

S.F. No. 306, as introduced - 87th Legislative Session (2011-2012) [11-0934]

2.1 (1) "fiber optic infrastructure" means the land, buildings, fiber optic connection
2.2 cable and end point hardware, including routers and switches. Fiber optic infrastructure
2.3 does not include computers, telephones, or cameras; and

2.4 (2) "school district" means an independent, common, special, or intermediate school
2.5 district or a charter school.

2.6 Subd. 5. **Grant program established.** The commissioner shall make grants to
2.7 school districts for fiber optic infrastructure projects.

2.8 Subd. 6. **Eligible costs for grants.** (a) "Eligible cost," for use of state general
2.9 obligation bond fund money, means the acquisition of land or permanent easements;
2.10 preparation of land on which the fiber optic infrastructure will be located, including
2.11 demolition of structures and remediation of any hazardous conditions on the land; and
2.12 predesign, design, acquisition, and installation of publicly owned fiber optic infrastructure
2.13 in this state with a useful life of at least ten years that supports public school district
2.14 facility operation, administration, and instruction; the unpaid principal on debt issued by
2.15 the school district for a fiber optic infrastructure project, or the amount necessary to pay in
2.16 a lump sum all lease payments due if payment results in the school district owning the fiber
2.17 optic infrastructure. All uses under this paragraph must be for publicly owned property.

2.18 (b) Eligible cost for use of any other source of money will be determined by
2.19 limitations imposed on that source, but may include the costs of leases and reimbursement
2.20 of the costs of purchase and installation of fiber optic infrastructure.

2.21 Subd. 7. **Application.** The commissioner must develop forms and procedures for
2.22 soliciting and reviewing applications for grants under this section. At a minimum, a school
2.23 district must include the following information in its application:

2.24 (1) a resolution adopted by its school board certifying that the money required to be
2.25 supplied by the school district to complete the project is available and committed;

2.26 (2) a detailed and specific description of the project and an estimate, along with
2.27 necessary supporting evidence, of the total costs for the project;

2.28 (3) an assessment of the need for and benefits of the project;

2.29 (4) a timeline indicating the major milestones of the project and anticipated
2.30 completion dates; and

2.31 (5) any additional information or material the commissioner prescribes.

2.32 Subd. 8. **Criteria for grants.** The commissioner must develop the criteria that will
2.33 be used to award grants if grant applications exceed available resources.

2.34 Subd. 9. **Cancellation of grant.** If, five years after execution of a grant agreement,
2.35 the commissioner determines that the grantee has not proceeded in a timely manner with
2.36 implementation of the project funded, the commissioner must cancel the grant and the

S.F. No. 306, as introduced - 87th Legislative Session (2011-2012) [11-0934]

3.1 grantee must repay to the commissioner all grant money paid to the grantee. Section
3.2 16A.642 applies to any appropriations made to the commissioner under this section that
3.3 have not been awarded to grantees.

3.4 Subd. 10. **Report.** By January 15 of each year, the commissioner must submit to
3.5 the commissioner of management and budget and the chairs of the legislative committees
3.6 or divisions with jurisdiction over education policy, education finance, and capital
3.7 investment, a list of the projects that have been funded with money under this program
3.8 during the preceding calendar year, as well as a list of those priority projects for which state
3.9 bond proceeds fund appropriations will be sought during that year's legislative session.

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

3.11 **Sec. 2. PUBLIC SCHOOLS; FIBER OPTIC INFRASTRUCTURE GRANTS.**

3.12 Subdivision 1. **Appropriation.** \$80,000,000 is appropriated from the bond
3.13 proceeds fund to the commissioner of education for grants to public school districts under
3.14 Minnesota Statutes, section 126C.75.

3.15 Subd. 2. **Bond sale.** To provide the money appropriated in this section from the
3.16 bond proceeds fund, the commissioner of management and budget shall sell and issue
3.17 bonds of the state in an amount up to \$80,000,000 in the manner, upon the terms, and with
3.18 the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the
3.19 Minnesota Constitution, article XI, sections 4 to 7.

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