

1.1 A bill for an act

1.2 relating to state government; designating the state fire museum; changing provisions

1.3 in state government operations; modifying enabling statutes for the Legislative

1.4 Commission on Cybersecurity; modifying provisions related to the Office of the

1.5 Legislative Auditor and the Legislative Audit Commission; authorizing forms of

1.6 collateral for state deposits; adding provisions for Hmong Special Guerilla Units

1.7 Remembrance Day; modifying procedures for challenging accuracy of government

1.8 data; modifying interagency agreements and intra-agency transfers; modifying

1.9 provisions relating to the Legislative Salary Council; modifying senate confirmation

1.10 process for appointee nominations; modifying the targeted small business

1.11 contracting program; modifying provisions related to the Regent Candidate

1.12 Advisory Council; modifying provisions related to the State Historical Society;

1.13 modifying the Healthy Eating, Here at Home program; modifying provisions

1.14 relating to the Mississippi River Parkway Commission membership terms;

1.15 modifying the classified status of several positions in public safety; eliminating

1.16 legislative action on collective bargaining agreements and arbitration decisions;

1.17 moving and modifying the Office of Collaboration and Dispute Resolution;

1.18 eliminating the Candidate Advisory Council; modifying the setting of a fee for

1.19 electric vehicle chargers for public use on the Capitol complex; requiring

1.20 compensation based on compensation data for law enforcement officers collective

1.21 bargaining agreements; modifying provisions related to local government; amending

1.22 Minnesota Statutes 2022, sections 3.303, subdivision 6; 3.855, subdivisions 2, 3,

1.23 5; 3.888, subdivision 5, by adding subdivisions; 3.97, subdivision 2; 3.972,

1.24 subdivision 3; 3.978, subdivision 2; 3.979, subdivisions 2, 3, by adding a

1.25 subdivision; 9.031, subdivision 3; 10.5805; 13.04, subdivision 4; 15.0395; 15.066,

1.26 by adding a subdivision; 15A.0825, subdivisions 1, 2, 3, 4; 16B.32, subdivisions

1.27 1, 1a; 16B.58, by adding a subdivision; 16B.87, subdivision 2; 16C.16, subdivisions

1.28 6, 6a, 7; 16C.19; 16C.36; 43A.06, subdivision 1; 43A.17, by adding a subdivision;

1.29 43A.18, subdivisions 1, 9; 118A.09, subdivisions 1, 2, 3; 137.0245, subdivision

1.30 2, by adding a subdivision; 138.081, subdivision 3; 138.665, subdivision 2; 138.912,

1.31 subdivisions 1, 2; 161.1419, subdivision 2; 179A.22, subdivision 4; 383B.32,

1.32 subdivision 2; 428A.01, by adding subdivisions; 428A.02, subdivision 1; 462A.22,

1.33 subdivision 10; 473.606, subdivision 5; 507.0945; proposing coding for new law

1.34 in Minnesota Statutes, chapters 1; 16B; 118A; 134; 428A; 471; repealing Minnesota

1.35 Statutes 2022, sections 16B.24, subdivision 13; 16B.323, subdivisions 1, 2;

1.36 16B.326; 43A.17, subdivision 9; 136F.03; 179.90; 179.91; 383B.75; 383B.751;

1.37 383B.752; 383B.753; 383B.754.

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

2.2 **ARTICLE 1**

2.3 **STATE GOVERNMENT**

2.4 Section 1. **[1.1471] STATE FIRE MUSEUM.**

2.5 The Bill and Bonnie Daniels Firefighters Hall and Museum in Minneapolis is designated
2.6 as the official state fire museum.

2.7 Sec. 2. Minnesota Statutes 2022, section 3.303, subdivision 6, is amended to read:

2.8 Subd. 6. **Grants; staff; space; equipment; contracts.** (a) The commission may make
2.9 grants, employ an executive director and other staff, and obtain office space, equipment,
2.10 and supplies necessary to perform its duties.

2.11 (b) The executive director may enter into contracts in compliance with section 3.225 to
2.12 provide necessary services and supplies for the house of representatives and the senate, and
2.13 for legislative commissions and joint legislative offices. A contract for professional or
2.14 technical services that is valued at more than \$50,000 may be made only after the executive
2.15 director has consulted with the chair and vice-chair of the commission.

2.16 Sec. 3. Minnesota Statutes 2022, section 3.855, subdivision 2, is amended to read:

2.17 Subd. 2. **Unrepresented state employee negotiations compensation.** (a) ~~The~~
2.18 ~~commissioner of management and budget shall regularly advise the commission on the~~
2.19 ~~progress of collective bargaining activities with state employees under the state Public~~
2.20 ~~Employment Labor Relations Act. During negotiations, the commission may make~~
2.21 ~~recommendations to the commissioner as it deems appropriate but no recommendation shall~~
2.22 ~~impose any obligation or grant any right or privilege to the parties.~~

2.23 ~~(b)~~ (a) The commissioner of management and budget shall submit to the chair of the
2.24 commission any ~~negotiated collective bargaining agreements, arbitration awards,~~
2.25 ~~compensation plans; or salaries for legislative approval or disapproval. Negotiated agreements~~
2.26 ~~shall be submitted within five days of the date of approval by the commissioner or the date~~
2.27 ~~of approval by the affected state employees, whichever occurs later. Arbitration awards~~
2.28 ~~shall be submitted within five days of their receipt by the commissioner.~~ prepared under
2.29 section 43A.18, subdivisions 2, 3, 3b, and 4. The chancellor of the Minnesota State Colleges
2.30 and Universities shall submit any compensation plan under section 43A.18, subdivision 3a.
2.31 If the commission disapproves a ~~collective bargaining agreement, award,~~ compensation

3.1 plan, or salary, the commission shall specify in writing to the parties those portions with
3.2 which it disagrees and its reasons. If the commission approves a ~~collective bargaining~~
3.3 ~~agreement, award,~~ compensation plan, or salary, it shall submit the matter to the legislature
3.4 to be accepted or rejected under this section.

3.5 ~~(e)~~ (b) When the legislature is not in session, the commission may give interim approval
3.6 to a ~~negotiated collective bargaining agreement, salary, or~~ compensation plan, ~~or arbitration~~
3.7 ~~award. When the legislature is not in session, failure of the commission to disapprove a~~
3.8 ~~collective bargaining agreement or arbitration award within 30 days constitutes approval.~~
3.9 The commission shall submit the ~~negotiated collective bargaining agreements, salaries, and~~
3.10 compensation plans, ~~or arbitration awards~~ for which it has provided approval to the entire
3.11 legislature for ratification at a special legislative session called to consider them or at its
3.12 next regular legislative session as provided in this section. Approval or disapproval by the
3.13 commission is not binding on the legislature.

3.14 ~~(d)~~ (c) When the legislature is not in session, the proposed ~~collective bargaining~~
3.15 ~~agreement, arbitration decision,~~ salary, or compensation plan must be implemented upon
3.16 its approval by the commission, and state employees covered by the proposed ~~agreement~~
3.17 ~~or arbitration decision~~ plan or salary do not have the right to strike while the interim approval
3.18 is in effect. ~~Wages and economic fringe benefit increases provided for in the agreement or~~
3.19 ~~arbitration decision paid in accordance with the interim approval by the commission are~~
3.20 ~~not affected, but the wages or benefit increases must cease to be paid or provided effective~~
3.21 ~~upon the rejection of the agreement, arbitration decision, salary, or compensation plan, or~~
3.22 ~~upon adjournment of the legislature without acting on it.~~

3.23 Sec. 4. Minnesota Statutes 2022, section 3.855, subdivision 3, is amended to read:

3.24 Subd. 3. **Other salaries and compensation plans.** The commission shall also:

3.25 (1) review and approve, reject, or modify a plan for compensation and terms and
3.26 conditions of employment prepared and submitted by the commissioner of management
3.27 and budget under section 43A.18, subdivision 2, covering all state employees who are not
3.28 represented by an exclusive bargaining representative and whose compensation is not
3.29 provided for by chapter 43A or other law;

3.30 (2) review and approve, reject, or modify a plan for total compensation and terms and
3.31 conditions of employment for employees in positions identified as being managerial under
3.32 section 43A.18, subdivision 3, whose salaries and benefits are not otherwise provided for
3.33 in law or other plans established under chapter 43A;

4.1 (3) review and approve, reject, or modify recommendations for salaries submitted by
4.2 the governor or other appointing authority under section 15A.0815, subdivision 5, covering
4.3 agency head positions listed in section 15A.0815;

4.4 (4) review and approve, reject, or modify recommendations for salary range of officials
4.5 of higher education systems under section 15A.081, subdivision 7c;

4.6 (5) review and approve, reject, or modify plans for compensation, terms, and conditions
4.7 of employment proposed under section 43A.18, subdivisions 3a, 3b, and 4; and

4.8 (6) review and approve, reject, or modify the plan for compensation, terms, and conditions
4.9 of employment of classified employees in the office of the legislative auditor under section
4.10 3.971, subdivision 2.

4.11 Sec. 5. Minnesota Statutes 2022, section 3.855, subdivision 5, is amended to read:

4.12 Subd. 5. **Information required.** The commissioner of management and budget must
4.13 submit to the Legislative Coordinating Commission the following information with the
4.14 submission of a ~~collective bargaining agreement or compensation plan under subdivisions~~
4.15 subdivision 2 and 3:

4.16 (1) for each agency and for each proposed ~~agreement or plan~~, a comparison of biennial
4.17 compensation costs under the current ~~agreement or plan~~ to the projected biennial
4.18 compensation costs under the proposed ~~agreement or plan~~, paid with funds appropriated
4.19 from the general fund;

4.20 (2) for each agency and for each proposed ~~agreement or plan~~, a comparison of biennial
4.21 compensation costs under the current ~~agreement or plan~~ to the projected biennial
4.22 compensation costs under the proposed ~~agreement or plan~~, paid with funds appropriated
4.23 from each fund other than the general fund;

4.24 (3) for each agency and for each proposed ~~agreement or plan~~, an identification of the
4.25 amount of the additional biennial compensation costs that are attributable to salary and
4.26 wages and to the cost of nonsalary and nonwage benefits; and

4.27 (4) for each agency, for clauses (1) to (3), the impact of the aggregate of all ~~agreements~~
4.28 ~~and plans~~ being submitted to the commission.

5.1 Sec. 6. Minnesota Statutes 2022, section 3.888, is amended by adding a subdivision to
5.2 read:

5.3 Subd. 1a. **Definition.** (a) For purposes of this section, the following term has the meaning
5.4 given.

5.5 (b) "Security records" means data, documents, recordings, or similar that:

5.6 (1) were originally collected, created, received, maintained, or disseminated by a member
5.7 of the commission during a closed meeting or a closed portion of a meeting; and

5.8 (2) are security information as defined by section 13.37, subdivision 1, or otherwise
5.9 pertain to cybersecurity briefings and reports; issues related to cybersecurity systems; or
5.10 deficiencies in or recommendations regarding cybersecurity services, infrastructure, and
5.11 facilities, if disclosure of the records would pose a danger to or compromise cybersecurity
5.12 infrastructure, facilities, procedures, or responses.

5.13 Sec. 7. Minnesota Statutes 2022, section 3.888, subdivision 5, is amended to read:

5.14 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.
5.15 The meetings of the commission are subject to section 3.055, except that the commission
5.16 may close a meeting when necessary to safeguard the state's cybersecurity. ~~The minutes,~~
5.17 ~~recordings, and documents from a closed meeting under this subdivision~~ Security records
5.18 shall be maintained by the Legislative Coordinating Commission and shall not be made
5.19 available to the public until at least eight years but no more than 20 years after the date of
5.20 the closed meeting.

5.21 Sec. 8. Minnesota Statutes 2022, section 3.888, is amended by adding a subdivision to
5.22 read:

5.23 Subd. 5a. **Closed meetings procedures.** The commission must adopt procedures for
5.24 conducting closed meetings before the commission's first closed meeting. At a minimum,
5.25 the procedures must include:

5.26 (1) a requirement to provide notice to the public, when practicable, before each closed
5.27 meeting of the commission's intent and authority to hold a closed meeting or to hold a closed
5.28 session during an otherwise open meeting;

5.29 (2) a requirement that the commission minimize the number of people present at a closed
5.30 meeting to those necessary to conduct the meeting;

6.1 (3) a requirement that votes shall not be taken during a closed meeting or a closed portion
6.2 of a meeting pursuant to this section;

6.3 (4) steps the commission must take if a commission member is alleged to have violated
6.4 the confidentiality of a closed meeting; and

6.5 (5) guidance for the Legislative Coordinating Commission for the public release of
6.6 security records following the eight year record requirement in subdivision 5. The meetings
6.7 of the Legislative Coordinating Commission under this subdivision are exempt from section
6.8 3.055 when necessary to safeguard the confidentiality of security records.

6.9 Sec. 9. Minnesota Statutes 2022, section 3.888, is amended by adding a subdivision to
6.10 read:

6.11 Subd. 5b. **Alleged member closed meeting confidentiality violations.** Notwithstanding
6.12 any law to the contrary, if a complaint alleging a member violated the confidentiality of a
6.13 closed meeting is brought to a legislative committee with jurisdiction over ethical conduct,
6.14 the committee with jurisdiction over ethical conduct must preserve the confidentiality of
6.15 the closed meeting at issue.

6.16 Sec. 10. Minnesota Statutes 2022, section 3.97, subdivision 2, is amended to read:

6.17 Subd. 2. **Membership; terms; meetings; compensation; powers.** The Legislative Audit
6.18 Commission consists of:

6.19 (1) three members of the senate appointed by the ~~Subcommittee on Committees of the~~
6.20 ~~Committee on Rules and Administration of the senate~~ majority leader;

6.21 (2) three members of the senate appointed by the senate minority leader;

6.22 (3) three members of the house of representatives appointed by the speaker of the house;
6.23 and

6.24 (4) three members of the house of representatives appointed by the house of
6.25 representatives minority leader.

6.26 Members shall serve until replaced, or until they are not members of the legislative body
6.27 from which they were appointed. Appointing authorities shall fill vacancies on the
6.28 commission within 30 days of a vacancy being created.

6.29 The commission shall meet in January of each odd-numbered year to elect its chair and
6.30 vice-chair. They shall serve until successors are elected. The chair and vice-chair shall
6.31 alternate biennially between the senate and the house of representatives, and shall be of

7.1 different political parties. The commission shall meet at the call of the chair. The members
7.2 shall serve without compensation but be reimbursed for their reasonable expenses as members
7.3 of the legislature. The commission may exercise the powers prescribed by section 3.153.

7.4 Sec. 11. Minnesota Statutes 2022, section 3.972, subdivision 3, is amended to read:

7.5 Subd. 3. **Audit contracts.** ~~Notwithstanding any other law,~~ A state department, board,
7.6 commission, or other state agency ~~shall not negotiate a contract~~ contracting with a public
7.7 accountant for an audit, except a contract negotiated by the state auditor for an audit of a
7.8 local government, ~~unless the contract has been reviewed by the legislative auditor. The~~
7.9 ~~legislative auditor shall not participate in the selection of the public accountant but shall~~
7.10 ~~review and submit written comments on the proposed contract within seven days of its~~
7.11 ~~receipt. Upon completion of the audit, the legislative auditor shall be given~~ must provide
7.12 the legislative auditor with a copy of the final report of the audit upon completion of the
7.13 audit.

7.14 Sec. 12. Minnesota Statutes 2022, section 3.978, subdivision 2, is amended to read:

7.15 Subd. 2. **Inquiry and inspection power; duty to aid legislative auditor.** All public
7.16 officials and their deputies and employees, and all corporations, firms, and individuals
7.17 having business involving the receipt, disbursement, or custody of public funds shall at all
7.18 times: (1) afford reasonable facilities for examinations by the legislative auditor; (2) ~~make~~
7.19 provide returns and reports required by the legislative auditor; (3) attend and answer under
7.20 oath the legislative auditor's lawful inquiries; (4) produce and exhibit all books, accounts,
7.21 documents, data of any classification, and property that the legislative auditor requests to
7.22 inspect; and (5) in all things cooperate with the legislative auditor.

7.23 Sec. 13. Minnesota Statutes 2022, section 3.979, subdivision 2, is amended to read:

7.24 Subd. 2. **Access to data by commission members.** Members of the commission have
7.25 access to not public data that is collected or used by the legislative auditor ~~and classified as~~
7.26 ~~not public or as private or confidential~~ only as authorized by resolution of the commission.
7.27 The commission may not authorize its members to have access to private or confidential
7.28 data on individuals collected or used in connection with the collection of any tax.

7.29 Sec. 14. Minnesota Statutes 2022, section 3.979, subdivision 3, is amended to read:

7.30 Subd. 3. **Audit data.** (a) "Audit" as used in this subdivision means a financial audit,
7.31 program evaluation, special review, or investigation, or assessment of an allegation or report

8.1 submitted to the legislative auditor. Notwithstanding any other law, data relating to an audit
8.2 are not public or with respect to data on individuals are confidential or protected nonpublic
8.3 until the final report of the audit has been released by the legislative auditor or the audit is
8.4 no longer being actively pursued. Upon release of a final audit report by the legislative
8.5 auditor, data relating to an audit are public except data otherwise classified as not public.
8.6 Unless the data are subject to a more restrictive classification by another law, upon the
8.7 legislative auditor's decision to no longer actively pursue an audit without the release of a
8.8 final audit report, data relating to an audit are private or nonpublic.

8.9 (b) Data related to an audit but not published in the audit report and that the legislative
8.10 auditor reasonably believes will be used in litigation ~~are not public and with respect to data~~
8.11 ~~on individuals~~ are confidential or protected nonpublic until the litigation has been completed
8.12 or is no longer being actively pursued.

8.13 (c) Data that could reasonably be used to determine the identity of an individual or entity
8.14 supplying data for an audit are private or nonpublic if the data supplied ~~by the individual~~
8.15 ~~were needed for an audit and the individual would not have been provided the data~~ to the
8.16 legislative auditor without an assurance that the ~~individual's~~ identity of the individual or
8.17 entity would remain private or nonpublic, or the legislative auditor reasonably believes that
8.18 ~~the subject data would not have been provided the data.~~

8.19 (d) ~~The definitions of terms provided in section 13.02 apply for purposes of this~~
8.20 ~~subdivision~~ Data related to an audit that were obtained from a nongovernmental entity have
8.21 the classification that the data would have if obtained from the government entity for which
8.22 the data were created, collected, or maintained by the nongovernmental entity.

8.23 (e) The legislative auditor may disseminate data of any classification to:

8.24 (1) a government entity, other than a law enforcement agency or prosecuting authority,
8.25 if the dissemination of the data aids a pending audit; or

8.26 (2) a law enforcement agency or prosecuting authority if there is reason to believe that
8.27 the data are evidence of criminal activity within the agency's or authority's jurisdiction.

8.28 Notwithstanding the classification of data as confidential or protected nonpublic, an individual
8.29 or entity who supplies information for an audit may authorize the legislative auditor to
8.30 release data that would identify the individual or entity for the purpose of conducting the
8.31 audit. Data disseminated pursuant to this paragraph are subject to section 13.03, subdivision
8.32 4, paragraph (c).

9.1 Sec. 15. Minnesota Statutes 2022, section 3.979, is amended by adding a subdivision to
9.2 read:

9.3 Subd. 6. **Definitions.** The definitions of terms provided in section 13.02 apply for
9.4 purposes of this section.

9.5 Sec. 16. Minnesota Statutes 2022, section 9.031, subdivision 3, is amended to read:

9.6 Subd. 3. **Collateral.** (a) In lieu of the corporate bond required in subdivision 2, a
9.7 depository may deposit with the commissioner of management and budget collateral to
9.8 secure state funds that are to be deposited with it. The Executive Council must approve the
9.9 collateral.

9.10 (b) The Executive Council shall not approve any collateral except:

9.11 ~~(1) bonds and certificates of indebtedness, other than bonds secured by real estate, that~~
9.12 ~~are legal investments for savings banks under any law of the state; and~~

9.13 ~~(2) bonds of any insular possession of the United States, of any state, or of any agency~~
9.14 ~~of this state, the payment of the principal and interest of which is provided for by other than~~
9.15 ~~direct taxation.~~

9.16 (1) United States government treasury bills, treasury notes, and treasury bonds;

9.17 (2) issues of United States government agencies and instrumentalities, as quoted by a
9.18 recognized industry quotation service available to the state;

9.19 (3) general obligation securities of any state other than the state and its agencies or local
9.20 government with taxing powers that is rated "A" or better by a national bond rating service,
9.21 or revenue obligation securities of any state other than the state and its agencies or local
9.22 government with taxing powers which is rated "AA" or better by a national bond rating
9.23 service;

9.24 (4) irrevocable standby letters of credit issued by Federal Home Loan Banks to the state
9.25 accompanied by written evidence that the bank's public debt is rated "AA" or better by
9.26 Moody's Investors Service, Inc., or Standard & Poor's Corporation; and

9.27 (5) time deposits that are fully insured by any federal agency.

9.28 (c) The collateral deposited shall be accompanied by an assignment thereof to the state,
9.29 which assignment shall recite that:

9.30 (1) the depository will pay all the state funds deposited with it to the commissioner of
9.31 management and budget, free of exchange or other charge, at any place in this state

10.1 designated by the commissioner of management and budget; if the deposit is a time deposit
10.2 it shall be paid, together with interest, only when due; and

10.3 (2) in case of default by the depository the state may sell the collateral, or as much of it
10.4 as is necessary to realize the full amount due from the depository, and pay any surplus to
10.5 the depository or its assigns.

10.6 (d) Upon the direction of the Executive Council, the commissioner of management and
10.7 budget, on behalf of the state, may reassign in writing to the depository any registered
10.8 collateral pledged to the state by assignment thereon.

10.9 (e) A depository may deposit collateral of less value than the total designation and may,
10.10 at any time during the period of its designation, deposit additional collateral, withdraw
10.11 excess collateral, and substitute other collateral for all or part of that on deposit. Approval
10.12 of the Executive Council is not necessary for the withdrawal of excess collateral.

10.13 (f) If the depository is not in default the commissioner of management and budget shall
10.14 pay the interest collected on the deposited collateral to the depository.

10.15 (g) In lieu of depositing collateral with the commissioner of management and budget,
10.16 collateral may also be placed in safekeeping in a restricted account at a Federal Reserve
10.17 bank, or in an account at a trust department of a commercial bank or other financial institution
10.18 that is not owned or controlled by the financial institution furnishing the collateral. The
10.19 selection shall be approved by the commissioner.

10.20 Sec. 17. Minnesota Statutes 2022, section 10.5805, is amended to read:

10.21 **10.5805 HMONG SPECIAL GUERRILLA UNITS REMEMBRANCE DAY.**

10.22 (a) May 14 of each year is designated as Hmong Special Guerrilla Units Remembrance
10.23 Day in honor of Southeast Asians, Americans, and their allies who served, suffered,
10.24 sacrificed, or died in the Secret War in Laos during the Vietnam War in the years 1961 to
10.25 1975 in support of the armed forces of the United States, and in recognition of the
10.26 significance of May 14, 1975, the last day that the overall American-trained Hmong command
10.27 structure over the Special Guerrilla Units in Laos was operational. At least 35,000 Hmong
10.28 Special Guerrilla soldiers lost their lives protecting trapped, lost, or captured American
10.29 soldiers and pilots in Laos and Vietnam. One-half of the Hmong population in Laos perished
10.30 as a result of the American Secret War in Laos. Ethnic Hmong men, women, and children
10.31 in Laos faced persecution and forced reeducation in seminar camps after their American
10.32 support ended. Despite the tremendous cost and sacrifices in the war, the Hmong remain
10.33 proud to stand by the values of freedom and justice that America symbolizes. Those who

11.1 survived escaped to western countries to start a new life. Each year, the governor shall issue
11.2 a proclamation honoring the observance.

11.3 (b) Schools are encouraged to offer instruction about Hmong history or read the passage
11.4 under paragraph (a) to students in honor of this day on May 14 or, if May 14 falls on a
11.5 Saturday or Sunday, on the Friday preceding May 14.

11.6 (c) Businesses may close in honor of this day and an employee may request the day off
11.7 in observance.

11.8 (d) The governor shall order the United States and the Minnesota flags flown on the
11.9 grounds of the Capitol Area to be flown at half-staff on May 14. Local governments, private
11.10 businesses, and public and private schools are encouraged to fly United States and Minnesota
11.11 flags at half-staff on May 14.

11.12 Sec. 18. Minnesota Statutes 2022, section 13.04, subdivision 4, is amended to read:

11.13 Subd. 4. **Procedure when data is not accurate or complete.** (a) An individual subject
11.14 of the data may contest the accuracy or completeness of public or private data about
11.15 themselves.

11.16 (b) To exercise this right, an individual shall notify in writing the responsible authority
11.17 of the government entity that maintains the data, describing the nature of the disagreement.

11.18 (c) Upon receiving notification from the data subject, the responsible authority shall
11.19 within 30 days either:

11.20 (1) correct the data found to be inaccurate or incomplete and attempt to notify past
11.21 recipients of inaccurate or incomplete data, including recipients named by the individual;
11.22 or

11.23 (2) notify the individual that the responsible authority believes has determined the data
11.24 to be correct. If the challenged data are determined to be accurate or complete, the responsible
11.25 authority shall inform the individual of the right to appeal the determination to the
11.26 commissioner as specified under paragraph (d). Data in dispute shall be disclosed only if
11.27 the individual's statement of disagreement is included with the disclosed data.

11.28 (d) A data subject may appeal the determination of the responsible authority ~~may be~~
11.29 appealed pursuant to the provisions of the Administrative Procedure Act relating to contested
11.30 cases. An individual must submit an appeal to the commissioner within 60 days of the
11.31 responsible authority's notice of the right to appeal or as otherwise provided by the rules of
11.32 the commissioner. Upon receipt of an appeal by an individual, the commissioner shall,

12.1 before issuing the order and notice of a contested case hearing required by chapter 14, try
12.2 to resolve the dispute through education, conference, conciliation, or persuasion. If the
12.3 parties consent, the commissioner may refer the matter to mediation. Following these efforts,
12.4 the commissioner shall dismiss the appeal or issue the order and notice of hearing.

12.5 (e) The commissioner may dismiss an appeal without first attempting to resolve the
12.6 dispute or before issuing an order and notice of a contested case hearing if:

12.7 (1) the appeal to the commissioner is not timely;

12.8 (2) the appeal concerns data previously presented as evidence in a court proceeding in
12.9 which the data subject was a party; or

12.10 (3) the individual making the appeal is not the subject of the data challenged as inaccurate
12.11 or incomplete.

12.12 ~~(b)~~ (f) Data on individuals that have been successfully challenged by an individual must
12.13 be completed, corrected, or destroyed by a government entity without regard to the
12.14 requirements of section 138.17.

12.15 (g) After completing, correcting, or destroying successfully challenged data, a government
12.16 entity may retain a copy of the commissioner of administration's order issued under chapter
12.17 14 or, if no order were issued, a summary of the dispute between the parties that does not
12.18 contain any particulars of the successfully challenged data.

12.19 Sec. 19. Minnesota Statutes 2022, section 15.0395, is amended to read:

12.20 **15.0395 INTERAGENCY AGREEMENTS AND INTRA-AGENCY TRANSFERS.**

12.21 (a) By October 15, 2018, and annually thereafter, the head of each agency must provide
12.22 reports to the chairs and ranking minority members of the legislative committees with
12.23 jurisdiction over the department or agency's budget on:

12.24 (1) each interagency ~~agreements~~ agreement or service-level ~~agreements and~~ agreement,
12.25 including any ~~renewals~~ renewal or ~~extensions~~ extension of an existing interagency or
12.26 service-level ~~agreements~~ agreement with another agency if the cumulative value of those
12.27 agreements between two agencies is more than \$100,000 in the previous fiscal year; and

12.28 (2) transfers of appropriations between accounts within or between agencies, if the
12.29 cumulative value of the transfers is more than \$100,000 in the previous fiscal year.

12.30 The report must include the statutory citation authorizing the agreement, transfer or dollar
12.31 amount, purpose, ~~and~~ the effective date of the agreement, and the duration of the agreement,
12.32 ~~and a copy of the agreement.~~ Interagency agreements and service-level agreements that

13.1 authorize enterprise central services and transfers specifically required by statute or session
13.2 law are not required to be reported under this section.

13.3 (b) As used in this section, "agency" includes the departments of the state listed in section
13.4 15.01, a multimember state agency in the executive branch described in section 15.012,
13.5 paragraph (a), the Department of Information Technology Services, and the Office of Higher
13.6 Education.

13.7 Sec. 20. Minnesota Statutes 2022, section 15.066, is amended by adding a subdivision to
13.8 read:

13.9 Subd. 3. **Advice and consent time limit.** If the senate does not reject an appointment
13.10 within 60 legislative days of the day of receipt of the letter of appointment by the president
13.11 of the senate, the senate has consented to the appointment.

13.12 **EFFECTIVE DATE.** This section is effective January 1, 2027.

13.13 Sec. 21. Minnesota Statutes 2022, section 15A.0825, subdivision 1, is amended to read:

13.14 Subdivision 1. **Membership.** (a) The Legislative Salary Council consists of the following
13.15 members:

13.16 (1) one person, who is not a judge, from each congressional district, appointed by the
13.17 chief justice of the supreme court; and

13.18 (2) one person from each congressional district, appointed by the governor.

13.19 (b) If Minnesota has an odd number of congressional districts, the governor and the chief
13.20 justice must each appoint an at-large member, in addition to a member from each
13.21 congressional district.

13.22 (c) One-half of the members appointed by the governor and one-half of the members
13.23 appointed by the chief justice must belong to the political party that has the most members
13.24 in the legislature. One-half of the members appointed by the governor and one-half of the
13.25 members appointed by the chief justice must belong to the political party that has the second
13.26 most members in the legislature.

13.27 (d) None of the members of the council may be:

13.28 (1) a current or former legislator, or the spouse of a current legislator;

13.29 (2) a current or former lobbyist registered under Minnesota law;

13.30 (3) a current employee of the legislature;

14.1 (4) a current or former judge; ~~or~~

14.2 (5) a current or former governor, lieutenant governor, attorney general, secretary of state,
14.3 or state auditor; or

14.4 (6) a current employee of an entity in the executive or judicial branch.

14.5 Sec. 22. Minnesota Statutes 2022, section 15A.0825, subdivision 2, is amended to read:

14.6 Subd. 2. ~~Initial appointment~~ **Appointments; convening authority; first meeting in**
14.7 **odd-numbered year.** Appointing authorities must make their ~~initial~~ appointments ~~by January~~
14.8 ~~2, 2017~~ after the first Monday in January and before January 15 in each odd-numbered year.
14.9 Appointing authorities who determine that a vacancy exists under subdivision 3, paragraph
14.10 (b), must make an appointment to fill that vacancy by January 15 in each odd-numbered
14.11 year. The governor shall designate one member to convene and chair the first meeting of
14.12 the council which must occur by February 15 of each odd-numbered year. ~~The first meeting~~
14.13 ~~must be before January 15, 2017.~~ At its first meeting, the council must elect a chair from
14.14 among its members. ~~Members that reside in an even-numbered congressional district serve~~
14.15 ~~a first term ending January 15, 2019. Members residing in an odd-numbered congressional~~
14.16 ~~district serve a first term ending January 15, 2021.~~

14.17 Sec. 23. Minnesota Statutes 2022, section 15A.0825, subdivision 3, is amended to read:

14.18 Subd. 3. **Terms.** (a) ~~Except for initial terms and~~ for the first term following redistricting,
14.19 a term is four years or until new appointments are made after congressional redistricting as
14.20 provided in subdivision 4. Members may serve no more than two full terms or portions of
14.21 two consecutive terms.

14.22 (b) If a member ceases to reside in the congressional district that the member resided in
14.23 at the time of appointment as a result of moving or redistricting, the appointing authority
14.24 who appointed the member must appoint a replacement who resides in the congressional
14.25 district to serve the unexpired term.

14.26 Sec. 24. Minnesota Statutes 2022, section 15A.0825, subdivision 4, is amended to read:

14.27 Subd. 4. **Appointments following redistricting.** Appointing authorities shall make
14.28 appointments ~~within three months~~ after a congressional redistricting plan is adopted.
14.29 Appointing authorities shall make appointments in accordance with the timing requirements
14.30 in subdivision 2. Members that reside in an even-numbered district shall be appointed to a
14.31 term of two years following redistricting. Members that reside in an odd-numbered district
14.32 shall be appointed to a term of four years following redistricting.

15.1 Sec. 25. Minnesota Statutes 2022, section 16B.32, subdivision 1, is amended to read:

15.2 Subdivision 1. **Alternative energy sources.** ~~Plans prepared by the commissioner for a~~
15.3 ~~new building or for a renovation of 50 percent or more of an existing building or its energy~~
15.4 ~~systems must include designs which use active and passive solar energy systems, earth~~
15.5 ~~sheltered construction, and other alternative energy sources where feasible. (a) If the~~
15.6 incorporation of cost-effective energy efficiency measures into the design, materials, and
15.7 operations of a building or major building renovation subject to section 16B.325 is not
15.8 sufficient to meet Sustainable Building 2030 energy performance standards required under
15.9 section 216B.241, subdivision 9, cost-effective renewable energy sources or solar thermal
15.10 energy systems, or both, must be deployed to achieve those standards.

15.11 (b) The commissioners of administration and commerce shall review compliance of
15.12 building designs and plans subject to this section with Sustainable Building 2030 performance
15.13 standards developed under section 216B.241, subdivision 9, and shall make recommendations
15.14 to the legislature as necessary to ensure that those performance standards are met.

15.15 (c) For the purposes of this section:

15.16 (1) "energy efficiency" has the meaning given in section 216B.2402, subdivision 7;

15.17 (2) "renewable energy" has the meaning given in section 216B.2422, subdivision 1,
15.18 paragraph (c), and includes hydrogen generated from wind, solar, or hydroelectric; and

15.19 (3) "solar thermal energy systems" has the meaning given to "qualifying solar thermal
15.20 project" in section 216B.2411, subdivision 2, paragraph (e).

15.21 Sec. 26. Minnesota Statutes 2022, section 16B.32, subdivision 1a, is amended to read:

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

16.1 ~~reasons given by the agency for not meeting the two-percent requirement were supported~~
16.2 ~~by evidence in the record.~~ The total aggregate nameplate capacity of all renewable energy
16.3 sources utilized to meet Sustainable Building 2030 standards in a state-owned building or
16.4 facility, including any subscription to a community solar garden under section 216B.1641,
16.5 may not exceed 120 percent of the average annual electric energy consumption of the
16.6 state-owned building or facility.

16.7 Sec. 27. **[16B.361] OFFICE OF COLLABORATION AND DISPUTE RESOLUTION.**

16.8 Subdivision 1. **Duties of the office.** The commissioner of administration shall maintain
16.9 the Office of Collaboration and Dispute Resolution within the Department of Administration.

16.10 The office must:

16.11 (1) assist state agencies; offices of the executive, legislative, and judicial branches; Tribal
16.12 governments; and units of local government in improving collaboration, dispute resolution,
16.13 and public engagement;

16.14 (2) promote and utilize collaborative dispute resolution models and processes based on
16.15 documented best practices to foster trust, relationships, mutual understanding,
16.16 consensus-based resolutions, and wise and durable solutions, including but not limited to:

16.17 (i) using established criteria and procedures for identifying and assessing collaborative
16.18 dispute resolution projects;

16.19 (ii) designing collaborative dispute resolution processes;

16.20 (iii) preparing and training participants; and

16.21 (iv) facilitating meetings and group processes using collaborative techniques and
16.22 approaches;

16.23 (3) support collaboration and dispute resolution in the public and private sectors by
16.24 providing technical assistance and information on best practices and new developments in
16.25 dispute resolution fields;

16.26 (4) build capacity and educate the public and government entities on collaboration,
16.27 dispute resolution approaches, and public engagement;

16.28 (5) promote the broad use of community mediation in the state; and

16.29 (6) ensure that all areas of the state have access to services by providing grants to private
16.30 nonprofit entities certified by the state court administrator under chapter 494 that assist in
16.31 resolution of disputes.

17.1 Subd. 2. **Awarding grants to assist in resolution of disputes.** (a) The commissioner
17.2 shall, to the extent funds are appropriated for this purpose, make grants to private nonprofit
17.3 community mediation entities certified by the state court administrator under chapter 494
17.4 that assist in resolution of disputes under subdivision 1, clause (6). The commissioner shall
17.5 establish a grant review committee to assist in the review of grant applications and the
17.6 allocation of grants under this section.

17.7 (b) To be eligible for a grant under this section, a nonprofit organization must meet the
17.8 requirements of section 494.05, subdivision 1, clauses (1), (2), (4), and (5).

17.9 (c) A nonprofit entity receiving a grant must agree to comply with guidelines adopted
17.10 by the state court administrator under section 494.015, subdivision 1. Policies adopted under
17.11 sections 16B.97 and 16B.98 apply to grants under this section. The exclusions in section
17.12 494.03 apply to grants under this section.

17.13 (d) Grantees must report data required under chapter 494 to evaluate quality and
17.14 outcomes.

17.15 Subd. 3. **Accepting funds.** The commissioner may apply for and receive money made
17.16 available from federal, state, or other sources to carry out the duties of the Office of
17.17 Collaboration and Dispute Resolution. Funds received under this subdivision are appropriated
17.18 to the commissioner for their intended purpose.

17.19 Sec. 28. Minnesota Statutes 2022, section 16B.58, is amended by adding a subdivision to
17.20 read:

17.21 Subd. 9. **Electric vehicle charging.** The commissioner shall require that a user of a
17.22 charging station located on the State Capitol complex used to charge an electric vehicle pay
17.23 a service fee. The commissioner shall set the service fee to cover the electricity costs for
17.24 charging an electric vehicle and for the administrative costs associated with providing
17.25 electric charging stations.

17.26 Sec. 29. Minnesota Statutes 2022, section 16B.87, subdivision 2, is amended to read:

17.27 **Subd. 2. Award and terms of loans.** (a) An agency shall apply for a loan on a form
17.28 developed by the commissioner of administration that requires an applicant to submit the
17.29 following information:

17.30 (1) a description of the proposed project, including existing equipment, structural
17.31 elements, operating characteristics, and other conditions affecting energy use that the energy
17.32 conservation improvements financed by the loan modify or replace;

- 18.1 (2) the total estimated project cost and the loan amount sought;
- 18.2 (3) a detailed project budget;
- 18.3 (4) projections of the proposed project's expected energy and monetary savings;
- 18.4 (5) information demonstrating the agency's ability to repay the loan;
- 18.5 (6) a description of the energy conservation programs offered by the utility providing
- 18.6 service to the state building from which the applicant seeks additional funding for the project;
- 18.7 and
- 18.8 (7) any additional information requested by the commissioner.

18.9 (b) The committee shall review applications for loans and shall award a loan based upon

18.10 criteria adopted by the committee. A loan made under this section must:

- 18.11 (1) be at or below the market rate of interest, including a zero interest loan; and
- 18.12 (2) have a term no longer than ~~seven~~ ten years.

18.13 (c) In making awards, the committee shall give preference to:

- 18.14 (1) applicants that have sought funding for the project through energy conservation
- 18.15 projects offered by the utility serving the state building that is the subject of the application;
- 18.16 and

18.17 (2) to the extent feasible, applications for state buildings located within the electric retail

18.18 service area of the utility that is subject to section 116C.779.

18.19 Sec. 30. Minnesota Statutes 2022, section 16C.16, subdivision 6, is amended to read:

18.20 Subd. 6. **Purchasing methods.** (a) The commissioner may award up to a ~~six~~ 12 percent

18.21 preference for specified goods or services to small targeted group businesses.

18.22 (b) The commissioner may award a contract for goods, services, or construction directly

18.23 to a small business or small targeted group business without going through a competitive

18.24 solicitation process up to a total contract award value, including extension options, of

18.25 ~~\$25,000~~ \$100,000.

18.26 (c) The commissioner may designate a purchase of goods or services for award only to

18.27 small businesses or small targeted group businesses if the commissioner determines that at

18.28 least three small businesses or small targeted group businesses are likely to respond to a

18.29 solicitation.

19.1 (d) The commissioner, as a condition of awarding a construction contract or approving
 19.2 a contract for professional or technical services, may set goals that require the prime
 19.3 contractor to subcontract a portion of the contract to small businesses or small targeted
 19.4 group businesses. The commissioner must establish a procedure for granting waivers from
 19.5 the subcontracting requirement when qualified small businesses or small targeted group
 19.6 businesses are not reasonably available. The commissioner may establish financial incentives
 19.7 for prime contractors who exceed the goals for use of small business or small targeted group
 19.8 business subcontractors and financial penalties for prime contractors who fail to meet goals
 19.9 under this paragraph. The subcontracting requirements of this paragraph do not apply to
 19.10 prime contractors who are small businesses or small targeted group businesses.

19.11 Sec. 31. Minnesota Statutes 2022, section 16C.16, subdivision 6a, is amended to read:

19.12 Subd. 6a. **Veteran-owned small businesses.** (a) Except when mandated by the federal
 19.13 government as a condition of receiving federal funds, the commissioner shall award up to
 19.14 a ~~six~~ 12 percent preference, but no less than the percentage awarded to any other group
 19.15 under this section, on state procurement to certified small businesses that are majority-owned
 19.16 and operated by veterans.

19.17 (b) The commissioner may award a contract for goods, services, or construction directly
 19.18 to a veteran-owned small business without going through a competitive solicitation process
 19.19 up to a total contract award value, including extension options, of ~~\$25,000~~ \$100,000.

19.20 (c) The commissioner may designate a purchase of goods or services for award only to
 19.21 a veteran-owned small business if the commissioner determines that at least three
 19.22 veteran-owned small businesses are likely to respond to a solicitation.

19.23 (d) The commissioner, as a condition of awarding a construction contract or approving
 19.24 a contract for professional or technical services, may set goals that require the prime
 19.25 contractor to subcontract a portion of the contract to a veteran-owned small business. The
 19.26 commissioner must establish a procedure for granting waivers from the subcontracting
 19.27 requirement when qualified veteran-owned small businesses are not reasonably available.
 19.28 The commissioner may establish financial incentives for prime contractors who exceed the
 19.29 goals for use of veteran-owned small business subcontractors and financial penalties for
 19.30 prime contractors who fail to meet goals under this paragraph. The subcontracting
 19.31 requirements of this paragraph do not apply to prime contractors who are veteran-owned
 19.32 small businesses.

19.33 (e) The purpose of this designation is to facilitate the transition of veterans from military
 19.34 to civilian life, and to help compensate veterans for their sacrifices, including but not limited

20.1 to their sacrifice of health and time, to the state and nation during their military service, as
20.2 well as to enhance economic development within Minnesota.

20.3 (f) Before the commissioner certifies that a small business is majority-owned and operated
20.4 by a veteran, the commissioner of veterans affairs must verify that the owner of the small
20.5 business is a veteran, as defined in section 197.447.

20.6 Sec. 32. Minnesota Statutes 2022, section 16C.16, subdivision 7, is amended to read:

20.7 Subd. 7. **Economically disadvantaged areas.** (a) The commissioner may award up to
20.8 a ~~six~~ 12 percent preference on state procurement to small businesses located in an
20.9 economically disadvantaged area.

20.10 (b) The commissioner may award a contract for goods, services, or construction directly
20.11 to a small business located in an economically disadvantaged area without going through
20.12 a competitive solicitation process up to a total contract award value, including extension
20.13 options, of ~~\$25,000~~ \$100,000.

20.14 (c) The commissioner may designate a purchase of goods or services for award only to
20.15 a small business located in an economically disadvantaged area if the commissioner
20.16 determines that at least three small businesses located in an economically disadvantaged
20.17 area are likely to respond to a solicitation.

20.18 (d) The commissioner, as a condition of awarding a construction contract or approving
20.19 a contract for professional or technical services, may set goals that require the prime
20.20 contractor to subcontract a portion of the contract to a small business located in an
20.21 economically disadvantaged area. The commissioner must establish a procedure for granting
20.22 waivers from the subcontracting requirement when qualified small businesses located in an
20.23 economically disadvantaged area are not reasonably available. The commissioner may
20.24 establish financial incentives for prime contractors who exceed the goals for use of
20.25 subcontractors that are small businesses located in an economically disadvantaged area and
20.26 financial penalties for prime contractors who fail to meet goals under this paragraph. The
20.27 subcontracting requirements of this paragraph do not apply to prime contractors who are
20.28 small businesses located in an economically disadvantaged area.

20.29 (e) A business is located in an economically disadvantaged area if:

20.30 (1) the owner resides in or the business is located in a county in which the median income
20.31 for married couples is less than 70 percent of the state median income for married couples;

20.32 (2) the owner resides in or the business is located in an area designated a labor surplus
20.33 area by the United States Department of Labor; or

21.1 (3) the business is a certified rehabilitation facility or extended employment provider as
21.2 described in chapter 268A.

21.3 (f) The commissioner may designate one or more areas designated as targeted
21.4 neighborhoods under section 469.202 or as border city enterprise zones under section
21.5 469.166 as economically disadvantaged areas for purposes of this subdivision if the
21.6 commissioner determines that this designation would further the purposes of this section.
21.7 If the owner of a small business resides or is employed in a designated area, the small
21.8 business is eligible for any preference provided under this subdivision.

21.9 (g) The Department of Revenue shall gather data necessary to make the determinations
21.10 required by paragraph (e), clause (1), and shall annually certify counties that qualify under
21.11 paragraph (e), clause (1). An area designated a labor surplus area retains that status for 120
21.12 days after certified small businesses in the area are notified of the termination of the
21.13 designation by the United States Department of Labor.

21.14 Sec. 33. Minnesota Statutes 2022, section 16C.19, is amended to read:

21.15 **16C.19 ELIGIBILITY; RULES.**

21.16 (a) A small business wishing to participate in the programs under section 16C.16,
21.17 subdivisions 4 to 7, must be certified by the commissioner or, if authorized by the
21.18 commissioner, by a nationally recognized certifying organization. The commissioner may
21.19 choose to authorize a nationally recognized certifying organization if the certification
21.20 requirements are substantially the same as those adopted under the rules authorized in this
21.21 section and the business meets the requirements in section 16C.16, subdivision 2.

21.22 (b) The commissioner shall adopt by rule standards and procedures for certifying that
21.23 small targeted group businesses, small businesses located in economically disadvantaged
21.24 areas, and veteran-owned small businesses are eligible to participate under the requirements
21.25 of sections 16C.16 to 16C.21. The commissioner shall adopt by rule standards and procedures
21.26 for hearing appeals and grievances and other rules necessary to carry out the duties set forth
21.27 in sections 16C.16 to 16C.21.

21.28 ~~(b)~~ (c) The commissioner may make rules which exclude or limit the participation of
21.29 nonmanufacturing business, including third-party lessors, brokers, franchises, jobbers,
21.30 manufacturers' representatives, and others from eligibility under sections 16C.16 to 16C.21.

21.31 ~~(e)~~ (d) The commissioner may make rules that set time limits and other eligibility limits
21.32 on business participation in programs under sections 16C.16 to 16C.21.

22.1 ~~(d)~~ (e) Notwithstanding paragraph (a), for purposes of sections 16C.16 to 16C.21, a
22.2 veteran-owned small business, the principal place of business of which is in Minnesota, is
22.3 certified if:

22.4 (1) it has been verified by the United States Department of Veterans Affairs as being
22.5 either a veteran-owned small business or a service-disabled veteran-owned small business,
22.6 in accordance with Public Law 109-461 and Code of Federal Regulations, title 38, part 74;
22.7 or

22.8 (2) the veteran-owned small business supplies the commissioner with proof that the
22.9 small business is majority-owned and operated by:

22.10 (i) a veteran as defined in section 197.447; or

22.11 (ii) a veteran with a service-connected disability, as determined at any time by the United
22.12 States Department of Veterans Affairs.

22.13 ~~(e)~~ (f) Until rules are adopted pursuant to paragraph (a) for the purpose of certifying
22.14 veteran-owned small businesses, the provisions of Minnesota Rules, part 1230.1700, may
22.15 be read to include veteran-owned small businesses. In addition to the documentation required
22.16 in Minnesota Rules, part 1230.1700, the veteran owner must have been discharged under
22.17 honorable conditions from active service, as indicated by the veteran owner's most current
22.18 United States Department of Defense form DD-214.

22.19 ~~(f)~~ (g) Notwithstanding paragraph (a), for purposes of sections 16C.16 to 16C.21, a
22.20 minority- or woman-owned small business, the principal place of business of which is in
22.21 Minnesota, is certified if it has been certified by the Minnesota unified certification program
22.22 under the provisions of Code of Federal Regulations, title 49, part 26, and a Tribal-owned
22.23 small business, the principal place of business of which is in Minnesota, is certified if it has
22.24 been certified by the Small Business Administration (SBA) 8(a) program under the provisions
22.25 of Code of Federal Regulations, title 13, part 124.

22.26 ~~(g)~~ (h) The commissioner may adopt rules to implement the programs under section
22.27 16C.16, subdivisions 4 to 7, using the expedited rulemaking process in section 14.389.

22.28 Sec. 34. Minnesota Statutes 2022, section 16C.36, is amended to read:

22.29 **16C.36 REORGANIZATION SERVICES UNDER MASTER CONTRACT.**

22.30 The commissioner of administration must make available under a master contract program
22.31 a list of eligible contractors who can assist state agencies in using data analytics to:

23.1 (1) accomplish agency reorganization along service rather than functional lines in order
23.2 to provide more efficient and effective service; and

23.3 (2) bring about internal reorganization of management functions in order to flatten the
23.4 organizational structure by requiring that decisions are made closer to the service needed,
23.5 eliminating redundancies, and optimizing the span of control ratios to public and private
23.6 sector industry benchmarks.

23.7 ~~The commissioner of administration must report to the legislature by January 15, 2013,~~
23.8 ~~and January 15, 2014, on state agency use of eligible contractors under this section, and on~~
23.9 ~~improvements in efficiency and effectiveness, including the contract oversight process, of~~
23.10 ~~state services as a result of services provided by contractors.~~

23.11 Sec. 35. Minnesota Statutes 2022, section 43A.06, subdivision 1, is amended to read:

23.12 Subdivision 1. **General.** (a) The commissioner shall perform the duties assigned to the
23.13 commissioner by sections 3.855, 179A.01 to 179A.25 and this section.

23.14 (b) The commissioner shall be the state labor negotiator for purposes of negotiating and
23.15 administering agreements with exclusive representatives of employees and shall perform
23.16 any other duties delegated by the commissioner subject to the limitations in paragraph (c).

23.17 (c) The Board of Trustees of the Minnesota State Colleges and Universities may exercise
23.18 the powers under this section for employees included in the units provided in clauses (9),
23.19 (10), and (11) of section 179A.10, subdivision 2, except with respect to sections 43A.22 to
23.20 43A.31, which shall continue to be the responsibility of the commissioner. The commissioner
23.21 shall have the right to review and comment to the Minnesota State Colleges and Universities
23.22 on the board's final proposals prior to exchange of final positions with the designated
23.23 bargaining units as well as any requests for interest arbitration. The legislature encourages
23.24 the Board of Trustees, in coordination with the commissioner of management and budget
23.25 and the Board of Regents of the University of Minnesota, to endeavor in collective bargaining
23.26 negotiations to seek fiscal balance recognizing the ability of the employer to fund the
23.27 agreements or awards. ~~When submitting a proposed collective bargaining agreement to the~~
23.28 ~~Legislative Coordinating Commission and the legislature under section 3.855, subdivision~~
23.29 ~~2, the Board of Trustees must use procedures and assumptions consistent with those used~~
23.30 ~~by the commissioner in calculating the costs of the proposed contract. The Legislative~~
23.31 ~~Coordinating Commission must, when considering a collective bargaining agreement or~~
23.32 ~~arbitration award submitted by the Board of Trustees, evaluate market conditions affecting~~
23.33 ~~the employees in the bargaining unit, equity with other bargaining units in the executive~~
23.34 ~~branch, and the ability of the trustees and the state to fund the agreement or award.~~

24.1 Sec. 36. Minnesota Statutes 2022, section 43A.17, is amended by adding a subdivision to
24.2 read:

24.3 Subd. 13. **Compensation for law enforcement officers.** (a) For purposes of this
24.4 subdivision, the term "law enforcement officers" means Minnesota State Patrol troopers,
24.5 Bureau of Criminal Apprehension agents, special agents in the gambling enforcement
24.6 division of the Department of Public Safety, conservation officers, Department of Corrections
24.7 fugitive specialists, and Department of Commerce insurance fraud specialists.

24.8 (b) When the commissioner of management and budget negotiates a collective bargaining
24.9 agreement establishing compensation for law enforcement officers, the commissioner must
24.10 use compensation based on compensation data from the most recent salary and benefits
24.11 survey conducted pursuant to section 299D.03, subdivision 2a. It is the legislature's intent
24.12 that the information in this study be used to compare salaries between the identified police
24.13 departments and the State Patrol and to make appropriate increases to patrol trooper salaries.

24.14 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
24.15 final enactment and expires January 1, 2032. This section applies to contracts entered into
24.16 on or after the effective date but before January 1, 2032.

24.17 Sec. 37. Minnesota Statutes 2022, section 43A.18, subdivision 1, is amended to read:

24.18 Subdivision 1. **Collective bargaining agreements.** Except as provided in section 43A.01
24.19 and to the extent they are covered by a collective bargaining agreement, the compensation,
24.20 terms and conditions of employment for all employees represented by an exclusive
24.21 representative certified pursuant to chapter 179A shall be governed solely by the collective
24.22 bargaining agreement executed by the parties ~~and approved by the legislature.~~

24.23 Sec. 38. Minnesota Statutes 2022, section 43A.18, subdivision 9, is amended to read:

24.24 Subd. 9. **Summary information on website.** Before the commissioner submits a
24.25 proposed ~~collective bargaining agreement, arbitration award, or~~ compensation plan to the
24.26 Legislative Coordinating Commission for review under section 3.855, the commissioner
24.27 must post on a state website a summary of the ~~proposed agreement, award, or~~ plan. The
24.28 summary must include the amount of and nature of proposed changes in employee
24.29 compensation, the estimated cost to the state of proposed changes in employee compensation,
24.30 and a description of proposed significant changes in policy. After approval of ~~an agreement,~~
24.31 ~~award, or~~ a plan by the Legislative Coordinating Commission, the commissioner must
24.32 provide a link from the commissioner's summary to the full text of the ~~agreement, award,~~
24.33 ~~or~~ plan. The summary must remain on the website at least until the full legislature has

25.1 approved the ~~agreement, award, or~~ plan. This section also applies to ~~agreements, awards,~~
25.2 ~~and~~ plans covering employees of the Minnesota State Colleges and Universities and to
25.3 compensation plans that must be submitted to the Legislative Coordinating Commission by
25.4 other executive appointing authorities. The Minnesota State Colleges and Universities and
25.5 other executive appointing authorities must submit information to the commissioner, at a
25.6 time and in a manner specified by the commissioner, so the commissioner can post
25.7 information relating to these appointing authorities on the web as required by this section.

25.8 **EFFECTIVE DATE.** This section is effective July 1, 2023, for negotiated agreements
25.9 and arbitration decisions effective after July 1, 2023.

25.10 Sec. 39. Minnesota Statutes 2022, section 137.0245, subdivision 2, is amended to read:

25.11 Subd. 2. **Membership.** The Regent Candidate Advisory Council shall consist of 24
25.12 members. Twelve members shall be appointed by the ~~Subcommittee on Committees of the~~
25.13 ~~Committee on Rules and Administration~~ majority leader of the senate. Twelve members
25.14 shall be appointed by the speaker of the house. Each appointing authority must appoint one
25.15 member who is a student enrolled in a degree program at the University of Minnesota at
25.16 the time of appointment. No more than one-third of the members appointed by each
25.17 appointing authority may be current or former legislators. No more than two-thirds of the
25.18 members appointed by each appointing authority may belong to the same political party;
25.19 however, political activity or affiliation is not required for the appointment of any member.
25.20 Geographical representation must be taken into consideration when making appointments.
25.21 Section 15.0575 shall govern the advisory council, except that:

25.22 (1) the members shall be appointed to six-year terms with one-third appointed each
25.23 even-numbered year; and

25.24 (2) student members are appointed to two-year terms with two students appointed each
25.25 even-numbered year.

25.26 A member may not serve more than two full terms.

25.27 Sec. 40. Minnesota Statutes 2022, section 137.0245, is amended by adding a subdivision
25.28 to read:

25.29 Subd. 6. **Public meetings.** Meetings of the council or subcommittees of the council must
25.30 be open to the public and are subject to section 3.055.

26.1 Sec. 41. Minnesota Statutes 2022, section 138.081, subdivision 3, is amended to read:

26.2 Subd. 3. **Administration of federal act.** The ~~Department of Administration~~ Minnesota
26.3 Historical Society is designated as the state agency to administer the provisions of the federal
26.4 act providing for the preservation of historical and archaeological data, United States Code,
26.5 title ~~16~~ 54, ~~sections 469 to 469C~~ section 312501, as amended, insofar as the provisions of
26.6 the act provide for implementation by the state.

26.7 Sec. 42. Minnesota Statutes 2022, section 138.665, subdivision 2, is amended to read:

26.8 Subd. 2. **Mediation Consultation.** The state, state departments, agencies, and political
26.9 subdivisions, including the Board of Regents of the University of Minnesota, have a
26.10 responsibility to protect the physical features and historic character of properties designated
26.11 in sections 138.662 and 138.664 or listed on the National Register of Historic Places created
26.12 by Public Law 89-665. Before carrying out any undertaking that will affect designated or
26.13 listed properties, or funding or licensing an undertaking by other parties, the state department
26.14 or agency shall consult with the State Historic Preservation Office pursuant to ~~the society's~~
26.15 the State Historic Preservation Office's established procedures to determine appropriate
26.16 treatments and to seek ways to avoid and mitigate any adverse effects on designated or
26.17 listed properties. If the state department or agency and the State Historic Preservation Office
26.18 agree in writing on a suitable course of action, the project may proceed. If the parties cannot
26.19 agree, any one of the parties may request that the governor appoint and convene a mediation
26.20 task force consisting of five members, two appointed by the governor, the chair of the State
26.21 Review Board of the State Historic Preservation Office, the commissioner of administration
26.22 or the commissioner's designee, and one member ~~who is not an employee of the Minnesota~~
26.23 ~~Historical Society~~ appointed by the director of the Minnesota Historical Society. The two
26.24 appointees of the governor and ~~the one~~ of the director of the society shall be qualified by
26.25 training or experience in one or more of the following disciplines: (1) history; (2)
26.26 archaeology; and (3) architectural history. The mediation task force is not subject to the
26.27 conditions of section 15.059. This subdivision does not apply to section 138.662, subdivision
26.28 24, and section 138.664, subdivisions 8 and 111.

26.29 Sec. 43. Minnesota Statutes 2022, section 138.912, subdivision 1, is amended to read:

26.30 Subdivision 1. **Establishment.** The healthy eating, here at home program is established
26.31 to provide incentives for low-income Minnesotans to use federal Supplemental Nutrition
26.32 Assistance Program (SNAP) benefits for healthy purchases at Minnesota-based farmers'

27.1 markets, mobile markets, and direct-farmer sales, including community-supported agriculture
27.2 shares.

27.3 Sec. 44. Minnesota Statutes 2022, section 138.912, subdivision 2, is amended to read:

27.4 Subd. 2. **Definitions.** (a) The definitions in this subdivision apply to this section.

27.5 (b) "Healthy eating, here at home" means a program administered by the Minnesota
27.6 Humanities Center to provide incentives for low-income Minnesotans to use SNAP benefits
27.7 for healthy purchases at Minnesota-based farmers' markets.

27.8 (c) "Healthy purchases" means SNAP-eligible foods.

27.9 (d) "Minnesota-based farmers' market" means a physical market as defined in section
27.10 28A.151, subdivision 1, paragraph (b), and also includes mobile markets and direct-farmer
27.11 sales, including through a community-supported agriculture model.

27.12 (e) "Voucher" means a physical or electronic credit.

27.13 (f) "Eligible household" means an individual or family that is determined to be a recipient
27.14 of SNAP.

27.15 Sec. 45. Minnesota Statutes 2022, section 161.1419, subdivision 2, is amended to read:

27.16 Subd. 2. **Members.** (a) The commission shall be composed of 15 members of whom:

27.17 (1) one shall be appointed by the commissioner of transportation;

27.18 (2) one shall be appointed by the commissioner of natural resources;

27.19 (3) one shall be appointed by the director of Explore Minnesota Tourism;

27.20 (4) one shall be appointed by the commissioner of agriculture;

27.21 (5) one shall be appointed by the director of the Minnesota Historical Society;

27.22 (6) two shall be members of the senate to be appointed by the Committee on Committees;

27.23 (7) two shall be members of the house of representatives to be appointed by the speaker;

27.24 (8) one shall be the secretary appointed pursuant to subdivision 3; and

27.25 (9) five shall be citizen members appointed to staggered four-year terms by the
27.26 commission after receiving recommendations from five citizen committees established by
27.27 the members appointed under clauses (1) to (8), with each citizen committee established
27.28 within and representing each of the following geographic segments along the Mississippi
27.29 River:

- 28.1 (i) Lake Itasca to but not including the city of Grand Rapids;
- 28.2 (ii) Grand Rapids to but not including the city of Brainerd;
- 28.3 (iii) Brainerd to but not including the city of Elk River;
- 28.4 (iv) Elk River to but not including the city of Hastings; and
- 28.5 (v) Hastings to the Iowa border.

28.6 Each citizen ~~committee~~ member shall be a resident of the geographic segment that the
28.7 ~~committee and~~ member represents.

28.8 (b) The members of the commission appointed in paragraph (a), clauses (1) to (8), shall
28.9 serve for a term expiring at the close of each regular session of the legislature and until their
28.10 successors are appointed.

28.11 (c) Successor members shall be appointed by the same appointing authorities. Members
28.12 may be reappointed. Any vacancy shall be filled by the appointing authority. The
28.13 commissioner of transportation, the commissioner of natural resources, and the director of
28.14 the Minnesota Historical Society shall be ex officio members, and shall be in addition to
28.15 the 15 members heretofore provided for. Immediately upon making the appointments to the
28.16 commission the appointing authorities shall so notify the Mississippi River Parkway
28.17 Commission, hereinafter called the National Commission, giving the names and addresses
28.18 of the members so appointed.

28.19 Sec. 46. Minnesota Statutes 2022, section 179A.22, subdivision 4, is amended to read:

28.20 Subd. 4. **Agreements.** The commissioner must notify the chairs and ranking minority
28.21 members of the committees in the house of representatives and the senate with primary
28.22 jurisdiction over state government finance when the commissioner begins negotiations with
28.23 each exclusive representative. The commissioner of management and budget is authorized
28.24 to enter into agreements with exclusive representatives as provided in section 43A.06,
28.25 subdivisions 1, paragraph (b), and 3. The Board of Trustees of the Minnesota State Colleges
28.26 and Universities is authorized to enter into agreements with exclusive representatives as
28.27 provided in section 43A.06, subdivision 1, paragraph (c). The negotiated agreements and
28.28 any related arbitration ~~decision~~ decisions must be ~~submitted to the legislature to be accepted~~
28.29 ~~or rejected in accordance with this section and section 3.855~~ implemented by the
28.30 commissioner of management and budget or the Board of Trustees of the Minnesota State
28.31 Colleges and Universities respectively, following the approval of the tentative agreement
28.32 by exclusive representatives.

29.1 Sec. 47. Minnesota Statutes 2022, section 383B.32, subdivision 2, is amended to read:

29.2 Subd. 2. **Unclassified service.** (a) The unclassified service comprises:

29.3 (1) officers chosen by election or appointment to fill an elective office;

29.4 (2) members of boards and commissions appointed by the county board;

29.5 (3) physicians, medical residents, interns, and students in training;

29.6 (4) nonsalaried attending medical staff;

29.7 (5) special sheriff's deputies serving without pay;

29.8 (6) seasonal, temporary, provisional, intermittent, and emergency positions;

29.9 (7) positions funded by specific governmental or nongovernmental grants of intermittent
29.10 or limited funding duration;

29.11 (8) the director or principal administrative officer of a department appointed pursuant
29.12 to sections 383B.101 to 383B.103; or appointed by the county board; or appointed for a
29.13 term pursuant to law;

29.14 (9) chief deputy or principal assistant and secretary for each elected official;

29.15 (10) examiner of titles and deputy examiners;

29.16 (11) chief ~~criminal~~ public safety services deputy sheriff, a chief ~~civil~~ adult detention and
29.17 court services deputy sheriff, a chief administrative deputy sheriff, ~~and~~ a chief ~~financial~~
29.18 ~~services~~ community relations deputy sheriff, and a chief investigations deputy sheriff;

29.19 (12) public defender;

29.20 (13) county medical examiner;

29.21 (14) office staff appointed by the county administrator pursuant to sections 383B.101
29.22 to 383B.103; and

29.23 (15) county administrator.

29.24 (b) Notwithstanding any contrary provision of other law, any person coming within
29.25 paragraph (a), clause (8), who, on August 1, 2000, is in the classified service, remains in
29.26 the classified service until vacating the position. After that, an appointee to a position
29.27 described in paragraph (a), clause (8), is in the unclassified service.

30.1 Sec. 48. Minnesota Statutes 2022, section 462A.22, subdivision 10, is amended to read:

30.2 Subd. 10. **Audits.** All of the books and records of the agency shall be subject to audit
30.3 by the legislative auditor in the manner prescribed for other agencies of state government.
30.4 The agency is authorized also to employ and to contract in its resolutions and indentures
30.5 for the employment of public accountants for the audit of books and records pertaining to
30.6 any fund or funds. ~~The legislative auditor shall review contracts with public accountants as~~
30.7 ~~provided in section 3.972.~~

30.8 Sec. 49. Minnesota Statutes 2022, section 507.0945, is amended to read:

30.9 **507.0945 ADMINISTRATION.**

30.10 (a) An Electronic Real Estate Recording Commission ~~administered by the Legislative~~
30.11 ~~Coordinating Commission~~ is created to evaluate and ~~must~~ then may adopt standards to
30.12 implement sections 507.0941 to 507.0948.

30.13 (b) The Electronic Real Estate Recording Commission shall consist of the following:

30.14 (1) three members appointed by the Minnesota Association of County Officials who are
30.15 county employees, including one from within the seven-county metropolitan area, one from
30.16 outside the seven-county metropolitan area, and at least one of whom is a county recorder
30.17 and at least one of whom is a registrar of titles;

30.18 (2) one member appointed by the Minnesota Land Title Association;

30.19 (3) one member who represents the Minnesota Bankers Association;

30.20 (4) one member who represents the Section of Real Property Law of the Minnesota State
30.21 Bar Association;

30.22 (5) one nonvoting member who is appointed by the other members of the commission
30.23 and an expert in the technological aspects of electronic real estate recording; and

30.24 (6) one member who is the state archivist appointed pursuant to section 138.17.

30.25 (c) Members of the Electronic Real Estate Recording Commission shall serve four-year
30.26 terms, except that (1) the initial appointments of county employees shall be for two years
30.27 and (2) the expert in the technological aspects of electronic real estate recording shall serve
30.28 at the pleasure of a majority of the other members of the commission. All initial terms shall
30.29 commence on July 1, 2008. Members shall serve until their successors are appointed. Any
30.30 member may be reappointed for successive terms.

31.1 (d) The state archivist shall call the first meeting of the Electronic Real Estate Recording
31.2 Commission. At the first meeting and biennially thereafter, the commission shall elect from
31.3 its membership a chair and vice-chair to serve two-year terms. Meetings may be called by
31.4 the chair or the vice-chair ~~or the director of the Legislative Coordinating Commission.~~
31.5 Meetings shall be held as often as necessary, but at least once a year.

31.6 (e) A majority of the voting members of the Electronic Real Estate Recording
31.7 Commission constitutes a quorum to do business, and a majority of a quorum may act in
31.8 any matter within the jurisdiction of the commission.

31.9 (f) As soon as practicable and as needed thereafter, the Electronic Real Estate Recording
31.10 Commission shall identify the information technology and any other expertise it requires
31.11 and report its needs to the ~~Legislative Coordinating Commission. The Electronic Real Estate~~
31.12 ~~Recording Commission also shall report any other expertise it needs to fulfill its~~
31.13 ~~responsibilities. The Legislative Coordinating Commission shall provide support services,~~
31.14 ~~including meeting space, as needed for the Electronic Real Estate Recording Commission~~
31.15 ~~to carry out its duties in an effective manner.~~ committees of the Minnesota House of
31.16 Representatives and the Minnesota Senate that have jurisdiction.

31.17 Sec. 50. MISSISSIPPI RIVER PARKWAY COMMISSION; CITIZEN MEMBERS.

31.18 Citizens currently appointed to the Mississippi River Parkway Commission under
31.19 Minnesota Statutes, section 161.1419, subdivision 2, for areas following the geographic
31.20 segments along the Mississippi River, serve terms as follows:

31.21 (1) citizen member representing Lake Itasca, to but not including the city of Grand
31.22 Rapids, for a term ending December 31, 2025;

31.23 (2) citizen member representing Grand Rapids, to but not including the city of Brainerd,
31.24 for a term ending December 31, 2025;

31.25 (3) citizen member representing Brainerd, to but not including the city of Elk River, for
31.26 a term ending December 31, 2025;

31.27 (4) citizen member representing Elk River, to but not including the city of Hastings, for
31.28 a term ending December 31, 2027; and

31.29 (5) citizen member representing Hastings, to the Iowa border, for a term ending December
31.30 31, 2027.

32.1 Sec. 51. **REPEALER.**

32.2 (a) Minnesota Statutes 2022, section 136F.03, is repealed.

32.3 (b) Minnesota Statutes 2022, section 16B.24, subdivision 13, is repealed.

32.4 (c) Minnesota Statutes 2022, sections 179.90; and 179.91, are repealed.

32.5 (d) Minnesota Statutes 2022, sections 16B.323, subdivisions 1 and 2; and 16B.326, are
32.6 repealed.

32.7 **ARTICLE 2**

32.8 **LOCAL GOVERNMENT POLICY**

32.9 Section 1. Minnesota Statutes 2022, section 118A.09, subdivision 1, is amended to read:

32.10 Subdivision 1. **Definition; qualifying government.** (a) "Qualifying government" means:

32.11 (1) a county or statutory or home rule charter city with a population of more than 100,000;

32.12 or

32.13 (2) a county or statutory or home rule charter city ~~which had its most recently issued~~

32.14 ~~general obligation bonds rated in the highest category by a national bond rating agency; or~~

32.15 whose most recent long-term, senior, general obligation rating by one or more national

32.16 rating organizations in the prior 18-month period is AA or higher.

32.17 ~~(3) a self-insurance pool listed in section 471.982, subdivision 3.~~

32.18 (b) A county or statutory or home rule charter city with a population of 100,000 or less

32.19 that is a qualifying government, but is subsequently rated less than the highest category by

32.20 a national bond rating agency on a general obligation bond issue does not meet the threshold

32.21 under paragraph (a), clause (2), may not invest additional funds under this section during

32.22 any time period when it does not meet the threshold, but may continue to manage funds

32.23 previously invested under subdivision 2.

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

32.25 Sec. 2. Minnesota Statutes 2022, section 118A.09, subdivision 2, is amended to read:

32.26 Subd. 2. **Additional investment authority.** Qualifying governments may invest the
32.27 amount described in subdivision 3:

32.28 (1) in index mutual funds based in the United States and indexed to a broad market

32.29 United States equity index, on the condition that index mutual fund investments must be

32.30 made directly with the main sales office of the fund; or

33.1 (2) with the Minnesota State Board of Investment subject to such terms and minimum
33.2 amounts as may be adopted by the board. ~~Index mutual fund investments must be made~~
33.3 ~~directly with the main sales office of the fund.~~

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

33.5 Sec. 3. Minnesota Statutes 2022, section 118A.09, subdivision 3, is amended to read:

33.6 Subd. 3. **Funds.** (a) Qualifying governments may only invest under subdivision 2
33.7 according to the limitations in this subdivision. A qualifying government under subdivision
33.8 1, clause (1) or (2), may only invest its funds that are held for long-term capital plans
33.9 authorized by the city council or county board, or long-term obligations of the qualifying
33.10 government. Long-term obligations of the qualifying government include long-term capital
33.11 plan reserves, funds held to offset long-term environmental exposure, other postemployment
33.12 benefit liabilities, compensated absences, and other long-term obligations established by
33.13 applicable accounting standards.

33.14 (b) Qualifying governments under subdivision 1, clause (1) or (2), may invest up to 15
33.15 percent of the sum of:

33.16 (1) unassigned cash;

33.17 (2) cash equivalents;

33.18 (3) deposits; and

33.19 (4) investments.

33.20 ~~This~~ (c) The calculation in paragraph (b) must be based on the qualifying government's
33.21 most recent audited statement of net position, which must be compliant and audited pursuant
33.22 to governmental accounting and auditing standards. Once the amount invested reaches 15
33.23 percent of the sum of unassigned cash, cash equivalents, deposits, and investments, no
33.24 further funds may be invested under this section; however, a qualifying government may
33.25 continue to manage the funds previously invested under this section even if the total amount
33.26 subsequently exceeds 15 percent of the sum of unassigned cash, cash equivalents, deposits,
33.27 and investments.

33.28 ~~(e) A qualified government under subdivision 1, clause (3), may invest up to the lesser~~
33.29 ~~of:~~

33.30 ~~(1) 15 percent of the sum of its cash, cash equivalents, deposits, and investments; or~~

34.1 ~~(2) 25 percent of its net assets as reported on the pool's most recent audited statement~~
34.2 ~~of net position, which must be compliant and audited pursuant to governmental accounting~~
34.3 ~~and auditing standards.~~

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

34.5 Sec. 4. **[118A.10] SELF-INSURANCE POOLS; ADDITIONAL INVESTMENT**
34.6 **AUTHORITY.**

34.7 Subdivision 1. **Definition.** For the purposes of this section, "qualifying government"
34.8 means a self-insurance pool listed in section 471.982, subdivision 3.

34.9 Subd. 2. **Additional investment authority.** (a) A qualifying government may invest in
34.10 the securities specified in section 11A.24, with the exception of specific investments
34.11 authorized under section 11A.24, subdivision 6, paragraph (a), clauses (1) to (5).

34.12 (b) Investments authorized under this section are subject to the limitations under section
34.13 11A.24.

34.14 (c) A qualifying government may invest with the State Board of Investment subject to
34.15 the terms and minimum amounts adopted by the State Board of Investment.

34.16 Subd. 3. **Approval.** Before investing pursuant to this section, the governing body of a
34.17 qualifying government must adopt an investment policy pursuant to a resolution that includes
34.18 both of the following statements:

34.19 (1) the governing body understands that investments under this section have a risk of
34.20 loss; and

34.21 (2) the governing body understands the type of funds that are being invested and the
34.22 specific investment itself.

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

34.24 Sec. 5. **[134.114] RAMSEY COUNTY LIBRARY ADVISORY BOARD.**

34.25 Subdivision 1. **Appointment.** The Ramsey County Board of Commissioners shall direct,
34.26 operate, and manage the suburban Ramsey County library system. The county board shall
34.27 appoint seven members to a suburban Ramsey County Library Advisory Board. All members
34.28 must reside in the suburban county library service area. The Ramsey County Library Advisory
34.29 Board shall replace the existing Ramsey County Library Board upon the effective date of
34.30 this section.

35.1 Subd. 2. **Powers and duties.** The Ramsey County Library Advisory Board shall provide
35.2 advice and make recommendations on matters pertaining to county library services. The
35.3 Ramsey County Library Advisory Board shall provide recommendations regarding integrated
35.4 county service delivery that impacts or is enhanced by library services. The county board
35.5 may delegate additional powers and duties to the Ramsey County Library Advisory Board.

35.6 **EFFECTIVE DATE.** This section is effective the day after the governing body of
35.7 Ramsey County and its chief clerical officer comply with Minnesota Statutes, section
35.8 645.021, subdivisions 2 and 3.

35.9 Sec. 6. **[134.115] ANOKA COUNTY LIBRARY ADVISORY BOARD.**

35.10 Subdivision 1. **Appointment.** The Anoka County Board of Commissioners shall direct,
35.11 operate, and manage the suburban Anoka County library system. The county board shall
35.12 appoint seven members to a suburban Anoka County Library Advisory Board. All members
35.13 must reside in the suburban county library service area. The Anoka County Library Advisory
35.14 Board shall replace the existing Anoka County Library Board upon the effective date of
35.15 this section.

35.16 Subd. 2. **Powers and duties.** The Anoka County Library Advisory Board shall provide
35.17 advice and make recommendations on matters pertaining to county library services. The
35.18 Anoka County Library Advisory Board shall provide recommendations regarding integrated
35.19 county service delivery that impacts or is enhanced by library services. The county board
35.20 may delegate additional powers and duties to the Anoka County Library Advisory Board.

35.21 **EFFECTIVE DATE.** This section is effective the day after the governing body of
35.22 Anoka County and its chief clerical officer comply with Minnesota Statutes, section 645.021,
35.23 subdivisions 2 and 3.

35.24 Sec. 7. Minnesota Statutes 2022, section 428A.01, is amended by adding a subdivision to
35.25 read:

35.26 Subd. 7. **Multiunit residential property.** "Multiunit residential property" means:

35.27 (1) property classified as class 4a under section 273.13, subdivision 25, paragraph (a);

35.28 (2) condominiums, as defined under section 515A.1-103, clause (7), that are classified

35.29 as class 1a under section 273.13, subdivision 22, paragraph (a); class 4b under section

35.30 273.13, subdivision 25, paragraph (b), clause (1); or class 4bb under section 273.13,

35.31 subdivision 25, paragraph (c), clause (1);

36.1 (3) condominium-type storage units classified as class 4bb under section 273.13,
36.2 subdivision 25, paragraph (c), clause (3); and

36.3 (4) duplex or triplex property classified as class 1a under section 273.13, subdivision
36.4 22, paragraph (a); or classified as class 4b under section 273.13, subdivision 25, paragraph
36.5 (b), clause (1).

36.6 Multiunit residential property does not include any unit that is an affordable housing unit.

36.7 **EFFECTIVE DATE.** This section is effective for the establishment or expansion of a
36.8 special service district after July 1, 2023.

36.9 Sec. 8. Minnesota Statutes 2022, section 428A.01, is amended by adding a subdivision to
36.10 read:

36.11 Subd. 8. **Nonresidential property.** "Nonresidential property" means property that is
36.12 classified under section 273.13 and used for commercial, industrial, or public utility purposes,
36.13 or is zoned for vacant land or designated on a land use plan for commercial or industrial
36.14 use.

36.15 **EFFECTIVE DATE.** This section is effective for the establishment or expansion of a
36.16 special service district after July 1, 2023.

36.17 Sec. 9. Minnesota Statutes 2022, section 428A.01, is amended by adding a subdivision to
36.18 read:

36.19 Subd. 9. **Nonresidential owners.** "Nonresidential owners" means the owners of 50
36.20 percent or more of the land area of property subject to service charges on nonresidential
36.21 property in a proposed or existing special service district and either the: (1) owners of 50
36.22 percent or more of the net tax capacity of property subject to a proposed or existing service
36.23 charge, based on net tax capacity; or (2) owners, individuals, and business organizations
36.24 subject to 50 percent or more of a proposed or existing service charge using a basis other
36.25 than net tax capacity.

36.26 **EFFECTIVE DATE.** This section is effective for the establishment or expansion of a
36.27 special service district after July 1, 2023.

36.28 Sec. 10. Minnesota Statutes 2022, section 428A.01, is amended by adding a subdivision
36.29 to read:

36.30 Subd. 10. **Affordable housing unit.** "Affordable housing unit" means a residential unit
36.31 affordable to households with incomes at or below 80 percent of area median income.

37.1 Sec. 11. Minnesota Statutes 2022, section 428A.02, subdivision 1, is amended to read:

37.2 Subdivision 1. **Ordinance.** The governing body of a city may adopt an ordinance
 37.3 establishing a special service district. Except as otherwise provided in section 428A.021,
 37.4 only nonresidential property that is classified under section 273.13 and used for commercial,
 37.5 industrial, or public utility purposes, or is vacant land zoned or designated on a land use
 37.6 plan for commercial or industrial use and located in the special service district, may be
 37.7 subject to the charges imposed by the city on the special service district. Other types of
 37.8 property may be included within the boundaries of the special service district but are not
 37.9 subject to the levies or charges imposed by the city on the special service district, unless
 37.10 nonresidential owners, as defined in section 428A.01, subdivision 9, make an election under
 37.11 section 428A.021. If 50 percent or more of the estimated market value of a parcel of property
 37.12 is classified under section 273.13 as commercial, industrial, or vacant land zoned or
 37.13 designated on a land use plan for commercial or industrial use, or public utility for the
 37.14 current assessment year, then the entire taxable market value of the property is subject to a
 37.15 service charge based on net tax capacity for purposes of sections 428A.01 to 428A.10. The
 37.16 ordinance shall describe with particularity the area within the city to be included in the
 37.17 district and the special services to be furnished in the district. The ordinance may not be
 37.18 adopted until after a public hearing has been held on the question. Notice of the hearing
 37.19 shall include the time and place of hearing, a map showing the boundaries of the proposed
 37.20 district, and a statement that all persons owning property in the proposed district that would
 37.21 be subject to a service charge will be given opportunity to be heard at the hearing. Within
 37.22 30 days after adoption of the ordinance under this subdivision, the governing body shall
 37.23 send a copy of the ordinance to the commissioner of revenue.

37.24 **EFFECTIVE DATE.** This section is effective for the establishment or expansion of a
 37.25 special service district after July 1, 2023.

37.26 Sec. 12. **[428A.021] ELECTION TO INCLUDE MULTIUNIT RESIDENTIAL**
 37.27 **PROPERTY.**

37.28 Subdivision 1. **Multiunit residential property; new districts; election.** Prior to filing
 37.29 a petition with the city clerk under section 428A.08, nonresidential owners may elect to
 37.30 subject multiunit residential property to the charges imposed by the city on a special service
 37.31 district. The election must be filed with the city clerk. If an election is made, for purposes
 37.32 of section 428A.08, "property" includes multiunit residential property.

37.33 Subd. 2. **Multiunit residential property; in-district expansion.** Nonresidential owners
 37.34 may elect to expand the district to subject multiunit residential property to the charges for

38.1 the district. The election must be filed with the city clerk. The city must provide for a hearing
38.2 and notice on the expansion as required in sections 428A.02 and 428A.03. Notice must be
38.3 served in the original district and must include the property proposed to be added to the
38.4 district. Multiunit residential property added to the district is subject to all service charges
38.5 imposed within the district after the property becomes a part of the district. On the question
38.6 of whether to expand a district to include multiunit residential property, the petition
38.7 requirement in section 428A.08 and the veto power in section 428A.09 apply to all owners,
38.8 individuals, and business organizations that would be subject to the charges for the district.

38.9 Subd. 3. **Multiunit residential property; enlargement of boundaries.** Prior to the
38.10 hearing and notice requirements in section 428A.04, a majority of the petitioners seeking
38.11 enlargement of a district under section 428A.04 may elect to expand the proposed
38.12 enlargement to subject multiunit residential property to the charges imposed by the city on
38.13 a special service district. The election must be filed with the city clerk.

38.14 Subd. 4. **Common interest communities.** A unit in a common interest community, as
38.15 defined under section 515B.1-103, clause (10), may only be included in a district under this
38.16 section if the district will provide services not provided by the unit owner's association, as
38.17 defined in section 515B.1-103, clause (4).

38.18 **EFFECTIVE DATE.** This section is effective for the establishment, expansion, or
38.19 enlargement of a special service district after July 1, 2023.

38.20 Sec. 13. **[471.585] MUNICIPAL HOTEL LICENSING.**

38.21 (a) A statutory or home rule charter city or a town may adopt an ordinance requiring
38.22 hotels as defined in section 327.70, subdivision 3, operating within the boundaries of the
38.23 city or town to have a valid license issued by the city or town. An annual fee for a license
38.24 under this section may not exceed \$150.

38.25 (b) An ordinance adopted under this section is limited to requiring compliance with state
38.26 and local laws as a condition of licensure. No other licensing conditions or requirements
38.27 are permitted.

38.28 (c) A city or town that has adopted an ordinance under this section may refuse to issue
38.29 a license, or may revoke an existing license, if the hotel fails to comply with the conditions
38.30 of the license.

39.1 Sec. 14. Minnesota Statutes 2022, section 473.606, subdivision 5, is amended to read:

39.2 Subd. 5. **Employees, others, affirmative action; prevailing wage.** The corporation
39.3 shall have the power to appoint engineers and other consultants, attorneys, and such other
39.4 officers, agents, and employees as it may see fit, who shall perform such duties and receive
39.5 such compensation as the corporation may determine ~~notwithstanding the provisions of~~
39.6 ~~section 43A.17, subdivision 9,~~ and be removable at the pleasure of the corporation. The
39.7 corporation must adopt an affirmative action plan, which shall be submitted to the appropriate
39.8 agency or office of the state for review and approval. The plan must include a yearly progress
39.9 report to the agency or office. Whenever the corporation performs any work within the
39.10 limits of a city of the first class, or establishes a minimum wage for skilled or unskilled
39.11 labor in the specifications or any contract for work within one of the cities, the rate of pay
39.12 to such skilled and unskilled labor must be the prevailing rate of wage for such labor in that
39.13 city.

39.14 Sec. 15. **MUNICIPAL BUILDING COMMISSION DISSOLUTION.**

39.15 Subdivision 1. Preemption. This section supersedes any other law, home rule charter
39.16 provision, and city ordinance to the contrary.

39.17 Subd. 2. Definitions. (a) For the purposes of this section, the terms defined in this
39.18 subdivision have the meanings given unless the context indicates otherwise.

39.19 (b) "Benefits" means all of the health insurance, health savings, sick leave, vacation
39.20 time, deferred compensation, retirement benefits, Public Employees Retirement Association
39.21 benefits, and all other employee benefits, monies, balances, accounts, allowances, accruals,
39.22 and credits of the Municipal Building Commission employees.

39.23 (c) "City hall and courthouse" means the city hall building and courthouse owned by
39.24 the city of Minneapolis and Hennepin County and under the care and control of the Municipal
39.25 Building Commission pursuant to Minnesota Statutes, sections 383B.75 to 383B.754.

39.26 (d) "Dissolution date" means the day after the Municipal Building Commission, the city
39.27 of Minneapolis, and Hennepin County fully execute the transactional documents.

39.28 (e) "Municipal Building Commission" means the entity created by Minnesota Statutes,
39.29 section 383B.75.

39.30 (f) "Municipal Building Commission employees" means all employees of the Municipal
39.31 Building Commission including employees represented by unions and employees not
39.32 represented by unions.

40.1 (g) "Representatives of the Municipal Building Commission employees" means the
40.2 person or entity selected by each Municipal Building Commission employee to represent
40.3 that employee pursuant to subdivision 6, paragraph (b).

40.4 (h) "Transactional documents" means the agreements and documents, including the
40.5 agreement between the city of Minneapolis, Hennepin County, and representatives of the
40.6 Municipal Building Commission employees required by subdivision 6, paragraph (b), and
40.7 any real estate ownership structure or joint powers agreement under Minnesota Statutes,
40.8 section 471.59, needed to effectuate the efficient dissolution of the Municipal Building
40.9 Commission pursuant to this section.

40.10 Subd. 3. **Transfer of assets.** Notwithstanding any other law to the contrary, the
40.11 transaction documents shall provide for the transfer of all assets of the Municipal Building
40.12 Commission including but not limited to all furniture, fixtures, equipment, and other personal
40.13 property of the Municipal Building Commission to the city of Minneapolis or other legal
40.14 entity as necessary and appropriate for the use of the assets in the ongoing operation and
40.15 management of the city hall and courthouse.

40.16 Subd. 4. **Continued employment of Municipal Building Commission**
40.17 **employees.** Notwithstanding any other law or home rule charter provision to the contrary,
40.18 immediately upon the full execution of the transactional documents, all Municipal Building
40.19 Commission employees shall be employees of the city of Minneapolis or Hennepin County,
40.20 employed in equivalent positions at their current salaries and wages with all of their current
40.21 benefits, and shall continue to have all rights, remedies, and privileges under Minnesota
40.22 Statutes, section 383B.751.

40.23 Subd. 5. **Municipal Building Commission dissolution.** (a) Notwithstanding any other
40.24 law or home rule charter provision to the contrary, the Municipal Building Commission
40.25 and all its functions will be dissolved upon the dissolution date.

40.26 (b) The transactional documents must include how the city of Minneapolis and Hennepin
40.27 County will manage the outstanding liabilities of the Municipal Building Commission that
40.28 exist as of the dissolution date.

40.29 Subd. 6. **Transactional documents; agreements.** (a) The Municipal Building
40.30 Commission, city of Minneapolis, and Hennepin County may execute transactional
40.31 documents to effectuate the transfer of assets and dissolution provided for in this section.

40.32 (b) The Municipal Building Commission, city of Minneapolis, and the representatives
40.33 of the Municipal Building Commission employees must reach an agreement addressing the
40.34 impact of a dissolution on employees before fully executing the transactional documents.

41.1 (c) The Municipal Building Commission, city of Minneapolis, and Hennepin County
41.2 must fully execute the transactional documents before the filing of a certificate of local
41.3 approval of this section.

41.4 Subd. 7. **Ongoing statutory rights of Municipal Building Commission**
41.5 **employees.** Notwithstanding any other law or home rule charter provision to the contrary,
41.6 this section shall not be construed to invalidate the rights, remedies, and privileges of the
41.7 Municipal Building Commission employees under Minnesota Statutes, section 383B.751.

41.8 **EFFECTIVE DATE.** This section is effective the day after the governing body of the
41.9 city of Minneapolis and its chief clerical officer comply with Minnesota Statutes, section
41.10 645.021, subdivisions 2 and 3.

41.11 Sec. 16. **ST. PAUL; DESIGN-BUILD AUTHORIZATION.**

41.12 Notwithstanding Minnesota Statutes, section 471.345, or any other law to the contrary,
41.13 the city of St. Paul may solicit and award a design-build contract for the East Side Skate
41.14 Park project at Eastside Heritage Park on the basis of a best value selection process. The
41.15 city must consider at least three proposals when awarding a design-build contract under this
41.16 section.

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

41.18 Sec. 17. **REPEALER.**

41.19 (a) Minnesota Statutes 2022, section 43A.17, subdivision 9, is repealed.

41.20 (b) Minnesota Statutes 2022, sections 383B.75; 383B.751; 383B.752; 383B.753; and
41.21 383B.754, are repealed.

41.22 Sec. 18. **EFFECTIVE DATE.**

41.23 Sections 14 and 17, paragraph (a), are effective the day following final enactment.

41.24 Section 17, paragraph (b), is effective on the day section 15 is effective.

16B.24 GENERAL AUTHORITY.

Subd. 13. **Electric vehicle charging.** The commissioner shall require that a user of a charging station located on the State Capitol complex used to charge a private electric vehicle pay an electric service fee. The commissioner shall set the electric service fee rate to cover the electricity costs for charging an electric vehicle and for the administrative costs associated with providing electric charging stations.

16B.323 SOLAR ENERGY IN STATE BUILDINGS.

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

(b) "Major renovation" means a substantial addition to an existing building, or a substantial change to the interior configuration or the energy system of an existing building.

(c) "Solar energy system" means photovoltaic devices alone or installed in conjunction with a solar thermal system.

(d) "Photovoltaic device " has the meaning given in section 216C.06, subdivision 16.

(e) "Solar thermal system" has the meaning given "qualifying solar thermal project" in section 216B.2411, subdivision 2, paragraph (e).

(f) "State building" means a building whose construction or renovation is paid wholly or in part by the state from the bond proceeds fund.

Subd. 2. **Solar energy system.** (a) As provided in paragraphs (b) and (c), a project for the construction or major renovation of a state building, after the completion of a cost-benefit analysis, may include installation of solar energy systems of up to 300 kilowatts capacity on, adjacent, or in proximity to the state building.

(b) The capacity of a solar energy system must be less than 300 kilowatts to the extent necessary to match the electrical load of the building, or the capacity must be no more than necessary to keep the costs for the installation below the five percent maximum set by paragraph (c).

(c) The cost of the solar energy system must not exceed five percent of the appropriations from the bond proceeds fund for the construction or renovation of the state building. Purchase and installation of a solar thermal system may account for no more than 25 percent of the cost of a solar energy system installation.

(d) A project subject to this section is ineligible to receive a rebate for the installation of a solar energy system under section 116C.7791 or from any utility.

16B.326 HEATING AND COOLING SYSTEMS; STATE-FUNDED BUILDINGS.

The commissioner must review project proposer's study for geothermal and solar thermal applications as possible uses for heating or cooling for all building projects subject to a predesign review under section 16B.335 that receive any state funding for replacement of heating or cooling systems. When practicable, geothermal and solar thermal heating and cooling systems must be considered when designing, planning, or letting bids for necessary replacement or initial installation of cooling or heating systems in new or existing buildings that are constructed or maintained with state funds. The predesign review must include a written plan for compliance with this section from a project proposer.

For the purposes of this section, "solar thermal" means a flat plate or evacuated tube with a fixed orientation that collects the sun's radiant energy and transfers it to a storage medium for distribution as energy for heating and cooling.

43A.17 SALARY LIMITS, RATES, RANGES AND EXCEPTIONS.

Subd. 9. **Political subdivision compensation limit.** (a) The salary and the value of all other forms of compensation of a person employed by a political subdivision of this state, excluding a school district, may not exceed 110 percent of the salary of the governor as set under section 15A.082, except as provided in this subdivision. For purposes of this subdivision, "political subdivision of this state" includes a statutory or home rule charter city, county, town, metropolitan or regional agency, or other political subdivision, but does not include a hospital, clinic, or health maintenance organization owned by such a governmental unit.

(b) Beginning in 2006, the limit in paragraph (a) must be adjusted annually in January. The limit must equal the limit for the prior year increased by the percentage increase, if any, in the

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Consumer Price Index for all-urban consumers from October of the second prior year to October of the immediately prior year.

(c) Deferred compensation and payroll allocations to purchase an individual annuity contract for an employee are included in determining the employee's salary. Other forms of compensation which must be included to determine an employee's total compensation are all other direct and indirect items of compensation which are not specifically excluded by this subdivision. Other forms of compensation which must not be included in a determination of an employee's total compensation for the purposes of this subdivision are:

(1) employee benefits that are also provided for the majority of all other full-time employees of the political subdivision, vacation and sick leave allowances, health and dental insurance, disability insurance, term life insurance, and pension benefits or like benefits the cost of which is borne by the employee or which is not subject to tax as income under the Internal Revenue Code of 1986;

(2) dues paid to organizations that are of a civic, professional, educational, or governmental nature; and

(3) reimbursement for actual expenses incurred by the employee which the governing body determines to be directly related to the performance of job responsibilities, including any relocation expenses paid during the initial year of employment.

The value of other forms of compensation is the annual cost to the political subdivision for the provision of the compensation.

(d) The salary of a medical doctor or doctor of osteopathic medicine occupying a position that the governing body of the political subdivision has determined requires an M.D. or D.O. degree is excluded from the limitation in this subdivision.

(e) The commissioner may increase the limitation in this subdivision for a position that the commissioner has determined requires special expertise necessitating a higher salary to attract or retain a qualified person. The commissioner shall review each proposed increase giving due consideration to salary rates paid to other persons with similar responsibilities in the state and nation. The commissioner may not increase the limitation until the commissioner has presented the proposed increase to the Legislative Coordinating Commission and received the commission's recommendation on it. The recommendation is advisory only. If the commission does not give its recommendation on a proposed increase within 30 days from its receipt of the proposal, the commission is deemed to have made no recommendation. If the commissioner grants or granted an increase under this paragraph, the new limitation must be adjusted beginning in August 2005 and in each subsequent calendar year in January by the percentage increase equal to the percentage increase, if any, in the Consumer Price Index for all-urban consumers from October of the second prior year to October of the immediately prior year.

136F.03 CANDIDATE ADVISORY COUNCIL.

Subdivision 1. **Purpose.** A Candidate Advisory Council for the board shall assist the governor in determining criteria for, and identifying and recruiting qualified candidates for, nonstudent membership on the board.

Subd. 2. **Membership.** The advisory council consists of 24 members. Twelve members are appointed by the Subcommittee on Committees of the Committee on Rules and Administration of the senate. Twelve members are appointed by the speaker of the house. No more than one-third of the members appointed by each appointing authority may be current or former legislators. No more than two-thirds of the members appointed by each appointing authority may belong to the same political party; however, political activity or affiliation is not required for the appointment of a member. Geographical representation must be taken into consideration when making appointments. Section 15.0575 governs the advisory council, except that the members must be appointed to six-year terms.

Subd. 3. **Duties.** (a) The advisory council shall:

(1) develop a statement of the selection criteria to be applied and a description of the responsibilities and duties of a member of the board and shall distribute this to potential candidates; and

(2) for each position on the board, identify and recruit qualified candidates for the board, based on the background and experience of the candidates, and their potential for discharging the responsibilities of a member of the board.

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(b) Selection criteria developed under this section must include the requirement that trustees represent diversity in geography, gender, race, occupation, and experience.

(c) Selection criteria developed under this section must also include the identification of the membership needs of the board for individual skills relevant to the governance of the Minnesota State Colleges and Universities and the needs for certain individual characteristics that include geographic location, gender, race, occupation, and experience.

Subd. 4. **Recommendations.** Except for seats filled under sections 136F.04 and 136F.045, the advisory council shall recommend at least two and not more than four candidates for each seat. By April 15 of each even-numbered year in which the governor makes appointments to the board, the advisory council shall submit its recommendations to the governor and to the chairs and ranking minority members of the legislative committees with primary jurisdiction over higher education policy and finance. The governor is not bound by these recommendations.

Subd. 5. **Support services.** The Legislative Coordinating Commission shall provide administrative and support services for the advisory council.

179.90 OFFICE OF COLLABORATION AND DISPUTE RESOLUTION.

The commissioner of mediation services shall establish an Office of Collaboration and Dispute Resolution within the bureau. The office must:

(1) promote the broad use of community mediation in the state, ensuring that all areas of the state have access to services by providing grants to private nonprofit entities certified by the state court administrator under chapter 494 that assist in resolution of disputes;

(2) assist state agencies, offices of the executive, legislative, and judicial branches, and units of local government in improving collaboration and dispute resolution;

(3) support collaboration and dispute resolution in the public and private sector by providing technical assistance and information on best practices and new developments in dispute resolution options;

(4) educate the public and governmental entities on dispute resolution options; and

(5) promote and utilize collaborative dispute resolution models and processes based on documented best practices including, but not limited to, the Minnesota Solutions model:

(i) establishing criteria and procedures for identification and assessment of dispute resolution projects;

(ii) designating projects and appointing impartial convenors by the commissioner or the commissioner's designee;

(iii) forming multidisciplinary conflict resolution teams; and

(iv) utilizing collaborative techniques, processes, and standards through facilitated meetings until consensus among parties is reached in resolving a dispute.

179.91 GRANTS.

Subdivision 1. **Authority.** The commissioner of mediation services shall to the extent funds are appropriated for this purpose, make grants to private nonprofit community mediation entities certified by the state court administrator under chapter 494 that assist in resolution of disputes. The commissioner shall establish a grant review committee to assist in the review of grant applications and the allocation of grants under this section.

Subd. 2. **Eligibility.** To be eligible for a grant under this section, a nonprofit organization must meet the requirements of section 494.05, subdivision 1, clauses (1), (2), (4), and (5).

Subd. 3. **Conditions and exclusions.** A nonprofit entity receiving a grant must agree to comply with guidelines adopted by the state court administrator under section 494.015, subdivision 1. Sections 16B.97 and 16B.98 and policies adopted under those sections apply to grants under this section. The exclusions in section 494.03 apply to grants under this section.

Subd. 4. **Reporting.** Grantees must report data required under chapter 494 to evaluate quality and outcomes.

383B.75 MUNICIPAL BUILDING COMMISSION.

That from and after the first Monday in January, 1904, all of the completed portions of the Hennepin County and Minneapolis Courthouse and City Hall Building, erected pursuant to chapter 395 of the Special Laws of 1887, shall be under the exclusive care of a commission of four members, styled "the municipal building commission," which shall be constituted as follows: The chair of the Board of County Commissioners of Hennepin County, the mayor of the city of Minneapolis, a person appointed by the Board of County Commissioners of Hennepin County, who shall serve at its pleasure, and a person appointed by the city council of the city of Minneapolis, who shall serve at its pleasure. The chair of the Board of County Commissioners of Hennepin County shall be president of said commission, and the mayor of the city of Minneapolis, vice-president thereof. The person appointed by the Board of County Commissioners of Hennepin County shall be the secretary of said commission and as such shall keep the records and accounts thereof. The comptroller treasurer of the city of Minneapolis shall keep a correct account of the receipts and expenditures of the commission. The commission shall by resolution establish regular meeting dates.

383B.751 CARE AND CONTROL OF BUILDING.

The commission hereby created shall have the entire care and control of all of said courthouse and city hall building. It shall have power to assign unassigned rooms and space in any part of said building with entire control of any room or rooms in said building, and of all halls and corridors and of all boiler and machinery rooms. The commission in its discretion may reassign and reallocate occupied rooms or space therein provided that space already occupied may not be reassigned except after a hearing before said commission on written notice to the occupant or person in charge of such space; and the vote of three members of said commission shall govern as its final action after such hearing; provided further that any interested party may appeal from an adverse ruling of said commission to the district court, which court shall summarily decide the matter after a hearing thereon in the same manner as a civil case, and the determination of said matter by said court shall be final, provided that if the space in controversy is occupied or sought to be occupied by a district court judge or other district court official, that said final determination be made by a judge of the district court from a district other than that comprising Hennepin County, which other judge shall be selected by the governor upon request of the commission. When so determined and after being served with the court order the occupant or person in charge of such space or room shall remove therefrom in accordance with the terms of the order, and failing to do so, shall be deemed in contempt of court.

The commission shall also have the care and control of all engines, boilers, machinery, elevators and all mechanical and electrical appliances of every nature in said building. It shall cause all of the occupied portions of said building to be properly heated, lighted, cleaned and kept in repair for public use, with full authority to appoint any and all employees necessary to properly perform the duties hereby devolved upon such commission, with authority to fix the compensation of such employees. Persons employed by the municipal building commission on or before August 1, 1977, or thereafter, and having at least six months service, shall have tenure based on length of service. Promotions shall be filled from the eligible lists established and maintained by the Minneapolis civil service commission. No employee after six months continuous employment shall be removed or discharged except upon a majority vote of the members of the municipal building commission for cause, upon written charges and after an opportunity to be heard at a hearing conducted by the municipal building commission. The Minneapolis civil service rules relating to cause for removal shall govern. An employee removed for cause may appeal to district court, which decision shall be final.

Nothing herein contained shall be construed to interfere in any manner with the powers and duties of the courthouse and city hall commission engaged in completing and furnishing said building.

383B.752 EXPENSES; WARRANTS.

Said commission shall at the beginning of each calendar month render a detailed statement to the county auditor of Hennepin County and to the city controller of the city of Minneapolis, respectively, of all its expenses necessarily incurred for the purposes contemplated by sections 383B.75 to 383B.754 during the last preceding month in or with reference to portions of said building used or occupied by the county and by the city, respectively, including the proper portions of all expenses rendered for the common benefit of the county and city and properly chargeable to each of such municipalities; whereupon it shall become the duty of the proper officers of said county and of said city to forthwith draw warrants upon their respective treasurers, each for the amount of the account rendered against it by said commission, and it shall be the duty of the treasurer of said

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municipal building commission to forthwith pay to the parties properly entitled thereto the several amounts specified in said accounts rendered.

383B.753 EXCLUSIVE CONTROL.

From and after the first Monday in January, 1904, neither the Board of County Commissioners of Hennepin County, nor the city council of the city of Minneapolis shall have anything to do with the care of any portion of the courthouse and city hall building, nor shall they have anything to do with the control of any portions of said building not specifically assigned for official use.

383B.754 BUDGET DATE.

It shall be the duty of the municipal building commission to prepare a detailed statement of the estimated expenditures of such commission for the then ensuing year and transmit the same each year to the Board of County Commissioners of Hennepin County on the date specified by the board. The estimate shall specify what portion of the total expenditures of the commission shall be borne by the county and city, respectively, and it shall be the duty of the county commissioners to levy a tax at its proper meeting sufficient to meet the county share of the final statement of estimated expenditures. A like estimate shall be transmitted each year to the city council of the city of Minneapolis on the date specified by the council, and it shall be the duty of the city council to levy a tax at its proper meeting sufficient to meet the city's portion of the final statement of estimated expenditures. If the dates specified by the city and county are different, the commission shall transmit its budget estimate to both the city and the county on the earlier of the two dates. The commission shall submit a final statement of estimated expenditures ten days before the date Hennepin County and the city of Minneapolis are required to certify their tax levies.