

SENATE

STATE OF MINNESOTA

EIGHTY-EIGHTH SESSION

S.F. No. 1633

(SENATE AUTHORS: STUMPF)

DATE	D-PG	OFFICIAL STATUS
04/26/2013	3105	Introduction and first reading Referred to Finance
05/14/2013	3659	Comm report: To pass
	3680	Second reading Rule 47, returned to Finance

1.1

A bill for an act

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relating to capital investment; adding the chairs of the senate's Capital Investment

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Committee to those receiving notification regarding capital investment projects;

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amending Minnesota Statutes 2012, section 16B.335, subdivisions 1, 2, 5.

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

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Section 1. Minnesota Statutes 2012, section 16B.335, subdivision 1, is amended to read:

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Subdivision 1. **Construction and major remodeling.** (a) The commissioner, or

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any other recipient to whom an appropriation is made to acquire or better public lands or

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buildings or other public improvements of a capital nature, must not prepare final plans and

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specifications for any construction, major remodeling, or land acquisition in anticipation of

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which the appropriation was made until the agency that will use the project has presented

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the program plan and cost estimates for all elements necessary to complete the project to

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the chair of the senate Finance Committee and the chair of the house of representatives

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Ways and Means Committee and the chairs have made their recommendations, and

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the chair of the senate Capital Investment Committee and the chair of the house of

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representatives Capital Investment Committee is are notified. "Construction or major

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remodeling" means construction of a new building, a substantial addition to an existing

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building, or a substantial change to the interior configuration of an existing building. The

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presentation must note any significant changes in the work that will be done, or in its cost,

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since the appropriation for the project was enacted or from the predesign submittal. The

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program plans and estimates must be presented for review at least two weeks before a

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recommendation is needed. The recommendations are advisory only. Failure or refusal to

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make a recommendation is considered a negative recommendation. The chairs of the senate

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Finance ~~Committee~~ and Capital Investment Committees and the house of representatives

Capital Investment and Ways and Means Committees must also be notified whenever there is a substantial change in a construction or major remodeling project, or in its cost.

(b) Capital projects exempt from the requirements of this subdivision include demolition or decommissioning of state assets, hazardous material projects, utility infrastructure projects, environmental testing, parking lots, parking structures, park and ride facilities, bus rapid transit stations, light rail lines, exterior lighting, fencing, highway rest areas, truck stations, storage facilities not consisting primarily of offices or heated work areas, roads, bridges, trails, pathways, campgrounds, athletic fields, dams, floodwater retention systems, water access sites, harbors, sewer separation projects, water and wastewater facilities, port development projects for which the commissioner of transportation has entered into an assistance agreement under section 457A.04, ice centers, a local government project with a construction cost of less than \$1,500,000, or any other capital project with a construction cost of less than \$750,000.

Sec. 2. Minnesota Statutes 2012, section 16B.335, subdivision 2, is amended to read:

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

Sec. 3. Minnesota Statutes 2012, section 16B.335, subdivision 5, is amended to read:

Subd. 5. **Information technology.** Agency requests for construction and remodeling funds shall include money for cost-effective information technology investments that would enable an agency to reduce its need for office space, provide more of its services electronically, and decentralize its operations. The Office of Enterprise Technology must review and approve the information technology portion of construction and major remodeling program plans before the plans are submitted to the chairs of the senate Finance Committee and the house of representatives Ways and Means Committee for their recommendations and the chair of the senate Capital Investment Committee and the chair of the house of representatives Capital Investment Committee is are notified as required by subdivision 1.