

HOUSE OF REPRESENTATIVES

Unofficial Engrossment

House Engrossment of a Senate File

SPECIAL SESSION

S. F. No. **47**

06/17/2020 Companion to House File No. 128. (Authors:Marquart)
Read First Time and Referred to the Committee on Ways and Means
06/18/2020 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time

1.1 A bill for an act

1.2 relating to state government finance; providing aid and reimbursements to counties,

1.3 cities, and towns to fund expenses related to COVID-19; establishing a

1.4 supplemental budget; appropriating money from the coronavirus relief federal

1.5 fund; making various changes and cancellations to support state government

1.6 activities; establishing an administrative citation process; authorizing temporary

1.7 rate increases; making additions and deletions to certain state parks; authorizing

1.8 the sale of surplus lands; amending Minnesota Statutes 2018, sections 84.63;

1.9 92.502; 119B.125, subdivisions 1, 1a, 2; 119B.13, subdivision 1; 609.855,

1.10 subdivisions 1, 7, by adding a subdivision; Minnesota Statutes 2019 Supplement,

1.11 sections 256B.0659, subdivision 11, as amended; 256B.85, subdivision 16; Laws

1.12 2020, chapter 70, article 2, section 2; Laws 2020, chapter 71, article 1, sections 2,

1.13 subdivision 9; 9; repealing Minnesota Statutes 2018, section 119B.125, subdivision

1.14 5.

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

1.16 ARTICLE 1

1.17 LOCAL GOVERNMENT COVID-19 RELIEF

1.18 Section 1. CORONAVIRUS RELIEF FUND; LOCAL GOVERNMENT

1.19 DISTRIBUTIONS.

1.20 Subdivision 1. Definitions. (a) For the purposes of this section, the terms in this

1.21 subdivision have the meanings given them.

1.22 (b) "Commissioner" means the commissioner of revenue.

1.23 (c) "City" means a statutory or home rule charter city.

1.24 (d) "Eligible county" means a Minnesota county with a population less than 500,000.

1.25 (e) "Eligible city" means a city with a population of 200 or more, or an organized town

1.26 with a population of 5,000 or more.

2.1 (f) "Eligible town" means an organized town with a population more than 199 but less
2.2 than 5,000.

2.3 (g) "Emergency financial assistance" means assistance to individuals and families directly
2.4 impacted by a loss of income due to COVID-19. Emergency financial assistance includes
2.5 but is not limited to amounts used to help pay overdue rent or mortgage to prevent eviction
2.6 or foreclosure or unexpected funeral costs.

2.7 (h) "Economic support" means assistance to small businesses with costs of business
2.8 interruptions caused by required closures due to COVID-19. Economic support includes
2.9 but is not limited to assistance to businesses that close voluntarily to promote social distancing
2.10 guidelines and businesses impacted by decreased customer demand as a result of the
2.11 COVID-19 health emergency.

2.12 (i) "Home county" for a city or town means the county where the administrative offices
2.13 of the city or town is located.

2.14 (j) "Local government" means a city, county, or town.

2.15 (k) "Population" means the most recently available 2018 population estimate from the
2.16 state demographer as of May 1, 2020.

2.17 Subd. 2. **Local government distribution amounts.** (a) The distribution for an eligible
2.18 city is equal to a dollar amount per capita that is the same for all eligible cities. The
2.19 commissioner shall determine the per capita dollar amount so that the total amount paid
2.20 under this paragraph is equal to the amount available under subdivision 8, paragraph (c),
2.21 minus the amounts payable to eligible towns under paragraph (b) and the supplemental
2.22 amount paid to counties under paragraph (d).

2.23 (b) The distribution for an eligible town is equal to \$25 multiplied by the town's
2.24 population.

2.25 (c) The base distribution amount for an eligible county is equal to a dollar amount
2.26 multiplied by the total county population. The dollar amount shall be the same amount for
2.27 all eligible counties and shall be determined by the commissioner so that the total amount
2.28 paid under this paragraph is equal to the amount available under subdivision 8, paragraph
2.29 (b).

2.30 (d) An eligible county shall also receive a supplemental distribution amount equal to
2.31 the sum of: (1) the per capita amount determined under paragraph (a) multiplied by the
2.32 population of all cities in the county with a population less than 200; and (2) \$25 multiplied
2.33 by the population within the county located outside of any city or eligible town. For purposes

3.1 of clause (1), a city that crosses into two or more counties is located in its home county.
3.2 Total aid to each county is equal to the base distribution amount plus the supplemental
3.3 amount.

3.4 Subd. 3. **Distribution schedule.** The commissioner must distribute the amounts calculated
3.5 under subdivision 2 no later than June 30, 2020, for certifications received by June 22, 2020.
3.6 Distributions will be made for certifications received by September 15, 2020.

3.7 Subd. 4. **Allowed uses.** (a) A local government must use aid distributions under this
3.8 section for purposes consistent with the requirements of Public Law 116-136. Prior to
3.9 distributing the aid, the commissioner must require each eligible local government to certify
3.10 its intent to comply with the requirements of this section. The certification must be in the
3.11 form and manner determined by the commissioner.

3.12 (b) Notwithstanding paragraph (a), a county must use at least 10 percent of the base
3.13 distribution aid it receives under subdivision 2, paragraph (c), for emergency financial
3.14 assistance to individuals and families and for economic support to businesses. The county
3.15 must certify it will spend funds according to this section to the commissioner. Any auditing
3.16 of compliance with this section, including the ten percent amount, will occur with regular
3.17 audits of the county.

3.18 (c) A city or town that is not an eligible city or eligible town may apply to its home
3.19 county for a reimbursement, to be paid from the county aid distribution under subdivision
3.20 2 to cover costs incurred by the city or town that are allowed uses under paragraph (a). The
3.21 county may require the city or town to provide sufficient information to demonstrate that
3.22 the cost incurred meets the requirements of Public Law 116-136. Upon appropriate
3.23 documentation, the county must make a reimbursement of up to the lesser of: (1) \$75.34
3.24 multiplied by the population of the city or \$25 multiplied by the population of the town; or
3.25 (2) the amount of documented allowed costs. The county, at its discretion, may increase the
3.26 reimbursement above this amount, but to no more than the amount of documented allowed
3.27 costs. Any application for a reimbursement under this paragraph must be made no later than
3.28 September 1, 2020, and any reimbursements made under this subdivision must be paid to
3.29 the city or town no later than September 20, 2020.

3.30 Subd. 5. **Local government collaborative agreements.** A local government may enter
3.31 into a collaborative agreement with one or more other local governments to share aid
3.32 distributions under this section, consistent with subdivision 4. The commissioner may require
3.33 each local government to provide information about the agreement in the form and manner
3.34 determined by the commissioner.

4.1 Subd. 6. Expenditure time limits. (a) Except as provided in paragraphs (b) and (d), any
4.2 aid amount remaining unexpended on November 15, 2020, by an eligible city or town whose
4.3 home county is an eligible county, must be sent to its home county. The transfer must be
4.4 made no later than November 20, 2020. The county may use these funds for any purpose
4.5 allowed under subdivision 4, paragraphs (a) and (b).

4.6 (b) Except as provided under paragraph (e), any aid amount remaining unexpended on
4.7 November 15, 2020, by an eligible city or town whose home county is Hennepin County,
4.8 must be sent to the Hennepin County Medical Center which may use the funds only for
4.9 eligible expenses that meet the requirements of Public Law 116-136. Except as provided
4.10 under paragraph (e), any aid amount remaining unexpended on November 15, 2020, by an
4.11 eligible city or town whose home county is Ramsey County, must be granted to Regions
4.12 Hospital which may use the funds only for eligible expenses that meet the requirements of
4.13 Public Law 116-136. Any funds transferred or granted to the medical center or hospital
4.14 under this paragraph that are unexpended by those entities by December 1, 2020, must be
4.15 returned no later than December 10, 2020, to the commissioner and are canceled to the
4.16 coronavirus relief federal fund.

4.17 (c) Any amount of aid under subdivision 2 or transfer under paragraph (a) remaining
4.18 unexpended by an eligible county by December 1, 2020, must be returned no later than
4.19 December 10, 2020, to the commissioner and is canceled to the coronavirus relief federal
4.20 fund.

4.21 (d) Notwithstanding paragraph (a), any aid amount remaining unexpended by a local
4.22 government on December 1, 2020, for a local government that has entered into a collaborative
4.23 agreement under subdivision 5, must be returned no later than December 10, 2020, to the
4.24 commissioner and is canceled to the coronavirus relief federal fund.

4.25 (e) The governing body of an eligible city or eligible town whose home county is
4.26 Hennepin County or Ramsey County may adopt a resolution to direct the aid amounts to
4.27 another hospital entity for expenditure by that hospital entity. The hospital entity must
4.28 comply with the other requirements of paragraph (b) governing eligible uses and expenditure
4.29 time limits. For the purposes of this paragraph "hospital entity" means a hospital licensed
4.30 under Minnesota Statutes, chapters 144.50 to 144.56.

4.31 Subd. 7. Repayment of improperly spent federal funds. (a) For purposes of this
4.32 subdivision, "local government unit" means a county, city, or town.

4.33 (b) The commissioner must recoup money from a local government unit if:

5.1 (1) the Inspector General of the Department of the Treasury has determined that the state
5.2 of Minnesota is subject to recoupment of funds under Public Law 116-136; and

5.3 (2) the recoupment is the result of the failure of a local government unit to expend money
5.4 distributed under this section consistent with the requirements of Public Law 116-136.

5.5 (c) The recoupment may only come from the local government whose spending caused
5.6 a need for recoupment from the state under federal law. The commissioner must certify the
5.7 amount to be repaid by each local government unit. For the purposes of this subdivision,
5.8 the commissioner must consider costs reimbursed under subdivision 4, paragraph (c), to be
5.9 spending by the city or town that receives the reimbursement. The amount of the repayment
5.10 required from each local government unit must be equal to the state recoupment amount
5.11 attributable to that local government unit. For the purposes of this paragraph, "state
5.12 recoupment amount" means the total of the amounts determined under paragraph (b).

5.13 (d) A local government unit must repay its share of the state recoupment amount to the
5.14 state in full within 90 days of the commissioner's certification under paragraph (c). A local
5.15 government unit may apply to the commissioner in the form and manner determined by the
5.16 commissioner for an alternative repayment schedule, not to exceed five years.

5.17 (e) Any amounts recouped by the state must be credited to the fund from which the state
5.18 paid the amounts recouped by the Department of the Treasury.

5.19 Subd. 7a. **Onetime grants.** (a) The commissioner may make onetime grants to a local
5.20 government from the money allotted under subdivision 8, paragraph (d). The grants may
5.21 be used for any allowed purpose under title V of Public Law 116-136, but preference shall
5.22 be given to the following purposes:

5.23 (1) to a city, town, or county with high outbreaks of coronavirus;

5.24 (2) to a city, town, or county with new and unanticipated costs associated with
5.25 COVID-19; and

5.26 (3) to a city, town, or county establishing or conducting a recovery project or a recovery
5.27 coordination office related to the effects of COVID-19.

5.28 (b) The commissioner of revenue may consult with the commissioner of health and the
5.29 commissioner of employment and economic development to develop guidelines and forms
5.30 for accepting applications and awarding grants under this subdivision by July 15, 2020. The
5.31 grant application must include a plan for spending the grant. Applications may be taken
5.32 from August 1, 2020, through December 1, 2020. Grants may only be expended for costs
5.33 incurred by the local government during the period beginning March 1, 2020, and ending

6.1 December 30, 2020. Any unexpended amount must be returned to the commissioner of
6.2 revenue by December 30, 2020, and is canceled to the coronavirus relief federal fund.

6.3 Subd. 8. Appropriations. (a) \$871,464,000 in fiscal year 2020 is appropriated from the
6.4 coronavirus relief federal fund to the commissioner of revenue for aid distributions under
6.5 this section. This is a onetime appropriation and is available until November 30, 2020.

6.6 (b) A total of \$462,805,200 of the appropriation in paragraph (a) must be used for the
6.7 base distribution amount for counties under subdivision 2, paragraph (c).

6.8 (c) A total of \$378,658,800 of the appropriation in paragraph (a) must be used for all
6.9 other aid and grant payments under this section.

6.10 (d) The remainder of the appropriation under paragraph (a), after payments to eligible
6.11 towns, cities, and counties, shall be retained by the commissioner and used to make grants
6.12 under subdivision 7a.

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

6.14 **ARTICLE 2**

6.15 **SUPPLEMENTAL BUDGET**

6.16 Section 1. Minnesota Statutes 2018, section 119B.125, subdivision 1, is amended to read:

6.17 Subdivision 1. **Authorization.** ~~Except as provided in subdivision 5,~~ A county or the
6.18 commissioner must authorize the provider chosen by an applicant or a participant before
6.19 the county can authorize payment for care provided by that provider. The commissioner
6.20 must establish the requirements necessary for authorization of providers. A provider must
6.21 be reauthorized every two years. ~~A legal, nonlicensed family child care provider also must~~
6.22 ~~be reauthorized when another person over the age of 13 joins the household, a current~~
6.23 ~~household member turns 13, or there is reason to believe that a household member has a~~
6.24 ~~factor that prevents authorization. The provider is required to report all family changes that~~
6.25 ~~would require reauthorization. When a provider has been authorized for payment for~~
6.26 ~~providing care for families in more than one county, the county responsible for~~
6.27 ~~reauthorization of that provider is the county of the family with a current authorization for~~
6.28 ~~that provider and who has used the provider for the longest length of time.~~

6.29 **EFFECTIVE DATE.** This section is effective January 4, 2021.

7.1 Sec. 2. Minnesota Statutes 2018, section 119B.125, subdivision 1a, is amended to read:

7.2 Subd. 1a. **Background study required.** (a) This subdivision only applies to legal,
7.3 nonlicensed ~~family~~ child care providers.

7.4 (b) Prior to authorization, ~~and as part of each reauthorization required in subdivision 1,~~
7.5 ~~the county shall perform~~ the commissioner shall perform a background study on every
7.6 ~~member of the provider's household who is age 13 and older. The county shall also perform~~
7.7 ~~a background study on an individual who has reached age ten but is not yet age 13 and is~~
7.8 ~~living in the household where the nonlicensed child care will be provided when the county~~
7.9 ~~has reasonable cause as defined under section 245C.02, subdivision 15~~ individuals identified
7.10 under section 245C.02, subdivision 6a.

7.11 (c) After authorization, the commissioner shall perform a background study when an
7.12 individual identified under section 245C.02, subdivision 6a, joins the household. The provider
7.13 must report all family changes that would require a new background study.

7.14 (d) At each reauthorization, the county shall perform a background study of all individuals
7.15 in the provider's household for whom paragraphs (b) and (c) require a background study.

7.16 (e) Prior to a background study expiring, the commissioner shall perform another
7.17 background study of all individuals for whom the background study will expire.

7.18 **EFFECTIVE DATE.** This section is effective January 4, 2021.

7.19 Sec. 3. Minnesota Statutes 2018, section 119B.125, subdivision 2, is amended to read:

7.20 Subd. 2. **Persons who cannot be authorized.** (a) The provider seeking authorization
7.21 under this section shall collect the information required under section 245C.05, subdivision
7.22 1, and forward the information to the county agency. ~~The background study must include~~
7.23 ~~a review of the information required under section 245C.08, subdivisions 2, 3, and 4,~~
7.24 ~~paragraph (b).~~ The county shall collect and forward the information to the commissioner
7.25 as directed under section 245C.05, subdivision 2b. A legal nonlicensed family child care
7.26 provider is not authorized under this section if the commissioner determines that any
7.27 household member who is the subject of a background study is determined to have a
7.28 disqualifying characteristic under paragraphs (b) to (e) or under section 245C.14 or 245C.15.
7.29 ~~If a county has determined that a provider is able to be authorized in that county, and a~~
7.30 ~~family in another county later selects that provider, the provider is able to be authorized in~~
7.31 ~~the second county without undergoing a new background investigation unless one of the~~
7.32 ~~following conditions exists:~~ disqualified from direct contact with, or from access to, persons

8.1 served by the program, unless the disqualified individual is subsequently set aside under
8.2 section 245C.22.

8.3 ~~(1) two years have passed since the first authorization;~~

8.4 ~~(2) another person age 13 or older has joined the provider's household since the last~~
8.5 ~~authorization;~~

8.6 ~~(3) a current household member has turned 13 since the last authorization; or~~

8.7 ~~(4) there is reason to believe that a household member has a factor that prevents~~
8.8 ~~authorization.~~

8.9 ~~(b) The person has refused to give written consent for disclosure of criminal history~~
8.10 ~~records.~~

8.11 ~~(c) The person has been denied a family child care license or has received a fine or a~~
8.12 ~~sanction as a licensed child care provider that has not been reversed on appeal.~~

8.13 ~~(d) The person has a family child care licensing disqualification that has not been set~~
8.14 ~~aside.~~

8.15 ~~(e) The person has admitted or a county has found that there is a preponderance of~~
8.16 ~~evidence that fraudulent information was given to the county for child care assistance~~
8.17 ~~application purposes or was used in submitting child care assistance bills for payment.~~

8.18 **EFFECTIVE DATE.** This section is effective January 4, 2021.

8.19 Sec. 4. Minnesota Statutes 2018, section 119B.13, subdivision 1, is amended to read:

8.20 Subdivision 1. **Subsidy restrictions.** (a) ~~Beginning February 3, 2014,~~ The maximum
8.21 rate paid for child care assistance in any county or county price cluster under the child care
8.22 fund shall be the greater of the ~~25th~~ 30th percentile of the ~~2011~~ most recent child care
8.23 provider rate survey under section 119B.02, subdivision 7, or the ~~maximum rate effective~~
8.24 ~~November 28, 2011~~ rates in effect at the time of the update. The first maximum rate update
8.25 must be based on the 2018 rate survey and must be implemented on September 21, 2020.

8.26 Thereafter, maximum rate updates are effective the first biweekly period following January
8.27 1 after the most recent rate survey. For a child care provider located within the boundaries

8.28 of a city located in two or more of the counties of Benton, Sherburne, and Stearns, the

8.29 maximum rate paid for child care assistance shall be equal to the maximum rate paid in the
8.30 county with the highest maximum reimbursement rates or the provider's charge, whichever

8.31 is less. The commissioner may: (1) assign a county with no reported provider prices to a

9.1 similar price cluster; and (2) consider county level access when determining final price
9.2 clusters.

9.3 (b) A rate which includes a special needs rate paid under subdivision 3 may be in excess
9.4 of the maximum rate allowed under this subdivision.

9.5 (c) The department shall monitor the effect of this paragraph on provider rates. The
9.6 county shall pay the provider's full charges for every child in care up to the maximum
9.7 established. The commissioner shall determine the maximum rate for each type of care on
9.8 an hourly, full-day, and weekly basis, including special needs and disability care.

9.9 (d) If a child uses one provider, the maximum payment for one day of care must not
9.10 exceed the daily rate. The maximum payment for one week of care must not exceed the
9.11 weekly rate.

9.12 (e) If a child uses two providers under section 119B.097, the maximum payment must
9.13 not exceed:

9.14 (1) the daily rate for one day of care;

9.15 (2) the weekly rate for one week of care by the child's primary provider; and

9.16 (3) two daily rates during two weeks of care by a child's secondary provider.

9.17 (f) Child care providers receiving reimbursement under this chapter must not be paid
9.18 activity fees or an additional amount above the maximum rates for care provided during
9.19 nonstandard hours for families receiving assistance.

9.20 (g) If the provider charge is greater than the maximum provider rate allowed, the parent
9.21 is responsible for payment of the difference in the rates in addition to any family co-payment
9.22 fee.

9.23 (h) Unless otherwise specified in this subdivision, all maximum provider rates changes
9.24 shall be implemented on the Monday following the effective date of the maximum provider
9.25 rate.

9.26 (i) Notwithstanding Minnesota Rules, part 3400.0130, subpart 7, maximum registration
9.27 fees in effect on January 1, 2013, shall remain in effect. The maximum registration fee paid
9.28 for child care assistance in any county or county price cluster under the child care fund shall
9.29 be the greater of the 30th percentile of the most recent child care provider rate survey under
9.30 section 119B.02, subdivision 7, or the registration fee in effect at the time of the update.
9.31 The first maximum registration fee update must be based on the 2018 rate survey and is
9.32 effective September 21, 2020. Thereafter, maximum registration fee updates are effective

10.1 the first biweekly period following January 1 after the most recent rate survey. Maximum
10.2 registration fees must be set for licensed family child care and for child care centers. For a
10.3 child care provider located in the boundaries of a city located in two or more of the counties
10.4 of Benton, Sherburne, and Stearns, the maximum registration fee paid for child care assistance
10.5 shall be equal to the maximum registration fee paid in the county with the highest maximum
10.6 registration fee or the provider's charge, whichever is less.

10.7 **EFFECTIVE DATE.** This section is effective September 21, 2020.

10.8 Sec. 5. Minnesota Statutes 2019 Supplement, section 256B.0659, subdivision 11, as
10.9 amended by Laws 2020, chapter 115, article 4, section 128, is amended to read:

10.10 Subd. 11. **Personal care assistant; requirements.** (a) A personal care assistant must
10.11 meet the following requirements:

10.12 (1) be at least 18 years of age with the exception of persons who are 16 or 17 years of
10.13 age with these additional requirements:

10.14 (i) supervision by a qualified professional every 60 days; and

10.15 (ii) employment by only one personal care assistance provider agency responsible for
10.16 compliance with current labor laws;

10.17 (2) be employed by a personal care assistance provider agency;

10.18 (3) enroll with the department as a personal care assistant after clearing a background
10.19 study. Except as provided in subdivision 11a, before a personal care assistant provides
10.20 services, the personal care assistance provider agency must initiate a background study on
10.21 the personal care assistant under chapter 245C, and the personal care assistance provider
10.22 agency must have received a notice from the commissioner that the personal care assistant
10.23 is:

10.24 (i) not disqualified under section 245C.14; or

10.25 (ii) disqualified, but the personal care assistant has received a set aside of the
10.26 disqualification under section 245C.22;

10.27 (4) be able to effectively communicate with the recipient and personal care assistance
10.28 provider agency;

10.29 (5) be able to provide covered personal care assistance services according to the recipient's
10.30 personal care assistance care plan, respond appropriately to recipient needs, and report
10.31 changes in the recipient's condition to the supervising qualified professional, physician, or
10.32 advanced practice registered nurse;

11.1 (6) not be a consumer of personal care assistance services;

11.2 (7) maintain daily written records including, but not limited to, time sheets under
11.3 subdivision 12;

11.4 (8) effective January 1, 2010, complete standardized training as determined by the
11.5 commissioner before completing enrollment. The training must be available in languages
11.6 other than English and to those who need accommodations due to disabilities. Personal care
11.7 assistant training must include successful completion of the following training components:
11.8 basic first aid, vulnerable adult, child maltreatment, OSHA universal precautions, basic
11.9 roles and responsibilities of personal care assistants including information about assistance
11.10 with lifting and transfers for recipients, emergency preparedness, orientation to positive
11.11 behavioral practices, fraud issues, and completion of time sheets. Upon completion of the
11.12 training components, the personal care assistant must demonstrate the competency to provide
11.13 assistance to recipients;

11.14 (9) complete training and orientation on the needs of the recipient; and

11.15 (10) be limited to providing and being paid for up to ~~275~~ 310 hours per month of personal
11.16 care assistance services regardless of the number of recipients being served or the number
11.17 of personal care assistance provider agencies enrolled with. The number of hours worked
11.18 per day shall not be disallowed by the department unless in violation of the law.

11.19 (b) A legal guardian may be a personal care assistant if the guardian is not being paid
11.20 for the guardian services and meets the criteria for personal care assistants in paragraph (a).

11.21 (c) Persons who do not qualify as a personal care assistant include parents, stepparents,
11.22 and legal guardians of minors; spouses; paid legal guardians of adults; family foster care
11.23 providers, except as otherwise allowed in section 256B.0625, subdivision 19a; and staff of
11.24 a residential setting.

11.25 (d) Personal care assistance services qualify for the enhanced rate described in subdivision
11.26 17a if the personal care assistant providing the services:

11.27 (1) provides covered services to a recipient who qualifies for 12 or more hours per day
11.28 of personal care assistance services; and

11.29 (2) satisfies the current requirements of Medicare for training and competency or
11.30 competency evaluation of home health aides or nursing assistants, as provided in the Code
11.31 of Federal Regulations, title 42, section 483.151 or 484.36, or alternative state-approved
11.32 training or competency requirements.

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

12.1 Sec. 6. Minnesota Statutes 2019 Supplement, section 256B.85, subdivision 16, is amended
12.2 to read:

12.3 Subd. 16. **Support workers requirements.** (a) Support workers shall:

12.4 (1) enroll with the department as a support worker after a background study under chapter
12.5 245C has been completed and the support worker has received a notice from the
12.6 commissioner that the support worker:

12.7 (i) is not disqualified under section 245C.14; or

12.8 (ii) is disqualified, but has received a set-aside of the disqualification under section
12.9 245C.22;

12.10 (2) have the ability to effectively communicate with the participant or the participant's
12.11 representative;

12.12 (3) have the skills and ability to provide the services and supports according to the
12.13 participant's CFSS service delivery plan and respond appropriately to the participant's needs;

12.14 (4) complete the basic standardized CFSS training as determined by the commissioner
12.15 before completing enrollment. The training must be available in languages other than English
12.16 and to those who need accommodations due to disabilities. CFSS support worker training
12.17 must include successful completion of the following training components: basic first aid,
12.18 vulnerable adult, child maltreatment, OSHA universal precautions, basic roles and
12.19 responsibilities of support workers including information about basic body mechanics,
12.20 emergency preparedness, orientation to positive behavioral practices, orientation to
12.21 responding to a mental health crisis, fraud issues, time cards and documentation, and an
12.22 overview of person-centered planning and self-direction. Upon completion of the training
12.23 components, the support worker must pass the certification test to provide assistance to
12.24 participants;

12.25 (5) complete employer-directed training and orientation on the participant's individual
12.26 needs;

12.27 (6) maintain the privacy and confidentiality of the participant; and

12.28 (7) not independently determine the medication dose or time for medications for the
12.29 participant.

12.30 (b) The commissioner may deny or terminate a support worker's provider enrollment
12.31 and provider number if the support worker:

12.32 (1) does not meet the requirements in paragraph (a);

13.1 (2) fails to provide the authorized services required by the employer;

13.2 (3) has been intoxicated by alcohol or drugs while providing authorized services to the
13.3 participant or while in the participant's home;

13.4 (4) has manufactured or distributed drugs while providing authorized services to the
13.5 participant or while in the participant's home; or

13.6 (5) has been excluded as a provider by the commissioner of human services, or by the
13.7 United States Department of Health and Human Services, Office of Inspector General, from
13.8 participation in Medicaid, Medicare, or any other federal health care program.

13.9 (c) A support worker may appeal in writing to the commissioner to contest the decision
13.10 to terminate the support worker's provider enrollment and provider number.

13.11 (d) A support worker must not provide or be paid for more than ~~275~~ 310 hours of CFSS
13.12 per month, regardless of the number of participants the support worker serves or the number
13.13 of agency-providers or participant employers by which the support worker is employed.
13.14 The department shall not disallow the number of hours per day a support worker works
13.15 unless it violates other law.

13.16 (e) CFSS qualify for an enhanced rate if the support worker providing the services:

13.17 (1) provides services, within the scope of CFSS described in subdivision 7, to a participant
13.18 who qualifies for 12 or more hours per day of CFSS; and

13.19 (2) satisfies the current requirements of Medicare for training and competency or
13.20 competency evaluation of home health aides or nursing assistants, as provided in the Code
13.21 of Federal Regulations, title 42, section 483.151 or 484.36, or alternative state-approved
13.22 training or competency requirements.

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

13.24 Sec. 7. Minnesota Statutes 2018, section 609.855, subdivision 1, is amended to read:

13.25 Subdivision 1. **Unlawfully obtaining services; misdemeanor.** (a) A person is guilty
13.26 of a misdemeanor who intentionally obtains or attempts to obtain service for himself, herself,
13.27 or another person from a provider of public transit or from a public conveyance by doing
13.28 any of the following:

13.29 (1) occupies or rides in any public transit vehicle without paying the applicable fare or
13.30 otherwise obtaining the consent of the transit provider including:

13.31 (i) the use of a reduced fare when a person is not eligible for the fare; or

14.1 (ii) the use of a fare medium issued solely for the use of a particular individual by another
14.2 individual;

14.3 (2) presents a falsified, counterfeit, photocopied, or other deceptively manipulated fare
14.4 medium as fare payment or proof of fare payment;

14.5 (3) sells, provides, copies, reproduces, or creates any version of any fare medium without
14.6 the consent of the transit provider; or

14.7 (4) puts or attempts to put any of the following into any fare box, pass reader, ticket
14.8 vending machine, or other fare collection equipment of a transit provider:

14.9 (i) papers, articles, instruments, or items other than fare media or currency; or

14.10 (ii) a fare medium that is not valid for the place or time at, or the manner in, which it is
14.11 used.

14.12 (b) Where self-service barrier-free fare collection is utilized by a public transit provider,
14.13 it is a violation of this subdivision to intentionally fail to exhibit proof of fare payment upon
14.14 the request of an authorized transit representative when entering, riding upon, or leaving a
14.15 transit vehicle or when present in a designated paid fare zone located in a transit facility.

14.16 **EFFECTIVE DATE.** This section is effective August 1, 2021.

14.17 Sec. 8. Minnesota Statutes 2018, section 609.855, subdivision 7, is amended to read:

14.18 Subd. 7. **Definitions.** (a) The definitions in this subdivision apply in this section.

14.19 (b) "Public transit" or "transit" has the meaning given in section 174.22, subdivision 7.

14.20 (c) "Public transit vehicle" or "transit vehicle" means any vehicle used for the purpose
14.21 of providing public transit, whether or not the vehicle is owned or operated by a public
14.22 entity.

14.23 (d) "Public transit facilities" or "transit facilities" means any vehicles, equipment,
14.24 property, structures, stations, improvements, plants, parking or other facilities, or rights that
14.25 are owned, leased, held, or used for the purpose of providing public transit, whether or not
14.26 the facility is owned or operated by a public entity.

14.27 (e) "Fare medium" means a ticket, smart card, pass, coupon, token, transfer, or other
14.28 medium sold or distributed by a public transit provider, or its authorized agents, for use in
14.29 gaining entry to or use of the public transit facilities or vehicles of the provider.

14.30 (f) "Proof of fare payment" means a fare medium valid for the place or time at, or the
14.31 manner in, which it is used. If using a reduced-fare medium, proof of fare payment also

15.1 includes proper identification demonstrating a person's eligibility for the reduced fare. If
15.2 using a fare medium issued solely for the use of a particular individual, proof of fare payment
15.3 also includes an identification document bearing a photographic likeness of the individual
15.4 and demonstrating that the individual is the person to whom the fare medium is issued.

15.5 (g) "Authorized transit representative" means the person authorized by the transit provider
15.6 to operate the transit vehicle, a peace officer, a transit agent, or any other person designated
15.7 by the transit provider as an authorized transit ~~provider~~ representative under this section.

15.8 (h) "Transit agent" means a peace officer, a community service officer, or a person who
15.9 is authorized by the transit provider to issue administrative citations as provided in this
15.10 section.

15.11 **EFFECTIVE DATE.** This section is effective August 1, 2021.

15.12 Sec. 9. Minnesota Statutes 2018, section 609.855, is amended by adding a subdivision to
15.13 read:

15.14 **Subd. 8. Administrative citations.** (a) Subject to requirements established by the transit
15.15 provider, a transit agent may issue an administrative citation to a person who commits a
15.16 violation under subdivision 1, paragraph (a), clause (1), or paragraph (b), or under subdivision
15.17 3, if:

15.18 (1) the violation occurs in a transit vehicle or transit facility;

15.19 (2) the transit vehicle or transit facility utilizes self-service barrier-free fare collection;

15.20 and

15.21 (3) the public transit service is operated, whether in whole or in part, in the metropolitan
15.22 area, as defined in section 473.121, subdivision 2.

15.23 (b) A transit agent has the exclusive authority to issue an administrative citation under
15.24 this subdivision.

15.25 (c) Issuance of an administrative citation prevents imposition of a citation under
15.26 subdivision 1, paragraph (a), clause (1), or paragraph (b), or under subdivision 3, as
15.27 appropriate, and any criminal citation arising from the same conduct.

15.28 (d) A person who is issued an administrative citation under this subdivision must, within
15.29 90 days of issuance, pay a fine of \$35 or contest the citation. A person who fails to either
15.30 pay the fine or contest the citation within the specified period is considered to have waived
15.31 the contested citation process and is subject to collections, including collection costs.

16.1 (e) The transit provider must provide a civil process that allows a person to contest an
 16.2 administrative citation before a neutral third party. The transit provider may employ a person
 16.3 not associated with its transit operations, or enter into an agreement with another unit of
 16.4 government, to hear and rule on challenges to administrative citations.

16.5 (f) Fines under this subdivision must be collected by the transit provider and maintained
 16.6 in a separate account that is only used to cover the costs of enforcement activities under
 16.7 this section.

16.8 (g) An administrative citation must include notification that the person has the right to
 16.9 contest the citation, basic procedures for contesting the citation, and information on the
 16.10 timeline and consequences related to the citation.

16.11 **EFFECTIVE DATE.** This section is effective August 1, 2020, and applies to violations
 16.12 committed on or after that date.

16.13 **Sec. 10. TRANSPORTATION APPROPRIATIONS.**

16.14 The sums shown in the columns marked "Appropriations" are added to the appropriations
 16.15 in Laws 2019, First Special Session chapter 3, article 1, to the agencies and for the purposes
 16.16 specified in sections 11 and 12. The appropriations are from the trunk highway fund, or
 16.17 another named fund, and are available for the fiscal years indicated for each purpose. The
 16.18 figures "2020" and "2021" used below mean that the appropriations listed under them in
 16.19 sections 11 and 12 are available for the fiscal year ending June 30, 2020, or June 30, 2021,
 16.20 respectively.

16.21		<u>APPROPRIATIONS</u>	
16.22		<u>Available for the Year</u>	
16.23		<u>Ending June 30</u>	
16.24		<u>2020</u>	<u>2021</u>

16.25 **Sec. 11. METROPOLITAN COUNCIL**

16.26	<u>Transit System Operations</u>	<u>-0-</u>	<u>3,703,000</u>
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16.27 This appropriation is from the general fund to
 16.28 the Metropolitan Council for transit system
 16.29 operations under Minnesota Statutes, sections
 16.30 473.371 to 473.449, to provide additional
 16.31 transit safety improvements and fare
 16.32 compliance measures on Metro Transit light
 16.33 rail and transitway service, including an
 16.34 administrative citations program, additional

18.1 Sec. 13. TEMPORARY PERSONAL CARE ASSISTANCE COMPENSATION FOR
18.2 SERVICES PROVIDED BY A PARENT OR SPOUSE.

18.3 (a) Notwithstanding Minnesota Statutes, section 256B.0659, subdivisions 3, paragraph
18.4 (a), clause (1); 11, paragraph (c); and 19, paragraph (b), clause (3), during a peacetime
18.5 emergency declared by the governor under Minnesota Statutes, section 12.31, subdivision
18.6 2, for an outbreak of COVID-19, a parent, stepparent, or legal guardian of a minor who is
18.7 a personal care assistance recipient or a spouse of a personal care assistance recipient may
18.8 provide and be paid for providing personal care assistance services.

18.9 (b) This section expires January 31, 2021, or 60 days after the peacetime emergency
18.10 declared by the governor under Minnesota Statutes, section 12.31, subdivision 2, for an
18.11 outbreak of COVID-19, is terminated or rescinded by proper authority, whichever is earlier.

18.12 **EFFECTIVE DATE.** This section is effective the day following final enactment or
18.13 upon federal approval, whichever is later. The commissioner of human services shall notify
18.14 the revisor of statutes when federal approval is obtained.

18.15 Sec. 14. PERSONAL CARE ASSISTANCE TEMPORARY RATE INCREASE.

18.16 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have
18.17 the meanings given.

18.18 (b) "Commissioner" means the commissioner of human services.

18.19 (c) "Covered program" has the meaning given in Minnesota Statutes, section 256B.0711,
18.20 subdivision 1, paragraph (b).

18.21 (d) "Direct support professional" means an individual employed to personally provide
18.22 personal care assistance services covered by medical assistance under Minnesota Statutes,
18.23 section 256B.0625, subdivisions 19a and 19c; or to personally provide medical assistance
18.24 services covered under Minnesota Statutes, sections 256B.0913, 256B.092, 256B.49, or
18.25 chapter 256S. Direct support professional does not include managerial or administrative
18.26 staff who do not personally provide the services described in this paragraph.

18.27 (e) "Direct support services" has the meaning given in Minnesota Statutes, section
18.28 256B.0711, subdivision 1, paragraph (c).

18.29 Subd. 2. **Temporary rates for direct support services.** (a) To respond to the infectious
18.30 disease known as COVID-19, the commissioner must temporarily increase rates and enhanced
18.31 rates by 15 percent for direct support services provided under a covered program or under
18.32 Minnesota Statutes, section 256B.0659, while this section is effective.

19.1 (b) Providers that receive a rate increase under this section must:

19.2 (1) use at least 80 percent of the additional revenue to increase wages, salaries, and
19.3 benefits for personal care assistants and any corresponding increase in the employer's share
19.4 of FICA taxes, Medicare taxes, state and federal unemployment taxes, and workers'
19.5 compensation premiums; and

19.6 (2) use any remainder of the additional revenue for activities and items necessary to
19.7 support compliance with Centers for Disease Control and Prevention guidance on sanitation
19.8 and personal protective equipment.

19.9 Subd. 3. **Capitation rates and directed payments.** (a) To implement the temporary
19.10 rate increase under this section, managed care plans and county-based purchasing plans
19.11 shall increase rates and enhanced rates by 15 percent for the direct support services.

19.12 (b) In combination with contract amendments instructing plans to increase reimbursement
19.13 rates for direct support services, the commissioner shall adjust capitation rates paid to
19.14 managed care plans and county-based purchasing plans as needed to maintain managed
19.15 care plans' expected medical loss ratios.

19.16 (c) Contracts between managed care plans and providers and between county-based
19.17 purchasing plans and providers must allow recovery of payments from providers if federal
19.18 approval for the provisions of this subdivision is not received and the commissioner reduces
19.19 capitation payments as a result. Payment recoveries must not exceed the amount equal to
19.20 any decrease in rates that results from this paragraph.

19.21 Subd. 4. **Consumer-directed community supports budgets.** Lead agencies shall
19.22 temporarily increase the budget for each recipient of consumer-directed community supports
19.23 to reflect a 15 percent rate increase for direct support services.

19.24 Subd. 5. **Consumer support grants; increased maximum allowable grant.** The
19.25 commissioner shall temporarily increase the maximum allowable monthly grant level for
19.26 each recipient of consumer support grants to reflect a 15 percent rate increase for direct
19.27 support services.

19.28 Subd. 6. **Distribution plans.** (a) A provider agency or individual provider that receives
19.29 a rate increase under subdivision 2 shall prepare and, upon request, submit to the
19.30 commissioner a distribution plan that specifies the anticipated amount and proposed uses
19.31 of the additional revenue the provider will receive under subdivision 2.

19.32 (b) By September 15, 2020, the provider must post the distribution plan for a period of
19.33 at least six weeks in an area of the provider's operation to which all direct support

20.1 professionals have access. The provider must post with the distribution plan instructions on
20.2 how to contact the commissioner if direct support professionals do not believe they have
20.3 received the wage increase or benefits specified in the distribution plan. The instructions
20.4 must include a mailing address, e-mail address, and telephone number that the direct support
20.5 professional may use to contact the commissioner or the commissioner's representative.

20.6 Subd. 7. **Expiration.** This section expires January 31, 2021, or 60 days after the peacetime
20.7 emergency declared by the governor in an executive order that relates to the infectious
20.8 disease known as COVID-19 is terminated or rescinded by proper authority, whichever is
20.9 earlier.

20.10 **EFFECTIVE DATE.** This section is effective the day following final enactment or
20.11 upon federal approval, whichever is later. The commissioner shall notify the revisor of
20.12 statutes when federal approval is obtained.

20.13 Sec. 15. **APPROPRIATION; PERSONAL CARE ASSISTANCE.**

20.14 \$21,002,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
20.15 of human services to implement the personal care assistance provisions in this act.

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

20.17 Sec. 16. **APPROPRIATION; CHILD CARE SYSTEMS.**

20.18 (a) \$53,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
20.19 of human services for information technology systems costs related to implementing the
20.20 change in child care assistance rates under Minnesota Statutes, section 119B.13, subdivision
20.21 1. The base for this appropriation is \$53,000 in fiscal year 2022 and \$11,000 in fiscal year
20.22 2023. The base for the basic sliding fee child care program is increased by \$16,976,000 in
20.23 fiscal year 2022 and \$22,717,000 in fiscal year 2023.

20.24 (b) Notwithstanding Minnesota Statutes, section 119B.03, subdivisions 6, 6a, and 6b,
20.25 the commissioner of human services must allocate the additional basic sliding fee child care
20.26 funds for calendar year 2021 to counties for updated maximum rates based on relative need
20.27 to cover maximum rate increases. In distributing the additional funds, the commissioner
20.28 shall consider the following factors by county:

20.29 (1) number of children;

20.30 (2) provider type;

20.31 (3) age of children; and

21.1 (4) amount of the increase in maximum rates.

21.2 **Sec. 17. APPROPRIATION; SELF-ADMINISTERED MEDICATION-ASSISTED**
21.3 **TREATMENT.**

21.4 \$28,909,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
21.5 of human services for repayment to the federal Centers for Medicare and Medicaid Services
21.6 for the federal share of identified overpayments to the Leech Lake Band of Ojibwe and the
21.7 White Earth Band of Ojibwe for self-administered medication-assisted treatment from the
21.8 beginning of fiscal year 2014 through the end of fiscal year 2019. If the Leech Lake Band
21.9 of Ojibwe and the White Earth Band of Ojibwe are required by law to repay the
21.10 overpayments, the commissioner of human services may pay up to \$14,666,000 to the Leech
21.11 Lake Band of Ojibwe and up to \$14,242,000 to the White Earth Band of Ojibwe for each
21.12 to comply with repayment requirements. This is a onetime appropriation.

21.13 **Sec. 18. APPROPRIATION; INSTITUTIONS FOR MENTAL DISEASE**
21.14 **PAYMENTS.**

21.15 \$8,812,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
21.16 of human services to reimburse counties for the value of the commissioner's estimate of the
21.17 statewide county share of costs for which federal funds were claimed, but were not eligible
21.18 for federal funding for substance use disorder services provided in institutions for mental
21.19 disease, for claims paid between January 1, 2014, and June 30, 2019. The commissioner of
21.20 human services shall allocate this appropriation between counties in proportion to each
21.21 county's estimated county share versus the estimated statewide county share. Prior to payment
21.22 of the allocated amount to a county, the county must pay in full any unpaid consolidated
21.23 chemical dependency treatment fund invoiced county share. This is a onetime appropriation.

21.24 **Sec. 19. APPROPRIATIONS; DIRECT CARE AND TREATMENT.**

21.25 (a) \$6,124,000 in fiscal year 2021 is appropriated from the general fund to the
21.26 commissioner of human services for forensic services programs. This is a onetime
21.27 appropriation.

21.28 (b) \$4,715,000 in fiscal year 2021 is appropriated from the general fund to the
21.29 commissioner of human services for the sex offender program. This is a onetime
21.30 appropriation.

22.1 (c) \$463,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
22.2 of human services for direct care and treatment program operations costs. This is a onetime
22.3 appropriation.

22.4 (d) \$5,742,000 in fiscal year 2021 is appropriated from the general fund to the
22.5 commissioner of human services for direct care and treatment mental health and substance
22.6 abuse treatment services. The commissioner must transfer \$547,000 in fiscal year 2021 to
22.7 the enterprise fund for the Community Addiction Recovery Enterprise program. This is a
22.8 onetime appropriation.

22.9 (e) \$21,066,000 in fiscal year 2021 is appropriated from the general fund to the
22.10 commissioner of human services for direct care and treatment community-based services.
22.11 The commissioner must transfer \$20,582,000 in fiscal year 2021 from the general fund to
22.12 the enterprise fund for Minnesota State Operated Community Services. This is a onetime
22.13 appropriation.

22.14 **Sec. 20. APPROPRIATION; MFIP SUPPLEMENTAL PAYMENT.**

22.15 (a) \$13,852,000 in fiscal year 2021 is appropriated from the TANF fund to the
22.16 commissioner of human services to provide a onetime cash benefit of up to \$500 for each
22.17 household enrolled in the Minnesota family investment program or diversionary work
22.18 program under Minnesota Statutes, chapter 256J, at the time that the cash benefit is
22.19 distributed. The commissioner shall distribute these funds through existing systems and in
22.20 a manner that minimizes the burden to families. This is a onetime appropriation.

22.21 (b) \$92,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
22.22 of human services for administrative costs associated with distributing the cash benefit in
22.23 paragraph (a). This is a onetime appropriation.

22.24 (c) \$6,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
22.25 of human services for information technology to administer the cash benefit in paragraph
22.26 (a). This is a onetime appropriation.

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

22.28 **Sec. 21. APPROPRIATION.**

22.29 \$100,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
22.30 of human services to implement child foster care background study modifications. The base
22.31 for this appropriation is \$115,000 in fiscal year 2022 and \$115,000 in fiscal year 2023.

23.1 These appropriations include federal financial participation of \$32,000 in fiscal year 2021
23.2 and \$37,000 in fiscal years 2022 and 2023.

23.3 **EFFECTIVE DATE.** This section is effective if the commissioner of management and
23.4 budget determines that an act substantially similar to House File 95 (2020 First Special
23.5 Session) is enacted during the 2020 First Special Session.

23.6 Sec. 22. **DEPARTMENT OF NATURAL RESOURCES; APPROPRIATIONS.**

23.7 Subdivision 1. **Chronic wasting disease.** (a) \$1,300,000 in fiscal year 2021 is
23.8 appropriated from the general fund to the commissioner of natural resources for surveillance
23.9 and response to chronic wasting disease. This is a onetime appropriation and is available
23.10 until June 30, 2022.

23.11 (b) \$200,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
23.12 of natural resources for enforcement activities related to chronic wasting disease. This is a
23.13 onetime appropriation and is available until June 30, 2022.

23.14 (c) \$672,000 in fiscal year 2021 is appropriated from the game and fish fund to the
23.15 commissioner of natural resources for deer research to maintain and promote a healthy deer
23.16 population. The base for this appropriation is \$546,000 in fiscal year 2023.

23.17 Subd. 2. **Aquatic invasive species.** \$5,000,000 in fiscal year 2021 is appropriated from
23.18 the general fund to the commissioner of natural resources for aquatic invasive species
23.19 prevention, response, education, and grants. This is a onetime appropriation and is available
23.20 until June 30, 2023.

23.21 Subd. 3. **Legal costs.** \$500,000 in fiscal year 2020 and \$3,500,000 in fiscal year 2021
23.22 are appropriated from the general fund to the commissioner of natural resources for legal
23.23 costs. Of this amount, up to \$500,000 in fiscal year 2020 and \$1,500,000 in fiscal year 2021
23.24 may be transferred to the Minnesota Pollution Control Agency. This is a onetime
23.25 appropriation and is available until June 30, 2023.

23.26 Sec. 23. **MINNESOTA ZOO; APPROPRIATION.**

23.27 \$6,000,000 in fiscal year 2021 is appropriated from the general fund to the Minnesota
23.28 Zoological Board for the Minnesota Zoological Garden. This is a onetime appropriation.

23.29 Sec. 24. **VETERANS AFFAIRS; APPROPRIATIONS.**

23.30 (a) \$1,000,000 in fiscal year 2021 is appropriated from the general fund to the
23.31 commissioner of veterans affairs for the operation of a Veterans Suicide Office within the

24.1 Department of Veterans Affairs. The Veterans Suicide Office must address the problem of
24.2 veteran suicide in Minnesota. The base for this appropriation is \$650,000 in fiscal year 2022
24.3 and \$550,000 in fiscal year 2023.

24.4 (b) \$3,165,000 in fiscal year 2021 is appropriated from the general fund to the
24.5 commissioner of veterans affairs for the provision of housing vouchers and other services
24.6 dedicated to alleviating homelessness for veterans and former service members in Minnesota.

24.7 **Sec. 25. APPROPRIATION; DEPARTMENT OF CORRECTIONS.**

24.8 Subdivision 1. Total appropriation. \$1,208,000 in fiscal year 2020 and \$17,338,000
24.9 in fiscal year 2021 are appropriated from the general fund to the commissioner of corrections
24.10 for overtime and staffing, investment in community supervision partners, and operations
24.11 support. The appropriation for fiscal year 2020 is available for the purposes specified in
24.12 this section until June 30, 2021.

24.13 Subd. 2. Correctional institutions. (a) Of the amounts appropriated in subdivision 1,
24.14 \$481,000 in fiscal year 2020 and \$9,888,000 in fiscal year 2021 are for additional
24.15 compensation costs, including overtime. The base for this appropriation is \$12,338,000 in
24.16 fiscal year 2022 and \$12,338,000 in fiscal year 2023.

24.17 (b) A base reduction of \$2,469,000 in fiscal year 2021 is for an anticipated reduction in
24.18 state prison beds needed by using community-based alternatives for supervision revocations.
24.19 The base reduction is \$4,938,000 in fiscal year 2022 and \$7,407,000 in fiscal year 2023.

24.20 Subd. 3. Community services. (a) Of the amounts appropriated in subdivision 1,
24.21 \$543,000 in fiscal year 2020 and \$9,333,000 in fiscal year 2021 are for community services
24.22 as provided in this subdivision.

24.23 (b) \$205,000 in fiscal year 2020 and \$8,065,000 in fiscal year 2021 are for investment
24.24 in community supervision partners as follows:

24.25 (1) \$3,925,000 in fiscal year 2021 is added to the Community Corrections Act subsidy
24.26 under Minnesota Statutes, section 401.14. The base for this appropriation is \$4,911,000 in
24.27 fiscal year 2022 and \$4,911,000 in fiscal year 2023;

24.28 (2) \$310,000 in fiscal year 2021 is for county probation officer reimbursement under
24.29 Minnesota Statutes, section 244.19, subdivision 6;

24.30 (3) \$205,000 in fiscal year 2020 and \$430,000 in fiscal year 2021 are to provide offender
24.31 supervision services in Meeker and Renville Counties. These expenditures must be offset

25.1 by revenue to the general fund collected under Minnesota Statutes, section 244.19,
25.2 subdivision 5;

25.3 (4) \$422,000 in fiscal year 2021 is to increase offender supervision by the Department
25.4 of Corrections. The base for this appropriation is \$844,000 in fiscal year 2022 and \$844,000
25.5 in fiscal year 2023;

25.6 (5) \$2,613,000 in fiscal year 2021 is to establish county and regional revocation
25.7 intervention service centers for offenders who would otherwise be returned to prison. The
25.8 base for this appropriation is \$5,100,000 in fiscal year 2022 and \$5,100,000 in fiscal year
25.9 2023; and

25.10 (6) \$365,000 in fiscal year 2021 is for cognitive behavioral treatment, for
25.11 community-based sex offender treatment, and to increase housing alternatives for offenders
25.12 under community supervision. The base for this appropriation is \$730,000 in fiscal year
25.13 2022 and \$730,000 in fiscal year 2023.

25.14 (c) \$338,000 in fiscal year 2020 and \$1,268,000 in fiscal year 2021 are for additional
25.15 compensation costs, including overtime.

25.16 Subd. 4. **Operations support.** Of the amounts appropriated in subdivision 1, \$184,000
25.17 in fiscal year 2020 and \$586,000 in fiscal year 2021 are for additional compensation costs,
25.18 including overtime.

25.19 Sec. 26. **APPROPRIATION; DEPARTMENT OF PUBLIC SAFETY; BUREAU OF**
25.20 **CRIMINAL APPREHENSION.**

25.21 (a) \$4,482,000 in fiscal year 2021 is appropriated from the general fund to the
25.22 commissioner of public safety for use by the Bureau of Criminal Apprehension in storing,
25.23 tracking, and testing sexual assault examination kits; and forensic testing to combat violent
25.24 crime.

25.25 (b) Of the amount appropriated in paragraph (a), \$3,096,000 in fiscal year 2021 is to
25.26 pay for the testing of unrestricted sexual assault examination kits, storage of restricted kits,
25.27 and the development of an informational website for sexual assault survivors to learn the
25.28 status of the testing of the survivor's individual sexual assault examination kit. The base for
25.29 this appropriation is \$2,067,000 in fiscal year 2022 and each year thereafter.

25.30 (c) Of the amount appropriated in paragraph (a), \$1,386,000 in fiscal year 2021 is for
25.31 staffing and operating costs to provide for training, supplies, and equipment; and renovate
25.32 space to enhance the capacity for forensic testing to combat violent crime. The base for this
25.33 appropriation is \$844,000 in fiscal year 2022 and each year thereafter.

26.1 Sec. 27. **APPROPRIATIONS GIVEN EFFECT ONCE.**

26.2 If an appropriation in this act is enacted more than once during the 2020 First Special
26.3 Session, it shall be given effect only once.

26.4 Sec. 28. **REPEALER.**

26.5 Minnesota Statutes 2018, section 119B.125, subdivision 5, is repealed.

26.6 **ARTICLE 3**

26.7 **COVID-19 APPROPRIATIONS; CANCELLATIONS**

26.8 Section 1. Laws 2020, chapter 70, article 2, section 2, is amended to read:

26.9 Sec. 2. **TRANSFER; HEALTH CARE RESPONSE FUND.**

26.10 The commissioner of management and budget shall make a onetime transfer in fiscal
26.11 year 2020 of ~~\$150,000,000~~ \$42,521,185 from the general fund to the health care response
26.12 fund under section 1, for the uses specified in section 1. ~~Any unobligated and unexpended~~
26.13 ~~amount in the fund on February 1, 2021, shall transfer to the general fund.~~

26.14 **EFFECTIVE DATE.** This section is effective retroactively from March 18, 2020.

26.15 Sec. 2. Laws 2020, chapter 71, article 1, section 2, subdivision 9, is amended to read:

26.16 Subd. 9. **Appropriation.** (a) \$29,964,000 in fiscal year 2020 is appropriated from the
26.17 ~~general~~ coronavirus relief federal fund to the commissioner of human services for grants
26.18 under this section. Of this amount, up to \$450,000 is for Child Care Aware to administer
26.19 the grants in accordance with subdivision 1.

26.20 (b) This is a onetime appropriation and is available until December ~~31~~ 30, 2020.

26.21 **EFFECTIVE DATE.** This section is effective retroactively from March 29, 2020.

26.22 Sec. 3. Laws 2020, chapter 71, article 1, section 9, is amended to read:

26.23 Sec. 9. **TRANSFER.**

26.24 ~~\$200,000,000~~ \$189,048,000 in fiscal year 2020 is transferred from the general fund to
26.25 the COVID-19 Minnesota fund under section 7. This is a onetime transfer.

26.26 **EFFECTIVE DATE.** This section is effective retroactively from March 29, 2020.

27.1 Sec. 4. **APPROPRIATION.**

27.2 \$107,478,815 is appropriated from the coronavirus relief federal fund to fund grants
27.3 authorized under Laws 2020, chapter 70, article 2, section 1, and for the uses authorized
27.4 under Laws 2020, chapter 70, article 2, section 1.

27.5 **EFFECTIVE DATE.** This section is effective retroactively from March 18, 2020.

27.6 Sec. 5. **COVID-19 MINNESOTA FUND CANCELLATION; COVID-19**
27.7 **MINNESOTA FEDERAL ACCOUNT USE; APPROPRIATION.**

27.8 (a) The commissioner of management and budget shall cancel expenditures authorized
27.9 from the COVID-19 Minnesota fund identified as Legislative COVID-19 Response
27.10 Commission Action Order No. 11.

27.11 (b) The commissioner of management and budget shall pay for the costs of the action
27.12 orders canceled in paragraph (a) from the coronavirus relief federal fund.

27.13 (c) \$10,952,000 in fiscal year 2020 is appropriated from the coronavirus relief federal
27.14 fund for expenses related to Legislative COVID-19 Response Commission Action Order
27.15 No. 11.

27.16 **EFFECTIVE DATE.** This section is effective retroactively from March 29, 2020.

27.17 **ARTICLE 4**27.18 **STATE LANDS**

27.19 Section 1. Minnesota Statutes 2018, section 84.63, is amended to read:

27.20 **84.63 CONVEYANCE OF INTERESTS IN LANDS TO STATE ~~AND~~, FEDERAL,**
27.21 **AND TRIBAL GOVERNMENTS.**

27.22 (a) Notwithstanding any existing law to the contrary, the commissioner of natural
27.23 resources is hereby authorized on behalf of the state to convey to the United States, to a
27.24 federally recognized Indian tribe, or to the state of Minnesota or any of its subdivisions,
27.25 upon state-owned lands under the administration of the commissioner of natural resources,
27.26 permanent or temporary easements for specified periods or otherwise for trails, highways,
27.27 roads including limitation of right of access from the lands to adjacent highways and roads,
27.28 flowage for development of fish and game resources, stream protection, flood control, and
27.29 necessary appurtenances thereto, such conveyances to be made upon such terms and
27.30 conditions including provision for reversion in the event of non-user as the commissioner
27.31 of natural resources may determine.

28.1 (b) In addition to the fee for the market value of the easement, the commissioner of
28.2 natural resources shall assess the applicant the following fees:

28.3 (1) an application fee of \$2,000 to cover reasonable costs for reviewing the application
28.4 and preparing the easement; and

28.5 (2) a monitoring fee to cover the projected reasonable costs for monitoring the
28.6 construction of the improvement for which the easement was conveyed and preparing special
28.7 terms and conditions for the easement. The commissioner must give the applicant an estimate
28.8 of the monitoring fee before the applicant submits the fee.

28.9 (c) The applicant shall pay these fees to the commissioner of natural resources. The
28.10 commissioner shall not issue the easement until the applicant has paid in full the application
28.11 fee, the monitoring fee, and the market value payment for the easement.

28.12 (d) Upon completion of construction of the improvement for which the easement was
28.13 conveyed, the commissioner shall refund the unobligated balance from the monitoring fee
28.14 revenue. The commissioner shall not return the application fee, even if the application is
28.15 withdrawn or denied.

28.16 (e) Money received under paragraph (b) must be deposited in the land management
28.17 account in the natural resources fund and is appropriated to the commissioner of natural
28.18 resources to cover the reasonable costs incurred for issuing and monitoring easements.

28.19 (f) A county or joint county regional railroad authority is exempt from all fees specified
28.20 under this section for trail easements on state-owned land.

28.21 Sec. 2. Minnesota Statutes 2018, section 92.502, is amended to read:

28.22 **92.502 LEASE OF TAX-FORFEITED AND STATE LANDS.**

28.23 (a) Notwithstanding section 282.04 or other law to the contrary, St. Louis County may
28.24 enter a 30-year lease of tax-forfeited land for a wind energy project.

28.25 (b) The commissioner of natural resources may enter a 30-year lease of land administered
28.26 by the commissioner for a wind energy project.

28.27 (c) The commissioner of natural resources may enter a 30-year lease of land administered
28.28 by the commissioner for recreational trails and facilities. The commissioner may assess the
28.29 lease applicant a monitoring fee to cover the projected reasonable costs of monitoring
28.30 construction of the recreational trail or facility and preparing special terms and conditions
28.31 of the license to ensure proper construction. The commissioner must give the applicant an
28.32 estimate of the monitoring fee before the applicant is required to submit the fee. Upon

29.1 completion of construction of the trail or facility, the commissioner must refund the
29.2 unobligated balance from the monitoring fee revenue.

29.3 (d) Notwithstanding section 282.04 or other law to the contrary, Lake and St. Louis
29.4 Counties may enter into 30-year leases of tax-forfeited land for recreational trails and
29.5 facilities.

29.6 Sec. 3. **ADDITION TO STATE PARK.**

29.7 **[85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The following areas
29.8 are added to Fort Snelling State Park, Dakota County:

29.9 (1) that part of Section 28, Township 28 North, Range 23 West, Dakota County,
29.10 Minnesota, bounded by the Dakota County line along the Minnesota River and the following
29.11 described lines:

29.12 Beginning at the intersection of the south line of Lot 18 of Auditor's Subdivision Number
29.13 29 of Mendota, according to the plat on file in the Office of the Dakota County Recorder,
29.14 with the westerly right-of-way line of the existing Sibley Memorial Highway; thence
29.15 northerly along said westerly right-of-way line to the north line of said Lot 18; thence
29.16 westerly along the north line of said Lot 18 to the easterly right-of-way line of the
29.17 Chicago and Northwestern Railroad; thence northerly and northeasterly along said
29.18 easterly right-of-way to the east line of said Section 28;

29.19 (2) that part of Section 33, Township 28 North, Range 23 West, Dakota County,
29.20 Minnesota, lying westerly of the easterly right-of-way of the Chicago and Northwestern
29.21 Railroad;

29.22 (3) that part of Government Lot 6 of Section 33, Township 28 North, Range 23 West,
29.23 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
29.24 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway
29.25 and North of the South 752 feet of said Government Lot 6;

29.26 (4) the North 152 feet of the South 752 feet of that part of Government Lot 6 of Section
29.27 33, Township 28 North, Range 23 West, Dakota County, Minnesota, lying East of the
29.28 easterly right-of-way of the Chicago and Northwestern Railroad and West of the westerly
29.29 right-of-way of Sibley Memorial Highway;

29.30 (5) the North 270 feet of the South 600 feet of that part of Government Lot 6 lying
29.31 between the westerly right-of-way of Sibley Memorial Highway and the easterly right-of-way
29.32 of the Chicago and Northwestern Railroad in Section 33, Township 28 North, Range 23
29.33 West, Dakota County, Minnesota;

30.1 (6) that part of the South 20 rods of Government Lot 6 of Section 33, Township 28
30.2 North, Range 23 West, Dakota County, Minnesota, lying East of the easterly right-of-way
30.3 of the Chicago and Northwestern Railroad and West of the westerly right-of-way of Sibley
30.4 Memorial Highway, excepting therefrom that part described as follows:

30.5 Commencing at the southeast corner of said Government Lot 6; thence North 89 degrees
30.6 56 minutes 54 seconds West assumed bearing along the south line of said Government
30.7 Lot 6 a distance of 260.31 feet to the point of beginning of the property to be described;
30.8 thence continue North 89 degrees 56 minutes 54 seconds West a distance of 71.17 feet;
30.9 thence northwesterly a distance of 37.25 feet along a nontangential curve concave to
30.10 the East having a radius of 4,098.00 feet and a central angle of 00 degrees 31 minutes
30.11 15 seconds the chord of said curve bears North 23 degrees 31 minutes 27 seconds West;
30.12 thence northerly a distance of 127.39 feet along a compound curve concave to the East
30.13 having a radius of 2,005.98 feet and a central angle of 03 degrees 38 minutes 19 seconds;
30.14 thence North 70 degrees 22 minutes 29 seconds East not tangent to said curve a distance
30.15 of 65.00 feet; thence southerly a distance of 123.26 feet along a nontangential curve
30.16 concave to the East having a radius of 1,940.98 feet and a central angle of 03 degrees
30.17 38 minutes 19 seconds the chord of said curve bears South 21 degrees 26 minutes 40
30.18 seconds East; thence southerly a distance of 65.42 feet to the point of beginning along
30.19 a compound curve concave to the East having a radius of 4,033.00 feet and a central
30.20 angle of 00 degrees 55 minutes 46 seconds;

30.21 (7) that part of Government Lot 5 of Section 33, Township 28 North, Range 23 West,
30.22 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
30.23 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway,
30.24 excepting therefrom that part described as follows:

30.25 Commencing at the southeast corner of said Government Lot 5; thence North 89 degrees
30.26 56 minutes 18 seconds West assumed bearing along the south line of said Government
30.27 Lot 5 a distance of 70.48 feet to the point of beginning of the property to be described;
30.28 thence continue North 89 degrees 56 minutes 18 seconds West along said south line of
30.29 Government Lot 5 a distance of 40.01 feet; thence North 01 degree 30 minutes 25 seconds
30.30 East a distance of 6.08 feet; thence northerly a distance of 185.58 feet along a tangential
30.31 curve concave to the West having a radius of 4,427.00 feet and a central angle of 02
30.32 degrees 24 minutes 07 seconds; thence South 89 degrees 06 minutes 18 seconds West
30.33 not tangent to said curve a distance of 25.00 feet; thence North 00 degrees 53 minutes
30.34 42 seconds West a distance of 539.13 feet; thence northerly a distance of 103.77 feet
30.35 along a tangential curve concave to the West having a radius of 1,524.65 feet and a

31.1 central angle of 03 degrees 53 minutes 59 seconds; thence northerly a distance of 159.33
31.2 feet along a compound curve concave to the West having a radius of 522.45 feet and a
31.3 central angle of 17 degrees 28 minutes 23 seconds; thence northwesterly a distance of
31.4 86.78 feet along a tangential curve concave to the West having a radius of 1,240.87 feet
31.5 and a central angle of 04 degrees 00 minutes 25 seconds; thence North 26 degrees 16
31.6 minutes 30 seconds West tangent to said curve a distance of 92.39 feet; thence
31.7 northwesterly a distance of 178.12 feet along a tangential curve concave to the East
31.8 having a radius of 4,098.00 feet and a central angle of 02 degrees 29 minutes 25 seconds
31.9 to a point on the north line of said Government Lot 5 which is 331.48 feet from the
31.10 northeast corner thereof as measured along said north line; thence South 89 degrees 56
31.11 minutes 54 seconds East along said north line of Government Lot 5 a distance of 71.17
31.12 feet; thence southeasterly a distance of 146.53 feet along a nontangential curve concave
31.13 to the East having a radius of 4,033.00 feet and a central angle of 02 degrees 04 minutes
31.14 54 seconds the chord of said curve bears South 25 degrees 14 minutes 03 seconds East;
31.15 thence South 26 degrees 16 minutes 30 seconds East tangent to said curve a distance of
31.16 92.39 feet; thence southerly a distance of 91.33 feet along a tangential curve concave
31.17 to the West having a radius of 1,305.87 feet and a central angle of 04 degrees 00 minutes
31.18 25 seconds; thence southerly a distance of 179.15 feet along a tangential curve concave
31.19 to the West having a radius of 587.45 feet and a central angle of 17 degrees 28 minutes
31.20 23 seconds; thence southerly a distance of 108.20 feet along a compound curve concave
31.21 to the West having a radius of 1,589.65 feet and a central angle of 03 degrees 53 minutes
31.22 59 seconds; thence South 00 degrees 53 minutes 42 seconds East tangent to said curve
31.23 a distance of 539.13 feet; thence southerly a distance of 187.26 feet along a tangential
31.24 curve concave to the West having a radius of 4,467.00 feet and a central angle of 02
31.25 degrees 24 minutes 07 seconds; thence South 01 degree 30 minutes 25 seconds West
31.26 tangent to said curve a distance of 5.07 feet to the point of beginning; and

31.27 (8) that part of Government Lot 4 of Section 33, Township 28 North, Range 23 West,
31.28 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
31.29 Northwestern Railroad and northerly of the following described line:

31.30 Commencing at the southeast corner of said Government Lot 4; thence North 89 degrees
31.31 55 minutes 42 seconds West assumed bearing along the south line of said Government
31.32 Lot 4 a distance of 312.44 feet to corner B205, MNDOT Right-of-Way Plat No. 19-93,
31.33 according to the recorded map thereof; thence continue North 89 degrees 55 minutes 42
31.34 seconds West along said south line of Government Lot 4 a distance of 318.00 feet to the
31.35 easterly right-of-way of Chicago and Northwestern Railroad; thence northerly along

32.1 said railroad right-of-way a distance of 387.97 feet along a nontangential curve concave
32.2 to the West having a radius of 2,963.54 feet and a central angle of 07 degrees 30 minutes
32.3 03 seconds, the chord of said curve bears North 00 degrees 42 minutes 41 seconds East;
32.4 thence North 03 degrees 02 minutes 21 seconds West tangent to said curve along said
32.5 railroad right-of-way a distance of 619.45 feet to the point of beginning of the line to
32.6 be described; thence North 89 degrees 35 minutes 27 seconds East a distance of 417.92
32.7 feet; thence North 18 degrees 18 minutes 58 seconds East a distance of 317.52 feet to a
32.8 point on the north line of said Government Lot 4 which is 135.00 feet from the northeast
32.9 corner thereof as measured along said north line and there terminating.

32.10 **Sec. 4. ADDITION TO STATE RECREATION AREA.**

32.11 **[85.013] [Subd. 12a.] Iron Range Off-Highway Vehicle Recreation Area, St. Louis**
32.12 **County.** The following area is added to Iron Range Off-Highway Vehicle Recreation Area,
32.13 St. Louis County: that part of the South Half of the Northwest Quarter of Section 15,
32.14 Township 58 North, Range 17 West, St. Louis County, Minnesota, lying northerly of the
32.15 following described line:

32.16 Commencing at the West quarter corner of said Section 15; thence North 01 degree 24
32.17 minutes 27 seconds West, bearing assumed, along the west line of said South Half of
32.18 the Northwest Quarter a distance of 1,034.09 feet to a 3/4-inch rebar with plastic cap
32.19 stamped "MN DNR LS 44974" (DM) and the point of beginning; thence South 62 degrees
32.20 44 minutes 07 seconds East 405.24 feet to a DM; thence South 82 degrees 05 minutes
32.21 24 seconds East 314.95 feet to a DM; thence South 86 degrees 18 minutes 01 second
32.22 East 269.23 feet to a DM; thence North 81 degrees 41 minutes 24 seconds East 243.61
32.23 feet to a DM; thence North 71 degrees 48 minutes 05 seconds East 478.17 feet to a DM;
32.24 thence North 60 degrees 53 minutes 38 seconds East 257.32 feet to a DM; thence South
32.25 09 degrees 16 minutes 07 seconds East 179.09 feet to a DM; thence South 49 degrees
32.26 16 minutes 00 seconds East 127.27 feet to a DM; thence South 50 degrees 16 minutes
32.27 11 seconds East 187.13 feet to a DM; thence South 67 degrees 11 minutes 35 seconds
32.28 East 189.33 feet to a DM; thence South 67 degrees 13 minutes 16 seconds East 209.43
32.29 feet to a DM; thence South 80 degrees 39 minutes 19 seconds East 167.59 feet to a DM
32.30 on the east line of said South Half of the Northwest Quarter, and there terminating.

32.31 **Sec. 5. DELETIONS FROM STATE PARKS.**

32.32 **Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The
32.33 following areas are deleted from Fort Snelling State Park, Dakota County:

33.1 (1) all of Section 33, Township 28 North, Range 23 West of the 4th Principal Meridian
33.2 lying westerly of the westerly right-of-way line of the existing Minnesota Trunk Highway
33.3 No. 13, excepting the right-of-way owned by the Chicago and Northwestern railway
33.4 company; and

33.5 (2) all of Section 28, Township 28 North, Range 23 West of the 4th Principal Meridian
33.6 bounded by the Dakota County line along the Minnesota River and the following described
33.7 lines: Beginning at the south line of said Section 28 at its intersection with the westerly
33.8 right-of-way line of the existing Minnesota Trunk Highway No. 13; thence northerly along
33.9 the said westerly right-of-way line of existing Minnesota Trunk Highway No. 13 to the
33.10 southerly right-of-way line of existing Minnesota Trunk Highway Nos. 55 and 100; thence
33.11 along the existing southerly right-of-way line of Minnesota Trunk Highway Nos. 55 and
33.12 100 to the westerly right-of-way line owned by the Chicago and Northwestern railway
33.13 company; thence northeasterly along the said westerly right-of-way line of the Chicago and
33.14 Northwestern railway to the east line of said Section 28, excepting therefrom the right-of-way
33.15 owned by the Chicago and Northwestern railway company.

33.16 Subd. 2. [85.012] [Subd. 60.] William O'Brien State Park, Washington County. The
33.17 following areas are deleted from William O'Brien State Park, Washington County:

33.18 (1) those parts of Section 25, Township 32 North, Range 20 West, Washington County,
33.19 Minnesota, described as follows:

33.20 The West two rods of the Southwest Quarter of the Northeast Quarter, the West two
33.21 rods of the North two rods of the Northwest Quarter of the Southeast Quarter, and the
33.22 East two rods of the Southeast Quarter of the Northwest Quarter; and

33.23 (2) the East two rods over and across the Northeast Quarter of the Northwest Quarter,
33.24 excepting therefrom the North 200 feet of said Northeast Quarter of the Northwest Quarter.
33.25 Also, the West 2 rods of the Northwest Quarter of the Northeast Quarter, excepting therefrom
33.26 the North 266 feet of said Northwest Quarter of the Northeast Quarter. Also, the South 66
33.27 feet of the North 266 feet of that part of said Northwest Quarter of the Northeast Quarter
33.28 lying southwesterly of the existing public road known as 199th Street North.

33.29 Sec. 6. PRIVATE SALE OF SURPLUS STATE LAND; CASS COUNTY.

33.30 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
33.31 natural resources may sell by private sale the surplus land that is described in paragraph (c).

33.32 (b) The commissioner may make necessary changes to the legal description to correct
33.33 errors and ensure accuracy.

34.1 (c) The land to be conveyed is located in Cass County and is described as: the westerly
34.2 20.00 feet of the West Half of the Northeast Quarter, Section 16, Township 139 North,
34.3 Range 30 West, Cass County, Minnesota. The Grantor, its employees and agents only,
34.4 reserves a perpetual easement for ingress and egress over and across the above described
34.5 land.

34.6 (d) The Department of Natural Resources has determined that the land is not needed for
34.7 natural resource purposes and that the state's land management interests would best be
34.8 served if the land was returned to private ownership.

34.9 **Sec. 7. PRIVATE SALE OF SURPLUS STATE LAND; LAKE OF THE WOODS**
34.10 **COUNTY.**

34.11 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
34.12 natural resources may sell by private sale the surplus land that is described in paragraph (c).

34.13 (b) The commissioner may make necessary changes to the legal description to correct
34.14 errors and ensure accuracy.

34.15 (c) The land to be conveyed is located in Lake of the Woods County and is described
34.16 as: a strip of land lying in Government Lot 3, Section 5, Township 163 North, Range 34
34.17 West of the Fifth Principal Meridian, Lake of the Woods County, Minnesota; said strip of
34.18 land being 33.00 feet in width lying 16.50 feet on each side of the following described
34.19 centerline:

34.20 Commencing at the southeast corner of said Government Lot 3; thence North 00 degrees
34.21 09 minutes 28 seconds West, assumed bearing, along the east line of said Government
34.22 Lot 3, a distance of 690 feet, more or less, to the south line of that particular tract of land
34.23 deeded to the State of Minnesota according to Document No. 75286, on file and of record
34.24 in the Office of the Recorder, Lake of the Woods County, Minnesota; thence South 89
34.25 degrees 50 minutes 32 seconds West, along said south line of that particular tract of
34.26 land, a distance of 200.00 feet; thence South 00 degrees 09 minutes 28 seconds East,
34.27 parallel with the east line of said Government Lot 3, a distance of 40.00 feet; thence
34.28 South 89 degrees 50 minutes 32 seconds West, a distance of 16.50 feet to the point of
34.29 beginning of the centerline to be herein described; thence South 00 degrees 09 minutes
34.30 28 seconds East, parallel with the east line of said Government Lot 3, a distance of 650.5
34.31 feet, more or less, to the south line of said Government Lot 3 and said centerline there
34.32 terminating.

35.1 (d) The Department of Natural Resources has determined that the land is not needed for
35.2 natural resource purposes and that the state's land management interests would best be
35.3 served if the land was returned to private ownership.

35.4 **Sec. 8. PRIVATE SALE OF SURPLUS STATE LAND; ST. LOUIS COUNTY.**

35.5 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
35.6 natural resources may convey the surplus land that is described in paragraph (c) to a local
35.7 unit of government for no consideration.

35.8 (b) The commissioner may make necessary changes to the legal description to correct
35.9 errors and ensure accuracy.

35.10 (c) The land to be conveyed is located in St. Louis County and is described as: that part
35.11 of the Southwest Quarter of the Northwest Quarter of Section 27, Township 52 North, Range
35.12 17 West, St. Louis County, Minnesota, described as follows:

35.13 Commencing at the quarter corner between Sections 27 and 28 of said Township 52
35.14 North, Range 17 West; thence running East 624 feet; thence North 629 feet to the point
35.15 of beginning; thence North 418 feet; thence East 208 feet; thence South 418 feet; thence
35.16 West 208 feet to the point of beginning.

35.17 (d) The Department of Natural Resources has determined that the land is not needed for
35.18 natural resource purposes and that the state's land management interests would best be
35.19 served if the land were conveyed to a local unit of government.

35.20 **Sec. 9. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

35.21 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
35.22 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
35.23 described in paragraph (c).

35.24 (b) The conveyances must be in a form approved by the attorney general. The attorney
35.25 general may make changes to the land descriptions to correct errors and ensure accuracy.

35.26 (c) The lands to be sold are located in St. Louis County and are described as:

35.27 (1) Lot 5, Block 9, including part of vacated Seafield Street adjacent, Bristol Beach 1st
35.28 Division, Duluth (parcel 010-0300-01030); and

35.29 (2) that part of the Southeast Quarter of the Northwest Quarter, Township 58, Range
35.30 15, Section 5, lying northerly of the northerly right-of-way line of the town of White road
35.31 running in an east-west direction connecting County Road No. 138 with State Highway No.

36.1 135 and lying westerly of the following described line: commencing at the northeast corner
36.2 of Government Lot 3; thence South 89 degrees 46 minutes 22 seconds West along the north
36.3 line of Government Lot 3 558.28 feet; thence South 27 degrees 50 minutes 01 second West
36.4 102.75 feet; thence South 41 degrees 51 minutes 46 seconds West 452.29 feet; thence South
36.5 28 degrees 19 minutes 22 seconds West 422.74 feet; thence South 30 degrees 55 minutes
36.6 42 seconds West 133.79 feet; thence southwesterly 210.75 feet along a tangential curve
36.7 concave to the southeast having a radius of 300 feet and a central angle of 40 degrees 15
36.8 minutes 00 seconds; thence South 09 degrees 19 minutes 19 seconds East tangent to said
36.9 curve 100.30 feet, more or less, to the north line of said Southeast Quarter of the Northwest
36.10 Quarter; thence North 89 degrees 09 minutes 31 seconds East along said north line 40.44
36.11 feet to the point of beginning of the line; thence South 09 degrees 19 minutes 19 seconds
36.12 East 148 feet, more or less, to said right-of-way line and said line there terminating. Surface
36.13 only (parcel 570-0021-00112).

36.14 (d) The county has determined that the county's land management interests would best
36.15 be served if the lands were returned to private ownership.

36.16 **Sec. 10. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
36.17 **WATER; WADENA COUNTY.**

36.18 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
36.19 resources may sell by public sale the surplus land bordering public water that is described
36.20 in paragraph (c).

36.21 (b) The commissioner may make necessary changes to the legal description to correct
36.22 errors and ensure accuracy.

36.23 (c) The land that may be sold is located in Wadena County and is described as: the
36.24 Northeast Quarter of the Southwest Quarter of Section 26, Township 136 North, Range 34
36.25 West, Wadena County, Minnesota, except that part described as follows:

36.26 Beginning at the northeast corner of said Northeast Quarter of the Southwest Quarter;
36.27 thence West 10 rods; thence South 8 rods; thence East 10 rods; thence North 8 rods to
36.28 the point of beginning and there terminating.

36.29 (d) The land borders the Redeye River. The Department of Natural Resources has
36.30 determined that the land is not needed for natural resource purposes and that the state's land
36.31 management interests would best be served if the land were returned to private ownership.

119B.125 PROVIDER REQUIREMENTS.

Subd. 5. **Provisional payment.** After a county receives a completed application from a provider, the county may issue provisional authorization and payment to the provider during the time needed to determine whether to give final authorization to the provider.