisdiction of the local government unit may request the local government unit to reclassify a county or watershed on the basis of its percentage of presettlement wetlands remaining. In support of their petition, the citizens shall provide satisfactory documentation to the local government unit. The local government unit shall consider the petition and forward the request to the board under paragraph (o) or provide a reason why the petition is denied.

Sec. 34. Minnesota Statutes 2006, section 116.155, subdivision 2, is amended to read:

Subd. 2. **Appropriation.** (a) Money in the general portion of the remediation fund is appropriated to the agency and the commissioners of agriculture and natural resources for the following purposes:

(1) to take actions related to releases of hazardous substances, or pollutants or contaminants as provided in section 115B.20;

(2) to take actions related to releases of hazardous substances, or pollutants or contaminants, at and from qualified landfill facilities as provided in section 115B.42, subdivision 2;

(3) to provide technical and other assistance under sections 115B.17, subdivision 14, 115B.175 to 115B.179, and 115C.03, subdivision 9;

(4) for corrective actions to address incidents involving agricultural chemicals, including related administrative, enforcement, and cost recovery actions pursuant to chapter 18D; ~~and~~

(5) <u>to make debt service payments on revenue bonds issued under section 116.156; and</u>

<u>(6)</u> together with any amount approved for transfer to the agency from the petroleum tank fund by the commissioner of finance, to take actions related to releases of petroleum as provided under section 115C.08.

(b) The commissioner of finance shall allocate the amounts available in any biennium to the agency, and the commissioners of agriculture and natural resources for the purposes provided in this subdivision based upon work plans submitted by the agency and the commissioners of agriculture and natural resources, and may adjust those allocations upon submittal of revised work plans. Copies of the work plans shall be submitted to the chairs of the senate and house committees having jurisdiction over environment and environment finance.

<u>(c) Priority for appropriations from the general portion of the remediation fund must be given to debt service payments under paragraph (a), clause (5).</u>

Sec. 35. Minnesota Statutes 2006, section 116.155, subdivision 3, is amended to read:

Subd. 3. **Revenues.** The following revenues shall be deposited in the general portion of the remediation fund:

(1) response costs and natural resource damages related to releases of hazardous substances, or pollutants or contaminants, recovered under sections 115B.17, subdivisions 6 and 7, 115B.443, 115B.444, or any other law;

(2) money paid to the agency or the Agriculture Department by voluntary parties who have received technical or other assistance under sections 115B.17, subdivision 14, 115B.175 to 115B.179, and 115C.03, subdivision 9;

(3) money received in the form of gifts, grants, reimbursement, or appropriation from any source for any of the purposes provided in subdivision 2, except federal grants; ~~and~~

(4) money received from revenue bonds sold under section 116.156 and placed in a special bond proceeds account; and

(5) interest accrued on the fund.

Sec. 36. **[116.156] CLOSED LANDFILL CLEANUP REVENUE BONDS.**

Subdivision 1. **Bonding authority.** (a) The commissioner of finance, if requested by the commissioner of the Pollution Control Agency, shall sell and issue state revenue bonds for the following purposes:

(1) to take actions related to hazardous substances, pollutants, or contaminants at and from qualified landfill facilities as provided in section 115B.42, subdivision 2;

(2) to pay the costs of issuance, debt service, and bond insurance or other credit enhancements and to fund reserves; and

(3) to refund bonds issued under this section.

(b) The amount of bonds that may be issued for the purposes of paragraph (a), clause (1), may not exceed $25,000,000. The amount of bonds that may be issued for the purposes of paragraph (a), clauses (2) and (3), is not limited.

Subd. 2. **Procedure.** The commissioner of finance may sell and issue the bonds on the terms and conditions the commissioner of finance determines to be in the best interests of the state. The bonds may be sold at public or private sale. The commissioner of finance may enter any agreements or pledges the commissioner of finance determines necessary or useful to sell the bonds that are not inconsistent with this section. Sections 16A.672 to 16A.675 apply to the bonds. The proceeds of the bonds issued under this section must be credited to a special bond proceeds account in the remediation fund and are appropriated to the commissioner of the Pollution Control Agency for the purposes specified in subdivision 1.

Subd. 3. **Revenue sources.** The debt service on the bonds is payable only from the following sources:

(1) the remediation fund; and

(2) other revenues pledged to the payment of the bonds.

Subd. 4. **Refunding bonds.** The commissioner of finance may issue bonds to refund outstanding bonds issued under subdivision 1, including the payment of any redemption premiums on the bonds and any interest accrued or to accrue to the first redemption date after delivery of the refunding bonds. The proceeds of the refunding bonds may, in the discretion of the commissioner of finance, be applied to the purchases or payment at maturity of the bonds to be refunded, or the redemption of the outstanding bonds on the first redemption date after delivery of the refunding bonds and may, until so used, be placed in escrow to be applied to the purchase, retirement, or redemption. Refunding bonds issued under this subdivision must be issued and secured in the manner provided by the commissioner of finance.

Subd. 5. **Not a general or moral obligation.** Bonds issued under this section are not public debt, and the full faith, credit, and taxing powers of the state are not pledged for their payment. The bonds may not be paid, directly in whole or in part from a tax of statewide application on any class of property, income, transaction, or privilege. Payment of the bonds is limited to the revenues explicitly authorized to be pledged under this section. The state neither makes nor has a moral obligation to pay the bonds if the pledged revenues and other legal security for them is insufficient.

Subd. 6. **Trustee.** The commissioner of finance may contract with and appoint a trustee for bondholders. The trustee has the powers and authority vested in it by the commissioner of finance under the bond and trust indentures.

Subd. 7. **Pledges.** Any pledge made by the commissioner of finance is valid and binding from the time the pledge is made. The money or property pledged and later received by the commissioner of finance is immediately subject to the lien of the pledge without any physical delivery of the property or money or further act, and the lien of any pledge is valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the commissioner of finance, whether or not those parties have notice of the lien or pledge. Neither the order nor any other instrument by which a pledge is created need be recorded.

Subd. 8. **Bonds; purchase and cancellation.** The commissioner of finance, subject to agreements with bondholders that may then exist, may, out of any money available for the purpose, purchase bonds of the commissioner of finance at a price not exceeding (1) if the bonds are then redeemable, the redemption price then applicable plus accrued interest to the next interest payment date thereon, or (2) if the bonds are not redeemable, the redemption price applicable on the first date after the purchase upon which the bonds become subject to redemption plus accrued interest to that date.

Subd. 9. **State pledge against impairment of contracts.** The state pledges and agrees with the holders of any bonds that the state will not limit or alter the rights vested in the commissioner of finance to fulfill the terms of any agreements made with the bondholders, or in any way impair the rights and remedies of the holders until the bonds, together with interest on them, with interest on any unpaid installments of interest, and all costs and expenses in connection with any action or proceeding by or on behalf of the bondholders, are fully met and discharged. The commissioner of finance may include this pledge and agreement of the state in any agreement with the holders of bonds issued under this section.

Sec. 37. **[116.195] BENEFICIAL USE OF WASTEWATER; CAPITAL GRANTS FOR DEMONSTRATION PROJECTS.**

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

(b) "Agency" means the Pollution Control Agency.

(c) "Beneficial use of wastewater" means use of the effluent from a wastewater treatment plant that replaces use of groundwater.

(d) "Capital project" means the acquisition or betterment of public land, buildings, and other public improvements of a capital nature for the treatment of wastewater intended for beneficial use. Capital project includes projects to retrofit, expand, or construct new treatment facilities.

Subd. 2. **Grants for capital project design.** The agency shall make grant awards to political subdivisions for up to 50 percent of the costs to predesign and design capital projects that demonstrate the beneficial use of wastewater. The maximum amount for a grant under this subdivision is $500,000. The grant agreement must provide that the predesign and design work being funded is public information and available to anyone without charge. The agency must make the predesign and design work available on its Web site.

Subd. 3. **Grants for capital project implementation.** The agency shall make grant awards to political subdivisions for up to 50 percent of the costs to acquire, construct, install, furnish, and equip capital projects that demonstrate the beneficial use of wastewater. The political subdivision must submit design plans and specifications to the agency as part of the application.

The agency must consult with the Public Facilities Authority and the commissioner of natural resources in reviewing and ranking applications for grants under this section.

The application must identify the uses of the treated wastewater and greater weight will be given to applications that include a binding commitment to participate by the user or users.

The agency must give preference to projects that will reduce use of the greatest volume of groundwater from aquifers with the slowest rate of recharge.

Subd. 4. **Application form; procedures.** The agency shall develop an application form and procedures.

Subd. 5. **Reports.** The agency shall report by February 1 of each year to the chairs of the house and senate committees with jurisdiction over environment policy and finance and capital investment on the grants made and projects funded under this section. For each demonstration project funded, the report must include information on the scale of water constraints for the area, the volume of treated wastewater supply, the quality of treated wastewater supplied and treatment implications for the industrial user, impacts to stream flow and downstream users, and any considerations related to water appropriation and discharge permits.

Sec. 38. Minnesota Statutes 2006, section 116J.423, is amended by adding a subdivision to read:

Subd. 2a. **Grants authorized.** Notwithstanding subdivision 2, the commissioner may use money in the fund to make grants to a county, or to a county regional rail authority as appropriate, for public infrastructure needed to support an eligible project under this section. Grant money may be used by the county or regional rail authority to acquire right-of-way and mitigate loss of wetlands and runoff of storm water; to predesign, design, construct, and equip roads and rail lines; and, in cooperation with municipal utilities, to predesign, design, construct, and equip natural gas pipelines, electric infrastructure, water supply systems, and wastewater collection and treatment systems. Grants made under this subdivision are available until expended.

Sec. 39. Minnesota Statutes 2006, section 119A.45, is amended to read:

119A.45 EARLY CHILDHOOD LEARNING AND CHILD PROTECTION FACILITIES.

Subdivision 1. **Grant authority.** The commissioner may make grants to state agencies and political subdivisions to construct or rehabilitate facilities for early childhood programs, ~~with priority to centers in counties or municipalities with the highest percentage of children living in poverty. The commissioner may also make grants to state agencies and political subdivisions to construct or rehabilitate facilities for~~ crisis nurseries, or parenting time centers. The following requirements apply:

(a) The facilities must be owned by the state or a political subdivision, but may be leased under section 16A.695 to organizations that operate the programs. The commissioner must prescribe the terms and conditions of the leases.

(b) A grant for an individual facility must not exceed ~~$200,000~~ $300,000 for each program that is housed in the facility, up to a maximum of ~~$500,000~~ $750,000 for a facility that houses three programs or more. Programs include Head Start, ~~early childhood and family education programs~~ School Readiness, Early Childhood Family Education, licensed child care, and other early childhood intervention programs.

(c) State appropriations must be matched on a 50 percent basis with nonstate funds. The matching requirement must apply programwide and not to individual grants.

Subd. 2. **Grant priority.** (a) The commissioner must give priority to:

(1) projects in counties or municipalities with the highest percentage of children living in poverty;

(2) grants that involve collaboration among sponsors of programs under this section; and

(3) grants for programs that utilize Youthbuild under sections 116L.361 to 116L.366 for at least 25 percent of each grant awarded or $50,000 of the labor portion of the construction, whichever is less, if:

(i) the work is appropriate for Youthbuild, as mutually agreed upon by the grantee and the local Youthbuild program, considering safety and skills needed;

(ii) it is demonstrated by Youthbuild that using Youthbuild will not increase the overall cost of the project; and

(iii) eligible programs consult with appropriate labor organizations to deliver education and training.

(b) The commissioner may give priority to:

(1) projects that collaborate with child care providers, including all-day and school-age child care programs, special needs care, sick child care, nontraditional hour care, and programs that include services to refugee and immigrant families~~. The commissioner may give priority to~~ ; and

(2) grants for programs that will increase their child care workers' wages as a result of the grant. ~~If there is work that is appropriate for youthbuild, as mutually agreed upon by the grantee and the local youthbuild program, considering safety and skills needed, and if it is demonstrated by youthbuild that using youthbuild will not increase the overall cost of the project, then priority must be given to grants for programs that utilize youthbuild under sections 116L.361 to 116L.366 for at least 25 percent of each grant awarded or $50,000, whichever is less, of the labor portion of the construction. Eligible programs~~

~~must consult with appropriate labor organizations to deliver education and training. State appropriations must be matched on a 50 percent basis with nonstate funds. The matching requirement must apply programwide and not to individual grants.~~

Sec. 40. **[137.61] PURPOSE.**

(a) Sections 137.61 to 137.64 provide for a biomedical science research funding program to further the investment in biomedical science research facilities in Minnesota to benefit the state's economy, advance the biomedical technology industry, benefit human health, and facilitate research collaboration between the University of Minnesota and other private and public institutions in this state.

(b) For the purposes of the Department of Finance debt management guidelines, appropriations under section 137.64 must be treated the same as appropriations for the stadium under section 137.54.

Sec. 41. **[137.62] DEFINITIONS.**

Subdivision 1. **Applicability.** The definitions in this section apply to sections 137.51 to 137.60.

Subd. 2. **Biomedical science research facility.** "Biomedical science research facility" means a facility located on the campus of the University of Minnesota to be used as a research facility and laboratory for biomedical science and biomedical technology. A hospital licensed under sections 144.50 to 144.56 is not a biomedical science research facility.

Subd. 3. **Commissioner.** "Commissioner" means the commissioner of finance.

Subd. 4. **Project costs.** "Project costs" means the sum of all obligations incurred, paid, or to be paid that are reasonably required for the design, construction, and completion of the project, including, but not limited to:

(1) site acquisition;

(2) soil and environmental testing, surveys, estimates, plans and specifications, supervision of construction, and other engineering and architectural services;

(3) payments under construction contracts and payments for performance bonds; and

(4) purchase and installation of furniture, fixtures, and equipment.

Subd. 5. **Project.** "Project" means the acquisition, construction, improvement, expansion, repair, or rehabilitation of all or part of a structure, facility, infrastructure, or equipment necessary for a biomedical science research facility approved by the Board of Regents.

Sec. 42. **[137.63] BIOMEDICAL SCIENCE RESEARCH FACILITIES FUNDING PROGRAM.**

Subdivision 1. **Program established.** A biomedical science research facilities funding program is established to provide appropriations to the Board of Regents of the University of Minnesota for up to two-thirds of the project costs for each of four projects approved by the Board of Regents under section 137.64.

Subd. 2. **Project requirements.** The Board of Regents of the University of Minnesota, either acting on its own or in collaboration with another private or public entity, must pay at least one-third of the project costs for each of four projects. The board must not use tuition revenue to pay for the university's share of the costs for the projects approved under section 137.64.

Sec. 43. **[137.64] CONDITIONS FOR PAYMENTS TO UNIVERSITY.**

Subdivision 1. **Certifications.** Before the commissioner may make any payments authorized in this section to the Board of Regents for a biomedical science research facility project, the commissioner must certify that the board has, by board resolution, approved the maximum project cost for the project and complied with the requirements of section 137.63, subdivision 2. For each project approved by the board, the board must certify to the commissioner the amount of the annual payments of principal and interest required to service each series of bonds issued by the University of Minnesota for the project, and the actual amount of the state's annual payment to the University of Minnesota under subdivision 2. The annual payment must not exceed the state's share of the amount required to service the bonds issued for the project costs.

Subd. 2. **Payments.** On July 1 of each year after the certification under subdivision 1, but no earlier than July 1, 2009, and for so long thereafter as any bonds issued by the board for the construction of a project are outstanding, the state must transfer to the board annual payments as certified under subdivision 1, up to the maximum amounts in the appropriation schedule under subdivision 3. Payments under this section are to reimburse the Board of Regents for the state's share of the project costs for the biomedical science research facility projects provided that the bonds issued to pay the state's share of such costs shall not exceed $195,600,000.

Subd. 3. **Appropriations.** Annual appropriations are made from the general fund to the commissioner of finance for transfer to the Board of Regents, as follows:

(1) up to $1,000,000 is appropriated in fiscal year 2010;

(2) up to $4,000,000 is appropriated in fiscal year 2011;

(3) up to $9,000,000 is appropriated in fiscal year 2012;

(4) up to $14,000,000 is appropriated in fiscal year 2013;

(5) up to $16,000,000 is appropriated in fiscal year 2014; and

(6) up to $16,575,000 is appropriated in fiscal year 2015 and each year thereafter, up to 25 years following the certification of the last project by the commissioner.

Subd. 4. **Report to legislature.** The Board of Regents must report to the committees of the legislature with responsibility for capital investment by January 15 of each even-numbered year on the biomedical science research facility projects authorized under this section. The report must at a minimum include for each project, the total cost, the number of researchers, research grants, and the amount of debt issued by the Board.

Subd. 5. **Reinvestment.** The Board of Regents must, to the extent permitted under federal law, place a priority on reducing the state's share of project costs by dedicating a share of the proceeds from any commercialization or licensing revenues attributable to research conducted in the biomedical science facilities to reduce the state's payment of debt service.

Subd. 6. **Services to individuals and firms.** Consistent with its mission and governing policies and the requirements for tax exempt bonds, the university shall make available laboratory and other services on a fee-for-service basis to individuals and firms in the bioscience industry in Minnesota. The university will not assert patent rights when providing services that do not involve its innovative intellectual contributions.

Sec. 44. **[137.65] NO FULL FAITH AND CREDIT.**

Any bonds or other obligations issued by the board under this act, are not public debt of the state, and the full faith and credit and taxing powers of the state are not pledged for their payment, or of any payments that the state agrees to make under this act.

Sec. 45. Minnesota Statutes 2006, section 462A.21, is amended by adding a subdivision to read:

Subd. 32. **Nonprofit housing bonds account.** The agency may establish a nonprofit housing bond account as a separate account within the housing development fund. Proceeds of nonprofit housing bonds and payments made by the state pursuant to section 462A.36 may be deposited in the account. The agency may transfer the proceeds of nonprofit housing bonds to another account within the housing development fund that it determines appropriate to accomplish the purposes for which the bonds are authorized under section 462A.36.

Sec. 46. **[462A.36] NONPROFIT HOUSING BONDS; AUTHORIZATION; STANDING APPROPRIATION.**

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

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

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

(d) "Nonprofit housing bonds" means bonds issued by the agency under this chapter that are "qualified 501(c)(3) bonds" (within the meaning of Section 145(a) of the Internal Revenue Code) or are not "private activity bonds" (within the meaning of Section 141(a) of the Internal Revenue Code) for the purpose of financing or refinancing affordable housing authorized under this chapter.

Subd. 2. **Appropriation of debt service; payment to agency or trustee.** (a) Up to $2,400,000 annually is appropriated from the general fund for deposit in the nonprofit housing bond account established in section 462A.21, subdivision 32, to pay the debt service on nonprofit housing bonds. The appropriation may be made for no more than 20 years, commencing with the fiscal year beginning July 1, 2009.

(b) On July 1 of each year, but no earlier than July 1, 2009, and for so long as any nonprofit housing bonds are outstanding, the state must transfer from the general fund to the nonprofit housing bond account established under section 462A.21, subdivision 32, the amount of debt service payable in the fiscal year certified by the agency to the commissioner of finance, not to exceed $2,400,000 annually.

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

Subd. 3. **No full faith and credit.** The nonprofit housing bonds are not public debt of the state, and the full faith and credit and taxing powers of the state are not pledged to the payment of the nonprofit housing bonds or to any payment that the state agrees to make under this section. The bonds must contain a conspicuous statement to such effect.

Subd. 4. **Authorization.** The agency may issue up to $30 million of nonprofit housing bonds in one or more series to which the payments made pursuant to this section may be pledged. The nonprofit housing bonds authorized in this subdivision may be issued for the purpose of making loans, on terms and conditions the agency deems appropriate, to finance the costs of the construction, acquisition, preservation, and rehabilitation of permanent supportive housing for individuals and families who: (1) either have been without a permanent residence for at least 12 months or at least four times in the last three years; or (2) are at significant risk of lacking a permanent residence for 12 months or at least four times in the last three years. An insubstantial portion of the bond proceeds may be used for permanent supportive housing for individuals and families experiencing homelessness who do not meet the criteria of the previous sentence. For purposes of this subdivision, "permanent supportive housing" means housing that is not time-limited and provides or coordinates with linkages to services necessary for residents to maintain housing stability and maximize opportunities for education and employment.

Sec. 47. Laws 1997, chapter 21, section 1, is amended to read:

Section 1. **NASHWAUK GAS UTILITY.**

The city of Nashwauk may construct and own one gas distribution line connecting an area recently acquired by the city, and not currently served by a natural gas utility, with a natural gas pipeline serving the region. ~~Solely for the purpose of operating this gas line, and distributing gas to customers located in the recently acquired area,~~ The city may establish a municipal gas utility without the election required under Minnesota Statutes, section 412.321, subdivision 2, for the purpose of constructing, owning, and operating this and other gas pipelines, and distributing gas to customers located within the municipal boundaries of Nashwauk and to customers located within neighboring municipalities.

EFFECTIVE DATE. This section is effective the day after compliance by the city of Nashwauk with Minnesota Statutes, section 645.021, subdivision 3.

Sec. 48. Laws 2003, First Special Session chapter 20, article 1, section 12, subdivision 3, is amended to read:

Subd. 3. **Wastewater Infrastructure Funding Program**	~~15,000,000~~ 13,500,000

To the public facilities authority for grants to eligible municipalities under the wastewater infrastructure program established in Minnesota Statutes, section 446A.072.

To the greatest practical extent, the authority should use the grants for projects on the 2002 project priority list in priority order to qualified applicants that submit plans and specifications to the pollution control agency or receive a funding commitment from

USDA rural development before December 1, 2003.

~~$1,500,000 is for grants to the Larsmont portion of the Knife River-Larsmont sanitary district. This appropriation must be used to reduce the amount of the municipality's loan from the water pollution revolving fund that exceeds five percent of the market value of the properties in the project service area. This appropriation is in addition to grants from other appropriations.~~

Sec. 49. Laws 2005, chapter 20, article 1, section 7, subdivision 21, is amended to read:

Subd. 21. **State Park and Recreation Area Acquisition**	2,500,000

For acquisition of land under Minnesota Statutes, section 86A.05, subdivisions 2 and 3, from willing sellers of private lands within state park and recreation area boundaries established by law.

$500,000 is to purchase land within the boundaries of Greenleaf Lake state ~~park~~ <u>recreation area</u> in Meeker county.

Sec. 50. Laws 2005, chapter 20, article 1, section 17, is amended to read:

Sec. 17. **PUBLIC SAFETY**	**642,000**

To the commissioner of public safety for a grant to the <u>Economic Development Authority in and for the</u> city of Blue Earth to acquire land for and to predesign, design, construct, furnish, and equip a fire and police station. This appropriation is not available until the commissioner of finance has determined that at least an equal amount has been committed to the project from nonstate sources.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 51. Laws 2005, chapter 20, article 1, section 23, subdivision 8, is amended to read:

Subd. 8. **Lewis and Clark Rural Water System, Inc.**	2,000,000

This appropriation is from the general fund to the Public Facilities Authority for grants to the ~~city of Luverne, city of Worthington Public Utilities, Lincoln-Pipestone rural water system, and Rock County rural water system~~ Lewis and Clark Joint Powers Board to acquire land, predesign, design, construct, furnish, and equip ~~one or more~~ water transmission and storage facilities ~~to accommodate the connection with~~ of the Lewis and Clark Rural Water System, Inc. that will serve southwestern Minnesota.

~~The grants~~ Payment to the Lewis and Clark Rural Water System, Inc., must be ~~awarded to projects~~ approved by the Lewis and Clark Joint Powers Board.

This appropriation is available only to the extent that each $1 of state money is matched by at least $1 of local money paid to the Lewis and Clark Rural Water System, Inc. ~~for each $1 of state money to be used to reimburse costs incurred on eligible projects.~~

This appropriation is the first phase of the state share for the Lewis and Clark Rural Water System, Inc. project as defined in the federal Lewis and Clark Rural Water System Act of 2000.

Sec. 52. Laws 2005, chapter 20, article 1, section 23, subdivision 11, as amended by Laws 2006, chapter 171, section 1, is amended to read:

Subd. 11. **Redevelopment Account** 15,000,000

For purposes of the redevelopment account created in Minnesota Statutes, section 116J.571.

$5,000,000 cumulatively is for grants to the counties of Ramsey and Anoka for public improvements to the portions of County Road J located within each county, including predesign and design, the acquisition of interests in land, and the repayment of loans the proceeds of which were used for the public improvements. The grants to the individual counties shall be in amounts proportionate to the individual counties' costs associated with the public improvements. This grant is exempt from the requirements of Minnesota Statutes, sections 116J.572 to 116J.575.

$1,000,000 is for a grant to the city of Willmar to pay part of the cost of acquiring land for the new city airport and to construct, furnish, and equip hangars and a precision lighting system at the airport, to relocate RCO communications equipment from the old airport to the new airport, to design and construct ramp and taxiway expansions, and security fencing. Notwithstanding Minnesota Statutes, section 116J.575, no match is required for this project.

$600,000 is for a grant to the city of Rushford to acquire real property for, and to design, construct, and renovate, furnish, and equip a facility for the Institute of Nanotechnology.

Sec. 53. Laws 2005, chapter 20, article 1, section 23, subdivision 16, is amended to read:

Subd. 16. **Minneapolis**

(a) Minnesota Planetarium	22,000,000

For a grant to ~~the city of Minneapolis~~ Hennepin County to complete design and to construct, furnish, and equip a new Minnesota planetarium and space discovery center in conjunction with the Minneapolis downtown library.

(b) Heritage Park

Any unspent balance remaining on December 31, 2004, in the appropriation made by Laws 2000, chapter 492, article 1, section 22, subdivision 10, for a grant to the city of Minneapolis, may be used by the city for improvements to the Heritage Park project.

(c) Minnesota Shubert Center	1,000,000

For a grant to the city of Minneapolis to predesign and design and provide for related capital costs for an associated atrium to create the Minnesota Shubert Center.

Sec. 54. Laws 2006, chapter 258, section 7, subdivision 7, is amended to read:

Subd. 7. **Lake Superior safe harbors**	3,000,000

To design and construct capital improvements to public accesses and small craft harbors on Lake Superior in accordance with Minnesota Statutes, sections 86A.20 to 86A.24, and in cooperation with the United States Army Corps of Engineers.

This appropriation may be used to develop the harbor of refuge and marina at Two

Harbors and is added to the appropriations in Laws 1998, chapter 404, section 7, subdivision 24; and Laws 2000, chapter 492, article 1, section 7, subdivision 21, as amended by Laws 2005, chapter 20, article 1, section 42. Notwithstanding those laws, the commissioner may proceed with the Two Harbors project by providing up to $625,000 to complete the design specifications and environmental work currently underway and proceed with the remaining money for the project upon securing an agreement with the U.S. Army Corps of Engineers that commits federal expenditures of at least $4,000,000 to the project.

Sec. 55. Laws 2006, chapter 258, section 7, subdivision 11, is amended to read:

Subd. 11. **Water control structures**	1,000,000

To rehabilitate or replace water control structures used to manage shallow lakes and wetlands for waterfowl habitat on wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8, or for the purposes of public water reserves under Minnesota Statutes, section 97A.101.

Sec. 56. Laws 2006, chapter 258, section 7, subdivision 22, is amended to read:

Subd. 22. **Regional trails**	1,133,000

For matching grants under Minnesota Statutes, section 85.019, subdivision 4b.

$648,000 is for the Agassiz Recreational ATV Trail. Snowmobile trail grant money received under Minnesota Statutes, section 84.83, subdivision 3, and all-terrain vehicle trail grant money received under Minnesota

Statutes, section 84.927, subdivision 2, may be counted as part of the county's required 50 percent nonstate match.

$485,000 is for a grant to the Central Minnesota Regional Parks and Trails Coordination Board to design, engineer, and construct 6.3 miles of trail and two parking areas along the Mississippi River in Sherburne County, to be known as Xcel Energy Great River Woodland Trail.

Sec. 57. Laws 2006, chapter 258, section 16, subdivision 5, is amended to read:

Subd. 5. **Northeast Minnesota rail initiative** ~~1,300,000~~

(a) Heritage and Arts Center 400,000

For a grant to St. Louis County to renovate the St. Louis County Heritage and Arts Center (the Duluth Depot).

(b) Passenger Rail Service 900,000

~~and to match federal money for~~ For a grant to the St. Louis and Lake County Regional Rail Authority for Phase 1 of preliminary engineering, environmental studies, and construction of the rail line, railway stations, park-and-ride lots, and other railroad appurtenances necessary to facilitate the return of intercity and commuter/passenger rail service within Duluth and the Duluth/Twin Cities rail corridor.

Sec. 58. Laws 2006, chapter 258, section 21, subdivision 6, is amended to read:

Subd. 6. **Redevelopment Account** 9,000,000

For purposes of the redevelopment account under Minnesota Statutes, section 116J.571.

$800,000 is for a grant to the city of Worthington to remediate contaminated soil and redevelop the site of the former Campbell Soup factory. This grant is exempt from the requirements of Minnesota Statutes, sections 116J.572 to 116J.575.

$250,000 is for a grant to the city of Winona to predesign facilities for a multipurpose events center and arena to be used for the Shakespeare Festival ~~as part of the riverfront redevelopment plan~~, Beethoven Festival, and Winona State University events. This grant is exempt from the requirements of Minnesota Statutes, sections 116J.572 to 116J.575.

Sec. 59. Laws 2006, chapter 258, section 21, subdivision 14, is amended to read:

Subd. 14. **Itasca County - infrastructure**	12,000,000

For a grant to Itasca County for public infrastructure needed to support a steel plant in Itasca County ~~or an innovative energy project in Itasca County under Minnesota Statutes, section 216B.1694, that uses clean energy technology as defined in Minnesota Statutes, section 216B.1693, or both~~ and economic development projects in the surrounding area. Grant money may be used by Itasca County to acquire right-of-way and mitigate loss of wetlands and runoff of storm water, to predesign, design, construct, and equip roads and rail lines, and, in cooperation with ~~municipal public utilities~~ Nashwauk Municipal Utility, to predesign, design, construct, and equip natural gas pipelines, electric infrastructure, water supply systems, and wastewater collection and treatment systems.

Up to $4,000,000 of this appropriation may be spent before the full financing for either project has been closed.

Sec. 60. Laws 2006, chapter 258, section 21, subdivision 15, is amended to read:

Subd. 15. **Lewis and Clark Rural Water System, Inc.** 3,282,000

This appropriation is from the general fund to the Public Facilities Authority for grants to the ~~city of Luverne, city of Worthington Public Utilities, Lincoln-Pipestone rural water system, and Rock County rural water system~~ Lewis and Clark Joint Powers Board to acquire land, predesign, design, construct, furnish, and equip ~~one or more~~ water transmission and storage facilities ~~to accommodate the connection with~~ of the Lewis and Clark Rural Water System, Inc. that will serve southwestern Minnesota.

~~The grants~~ Payment to the Lewis and Clark Rural Water System, Inc. must be ~~awarded to projects~~ approved by the Lewis and Clark Joint Powers Board.

This appropriation is available to the extent that each $1 of state money is matched by at least $1 of local money paid to the Lewis and Clark Rural Water System, Inc. ~~to reimburse the system for costs incurred on eligible projects.~~

Sec. 61. Laws 2006, chapter 258, section 23, subdivision 3, is amended to read:

Subd. 3. **Historic Fort Snelling Museum and Visitor Center** 1,100,000

To design ~~the restoration and renovation of the 1904 Cavalry Barracks Building for~~ the historic Fort Snelling Museum and Visitor Center and other site improvements to revitalize historic Fort Snelling.

Sec. 62. Laws 2006, chapter 282, article 11, section 2, subdivision 6, is amended to read:

Subd. 6. **Itasca County infrastructure** 11,500,000

For transfer to the Minnesota minerals 21st century fund for a grant to Itasca County to design, construct, and equip roads, rail lines, and in cooperation with Nashwauk Municipal Utility to predesign, design, construct, and equip electric infrastructure, natural gas pipelines, water supply systems, or wastewater collection and treatment systems for a steel plant in Itasca County. Of this amount, up to $500,000 may be used for other mineral related projects in the taconite relief area. This is a onetime appropriation.

Sec. 63. **STAKEHOLDER CONSULTATION; REPORT.**

(a) The Minnesota Housing Finance Agency shall meet with the stakeholders described in paragraph (b) for the following purposes:

(1) to consider the use of 501(c)(3) bonds as a means to prevent residential mortgage foreclosures and to address the effects of widespread residential mortgage foreclosures;

(2) to consider means to make community activity set aside (CASA) mortgages more accessible to neighborhood land trusts; and

(3) to consider alternative tax classifications for neighborhood land trust properties to make taxation of such properties more equitable and to provide an incentive for greater utilization of neighborhood land trusts.

(b) The stakeholders referenced in paragraph (a) must include individuals with experience in community land trusts, providers of mortgage foreclosure prevention services, bankers, individuals who have experienced mortgage foreclosure, legal aid attorneys, and a representative of the property tax division of the Department of Revenue.

(c) The Minnesota Housing Finance Agency shall report the results and recommendations of the meetings under paragraph (a) to the legislative committees with jurisdiction over housing policy and finance by January 1, 2009.

Sec. 64. **REPORT ON EAST PHILLIPS CULTURAL AND COMMUNITY CENTER.**

The Metropolitan Council shall report by January 1, 2009, to the legislative committees with jurisdiction over capital investment on the terms of the grant agreement and progress on design and construction of the East Phillips Cultural and Community Center by the Minneapolis Park and Recreation Board with the appropriation in Laws 2006, chapter 258, section 17, subdivision 8.

Sec. 65. **EFFECTIVE DATE.**

Except as otherwise provided, this act is effective the day following final enactment.