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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 4490

- 03/16/2020 Authored by Poppe and Brand
The bill was read for the first time and referred to the Agriculture and Food Finance and Policy Division
- 05/07/2020 Adoption of Report: Amended and re-referred to the Committee on Ways and Means
Pursuant to Joint Rule 2.03, re-referred to the Committee on Rules and Legislative Administration
Adoption of Report: Re-referred to the Committee on Ways and Means
Joint Rule 2.03 has been waived for any subsequent committee action on this bill
- 05/09/2020 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
- 05/13/2020 Calendar for the Day
Read for the Third Time
Passed by the House and transmitted to the Senate

1.1 A bill for an act

1.2 relating to agriculture; providing supplemental agriculture-related appropriations

1.3 for various agriculture-related purposes including appropriations for farm and rural

1.4 mental health services, farmers assistance, farm advocate services, farm safety,

1.5 veterinary diagnostic equipment, farm loan origination fee assistance, and retail

1.6 food handler safety; providing farm safety grant and outreach programs; making

1.7 technical changes; amending Minnesota Statutes 2018, section 31.175; Laws 2019,

1.8 First Special Session chapter 1, article 1, section 2, subdivisions 3, 5, as amended;

1.9 proposing coding for new law in Minnesota Statutes, chapter 17.

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

1.11 ARTICLE 1

1.12 AGRICULTURE APPROPRIATIONS

1.13 Section 1. Laws 2019, First Special Session chapter 1, article 1, section 2, subdivision 3,

1.14 is amended to read:

1.15	Subd. 3. Agricultural Marketing and		3,996,000
1.16	Development	3,996,000	<u>4,036,000</u>

1.17 (a) \$186,000 the first year and \$186,000 the

1.18 second year are for transfer to the Minnesota

1.19 grown account and may be used as grants for

1.20 Minnesota grown promotion under Minnesota

1.21 Statutes, section 17.102. Grants may be made

1.22 for one year. Notwithstanding Minnesota

1.23 Statutes, section 16A.28, the appropriations

1.24 encumbered under contract on or before June

2.1 30, 2021, for Minnesota grown grants in this
2.2 paragraph are available until June 30, 2023.

2.3 (b) \$100,000 the first year and \$100,000 the
2.4 second year are to expand domestic and
2.5 international marketing opportunities for
2.6 farmers and value-added processors, including
2.7 staffing to facilitate farm-to-school sales and
2.8 new markets for Minnesota-grown hemp.

2.9 (c) \$634,000 the first year and \$634,000 the
2.10 second year are for continuation of the dairy
2.11 development and profitability enhancement
2.12 and dairy business planning grant programs
2.13 established under Laws 1997, chapter 216,
2.14 section 7, subdivision 2, and Laws 2001, First
2.15 Special Session chapter 2, section 9,
2.16 subdivision 2. The commissioner may allocate
2.17 the available sums among permissible
2.18 activities, including efforts to improve the
2.19 quality of milk produced in the state, in the
2.20 proportions that the commissioner deems most
2.21 beneficial to Minnesota's dairy farmers. The
2.22 commissioner must submit a detailed
2.23 accomplishment report and a work plan
2.24 detailing future plans for, and anticipated
2.25 accomplishments from, expenditures under
2.26 this program to the chairs and ranking minority
2.27 members of the legislative committees and
2.28 divisions with jurisdiction over agriculture
2.29 policy and finance on or before the start of
2.30 each fiscal year. If significant changes are
2.31 made to the plans in the course of the year,
2.32 the commissioner must notify the chairs and
2.33 ranking minority members.

2.34 (d) \$50,000 the first year and ~~\$50,000~~ \$90,000
2.35 the second year are for additional community

3.1 outreach on farms and rural mental health
 3.2 services including the 24-hour hotline, service
 3.3 availability, suicide prevention training,
 3.4 mental health awareness and training for farm
 3.5 and rural adolescents, and mental health
 3.6 forums. Of this appropriation, \$12,000 each
 3.7 year is to provide professional development
 3.8 training for Farm Business Management
 3.9 instructors in the Minnesota State system. The
 3.10 additional \$40,000 appropriated in the second
 3.11 year is for outreach and services that are
 3.12 eligible for federal reimbursement under the
 3.13 Coronavirus Aid, Relief, and Economic
 3.14 Security (CARES) Act, Public Law 116-136,
 3.15 title V. The appropriations under this
 3.16 paragraph are onetime.

3.17 (e) The commissioner may use funds
 3.18 appropriated in this subdivision for annual
 3.19 cost-share payments to resident farmers or
 3.20 entities that sell, process, or package
 3.21 agricultural products in this state for the costs
 3.22 of organic certification. The commissioner
 3.23 may allocate these funds for assistance to
 3.24 persons transitioning from conventional to
 3.25 organic agriculture.

3.26 Sec. 2. Laws 2019, First Special Session chapter 1, article 1, section 2, subdivision 4, is
 3.27 amended to read:

3.28	Subd. 4. Agriculture, Bioenergy, and Bioproduct	<u>23,653,000</u>	<u>23,654,000</u>
3.29	Advancement	<u>23,853,000</u>	<u>23,554,000</u>

3.30 (a) \$9,300,000 the first year and ~~\$9,300,000~~
 3.31 \$9,200,000 the second year are for transfer to
 3.32 the agriculture research, education, extension,
 3.33 and technology transfer account under
 3.34 Minnesota Statutes, section 41A.14,
 3.35 subdivision 3. Of these amounts: at least

4.1 \$600,000 the first year and \$600,000 the
4.2 second year are for the Minnesota Agricultural
4.3 Experiment Station's agriculture rapid
4.4 response fund under Minnesota Statutes,
4.5 section 41A.14, subdivision 1, clause (2);
4.6 \$2,000,000 the first year and \$2,000,000 the
4.7 second year are for grants to the Minnesota
4.8 Agriculture Education Leadership Council to
4.9 enhance agricultural education with priority
4.10 given to Farm Business Management
4.11 challenge grants; \$350,000 the first year and
4.12 \$350,000 the second year are for potato
4.13 breeding; and \$450,000 the first year and
4.14 \$450,000 the second year are for the cultivated
4.15 wild rice breeding project at the North Central
4.16 Research and Outreach Center to include a
4.17 tenure track/research associate plant breeder.
4.18 The commissioner shall transfer the remaining
4.19 funds in this appropriation each year to the
4.20 Board of Regents of the University of
4.21 Minnesota for purposes of Minnesota Statutes,
4.22 section 41A.14. Of the amount transferred to
4.23 the Board of Regents, up to \$1,000,000 ~~each~~
4.24 the first year is and \$900,000 the second year
4.25 are for research on avian influenza,
4.26 salmonella, and other turkey-related diseases.
4.27 \$675,000 of the \$900,000 allocation in the
4.28 second year is for Veterinary Diagnostic
4.29 Laboratory testing equipment and supplies
4.30 necessary to respond to avian influenza,
4.31 African swine fever, or other poultry and
4.32 livestock diseases.

4.33 To the extent practicable, money expended
4.34 under Minnesota Statutes, section 41A.14,
4.35 subdivision 1, clauses (1) and (2), must
4.36 supplement and not supplant existing sources

5.1 and levels of funding. The commissioner may
5.2 use up to one percent of this appropriation for
5.3 costs incurred to administer the program. The
5.4 base amount for this appropriation is
5.5 \$9,300,000 in fiscal year 2022 and \$9,300,000
5.6 in fiscal year 2023. The base allocation for
5.7 avian influenza research is up to \$1,000,000
5.8 in fiscal year 2022 and up to \$1,000,000 in
5.9 fiscal year 2023.

5.10 (b) ~~\$14,353,000~~ \$14,553,000 the first year and
5.11 \$14,354,000 the second year are for the
5.12 agricultural growth, research, and innovation
5.13 program in Minnesota Statutes, section
5.14 41A.12. Except as provided below, the
5.15 commissioner may allocate the appropriation
5.16 each year among the following areas:
5.17 facilitating the start-up, modernization,
5.18 improvement, or expansion of livestock
5.19 operations including beginning and
5.20 transitioning livestock operations with
5.21 preference given to robotic dairy-milking
5.22 equipment; providing funding not to exceed
5.23 \$400,000 each year to develop and enhance
5.24 farm-to-school markets for Minnesota farmers
5.25 by providing more fruits, vegetables, meat,
5.26 grain, and dairy for Minnesota children in
5.27 school and child care settings including, at the
5.28 commissioner's discretion, reimbursing
5.29 schools for purchases from local farmers;
5.30 assisting value-added agricultural businesses
5.31 to begin or expand, to access new markets, or
5.32 to diversify, including aquaponics systems,
5.33 with additional priority given to meat and
5.34 poultry processors in the second year;
5.35 providing funding not to exceed \$300,000
5.36 each year for urban youth agricultural

6.1 education or urban agriculture community
6.2 development; providing funding not to exceed
6.3 \$300,000 each year for the good food access
6.4 program under Minnesota Statutes, section
6.5 17.1017; facilitating the start-up,
6.6 modernization, or expansion of other
6.7 beginning and transitioning farms including
6.8 by providing loans under Minnesota Statutes,
6.9 section 41B.056; sustainable agriculture
6.10 on-farm research and demonstration;
6.11 development or expansion of food hubs and
6.12 other alternative community-based food
6.13 distribution systems; enhancing renewable
6.14 energy infrastructure and use; crop research
6.15 including basic and applied turf seed research;
6.16 Farm Business Management tuition assistance;
6.17 and good agricultural practices/good handling
6.18 practices certification assistance. The
6.19 commissioner may use up to 6.5 percent of
6.20 this appropriation for costs incurred to
6.21 administer the program.

6.22 Of the amount appropriated for the agricultural
6.23 growth, research, and innovation program in
6.24 Minnesota Statutes, section 41A.12:

6.25 (1) \$1,000,000 the first year and \$1,000,000
6.26 the second year are for distribution in equal
6.27 amounts to each of the state's county fairs to
6.28 preserve and promote Minnesota agriculture;

6.29 (2) \$2,500,000 the first year and \$2,500,000
6.30 the second year are for incentive payments
6.31 under Minnesota Statutes, sections 41A.16,
6.32 41A.17, and 41A.18. Notwithstanding
6.33 Minnesota Statutes, section 16A.28, the first
6.34 year appropriation is available until June 30,
6.35 2021, and the second year appropriation is

7.1 available until June 30, 2022. If this
7.2 appropriation exceeds the total amount for
7.3 which all producers are eligible in a fiscal
7.4 year, the balance of the appropriation is
7.5 available for the agricultural growth, research,
7.6 and innovation program. The base amount for
7.7 the allocation under this clause is \$3,000,000
7.8 in fiscal year 2022 and later;

7.9 (3) up to \$5,000,000 the first year is for Dairy
7.10 Assistance, Investment, Relief Initiative
7.11 (DAIRI) grants to Minnesota dairy farmers
7.12 who enroll for five years of coverage under
7.13 the federal dairy margin coverage program
7.14 and produced no more than 16,000,000 pounds
7.15 of milk in 2018. The commissioner must
7.16 award DAIRI grants based on participating
7.17 producers' amount of 2018 milk, up to
7.18 5,000,000 pounds per participating producer,
7.19 at a rate determined by the commissioner
7.20 within the limits of available funding;

7.21 (4) up to \$5,000,000 the second year is for
7.22 innovative soybean processing and research;

7.23 (5) \$75,000 the first year is for a grant to
7.24 Greater Mankato Growth, Inc. for assistance
7.25 to agricultural-related businesses to promote
7.26 jobs, innovation, and synergy development;
7.27 ~~and~~

7.28 (6) \$75,000 the first year and \$75,000 the
7.29 second year are for grants to the Minnesota
7.30 Turf Seed Council for basic and applied
7.31 research; and

7.32 (7) \$200,000 the first year is for assistance to
7.33 farmers and value-added agricultural
7.34 businesses whose markets and operations were

8.1 negatively impacted by COVID-19. This
8.2 assistance must be provided in a manner that
8.3 is eligible for federal reimbursement under the
8.4 Coronavirus Aid, Relief, and Economic
8.5 Security (CARES) Act, Public Law 116-136,
8.6 title V.

8.7 The amounts in clauses (3) to ~~(6)~~ (7) are
8.8 onetime.

8.9 Notwithstanding Minnesota Statutes, section
8.10 16A.28, any unencumbered balance does not
8.11 cancel at the end of the first year and is
8.12 available for the second year and
8.13 appropriations encumbered under contract on
8.14 or before June 30, 2021, for agricultural
8.15 growth, research, and innovation grants are
8.16 available until June 30, 2024.

8.17 The base amount for the agricultural growth,
8.18 research, and innovation program is
8.19 \$14,693,000 in fiscal year 2022 and
8.20 \$14,693,000 in fiscal year 2023, and includes
8.21 funding for incentive payments under
8.22 Minnesota Statutes, sections 41A.16, 41A.17,
8.23 41A.18, and 41A.20.

8.24 The commissioner must consult with the
8.25 commissioner of transportation, the
8.26 commissioner of administration, and local
8.27 units of government to identify at least ten
8.28 parcels of publicly owned land that are suitable
8.29 for urban agriculture.

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

9.1 Sec. 3. Laws 2019, First Special Session chapter 1, article 1, section 2, subdivision 5, as
 9.2 amended by Laws 2020, chapter 74, article 1, section 3, is amended to read:

9.3	Subd. 5. Administration and Financial		7,508,000
9.4	Assistance	8,760,000	<u>7,568,000</u>

9.5 (a) \$474,000 the first year and \$474,000 the
 9.6 second year are for payments to county and
 9.7 district agricultural societies and associations
 9.8 under Minnesota Statutes, section 38.02,
 9.9 subdivision 1. Aid payments to county and
 9.10 district agricultural societies and associations
 9.11 shall be disbursed no later than July 15 of each
 9.12 year. These payments are the amount of aid
 9.13 from the state for an annual fair held in the
 9.14 previous calendar year.

9.15 (b) \$2,000 the first year is for a grant to the
 9.16 Minnesota State Poultry Association. This is
 9.17 a onetime appropriation, and is available until
 9.18 June 30, 2021.

9.19 (c) \$18,000 the first year and \$18,000 the
 9.20 second year are for grants to the Minnesota
 9.21 Livestock Breeders Association. These are
 9.22 onetime appropriations.

9.23 (d) \$47,000 the first year and \$47,000 the
 9.24 second year are for the Northern Crops
 9.25 Institute. These appropriations may be spent
 9.26 to purchase equipment. These are onetime
 9.27 appropriations.

9.28 (e) \$267,000 the first year and ~~\$267,000~~
 9.29 \$327,000 the second year are for farm
 9.30 advocate services. The additional \$60,000
 9.31 appropriated in the second year is for farm
 9.32 advocate services that are eligible for federal
 9.33 reimbursement under the Coronavirus Aid,
 9.34 Relief, and Economic Security (CARES) Act,

10.1 Public Law 116-136, title V. The base for this
10.2 appropriation is \$267,000 in fiscal year 2022
10.3 and \$267,000 in fiscal year 2023.

10.4 (f) \$17,000 the first year and \$17,000 the
10.5 second year are for grants to the Minnesota
10.6 Horticultural Society. These are onetime
10.7 appropriations.

10.8 (g) \$250,000 the first year and \$250,000 the
10.9 second year are for transfer to the Board of
10.10 Trustees of the Minnesota State Colleges and
10.11 Universities for statewide mental health
10.12 counseling support to farm families and
10.13 business operators through the Minnesota State
10.14 Agricultural Centers of Excellence. South
10.15 Central College and Central Lakes College
10.16 shall serve as the fiscal agents. The base
10.17 amount for this appropriation in fiscal year
10.18 2022 and later is \$238,000.

10.19 (h) \$2,950,000 the first year and \$1,700,000
10.20 the second year are for grants to Second
10.21 Harvest Heartland on behalf of Minnesota's
10.22 six Feeding America food banks for the
10.23 following:

10.24 (1) to purchase milk for distribution to
10.25 Minnesota's food shelves and other charitable
10.26 organizations that are eligible to receive food
10.27 from the food banks. Milk purchased under
10.28 the grants must be acquired from Minnesota
10.29 milk processors and based on low-cost bids.
10.30 The milk must be allocated to each Feeding
10.31 America food bank serving Minnesota
10.32 according to the formula used in the
10.33 distribution of United States Department of
10.34 Agriculture commodities under The
10.35 Emergency Food Assistance Program. Second

11.1 Harvest Heartland may enter into contracts or
11.2 agreements with food banks for shared funding
11.3 or reimbursement of the direct purchase of
11.4 milk. Each food bank that receives funding
11.5 under this clause may use up to two percent
11.6 for administrative expenses;

11.7 (2) to compensate agricultural producers and
11.8 processors for costs incurred to harvest and
11.9 package for transfer surplus fruits, vegetables,
11.10 and other agricultural commodities that would
11.11 otherwise go unharvested, be discarded, or
11.12 sold in a secondary market. Surplus
11.13 commodities must be distributed statewide to
11.14 food shelves and other charitable organizations
11.15 that are eligible to receive food from the food
11.16 banks. Surplus food acquired under this clause
11.17 must be from Minnesota producers and
11.18 processors. Second Harvest Heartland may
11.19 use up to 15 percent of each grant awarded
11.20 under this clause for administrative and
11.21 transportation expenses; and

11.22 (3) to purchase and distribute protein products,
11.23 which must be surplus products when
11.24 practicable, including but not limited to pork,
11.25 poultry, beef, dry legumes, cheese, and eggs
11.26 to Minnesota's food shelves and other
11.27 charitable organizations that are eligible to
11.28 receive food from the food banks. Second
11.29 Harvest Heartland may use up to two percent
11.30 of each grant awarded under this clause for
11.31 administrative expenses. To the extent
11.32 practicable, protein products purchased under
11.33 the grants must be acquired from Minnesota
11.34 processors and producers and based on
11.35 low-cost bids.

12.1 Of the amount appropriated under this
12.2 paragraph, at least \$600,000 each year must
12.3 be allocated under clause (1); and \$1,250,000
12.4 of the onetime money appropriated in the first
12.5 year must be allocated under clause (1) or (3).
12.6 Notwithstanding Minnesota Statutes, section
12.7 16A.28, any unencumbered balance the first
12.8 year does not cancel and is available in the
12.9 second year. Second Harvest Heartland must
12.10 submit quarterly reports to the commissioner
12.11 and the chairs and ranking minority members
12.12 of the legislative committees with jurisdiction
12.13 over agriculture finance in the form prescribed
12.14 by the commissioner. The reports must include
12.15 but are not limited to information on the
12.16 expenditure of funds, the amount of milk or
12.17 other commodities purchased, and the
12.18 organizations to which this food was
12.19 distributed. The base for this appropriation is
12.20 \$1,650,000 in fiscal year 2022 and \$1,650,000
12.21 in fiscal year 2023.

12.22 (i) \$150,000 the first year and \$150,000 the
12.23 second year are for grants to the Center for
12.24 Rural Policy and Development. These are
12.25 onetime appropriations.

12.26 (j) \$250,000 the first year and \$250,000 the
12.27 second year are for grants to the Minnesota
12.28 Agricultural Education and Leadership
12.29 Council for programs of the council under
12.30 Minnesota Statutes, chapter 41D.

12.31 (k) The commissioner shall continue to
12.32 increase connections with ethnic minority and
12.33 immigrant farmers to farming opportunities
12.34 and farming programs throughout the state.

13.1 **Sec. 4. FARM SAFETY GRANT AND OUTREACH; APPROPRIATION.**

13.2 (a) \$100,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
13.3 of agriculture for farm safety grants and outreach programs under Minnesota Statutes,
13.4 section 17.1195. Of this amount, \$50,000 is for grain storage facility safety grants, and
13.5 \$50,000 is for (1) outreach, which may include creating and presenting a grain storage
13.6 facility safety curriculum, and (2) awarding grants under paragraph (b). This is a onetime
13.7 appropriation.

13.8 (b) The commissioner of agriculture may award grants to the Board of Regents of the
13.9 University of Minnesota or the Board of Trustees of the Minnesota State Colleges and
13.10 Universities to design digital applications that allow a user to remotely power off a grain
13.11 storage facility via cell phone or electronic device. Any digital applications created as a
13.12 result of this grant must be made available to the public at no cost. By January 15, 2021,
13.13 the commissioner shall report on the grants issued under this appropriation to the members
13.14 of the legislative committees with jurisdiction over agriculture finance and higher education
13.15 finance. By February 1, 2022, a recipient of a grant for this purpose is requested to report
13.16 to the commissioner of agriculture and the members of the legislative committees with
13.17 jurisdiction over agriculture finance and higher education finance regarding the digital
13.18 application produced as a result of the grant.

13.19 **Sec. 5. FARM CRISIS LOAN ORIGINATION FEE GRANT PROGRAM;**
13.20 **APPROPRIATION.**

13.21 (a) \$175,000 in fiscal year 2020 is appropriated from the general fund to the commissioner
13.22 of agriculture for grants to eligible farmers who have been approved for farm debt
13.23 restructuring loans guaranteed by the United States Department of Agriculture (USDA),
13.24 Farm Service Agency, or issued under a loan program administered by the Rural Finance
13.25 Authority. The commissioner must award an eligible farmer a grant in an amount equal to
13.26 50 percent of the loan origination fee amount required for the farmer to obtain the USDA,
13.27 Farm Service Agency guaranteed loan, or Rural Finance Authority program loan.

13.28 (b) For purposes of this section, "eligible farmer" means an individual who regularly
13.29 participates in physical labor or operations management in the individual's farming operation
13.30 and files "Schedule F" as part of the person's annual Form 1040 filing with the United States
13.31 Internal Revenue Service or a family farm organized under Minnesota Statutes, section
13.32 500.24, if the individual or family farm:

13.33 (1) has a total net worth of less than \$800,000 in calendar year 2020; and

14.1 (2) is either in mediation proceedings under Minnesota Statutes, chapter 583, or has
14.2 received a mediation notice under Minnesota Statutes, section 583.26, subdivision 1,
14.3 paragraph (a).

14.4 (c) The commissioner must give first priority to grant applicants who are currently in
14.5 mediation under Minnesota Statutes, chapter 583, and must give second priority to grant
14.6 applicants who have received a mediation notice under Minnesota Statutes, section 583.26,
14.7 subdivision 1, paragraph (a).

14.8 (d) The amount appropriated under this section is onetime and is available until June
14.9 30, 2023.

14.10 (e) The commissioner may use up to ten percent of the amount appropriated under this
14.11 section to administer the grant program.

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

14.13 **Sec. 6. RETAIL FOOD HANDLER SAFETY; APPROPRIATION.**

14.14 (a) \$125,000 in fiscal year 2020 is appropriated from the general fund to the commissioner
14.15 of agriculture for grants to retail food handlers, as described in Minnesota Statutes, section
14.16 28A.05, paragraph (a). The commissioner may adjust the grant amounts specified under
14.17 this section based on the total amount of money requested in the applications, and the
14.18 availability of federal money for a similar purpose. The commissioner may award grants
14.19 for recipients to execute requirements, guidance, and recommendations related to the
14.20 infectious disease known as COVID-19 provided by the Centers for Disease Control and
14.21 Prevention and the Minnesota Department of Health, and to develop safety procedures,
14.22 update and retrofit retail locations, purchase personal protective equipment for employees,
14.23 and educate the public on the need to follow safety procedures. This is a onetime
14.24 appropriation and is available until June 30, 2021.

14.25 (b) Grants under this section equal \$500 for stores that qualify as retail food handlers.
14.26 The commissioner must not award a business with multiple eligible locations more than
14.27 \$2,000 in total grants. Applicants must provide information to the commissioner on how
14.28 grant money will be used to ensure safety of Minnesotans from COVID-19.

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

14.30 **Sec. 7. ALTERNATE APPROPRIATION.**

14.31 The commissioner of management and budget, in consultation with the commissioner
14.32 of agriculture, must determine whether any of the expenditures an appropriation is made

15.1 for under this act is an eligible use of federal funding received under the Coronavirus Aid,
15.2 Relief, and Economic Security (CARES) Act, Public Law 116-136, title V. If the
15.3 commissioner of management and budget determines an expenditure is eligible for funding
15.4 under title V of the CARES Act, the amount for the eligible expenditure is appropriated
15.5 from the fund or account where CARES Act money has been deposited and the corresponding
15.6 amount appropriated under this act cancels to the general fund.

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

15.8 **ARTICLE 2**

15.9 **STATUTORY PROVISIONS**

15.10 Section 1. **[17.1195] FARM SAFETY GRANT AND OUTREACH PROGRAMS.**

15.11 Subdivision 1. **Tractor rollover grants.** (a) The commissioner may award grants to
15.12 Minnesota farmers and Minnesota schools that retrofit eligible tractors with eligible rollover
15.13 protective structures.

15.14 (b) Grants for farmers are limited to 70 percent of the farmer's documented cost to
15.15 purchase, ship, and install an eligible rollover protective structure. The commissioner must
15.16 increase a farmer's grant award amount over the 70 percent grant limitation requirement if
15.17 necessary to limit a farmer's cost per tractor to no more than \$500.

15.18 (c) Schools are eligible for grants that cover the full amount of a school's documented
15.19 cost to purchase, ship, and install an eligible rollover protective structure.

15.20 (d) A rollover protective structure is eligible if it is certified to appropriate national or
15.21 international rollover protection structure standards with a seat belt.

15.22 (e) "Eligible tractor" means a tractor that was built before 1987.

15.23 Subd. 2. **Grain storage facility safety grants; farm safety outreach.** (a) The
15.24 commissioner may award grants to Minnesota farmers who purchase eligible grain storage
15.25 facility safety equipment. Grants are limited to 75 percent of the farmer's documented cost
15.26 to purchase, ship, and install grain storage facility safety equipment, or \$400 per bin or silo,
15.27 whichever is less. A farm entity may not receive more than one grant each fiscal year.

15.28 (b) Eligible grain storage facility safety equipment includes:

15.29 (1) fall protection systems;

15.30 (2) engineering controls to prevent contact with an auger or other moving parts;

15.31 (3) dust collection systems to minimize explosion hazards;

16.1 (4) personal protective equipment to increase survivability in the event of a
16.2 grain-bin-related emergency;

16.3 (5) grain silo air quality monitoring equipment; and

16.4 (6) other grain storage facility safety equipment approved by the commissioner.

16.5 (c) The commissioner may create a farm safety outreach campaign, including but not
16.6 limited to development and distribution of safety educational materials related to grain bins,
16.7 silos, and other agricultural confined spaces.

16.8 Subd. 3. **Promotion; administration.** The commissioner may spend up to six percent
16.9 of total program dollars each fiscal year to promote and administer the programs to Minnesota
16.10 farmers and schools.

16.11 Sec. 2. Minnesota Statutes 2018, section 31.175, is amended to read:

16.12 **31.175 WATER, PLUMBING, AND SEWAGE.**

16.13 A person who is required by statutes administered by the Department of Agriculture, or
16.14 by rules adopted pursuant to those statutes, to provide a suitable water supply, or plumbing
16.15 or sewage disposal system shall not engage in the business of manufacturing, processing,
16.16 selling, handling, or storing food at wholesale or retail unless the person's water supply is
16.17 satisfactory pursuant to rules adopted by the Department of Health, the person's plumbing
16.18 is satisfactory pursuant to rules adopted by the Department of Labor and Industry, and the
16.19 person's sewage disposal system satisfies the rules of the Pollution Control Agency. This
16.20 section does not limit the commissioner's ability to issue a food handler's license when an
16.21 investigation completed pursuant to section 28A.07 has determined the requirements of this
16.22 section are not relevant and the applicant is considered fit to engage in business as described
16.23 in the license application.