

SENATE
STATE OF MINNESOTA
SPECIAL SESSION

S.F. No. 22

(SENATE AUTHORS: PAPPAS)			OFFICIAL STATUS
DATE	D-PG		
06/09/2025	15	Introduction and first reading	
	15	Laid on table	

1.1

A bill for an act

1.2

relating to capital investment; authorizing spending to acquire and better land and

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buildings and for other improvements of a capital nature with certain conditions;

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establishing and modifying programs; modifying requirements for certain projects

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and procedures; canceling prior appropriations; appropriating money; amending

1.6

Laws 2023, chapter 71, article 1, section 7; Laws 2025, chapter 39, article 2, section

1.7

67; proposing coding for new law in Minnesota Statutes, chapter 462A; repealing

1.8

Minnesota Statutes 2024, section 240A.20.

1.9

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

1.10

Section 1. CAPITAL IMPROVEMENT APPROPRIATIONS.

1.11

(a) The sums shown in the column under "Appropriations" are appropriated from the

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general fund in fiscal year 2026 to the state agencies or officials indicated, to be spent for

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public purposes. These are onetime appropriations. Unless otherwise specified, money

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appropriated in this act is subject to paragraphs (b) to (e) of this section.

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(b) For any project funded in whole or in part by this act, workers on the project must

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be paid at least the prevailing wage rate as defined in Minnesota Statutes, section 177.42,

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subdivision 6, and the project is subject to the requirements and enforcement provisions in

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Minnesota Statutes, sections 177.27, 177.30, 177.32, and 177.41 to 177.45. For the purposes

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of this paragraph, "project" means demolition, erection, construction, remodeling, or repairing

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of a public building, facility, or other public work financed in whole or part by state funds.

1.21

Project also includes demolition, erection, construction, remodeling, or repairing of a

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building, facility, or public work when the acquisition of property, predesign, design, or

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demolition is financed in whole or in part by state funds.

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(c) Money appropriated in this act: (1) is available for a grant after the commissioner of

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management and budget determines that an amount sufficient to complete the project as

described in this act has been committed to the project, as required by Minnesota Statutes, section 16A.502; (2) may be used to pay state agency staff costs that are attributed directly to the capital program or project for capitalizable staff costs; and (3) is available until the project is completed or abandoned, subject to Minnesota Statutes, section 16A.642.

(d) The sustainable building guidelines under Minnesota Statutes, section 16B.325, are mandatory for all new buildings and major renovations owned or to be owned by the state, state agencies, Minnesota State Colleges and Universities, and the University of Minnesota that are funded with an appropriation in this act.

(e) Recipients of grants from money appropriated in this act must demonstrate to the commissioner of the agency making the grant that the recipient has the ability and a plan to fund the program intended for the facility. This paragraph does not apply to state agencies.

APPROPRIATIONS

Sec. 2. <u>EDUCATION</u>	<u>\$</u>	<u>1,000,000</u>
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(a) To the commissioner of education for law enforcement emergency entry device grants at schools.

(b) For purposes of this section:

(1) "eligible applicant" means a special or independent school district, a charter school, or a cooperative unit serving students; and

(2) "law enforcement emergency entry device" means an exterior secure master key box meeting Underwriters Laboratories Standard 1037 installed at the school building in accordance with the eligible applicant's crisis management policy.

(c) An eligible applicant may apply to the commissioner of education in the form and manner specified by the commissioner for a law enforcement emergency entry device grant for each of the applicant's school buildings regularly serving students. The maximum grant per building is \$1,000.

3.1 (d) If the commissioner receives more
3.2 applications for grants than money is available,
3.3 the commissioner must first award one grant
3.4 to each eligible applicant, and then award
3.5 remaining money as grants to applicants on a
3.6 lottery basis.

3.7 (e) An eligible applicant receiving a grant
3.8 under this section must update its crisis
3.9 management policy to include the necessary
3.10 information on its law enforcement emergency
3.11 entry devices.

3.12 (f) Up to five percent of the appropriation may
3.13 be retained by the agency for administrative
3.14 costs.

3.15 (g) This appropriation is available until June
3.16 30, 2028.

3.17 (h) Notwithstanding the requirements in
3.18 section 1, paragraphs (b) to (e), grants from
3.19 this appropriation are subject to grant
3.20 requirements in Minnesota Statutes, sections
3.21 16B.97 and 16B.98.

3.22 **Sec. 3. ADMINISTRATION**

3.23 **Subdivision 1. Total Appropriation** **\$ 1,325,000**

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

3.26 **Subd. 2. Hubert H. Humphrey Statue** **325,000**

3.27 To replace the statue of Henry Mower Rice in
3.28 the Statuary Hall in the United States Capitol
3.29 with a statue of Hubert H. Humphrey. This
3.30 appropriation includes money for the removal
3.31 and transportation of the Henry Mower Rice
3.32 statue in coordination with the Minnesota State
3.33 Historical Society, the recasting of the statue

4.1 of Hubert H. Humphrey that currently stands
4.2 on the mall of the Minnesota State Capitol,
4.3 and the erection of the new Hubert H.
4.4 Humphrey statue in the Statuary Hall in the
4.5 United States Capitol. This appropriation is
4.6 not an appropriation for a capital improvement
4.7 project within the meaning of Minnesota
4.8 Statutes, section 16A.642, notwithstanding
4.9 the requirements in section 1, paragraphs (b)
4.10 to (e).

4.11 **Subd. 3. Capitol Area Economic Development**
4.12 **Grant Program**

1,000,000

4.13 (a) For a grant to the St. Paul Port Authority
4.14 for the creation of a Capitol Area economic
4.15 development grant program, for the purpose
4.16 of making grants to new and existing
4.17 businesses within the Capitol Area in the
4.18 amount of \$50,000 to \$150,000 for operating
4.19 equipment, facade, and other capital
4.20 improvements with up to ten percent eligible
4.21 for administration of the program.

4.22 (b) As used in this section, "Capitol Area"
4.23 includes that part of the city of St. Paul within
4.24 the boundaries described in Minnesota
4.25 Statutes, section 15B.02.

4.26 (c) Notwithstanding the requirements in
4.27 section 1, paragraphs (b) to (e), the grant from
4.28 this appropriation is subject to grant
4.29 requirements in Minnesota Statutes, sections
4.30 16B.97 and 16B.98.

4.31 **Sec. 4. PUBLIC SAFETY**

\$

500,000

4.32 To the commissioner of public safety for the
4.33 public safety officer hearing protection
4.34 program. This appropriation is not an
4.35 appropriation for a capital improvement

5.1 project within the meaning of Minnesota
5.2 Statutes, section 16A.642, notwithstanding
5.3 the requirements in section 1, paragraphs (b)
5.4 to (e).

5.5 **Sec. 5. EMPLOYMENT AND ECONOMIC**
5.6 **DEVELOPMENT**

\$ 1,000,000

5.7 To the commissioner of employment and
5.8 economic development for a grant to the city
5.9 of Minneapolis to acquire property for and to
5.10 predesign a new building in the city of
5.11 Minneapolis to be leased to the KMOJ Radio
5.12 Center for Communication and Media
5.13 Development.

5.14 **Sec. 6. PUBLIC FACILITIES AUTHORITY**

\$ 3,500,000

5.15 To the Public Facilities Authority for a grant
5.16 to the First District Association, a dairy
5.17 cooperative located in the city of Litchfield,
5.18 to acquire land for, and to design, engineer,
5.19 construct, equip, and furnish a new wastewater
5.20 industrial pretreatment facility in the city of
5.21 Litchfield. This appropriation is in addition to
5.22 the appropriation in Laws 2023, chapter 71,
5.23 article 1, section 15, subdivision 7, and Laws
5.24 2025, chapter 34, article 1, section 2,
5.25 subdivision 4, and is for the same purpose.

5.26 **Sec. 7. HOUSING FINANCE AUTHORITY**

\$ 2,439,000

5.27 To the Minnesota Housing Finance Authority
5.28 for the local public housing program under
5.29 Minnesota Statutes, section 462A.44.

5.30 **Sec. 8. MINNESOTA HISTORICAL SOCIETY**

\$ 750,000

5.31 To the Minnesota Historical Society for a grant
5.32 to the Minnesota Transportation Museum to
5.33 construct capital improvements to the
5.34 Minnesota Transportation Museum in the city

6.1 of St. Paul, including replacing the roof,
6.2 stabilizing masonry, replacing the roundhouse
6.3 doors, installing insulation, and making
6.4 modifications to comply with the Americans
6.5 with Disabilities Act.

6.6 Sec. 9. **[462A.44] LOCAL PUBLIC HOUSING PROGRAM.**

6.7 Subdivision 1. **Establishment.** A local public housing program is established for the
6.8 agency to award funding to allow eligible recipients to develop or acquire housing to be
6.9 owned by the recipient.

6.10 Subd. 2. **Creation of accounts.** Two local public housing program accounts are created.
6.11 One account is created in the housing development fund and one account is created in the
6.12 bond proceeds fund. Money in the accounts is appropriated to the commissioner to award
6.13 funding under this section. Money in the local public housing program account in the housing
6.14 development fund consists of money appropriated to the account and transferred from other
6.15 sources and all earnings from money in the account, including repayments on loans awarded
6.16 under this section.

6.17 Subd. 3. **Eligible recipient.** (a) A city, as defined in section 462C.02, subdivision 6, or
6.18 a county is eligible to apply for and receive a grant from either account established in
6.19 subdivision 2.

6.20 (b) A federally recognized American Indian Tribe or a Tribally designated housing entity
6.21 is eligible to apply for and receive a loan from the local public housing program account in
6.22 the housing development fund.

6.23 Subd. 4. **Use of funds; program requirements.** (a) An eligible recipient must use money
6.24 awarded under this section for qualifying capital costs, including predesign, design, property
6.25 acquisition, construction, furnishing, and equipping of property, for use as housing, and
6.26 must maintain ownership of housing funded under this section for at least 50 years after
6.27 receipt of the funding.

6.28 (b) In a multifamily property funded under this section, at least 30 percent of the units
6.29 must be occupied by households whose income, at the time of application or initial lease
6.30 agreement, does not exceed 50 percent of the area median income as published by the United
6.31 States Department of Housing and Urban Development, as adjusted for household size, and
6.32 at least 30 percent of the units must be occupied by households whose income, at the time
6.33 of application or initial lease agreement, does not exceed 100 percent of the area median

income as published by the United States Department of Housing and Urban Development, as adjusted for household size. At the time of application or initial lease agreement, no household moving into a multifamily property funded under this section may have an income greater than 400 percent of the area median income as published by the United States Department of Housing and Urban Development, as adjusted for household size.

(c) In single-family property funded under this section, the homes must be occupied by households with incomes not exceeding 80 percent of the area median income as published by the United States Department of Housing and Urban Development, as adjusted for household size.

(d) An eligible recipient may act as a community land trust with respect to single-family property funded through the local public housing program account in the housing development fund, provided that the recipient meets the requirements applying to a city acting as a community land trust under sections 462A.30 and 462A.31.

(e) Lease agreements with tenants in housing funded under this section must include all applicable tenant protections included in public housing lease agreements.

Subd. 5. **Operation of local public housing.** (a) An eligible recipient may enter into a lease or management agreement for operation of housing funded under this section. A lease or management agreement for state bond-financed property is subject to section 16A.695, subdivision 2.

(b) Except when money received from the operation of the housing is pledged for repayment of the awarded funds, a recipient may use the money only for the purposes in subdivision 4, paragraph (a), for affordable housing in the recipient's jurisdiction.

Subd. 6. **Administration.** (a) To the extent practicable:

(1) the agency must make funding available so that an approximately equal number of housing units are financed in the metropolitan area and in the nonmetropolitan area;

(2) the agency must fund projects that include accessible units, as defined in section 1002 of the current State Building Code Accessibility Provisions for Dwelling Units in Minnesota; and

(3) the agency must provide technical assistance to eligible recipients seeking to apply for funding under this section and eligible recipients that have been awarded funding under this section.

(b) Money in the local public housing program account in the bond proceeds fund must be awarded as grants. Money in the local public housing development fund must be awarded

8.1 as loans. The commissioner must operate the local public housing program account in the
 8.2 housing development fund as a revolving loan fund.

8.3 Subd. 7. **Reports.** Beginning January 15, 2026, and each year thereafter, the
 8.4 commissioner must submit a report to the chairs and ranking minority members of the
 8.5 legislative committees with jurisdiction over housing finance and capital investment
 8.6 specifying the projects that received funding under this section in the prior fiscal year.

8.7 Sec. 10. Laws 2023, chapter 71, article 1, section 7, is amended to read:

8.8 **Sec. 7. AMATEUR SPORTS COMMISSION**
 8.9 **SUPPORT** **\$ 4,000,000**

8.10 (a) To the ~~Minnesota Amateur Sports~~
 8.11 ~~Commission~~ commissioner of employment
 8.12 and economic development for grants to cities,
 8.13 towns, counties, park boards, and school
 8.14 districts for the planning and building of public
 8.15 skate parks ~~under Minnesota Statutes, section~~
 8.16 ~~240A.20, subdivision 3,~~ with the assistance of
 8.17 the nonprofit consultant hired under paragraph
 8.18 ~~(b)~~ (j).

8.19 (b) Of this amount, \$550,000 is for a grant to
 8.20 the city of Winona for site preparation;
 8.21 construction of a public multiuse street park
 8.22 for skateboarding, in-line skating, roller
 8.23 skating, and bmx and scooter riding; and site
 8.24 amenities, including public restrooms, a
 8.25 drinking fountain, a gazebo, shade canopies,
 8.26 a mural, a skate sculpture, picnic tables, and
 8.27 landscaping.

8.28 (c) Of this amount, \$500,000 is for a grant to
 8.29 the city of Northfield to update the predesign
 8.30 plan for, and to design and construct, phase II
 8.31 of the skate park in Memorial Park in the city
 8.32 of Northfield.

8.33 (d) Of this amount, \$400,000 is for a grant to
 8.34 the city of Minnetonka to design and construct

- 9.1 a skate park and associated park elements at
9.2 Glen Lake Park in the city of Minnetonka.
9.3 This appropriation may be used to demolish
9.4 existing structures on the site.
- 9.5 (e) Of this amount, \$750,000 is for a grant to
9.6 the city of Brainerd for design and
9.7 construction of a skate park in Memorial Park
9.8 in the city of Brainerd.
- 9.9 (f) Of this amount, \$650,000 is for a grant to
9.10 the city of Rochester to design and construct
9.11 the expansion and renovation of the skate park
9.12 at Silver Lake Park in the city of Rochester.
- 9.13 (g) Of this amount, \$500,000 is for a grant to
9.14 the city of St. Paul to design and construct the
9.15 expansion and renovation of the Merriam Park
9.16 Skatepark for skateboarding, rollerblading,
9.17 and bicycles in the city of St. Paul. This
9.18 appropriation is not available until the St. Paul
9.19 City Council approves this project in its master
9.20 plan for Merriam Park after soliciting public
9.21 input.
- 9.22 (h) Of this amount, \$250,000 is for a grant to
9.23 the Minneapolis Park and Recreation Board
9.24 to construct a skate park at the Central Gym
9.25 Park in the city of Minneapolis.
- 9.26 (i) Of this amount, \$400,000 is for a grant to
9.27 the Minneapolis Park and Recreation Board
9.28 to construct a skate park at Folwell Park in
9.29 North Minneapolis.
- 9.30 ~~(b) Of this appropriation, up to \$100,000 may~~
9.31 ~~be used to hire a Minnesota nonprofit~~
9.32 ~~consultant~~ (j) In addition to the project uses
9.33 listed in this section, up to four percent of each
9.34 of the grant amounts in paragraphs (b) to (i)

10.1 may be used by the grantee to contract with
10.2 an entity with expertise in public skate park
10.3 development to assist the commission in
10.4 developing and applying the criteria for
10.5 awarding grants under Minnesota Statutes,
10.6 section 240A.20, subdivision 3 for predesign
10.7 and design work to ensure the parks are
10.8 constructed to meet high quality standards and
10.9 are safe and accessible.

10.10 (k) Notwithstanding Minnesota Statutes,
10.11 section 16A.642, the appropriation for grants
10.12 in this section is available until December 31,
10.13 2029.

10.14 (l) Notwithstanding Minnesota Statutes,
10.15 section 471.345, grantees may solicit and
10.16 award a design-build or construction manager
10.17 at risk contract on the basis of a best value
10.18 selection process for a construction project
10.19 funded under this section. The grantee must
10.20 consider at least two proposals when awarding
10.21 a design-build contract under this section.

10.22 Sec. 11. Laws 2025, chapter 39, article 2, section 67, the effective date, is amended to
10.23 read:

10.24 **EFFECTIVE DATE.** This section is effective ~~the day after the chief clerk of the house~~
10.25 ~~of representatives and the secretary of the senate jointly notify the revisor of statutes and~~
10.26 ~~the commissioner of administration that the state has satisfied the requirements for a statue~~
10.27 ~~replacement request under United States Code, title 2, chapter 30, section 2132~~ July 1, 2025.

10.28 Sec. 12. **PUBLIC SAFETY OFFICER HEARING PROTECTION PROGRAM.**

10.29 Subdivision 1. Definitions. For the purposes of this section, the following terms have
10.30 the meanings given:

10.31 (1) "commissioner" means the commissioner of public safety;

11.1 (2) "firefighter" means a volunteer, paid on-call, part-time, or career firefighter serving
11.2 a general population within the boundaries of the state;

11.3 (3) "hearing protection product" means a commercial off-the-shelf, multiuse, completely
11.4 in the canal hearing protection product with a minimum noise reduction rating of 25 decibels
11.5 and a maximum output of 80 decibels;

11.6 (4) "peace officer" means a person who is licensed under Minnesota Statutes, section
11.7 626.84, subdivision 1, paragraph (c);

11.8 (5) "public safety officer" means a peace officer, firefighter, or qualified emergency
11.9 medical service provider; and

11.10 (6) "qualified emergency medical service provider" means a person certified under
11.11 Minnesota Statutes, section 144E.28, who is actively employed by a Minnesota licensed
11.12 ambulance service.

11.13 Subd. 2. **State and local eligibility.** Public safety officers and heads of agencies and
11.14 entities who buy hearing protection products for public safety officer employees may request
11.15 hearing protection products from the commissioner on a form prepared by the commissioner.
11.16 While the supply lasts, the commissioner must make hearing protection products available
11.17 to qualified applicants at no cost in the order the applications are received.

11.18 Subd. 3. **Limitation of liability.** A state agency, political subdivision of the state, state
11.19 or local government employee, or other entity that provides a public safety officer with a
11.20 hearing protection product under this section is not liable to the public safety officer or
11.21 public safety officer's heirs for negligence in the death of or injury to the public safety officer
11.22 because the hearing protection product was defective or deficient.

11.23 Sec. 13. **NATIONAL STATUARY HALL; HUBERT H. HUMPHREY STATUE.**

11.24 Subdivision 1. **Legislative findings.** The legislature finds that:

11.25 (1) an act of Congress of July 2, 1864, established National Statuary Hall in the United
11.26 States Capitol;

11.27 (2) the act provides that each state has the right to donate "statues, in marble or bronze,
11.28 not exceeding two in number for each State, of deceased persons who have been citizens
11.29 thereof, and illustrious for their historic renown or for distinguished civic or military
11.30 services...";

11.31 (3) the state of Minnesota appreciates the opportunity provided by that act;

12.1 (4) Minnesota currently has contributed for display a statue of Maria Sanford and a
12.2 statue of Henry Mower Rice;

12.3 (5) the act of Congress creating Statuary Hall in the United States Capitol was amended
12.4 in 2000 by section 311 of H.R. 5657, established as law by Public Law 106-554, and provides
12.5 that "Any State may request the Joint Committee on the Library of Congress to approve the
12.6 replacement of a statue the State has provided for display";

12.7 (6) the statue of Henry Mower Rice, having been first placed on display in 1916, has
12.8 met the minimum requirement of that act for display for at least ten years;

12.9 (7) by this section, the state has selected the Honorable Hubert H. Humphrey, former
12.10 Vice President of the United States, to be newly commemorated;

12.11 (8) Hubert H. Humphrey served as mayor of Minneapolis from 1945 to 1948;

12.12 (9) Hubert H. Humphrey led forces at the 1948 Democratic National Convention in
12.13 Philadelphia in support of the successful minority platform plank on civil rights and equal
12.14 opportunity, challenging the delegates to "get out of the shadow of states' rights and walk
12.15 forthrightly into the bright sunshine of human rights";

12.16 (10) Hubert H. Humphrey spent a total of 23 years of service in the United States Senate,
12.17 serving from 1949 to 1964 and from 1970 to 1978, compiling a record of accomplishments
12.18 virtually unmatched in the 20th century, including the Civil Rights Act of 1964, the Nuclear
12.19 Test-Ban Treaty, Medicare, human rights, workforce development, labor rights, health care,
12.20 arms control and disarmament, the Peace Corps, small business assistance, education reform,
12.21 wilderness preservation, immigration reform, and agriculture;

12.22 (11) Hubert H. Humphrey served in the United States Senate as Assistant Senate Majority
12.23 Leader and Deputy President Pro Tempore;

12.24 (12) Hubert H. Humphrey served as floor leader during consideration of the Civil Rights
12.25 Act of 1964, which was essential to the eventual passage of the act in the aftermath of
12.26 breaking the filibuster against this historic legislation;

12.27 (13) Hubert H. Humphrey worked alongside former University of Minnesota law student
12.28 and Republican Senate Minority Leader Everett Dirksen to build a bipartisan coalition to
12.29 pass the Civil Rights Act of 1964;

12.30 (14) Hubert H. Humphrey, although dedicated to the Democratic Party, always sought
12.31 bipartisan support for his legislative goals and routinely shared credit with other senators
12.32 for his legislative victories;

13.1 (15) Hubert H. Humphrey, as Vice President of the United States, loyally served President
13.2 Lyndon Baines Johnson and successfully carried out a number of domestic and overseas
13.3 assignments;

13.4 (16) Hubert H. Humphrey served as the Democratic Party's nominee for President of
13.5 the United States in 1968;

13.6 (17) Hubert H. Humphrey was reelected by the people of Minnesota, in 1970 and 1976,
13.7 to two additional terms in the United States Senate, thereby continuing his extraordinary
13.8 record of legislative achievement with passage of such bills as the Humphrey-Hawkins Full
13.9 Employment Act;

13.10 (18) Hubert H. Humphrey, after his time in government, later served as a professor at
13.11 Macalester College and the University of Minnesota; and

13.12 (19) the state of Minnesota understands its responsibilities for expenditures associated
13.13 with removing and transporting the replaced statue and erecting the new statue in its place.

13.14 Subd. 2. **Request for statue replacement.** No later than January 1, 2028, the governor
13.15 must submit to the Architect of the United States Capitol a written request to provide a
13.16 recast of the statue of Hubert H. Humphrey that currently stands on the mall of the Minnesota
13.17 State Capitol for placement in the National Statuary Hall Collection, to replace the statue
13.18 of Henry Mower Rice currently on display. The request must identify the location where
13.19 the statue of Henry Mower Rice will be displayed after it is transferred back to the state;
13.20 include an authenticated copy of this act as evidence that the replacement has been authorized;
13.21 and provide any other information required by Public Law 106-554 and any other applicable
13.22 federal law that is necessary for the application to be approved by the Joint Committee on
13.23 the Library of the United States Congress.

13.24 Subd. 3. **Duties upon approval of request.** If the request is approved, the governor
13.25 must enter into all contracts necessary to:

13.26 (1) complete, transport, display, and maintain the statue representing Hubert H.
13.27 Humphrey;

13.28 (2) remove and transport the Henry Mower Rice statue to the state and complete its
13.29 transfer to the Rice County Board of Commissioners for display in a suitable location
13.30 determined by the board; and

13.31 (3) comply with all other state obligations required by Public Law 106-554 and any
13.32 other applicable federal law related to the statue replacement.

14.1 Sec. 14. **GENERAL FUND CANCELLATIONS.**

14.2 The amounts of the general fund appropriations listed in the cancellation report submitted
14.3 to the legislature in 2025, pursuant to Minnesota Statutes, section 16A.642, with the exception
14.4 of appropriations that are extended in legislation finally enacted in the 2025 First Special
14.5 Session, are canceled on the effective date of this section.

14.6 Sec. 15. **REPEALER.**

14.7 Minnesota Statutes 2024, section 240A.20, is repealed.

14.8 Sec. 16. **EFFECTIVE DATE.**

14.9 This act is effective the day following final enactment.

240A.20 PROMOTING CONSTRUCTION AND RENOVATION OF PUBLIC SKATE PARKS THROUGHOUT THE STATE.

Subdivision 1. **Definition.** For purposes of this section, "skate" means wheeled, nonmotorized recreation, including skateboarding, roller blading, roller skating, and BMX biking.

Subd. 2. **Promotion of public skate parks.** The Minnesota Amateur Sports Commission shall:

(1) develop new public skate parks statewide; and

(2) provide matching grants to local units of government for public skate parks based on the criteria in this section.

Subd. 3. **Criteria for grants to local units of government for public skate parks.** (a) The commission shall administer a site selection process for the skate parks. The commission shall invite proposals from cities, towns, counties, consortia of cities, park boards, and school districts that are eligible to receive a grant under this program. A proposal for a skate park must include matching contributions including in-kind contributions of land, access roadways and access roadway improvements, and necessary utility services, landscaping, and parking.

(b) The skate park must be accessible to the public without charge for personal use.

(c) The skate park must be constructed of concrete.

(d) The location for all proposed facilities must be in areas of maximum demonstrated interest and must maximize accessibility to an arterial highway, transit, or pedestrian or bike path.

(e) To the extent possible, all proposed facilities must be dispersed equitably, must be located to maximize potential for full utilization, must accommodate noncompetitive family and community skating for all ages, and must encourage use of skate parks by a diverse population.

(f) The commission will give priority to proposals that come from more than one local government unit.

(g) The commission may also use the money to upgrade current facilities.

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

(i) A grant awarded under subdivision 2, clause (2), may not exceed \$500,000 unless the grantee demonstrates that the facility will have a regional or statewide draw. A grant awarded under subdivision 2, clause (2), may be for up to \$1,000,000 for a skate park with regional impact. A grant awarded under subdivision 2, clause (2), may be for up to \$2,000,000 for a skate park that has or will have more than 40,000 square feet.

(j) In selecting projects to be awarded grants under this section, the commission must give priority to those projects that are designed by experts in the field of concrete skate park design and are to be constructed by professionals with experience in the construction of concrete skate parks.

(k) To be eligible for a grant under this section, a local government must have engaged or must commit to engage youth in the planning, design, and programming for the concrete skate park.

Subd. 4. **Technical assistance.** To the extent possible, the commission shall provide technical assistance on skate park planning, design, and operation to communities.

Subd. 5. **Agreements with local governments and cooperative purchasing agreements.** (a) The Minnesota Amateur Sports Commission may enter into agreements with local units of government and provide financial assistance in the form of grants for the construction of skate parks that, in the determination of the commission, conform to its criteria.

(b) The commission may enter into cooperative purchasing agreements under section 471.59 with local governments to purchase skate park equipment and services through state contracts. The cooperative skate park equipment purchasing revolving fund is a separate account in the state treasury. The commission may charge a fee to cover the commission's administrative expenses to government units that have joint or cooperative purchasing agreements with the state under section 471.59. The fees collected must be deposited in the revolving fund established by this subdivision. Money in the fund is appropriated to the commission to administer the programs and services covered by this subdivision.

Subd. 6. **Awarding a design-build contract.** Notwithstanding section 471.345, cities, towns, counties, park boards, and school districts may solicit and award a design-build or construction

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manager at-risk contract for a construction or upgrade project funded under this section on the basis of a best value selection process. The city, town, county, park board, or school district must consider at least three proposals when awarding a design-build contract under this section.

Subd. 7. **Availability of funds.** A grant of money from an appropriation under this program is available to each grantee until the project that is the subject of the grant is completed or abandoned, subject to section 16A.642.