

1.1 A bill for an act

1.2 relating to state government; appropriating money or making reductions to  
1.3 certain state government programs or activities; changing provisions for expenses  
1.4 of governor-elect, disposal of old state-owned buildings, public access to  
1.5 parking spaces, fleet management, constitutional officer salary, use of governor's  
1.6 residence, and lease purchase agreements; providing for operation of a state  
1.7 recycling center and a state Webmaster for state Web sites; providing for Web  
1.8 access to appropriations information; requiring two-sided printing for state use;  
1.9 requiring standards to enhance public access to state electronic data; providing a  
1.10 discount on health or fitness club for state employees group insurance program;  
1.11 creating a commission to reengineer delivery of government services; transfers  
1.12 of federal money to Help America Vote Act account; modifying provisions for  
1.13 tax return preparers; requiring a report; requesting proposals for enhancing  
1.14 the state's tax collection process and revenues; amending Minnesota Statutes  
1.15 2008, sections 4.51; 16B.04, subdivision 2; 16B.24, subdivision 3; 16B.27,  
1.16 subdivisions 1, 6; 16B.48, subdivision 2; 16E.04, subdivision 2; 16E.05, by  
1.17 adding a subdivision; 79.34, subdivision 1; 115A.15, subdivision 6; 471.6175,  
1.18 subdivision 4; Minnesota Statutes 2009 Supplement, sections 16A.82; 16E.02,  
1.19 subdivision 1; 270C.145; 289A.08, subdivision 16; Laws 2009, chapter 101,  
1.20 article 1, section 31; proposing coding for new law in Minnesota Statutes,  
1.21 chapters 10; 15B; 16A; 16B; 43A.

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

1.23 **ARTICLE 1**

1.24 **STATE GOVERNMENT APPROPRIATIONS**

1.25 Section 1. **APPROPRIATIONS.**

1.26 The sums shown in the columns marked "APPROPRIATIONS" are added to or, if  
1.27 shown in parentheses, subtracted from the appropriations in Laws 2009, chapter 101,  
1.28 article 1, to the agencies and for the purposes specified in this article. The appropriations  
1.29 are from the general fund, or another named fund, and are available for the fiscal years  
1.30 indicated for each purpose. The figures "2010" and "2011" used in this article mean



3.1	<u>Reductions by Fund</u>		
3.2	<u>General</u>	<u>(221,000)</u>	<u>(308,000)</u>
3.3	<u>Health Care Access</u>	<u>(5,000)</u>	<u>(5,000)</u>

3.4 The following amount is canceled to the  
 3.5 general fund from the accounts established  
 3.6 under Minnesota Statutes, section 16A.281.

3.7 This is a onetime transfer.

3.8 \$154,000 in fiscal year 2011 is canceled  
 3.9 to the general fund from the carryforward  
 3.10 accounts in the Legislative Coordinating  
 3.11 Commission.

3.12 The Legislative Coordinating Commission  
 3.13 must issue a request for proposals for  
 3.14 a contract under which the commission  
 3.15 would purchase business intelligence and  
 3.16 information analytics software as a tool to  
 3.17 improve legislative oversight. By December  
 3.18 15, 2010, the commission must enter into a  
 3.19 contract to purchase this software.

3.20	Sec. 3. <b><u>GOVERNOR AND LIEUTENANT</u></b>			
3.21	<b><u>GOVERNOR</u></b>	<b><u>\$</u></b>	<b><u>(64,000)</u></b>	<b><u>\$</u></b> <b><u>(146,000)</u></b>

3.22 \$10,000 in fiscal year 2010 and \$85,000  
 3.23 in fiscal year 2011 are transferred from  
 3.24 the interagency agreements account in the  
 3.25 special revenue fund to the general fund.

3.26 These are onetime transfers.

3.27 \$30,000 of the amount appropriated to the  
 3.28 Office of the Governor for the fiscal year  
 3.29 ending June 30, 2011, is transferred to the  
 3.30 "Support Our Troops" account.

3.31	Sec. 4. <b><u>STATE AUDITOR</u></b>	<b><u>\$</u></b>	<b><u>(32,000)</u></b>	<b><u>\$</u></b> <b><u>(78,000)</u></b>
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3.32	Sec. 5. <b><u>ATTORNEY GENERAL</u></b>	<b><u>\$</u></b>	<b><u>(436,000)</u></b>	<b><u>\$</u></b> <b><u>(954,000)</u></b>
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4.1	Sec. 6. <u>SECRETARY OF STATE</u>	\$	<u>(104,000)</u>	\$	<u>(250,000)</u>
4.2	Sec. 7. <u>CAMPAIGN FINANCE AND PUBLIC</u>				
4.3	<u>DISCLOSURE BOARD</u>	\$	<u>(28,000)</u>	\$	<u>(8,000)</u>
4.4	<u>The base budget for the Campaign Finance</u>				
4.5	<u>and Public Disclosure Board is \$726,000 in</u>				
4.6	<u>fiscal year 2012 and \$726,000 in fiscal year</u>				
4.7	<u>2013.</u>				
4.8	Sec. 8. <u>INVESTMENT BOARD</u>	\$	<u>(2,000)</u>	\$	<u>(5,000)</u>
4.9	Sec. 9. <u>OFFICE OF ENTERPRISE</u>				
4.10	<u>TECHNOLOGY</u>	\$	<u>(111,000)</u>	\$	<u>(169,000)</u>
4.11	<u>These reductions are from the enterprise</u>				
4.12	<u>planning and management program.</u>				
4.13	Sec. 10. <u>ADMINISTRATIVE HEARINGS</u>	\$	<u>(8,000)</u>	\$	<u>(8,000)</u>
4.14	Sec. 11. <u>ADMINISTRATION</u>	\$	<u>-0-</u>	\$	<u>(335,000)</u>
4.15	<u>(a) These reductions are from the government</u>				
4.16	<u>and citizens services program. \$8,000 of</u>				
4.17	<u>the reductions in fiscal year 2011 is</u>				
4.18	<u>from the transfer to the commissioner</u>				
4.19	<u>of human services for a grant to the</u>				
4.20	<u>Council of Developmental Disabilities. The</u>				
4.21	<u>appropriation for this grant shall be included</u>				
4.22	<u>in the base budget for the commissioner of</u>				
4.23	<u>human services for the biennium beginning</u>				
4.24	<u>July 1, 2011, and is reduced by \$8,000 each</u>				
4.25	<u>year of the biennium.</u>				
4.26	<u>(b) \$209,000 in fiscal year 2010 is transferred</u>				
4.27	<u>from the central stores fund to the general</u>				
4.28	<u>fund. This is a onetime transfer.</u>				
4.29	<u>(c) The balance in the commuter van program</u>				
4.30	<u>account in the special revenue fund shall be</u>				



6.1	<u>General</u>	<u>(768,000)</u>	<u>3,509,000</u>
6.2	<u>Health Care Access</u>	<u>(11,000)</u>	<u>(17,000)</u>

6.3 (a) \$4,857,000 is for additional activities  
6.4 to identify and collect tax liabilities from  
6.5 individuals and business that currently do not  
6.6 pay all taxes owed. This initiative is expected  
6.7 to result in new general fund revenues of  
6.8 \$13,065,000 for fiscal year 2011.

6.9 (b) The department must report to the chairs  
6.10 of the house of representative Ways and  
6.11 Means and senate Finance Committees by  
6.12 March 15, 2011, and January 15, 2012, on  
6.13 the following performance indicators:

6.14 (1) the number of corporations noncompliant  
6.15 with the corporate tax system each year and  
6.16 the percentage and dollar amounts of valid  
6.17 tax liabilities collected;

6.18 (2) the number of businesses noncompliant  
6.19 with the sales and use tax system and the  
6.20 percentage and dollar amount of the valid tax  
6.21 liabilities collected; and

6.22 (3) the number of individual noncompliant  
6.23 cases resolved and the percentage and dollar  
6.24 amount of valid tax liabilities collected.

6.25 (c) The reports must also identify base-level  
6.26 expenditures and staff positions related to  
6.27 compliance and audit activities, including  
6.28 baseline information as of January 1, 2009.  
6.29 The information must be provided at the  
6.30 budget activity level.

6.31	<b><u>Subd. 3. Debt Collection Management</u></b>	<u>-0-</u>	<u>1,870,000</u>
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6.32 \$1,870,000 is for additional activities to  
6.33 identify and collect tax liabilities from  
6.34 individuals and businesses that currently



8.1 contingent on the contribution of nonstate matching funds. Matching funds may be either  
8.2 cash or qualifying in-kind contributions. The commissioner of finance may disburse the  
8.3 state portion of the matching funds in increments of \$25,000 upon receipt of a commitment  
8.4 for an equal amount of matching nonstate funds. These are onetime appropriations.

8.5 **Sec. 19. ADDITIONAL OPERATING BUDGET REDUCTIONS.**

8.6 By July 30, 2010, the commissioner of management and budget must allocate  
8.7 a reduction of \$2,630,000 for the fiscal year ending June 30, 2011, to the operating  
8.8 budgets of executive branch state agencies, as defined in Minnesota Statutes, section  
8.9 16A.011, subdivision 12a. To the extent possible, this reduction must be achieved through  
8.10 estimated savings in expenditures for space, out-of-state travel, fleet management,  
8.11 energy usage in state buildings, including a move to daytime cleaning contracts for  
8.12 professional or technical services, and through increased employee telecommuting, and  
8.13 through consolidation of information technology functions, or through other operational  
8.14 efficiencies. If expenditure reductions are achieved in dedicated funds other than those  
8.15 established in the state constitution or protected by federal law, the commissioner of  
8.16 management and budget may transfer the amount of the savings to the general fund.  
8.17 Executive branch state agencies must cooperate with the commissioner of management  
8.18 and budget in developing and implementing these reductions. Any amount of the  
8.19 reduction that cannot be achieved through savings in the expenditure types described  
8.20 in this section must be allocated to executive state agency operating budgets by the  
8.21 commissioner. Reductions in fiscal year 2011 must cancel to the general fund and shall  
8.22 be reflected as reductions in agency base budgets for fiscal years 2012 and 2013. The  
8.23 commissioner of management and budget must report to the chairs and ranking minority  
8.24 members of the senate Finance Committee and the house of representatives Ways and  
8.25 Means and Finance Committees regarding the amount of reductions in spending by each  
8.26 agency under this section.

8.27 **ARTICLE 2**

8.28 **STATE GOVERNMENT OPERATIONS**

8.29 Section 1. Minnesota Statutes 2008, section 4.51, is amended to read:

8.30 **4.51 EXPENSES OF GOVERNOR-ELECT.**

8.31 Subdivision 1. **Definitions.** ~~This section applies after a state general election~~  
8.32 ~~in which a person who is not the current governor is elected to take office as the next~~  
8.33 ~~governor. The commissioner of administration must request a transfer from the general~~



9.1 ~~fund contingent account of an amount equal to 1.5 percent of the amount appropriated~~  
9.2 ~~for operation of the Office of the Governor and Lieutenant Governor for the current~~  
9.3 ~~fiscal year. This request is subject to the review and advice of the Legislative Advisory~~  
9.4 ~~Commission pursuant to section 3.30. If the transfer is approved, the commissioner of~~  
9.5 ~~administration must make this amount available to the governor-elect before he or she~~  
9.6 ~~takes office. The commissioner must provide office space for the governor-elect and for~~  
9.7 ~~any employees the governor-elect hires. (a) "Governor-elect" means the person who is~~  
9.8 ~~not currently governor and is the apparent successful candidate for the office of governor~~  
9.9 ~~following a general election.~~

9.10 (b) "Commissioner" means the commissioner of the Department of Management  
9.11 and Budget.

9.12 Subd. 2. **Transition expenses.** In the fiscal year of a gubernatorial election and  
9.13 subject to availability of funds, the commissioner shall transfer up to \$162,000 from the  
9.14 general contingent account in the general fund to the Department of Management and  
9.15 Budget. This transfer is subject to the review and advice of the Legislative Advisory  
9.16 Commission pursuant to section 3.30. In consultation with the governor-elect, the  
9.17 commissioner shall use the transferred funds to pay expenses of the governor-elect  
9.18 associated with preparing for the assumption of official duties as governor. The  
9.19 commissioner may use the transferred funds for expenses necessary and prudent for  
9.20 establishment of a transition office prior to the election and for dissolution of the office if  
9.21 the incumbent governor is reelected or after the inauguration of a new governor. Expenses  
9.22 of the governor-elect may include suitable office space and equipment, communications  
9.23 and technology support, consulting services, compensation and travel costs, and other  
9.24 reasonable expenses. Compensation rates for temporary employees hired to support the  
9.25 governor-elect and rates paid for consulting services for the governor-elect shall be  
9.26 determined by the governor-elect.

9.27 Subd. 3. **Unused funds.** No new obligations shall be incurred for expenses of  
9.28 the governor-elect after the date of the inauguration. By March 31 of the year of the  
9.29 inauguration, the commissioner shall return to the general contingent account any funds  
9.30 transferred under this section that the commissioner determines are not needed to pay  
9.31 expenses of the governor-elect.

9.32 **Sec. 2. [10.61] TWO-SIDED PRINTING.**

9.33 A printer operated by an entity in the state executive, legislative, or judicial branch  
9.34 must be configured so that the default print option is for two-sided printing if it is feasible  
9.35 to set two-sided printing as the default.

10.1 Sec. 3. **[15B.055] PUBLIC ACCESS TO PARKING SPACES.**

10.2 To provide the public with greater access to legislative proceedings, all parking  
10.3 space on Aurora Avenue in front of the Capitol building must be reserved for the public.  
10.4 Revenue derived from public parking in these spaces must be deposited in the general fund.

10.5 Sec. 4. **[16A.0561] MAPPED DATA ON EXPENDITURES.**

10.6 Data on expenditure of money from the bond proceeds fund, the environmental and  
10.7 natural resources trust fund, the outdoor heritage fund, the clean water fund, the parks  
10.8 and trails fund, and the arts and cultural heritage fund must be made available on the Web  
10.9 in a manner that allows the public to obtain information about a project receiving an  
10.10 appropriation by clicking on a map. To the extent feasible, the map must include or link to  
10.11 information about each project, including but not limited to, the location, the name of the  
10.12 entity receiving the appropriation, the source of the appropriation, the amount of money  
10.13 received, and a general statement of the purpose of the appropriation. The Legislative  
10.14 Coordinating Commission, the commissioner of administration, and the commissioner  
10.15 of management and budget must collaborate to ensure compliance with this section in a  
10.16 manner that provides data cost-effectively in a way that is easy for the public to use. The  
10.17 commissioner of management and budget must determine the cost for the commissioner  
10.18 and entities collaborating with the commissioner to comply with this section, and to  
10.19 the extent feasible, must assess each fund subject to this section a proportional share of  
10.20 the total cost. The amount necessary to pay the amount assessed by the commissioner  
10.21 is appropriated from each fund to the commissioner for purposes of this section. The  
10.22 commissioner may transfer a portion of these appropriations to entities collaborating  
10.23 with the commissioner under this section.

10.24 **EFFECTIVE DATE.** This section is effective July 1, 2011.

10.25 Sec. 5. **[16A.1287] SYSTEM NAME.**

10.26 Notwithstanding the requirement of section 10.49 that laws not be named for  
10.27 living people, the statewide accounting and procurement system must be known as the  
10.28 Knowledge, Accountability, and Honest Numbers (KAHN) system.

10.29 **EFFECTIVE DATE.** This section is effective the day following final enactment  
10.30 and must be implemented swiftly.

10.31 Sec. 6. Minnesota Statutes 2009 Supplement, section 16A.82, is amended to read:

10.32 **16A.82 TECHNOLOGY LEASE-PURCHASE APPROPRIATION.**

**H.F. No. 3449, 1st Committee Engrossment - 86th Legislative Session (2009-2010)  
[CEH3449-1]**

11.1 ~~\$3,548,000 in fiscal year 2010; \$3,546,000 in fiscal year 2011; and \$10,054,000 in~~  
11.2 ~~each fiscal year 2012 through 2019~~ The following amounts are appropriated from the  
11.3 general fund to the commissioner to make payments under a lease-purchase agreement  
11.4 as defined in section 16A.81 for replacement of the state's accounting and procurement  
11.5 systems, provided that the state is not obligated to continue such appropriation of funds or  
11.6 to make lease payments in any future fiscal year.

11.7	<u>Fiscal year 2010</u>	<u>\$ 2,828,038</u>
11.8	<u>Fiscal year 2011</u>	<u>\$ 3,063,950</u>
11.9	<u>Fiscal year 2012</u>	<u>\$ 8,967,850</u>
11.10	<u>Fiscal year 2013</u>	<u>\$ 8,968,950</u>
11.11	<u>Fiscal year 2014</u>	<u>\$ 8,970,850</u>
11.12	<u>Fiscal year 2015</u>	<u>\$ 8,971,150</u>
11.13	<u>Fiscal year 2016</u>	<u>\$ 8,966,450</u>
11.14	<u>Fiscal year 2017</u>	<u>\$ 8,967,500</u>
11.15	<u>Fiscal year 2018</u>	<u>\$ 8,970,750</u>
11.16	<u>Fiscal year 2019</u>	<u>\$ 8,968,500</u>

11.17 Of these appropriations, up to \$2,000 per year may be used to pay the annual trustee  
11.18 fees for the lease-purchase agreements authorized in this section and section 270C.145.  
11.19 Any unexpended portions of this appropriation cancel to the general fund at the close of  
11.20 each biennium. This section expires June 30, ~~2020~~ 2019.

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

11.22 Sec. 7. Minnesota Statutes 2008, section 16B.04, subdivision 2, is amended to read:

11.23 Subd. 2. **Powers and duties, generally.** Subject to other provisions of this chapter,  
11.24 the commissioner is authorized to:

11.25 (1) supervise, control, review, and approve all state contracts and purchasing;

11.26 (2) provide agencies with supplies and equipment and operate all central store or  
11.27 supply rooms serving more than one agency;

11.28 (3) investigate and study the management and organization of agencies, and  
11.29 reorganize them when necessary to ensure their effective and efficient operation;

11.30 (4) manage and control state property, real and personal;

11.31 (5) maintain and operate all state buildings, as described in section 16B.24,  
11.32 subdivision 1;

11.33 (6) supervise, control, review, and approve all capital improvements to state  
11.34 buildings and the capitol building and grounds;

11.35 (7) provide central duplicating, printing, and mail facilities;

11.36 (8) oversee publication of official documents and provide for their sale;

12.1 (9) manage and operate parking facilities for state employees and a central motor  
12.2 pool for travel on state business;

12.3 (10) provide rental space within the capitol complex for a private day care center for  
12.4 children of state employees. The commissioner shall contract for services as provided  
12.5 in this chapter; ~~and~~

12.6 (11) settle state employee workers' compensation claims; and

12.7 (12) operate a state recycling center.

12.8 **EFFECTIVE DATE.** This section is effective July 1, 2010.

12.9 Sec. 8. Minnesota Statutes 2008, section 16B.24, subdivision 3, is amended to read:

12.10 Subd. 3. **Disposal of old buildings.** (a) Upon request from the head of an agency  
12.11 with control of a state-owned building with an estimated market value of less than  
12.12 \$50,000, as determined by the commissioner, the commissioner may sell, demolish, or  
12.13 otherwise dispose of the building if the commissioner determines that the building is no  
12.14 longer used or is a fire or safety hazard.

12.15 ~~The commissioner, (b) Upon request of the head of an agency which has with control~~  
12.16 ~~of a state-owned building which is no longer used or which is a fire or safety hazard, shall,~~  
12.17 with an estimated market value of \$50,000 or more, as determined by the commissioner,  
12.18 the commissioner may sell, demolish, or otherwise dispose of the building after  
12.19 determining that the building is no longer used or is a fire or safety hazard and obtaining  
12.20 approval of the chairs of the senate Finance Committee and house of representatives Ways  
12.21 and Means Committee, sell, wreck, or otherwise dispose of the building.

12.22 (c) In the event a sale is made under this subdivision, the proceeds shall be deposited  
12.23 in the proper account or in the general fund from which the appropriation to acquire the  
12.24 building was made, in the general fund or as otherwise provided under state law.

12.25 Sec. 9. Minnesota Statutes 2008, section 16B.27, subdivision 1, is amended to read:

12.26 Subdivision 1. **Use.** The governor's residence ~~must~~ may be used for official  
12.27 ceremonial functions of the state, and to provide suitable living quarters for the governor  
12.28 of the state. If the commissioner determines that the costs of using the residence building  
12.29 for ceremonial functions and for living quarters for the governor outweigh the benefits, the  
12.30 commissioner must temporarily close the governor's residence. If the commissioner closes  
12.31 the residence, the commissioner must provide a minimal level of maintenance to ensure  
12.32 there is no deterioration to the property.

12.33 Sec. 10. Minnesota Statutes 2008, section 16B.27, subdivision 6, is amended to read:

13.1 Subd. 6. **Use by nonstate entities.** If the governor is not using the residence  
13.2 for living quarters, the commissioner is encouraged to make the residence available to  
13.3 nonstate entities, at a rate commensurate with the market rate for use of similar space. A  
13.4 nonstate entity using the governor's residence must pay the state the rate determined by  
13.5 the commissioner. The rate must at least compensate the state for all direct and indirect  
13.6 costs associated with use of the facility.

13.7 Sec. 11. Minnesota Statutes 2008, section 16B.48, subdivision 2, is amended to read:

13.8 Subd. 2. **Purpose of funds.** Money in the state treasury credited to the general  
13.9 services revolving fund and money that is deposited in the fund is appropriated annually to  
13.10 the commissioner for the following purposes:

13.11 (1) to operate a central store and equipment service;

13.12 (2) to operate the central mailing service, including purchasing postage and related  
13.13 items and refunding postage deposits;

13.14 (3) to operate a documents service as prescribed by section 16B.51;

13.15 (4) to provide services for the maintenance, operation, and upkeep of buildings and  
13.16 grounds managed by the commissioner of administration;

13.17 (5) to operate a materials handling service, including interagency mail and product  
13.18 delivery, solid waste removal, courier service, equipment rental, and vehicle and  
13.19 equipment maintenance;

13.20 (6) to provide analytical, statistical, and organizational development services to  
13.21 state agencies, local units of government, metropolitan and regional agencies, and school  
13.22 districts;

13.23 (7) to operate a records center and provide micrographics products and services; ~~and~~

13.24 (8) to perform services for any other agency. Money may be expended for this  
13.25 purpose only when directed by the governor. The agency receiving the services shall  
13.26 reimburse the fund for their cost, and the commissioner shall make the appropriate  
13.27 transfers when requested. The term "services" as used in this clause means compensation  
13.28 paid officers and employees of the state government; supplies, materials, equipment,  
13.29 and other articles and things used by or furnished to an agency; and utility services and  
13.30 other services for the maintenance, operation, and upkeep of buildings and offices of  
13.31 the state government; and

13.32 (9) to operate a state recycling center.

13.33 **EFFECTIVE DATE.** This section is effective July 1, 2010.

13.34 Sec. 12. **[16B.535] FLEET MANAGEMENT; CONSOLIDATION.**

14.1           (a) The Department of Administration shall ensure optimum efficiency and economy  
14.2 in the fleet management activities of all state agencies. The department must:

14.3           (1) maintain a current fleet management inventory and maintenance cost accounting  
14.4 system that includes all state-owned or leased motor vehicles;

14.5           (2) develop uniform state policies and guidelines for vehicle acquisition,  
14.6 replacement, use, fuel, maintenance, and recording of operational and other costs; and

14.7           (3) study the cost-effectiveness of consolidating or privatizing the state vehicle fleet  
14.8 or sections of the state vehicle fleet, including documenting the current status of fleet  
14.9 consolidation or privatization and assessing the cost-effectiveness of further consolidation  
14.10 or privatization of the state vehicle fleet.

14.11           (b) When requested by the governor or the legislature, the department must submit  
14.12 information detailing the costs associated with fleet operations based upon a statewide  
14.13 uniform cost accounting system.

14.14           (c) State agencies authorized by the Department of Administration may operate  
14.15 a vehicle fleet management program. Each such agency shall assign a fleet manager  
14.16 who shall operate the agency's fleet program in accordance with policies and guidelines  
14.17 established by the Department of Administration.

14.18           (d) Each fleet manager must review the use of state-owned or leased vehicles within  
14.19 their agency at least annually to determine whether vehicle utilization meets best practices  
14.20 criteria as determined by the Department of Administration.

14.21           Sec. 13. Minnesota Statutes 2009 Supplement, section 16E.02, subdivision 1, is  
14.22 amended to read:

14.23           Subdivision 1. **Office management and structure.** (a) The chief information officer  
14.24 is appointed by the governor. The chief information officer serves in the unclassified  
14.25 service at the pleasure of the governor. The chief information officer must have experience  
14.26 leading enterprise-level information technology organizations. The chief information  
14.27 officer is the state's chief information officer and information and telecommunications  
14.28 technology advisor to the governor.

14.29           (b) The chief information officer may appoint other employees of the office.  
14.30 The staff of the office must include individuals knowledgeable in information and  
14.31 telecommunications technology systems and services and individuals with specialized  
14.32 training in information security and accessibility.

14.33           (c) The chief information officer shall appoint a Webmaster responsible for the  
14.34 supervision and development of state Web sites under the control of the office including,  
14.35 but not limited to, Web sites maintained under section 16E.07. The Webmaster shall

15.1 ensure that these Web sites are maintained in an easily accessible format that is consistent  
15.2 throughout state government and are consistent with the accessibility standards developed  
15.3 under section 16E.03, subdivision 9. The Webmaster shall provide assistance and  
15.4 guidance consistent with the requirements of this paragraph to other state agencies for the  
15.5 maintenance of other Web sites not under the direct control of the office.

15.6 Sec. 14. Minnesota Statutes 2008, section 16E.04, subdivision 2, is amended to read:

15.7 Subd. 2. **Responsibilities.** (a) In addition to other activities prescribed by law, the  
15.8 office shall carry out the duties set out in this subdivision.

15.9 (b) The office shall develop and establish a state information architecture to ensure:

15.10 (1) that state agency development and purchase of information and communications  
15.11 systems, equipment, and services is designed to ensure that individual agency information  
15.12 systems complement and do not needlessly duplicate or conflict with the systems of other  
15.13 agencies; and

15.14 (2) enhanced public access to data can be provided consistent with standards  
15.15 developed under section 16E.05, subdivision 4.

15.16 When state agencies have need for the same or similar public data, the chief information  
15.17 officer, in coordination with the affected agencies, shall manage the most efficient and  
15.18 cost-effective method of producing and storing data for or sharing data between those  
15.19 agencies. The development of this information architecture must include the establishment  
15.20 of standards and guidelines to be followed by state agencies. The office shall ensure  
15.21 compliance with the architecture.

15.22 (c) The office shall assist state agencies in the planning and management of  
15.23 information systems so that an individual information system reflects and supports the  
15.24 state agency's mission and the state's requirements and functions. The office shall review  
15.25 and approve agency technology plans to ensure consistency with enterprise information  
15.26 and telecommunications technology strategy. By January 15 of each year, the chief  
15.27 information officer must report to the chairs and the ranking minority members of  
15.28 the legislative committees and divisions with jurisdiction over the office regarding the  
15.29 assistance provided under this paragraph. The report must include a listing of agencies  
15.30 that have developed or are developing plans under this paragraph.

15.31 (d) The office shall review and approve agency requests for funding for the  
15.32 development or purchase of information systems equipment or software before the  
15.33 requests may be included in the governor's budget.

15.34 (e) The office shall review major purchases of information systems equipment to:

16.1 (1) ensure that the equipment follows the standards and guidelines of the state  
16.2 information architecture;

16.3 (2) ensure the agency's proposed purchase reflects a cost-effective policy regarding  
16.4 volume purchasing; and

16.5 (3) ensure that the equipment is consistent with other systems in other state agencies  
16.6 so that data can be shared among agencies, unless the office determines that the agency  
16.7 purchasing the equipment has special needs justifying the inconsistency.

16.8 (f) The office shall review the operation of information systems by state agencies  
16.9 and ensure that these systems are operated efficiently and securely and continually meet  
16.10 the standards and guidelines established by the office. The standards and guidelines must  
16.11 emphasize uniformity that is cost-effective for the enterprise, that encourages information  
16.12 interchange, open systems environments, and portability of information whenever  
16.13 practicable and consistent with an agency's authority and chapter 13.

16.14 (g) The office shall conduct a comprehensive review at least every three years of  
16.15 the information systems investments that have been made by state agencies and higher  
16.16 education institutions. The review must include recommendations on any information  
16.17 systems applications that could be provided in a more cost-beneficial manner by an outside  
16.18 source. The office must report the results of its review to the legislature and the governor.

16.19 Sec. 15. Minnesota Statutes 2008, section 16E.05, is amended by adding a subdivision  
16.20 to read:

16.21 Subd. 4. Standards for transparency. The chief information officer shall develop  
16.22 standards to enhance public access to electronic data maintained by state government,  
16.23 consistent with the requirements of chapter 13. The standards must ensure that:

16.24 (1) the state information architecture facilitates public access to agency data;

16.25 (2) publicly available data is managed using an approved state metadata model; and

16.26 (3) all geospatial data conform to an approved state geocode model.

16.27 Sec. 16. [43A.265] MEMBERSHIP DISCOUNTS.

16.28 The state employee group insurance program must offer a discount on admission to  
16.29 or memberships in gyms, health or fitness clubs, or similar facilities to employees who  
16.30 attend and use these facilities under conditions specified by the program.

16.31 EFFECTIVE DATE. This section is effective July 1, 2011.

16.32 Sec. 17. Minnesota Statutes 2008, section 79.34, subdivision 1, is amended to read:



17.1           Subdivision 1. **Conditions requiring membership.** The nonprofit association  
17.2 known as the Workers' Compensation Reinsurance Association may be incorporated under  
17.3 chapter 317A with all the powers of a corporation formed under that chapter, except that  
17.4 if the provisions of that chapter are inconsistent with sections 79.34 to 79.40, sections  
17.5 79.34 to 79.40 govern. Each insurer as defined by section 79.01, subdivision 2, shall, as  
17.6 a condition of its authority to transact workers' compensation insurance in this state, be  
17.7 a member of the reinsurance association and is bound by the plan of operation of the  
17.8 reinsurance association; provided, that all affiliated insurers within a holding company  
17.9 system as defined in chapter 60D are considered a single entity for purposes of the exercise  
17.10 of all rights and duties of membership in the reinsurance association. Each self-insurer  
17.11 approved under section 176.181 and each political subdivision that self-insures shall, as a  
17.12 condition of its authority to self-insure workers' compensation liability in this state, be a  
17.13 member of the reinsurance association and is bound by its plan of operation; provided that:

17.14           (1) all affiliated companies within a holding company system, as determined by  
17.15 the commissioner of labor and industry in a manner consistent with the standards and  
17.16 definitions in chapter 60D, are considered a single entity for purposes of the exercise of all  
17.17 rights and duties of membership in the reinsurance association; and

17.18           (2) all group self-insurers granted authority to self-insure pursuant to section  
17.19 176.181 are considered single entities for purposes of the exercise of all the rights and  
17.20 duties of membership in the reinsurance association. As a condition of its authority to  
17.21 self-insure workers' compensation liability, and for losses incurred after December 31,  
17.22 1983, the state is a member of the reinsurance association and is bound by its plan of  
17.23 operation. The commissioner of ~~management and budget~~ administration represents  
17.24 the state in the exercise of all the rights and duties of membership in the reinsurance  
17.25 association. The amounts necessary to pay the state's premiums required for coverage by  
17.26 the Workers' Compensation Reinsurance Association are appropriated from the general  
17.27 fund to the commissioner of ~~management and budget~~ administration. The University  
17.28 of Minnesota shall pay its portion of workers' compensation reinsurance premiums  
17.29 directly to the Workers' Compensation Reinsurance Association. For the purposes of  
17.30 this section, "state" means the administrative branch of state government, the legislative  
17.31 branch, the judicial branch, the University of Minnesota, and any other entity whose  
17.32 workers' compensation liability is paid from the state revolving fund. The commissioner  
17.33 of management and budget may calculate, prorate, and charge a department or agency  
17.34 the portion of premiums paid to the reinsurance association for employees who are  
17.35 paid wholly or in part by federal funds, dedicated funds, or special revenue funds. The  
17.36 reinsurance association is not a state agency. Actions of the reinsurance association and its

18.1 board of directors and actions of the commissioner of labor and industry with respect to  
18.2 the reinsurance association are not subject to chapters 13 and 15. All property owned by  
18.3 the association is exempt from taxation. The reinsurance association is not obligated to  
18.4 make any payments or pay any assessments to any funds or pools established pursuant to  
18.5 this chapter or chapter 176 or any other law.

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

18.7 Sec. 18. Minnesota Statutes 2008, section 115A.15, subdivision 6, is amended to read:

18.8 Subd. 6. **Use of funds.** ~~All funds appropriated by the state for the resource recovery~~  
18.9 ~~program, all revenues resulting from the sale of recyclable and reusable commodities made~~  
18.10 ~~available for sale as a result of the resource recovery program, and all reimbursements~~  
18.11 ~~to the commissioner of expenses incurred by the commissioner in developing and~~  
18.12 ~~administering resource recovery systems for state agencies, governmental units, and~~  
18.13 ~~nonprofit organizations must be deposited in the general fund. The commissioner shall~~  
18.14 ~~determine the waste disposal cost savings associated with recycling and reuse activities.~~  
18.15 will be used by the service provider to offset the cost of the recycling.

18.16 **EFFECTIVE DATE.** This section is effective July 1, 2010.

18.17 Sec. 19. Minnesota Statutes 2009 Supplement, section 270C.145, is amended to read:

18.18 **270C.145 TECHNOLOGY LEASE-PURCHASE APPROPRIATION.**

18.19 ~~\$855,000 in fiscal year 2010; \$853,000 in fiscal year 2011; and \$2,519,000 in each~~  
18.20 ~~fiscal year 2012 through 2019 is~~ The following amounts are appropriated from the general  
18.21 fund to the commissioner to make payments under a lease-purchase agreement as defined  
18.22 in section 16A.81 for completing the purchase and development of an integrated tax  
18.23 software package; provided that the state is not obligated to continue the appropriation of  
18.24 funds or to make lease payments in any future fiscal year.

18.25	<u>Fiscal year 2010</u>	<u>\$ 670,213</u>
18.26	<u>Fiscal year 2011</u>	<u>\$ 748,550</u>
18.27	<u>Fiscal year 2012</u>	<u>\$ 2,250,150</u>
18.28	<u>Fiscal year 2013</u>	<u>\$ 2,251,550</u>
18.29	<u>Fiscal year 2014</u>	<u>\$ 2,250,350</u>
18.30	<u>Fiscal year 2015</u>	<u>\$ 2,251,550</u>
18.31	<u>Fiscal year 2016</u>	<u>\$ 2,249,950</u>
18.32	<u>Fiscal year 2017</u>	<u>\$ 2,251,250</u>
18.33	<u>Fiscal year 2018</u>	<u>\$ 2,249,000</u>
18.34	<u>Fiscal year 2019</u>	<u>\$ 2,247,000</u>

19.1 Any unexpended portions of this appropriation cancel to the general fund at the  
19.2 close of each biennium. This section expires June 30, 2019.

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

19.4 Sec. 20. Minnesota Statutes 2009 Supplement, section 289A.08, subdivision 16,  
19.5 is amended to read:

19.6 Subd. 16. **Tax refund or return preparers; electronic filing; paper filing fee**  
19.7 **imposed.** (a) A "tax refund or return preparer," as defined in section 289A.60, subdivision  
19.8 13, paragraph (f), who ~~prepared~~ is a tax return preparer for purposes of section 6011(e)  
19.9 of the Internal Revenue Code, and who reasonably expects to prepare more than ~~100~~  
19.10 ten Minnesota individual income tax returns for the prior calendar year must file all  
19.11 Minnesota individual income tax returns prepared for ~~the current~~ that calendar year by  
19.12 electronic means.

19.13 (b) Paragraph (a) does not apply to a return if the taxpayer has indicated on the return  
19.14 that the taxpayer did not want the return filed by electronic means.

19.15 (c) For each return that is not filed electronically by a tax refund or return preparer  
19.16 under this subdivision, including returns filed under paragraph (b), a paper filing fee  
19.17 of \$5 is imposed upon the preparer. The fee is collected from the preparer in the same  
19.18 manner as income tax. The fee does not apply to returns that the commissioner requires  
19.19 to be filed in paper form.

19.20 **EFFECTIVE DATE.** This section is effective for tax returns filed after December  
19.21 31, 2010.

19.22 Sec. 21. Minnesota Statutes 2008, section 471.6175, subdivision 4, is amended to read:

19.23 Subd. 4. **Account maintenance.** (a) A political subdivision or other public entity  
19.24 may establish a trust account to be held under the supervision of the trust administrator for  
19.25 the purposes of this section. A trust administrator shall establish a separate account for  
19.26 each participating political subdivision or public entity. The trust administrator may charge  
19.27 participating political subdivisions and public entities fees for reasonable administrative  
19.28 costs. The amount of any fees charged by the Public Employees Retirement Association is  
19.29 appropriated to the association from the account. A trust administrator may establish other  
19.30 reasonable terms and conditions for creation and maintenance of these accounts.

19.31 (b) The trust administrator must report to the political subdivision or other public  
19.32 entity on the investment returns of invested trust assets and on all investment fees or costs  
19.33 incurred by the trust. The annual rates of return, along with investment and administrative

20.1 fees and costs for the trust, must be disclosed in the political subdivision's or public entity's  
20.2 annual financial audit in a manner prescribed by the state auditor.

20.3 (c) Effective for fiscal years beginning after December 31, ~~2009~~ 2013, the trust  
20.4 administrator must report electronically to the state auditor the portfolio and performance  
20.5 information specified in section 356.219, subdivision 3, in the manner prescribed by  
20.6 the state auditor.

20.7 Sec. 22. **TRANSPARENCY STANDARDS REPORT.**

20.8 By January 15, 2011, the chief information officer shall report to the chairs and  
20.9 ranking minority members of the legislative committees with jurisdiction over the  
20.10 Office of Enterprise Technology regarding the development of the standards to enhance  
20.11 public access to data required under Minnesota Statutes, section 16E.05, subdivision 4.  
20.12 The report must describe the process for development of the standards, including the  
20.13 opportunity provided for public comment, and specify the components of the standards  
20.14 that have been implemented, including a description of the level of public use of the new  
20.15 opportunities for data access under the standards.

20.16 Sec. 23. **REQUEST FOR PROPOSALS.**

20.17 (a) The commissioner of revenue shall issue a request for proposals for a contract to  
20.18 implement a system of tax analytics and business intelligence tools to enhance the state's  
20.19 tax collection process and revenues by improving the means of identifying candidates  
20.20 for audit and collection activities and prioritizing those activities to provide the highest  
20.21 returns on auditors' and collection agents' time. The request for proposals must require  
20.22 that the system recommended and implemented by the contractor:

20.23 (1) leverage the Department of Revenue's existing data and other available data  
20.24 sources to build models that more effectively and efficiently identify accounts for audit  
20.25 review and collections;

20.26 (2) leverage advanced analytical techniques and technology such as pattern  
20.27 detection, predictive modeling, clustering, outlier detection, and link analysis to identify  
20.28 suspect accounts for audit review and collections;

20.29 (3) leverage a variety of approaches and analytical techniques to rank accounts and  
20.30 improve the success rate and the return on investment of department employees engaged  
20.31 in audit activities;

20.32 (4) leverage technology to make the audit process more sustainable and stable, even  
20.33 with turnover of department auditing staff;

21.1 (5) provide optimization capabilities to more effectively prioritize collections and  
21.2 increase the efficiency of employees engaged in collections activities; and

21.3 (6) incorporate mechanisms to decrease wrongful auditing and reduce interference  
21.4 with Minnesota taxpayers who are fully complying with the laws.

21.5 (b) Based on acceptable responses to the request for proposals, the commissioner  
21.6 shall enter into a contract for the services specified in paragraph (a) by July 1, 2012. The  
21.7 contract must incorporate a performance-based vendor financing option whereby the  
21.8 vendor shares in the risk of the project's success.

21.9 **EFFECTIVE DATE.** This section is effective July 1, 2011.

21.10 Sec. 24. **CONSTITUTIONAL OFFICER SALARY.**

21.11 Notwithstanding any law to the contrary, the base salary for the governor, lieutenant  
21.12 governor, attorney general, state auditor, and secretary of state is 60 percent of the  
21.13 salary for each position in effect on June 30, 2010. In addition to the base salary, each  
21.14 constitutional officer may request payments, in an amount not to exceed \$96 per day, for  
21.15 each day the officer works on state business. The total of the base salary plus the per  
21.16 diem payments in any calendar year may not exceed the salary for the position in effect  
21.17 on June 30, 2010. This section does not affect the salary of any other public employee,  
21.18 notwithstanding other laws that set or limit public employee salaries to a percentage of the  
21.19 salary of a constitutional officer.

21.20 Sec. 25. **COMMISSION ON SERVICE INNOVATION.**

21.21 The governor shall appoint a Commission on Service Innovation to produce a  
21.22 strategic plan to reengineer the delivery of state and local government services, including  
21.23 the realignment of service delivery by region and proximity, the use of new technologies,  
21.24 shared facilities, and other means of improving efficiency. The plan shall also provide a  
21.25 process to review and modify recommendations at regular intervals in the future based on  
21.26 specific results measured at regular intervals. The plan shall also include any proposed  
21.27 legislation necessary to implement the commission's recommendations.

21.28 Sec. 26. **HELP AMERICA VOTE ACT.**

21.29 (a) If the secretary of state determines that this state is otherwise eligible to receive  
21.30 an additional payment of federal money under the Help America Vote Act, Public Law  
21.31 107-252, the secretary must certify to the commissioner of management and budget the  
21.32 amount, if any, needed to meet the matching requirement of section 253(b)(5) of the Help  
21.33 America Vote Act. In the certification, the secretary shall specify the portion of the match

22.1 that should be taken from an unencumbered general fund appropriation to the Office  
22.2 of the Secretary of State for a different purpose. Upon receipt of that certification, or  
22.3 as soon as an unencumbered general fund appropriation becomes available, whichever  
22.4 occurs later, the commissioner must transfer the specified amount to the Help America  
22.5 Vote Act account.

22.6 This section expires on June 30, 2011.