

CHAPTER 19—H.F.No. 933

An act relating to motor vehicles; recodifying the Motor Vehicle Retail Installment Sales Act.

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

Section 1. REVISOR INSTRUCTION.

The revisor of statutes shall renumber each section of Minnesota Statutes listed in column A with the number listed in column B. The revisor shall make necessary cross-reference changes consistent with the renumbering and shall change the term "administrator" or similar term to "commissioner" or similar term wherever it appears in the sections listed in column B.

Column A	Column B
<u>168.66</u>	<u>53C.01</u>
<u>168.67</u>	<u>53C.02</u>
<u>168.68</u>	<u>53C.03</u>
<u>168.69</u>	<u>53C.04</u>
<u>168.70</u>	<u>53C.05</u>
<u>168.705</u>	<u>53C.06</u>
<u>168.706</u>	<u>53C.07</u>
<u>168.71</u>	<u>53C.08</u>
<u>168.72</u>	<u>53C.09</u>
<u>168.73</u>	<u>53C.10</u>
<u>168.74</u>	<u>53C.11</u>
<u>168.75</u>	<u>53C.12</u>
<u>168.76</u>	<u>53C.13</u>
<u>168.77</u>	<u>53C.14</u>

Presented to the governor April 4, 2005

Signed by the governor April 7, 2005, 9:15 a.m.

CHAPTER 20—H.F.No. 3

An act relating to capital improvements; authorizing spending to acquire and better public land and buildings and other public improvements of a capital nature with certain conditions; making adjustments to previous bond authorizations; establishing new programs and modifying existing programs; authorizing sale of state bonds; appropriating money; amending Minnesota Statutes 2004, sections 16A.671, subdivision 3; 85.019, subdivision 2; 116.182, subdivision 2; 116J.575, subdivision 1; 134.45; 136F.60, by adding a subdivision; 174.52, by adding a subdivision; 245.036; 446A.04, subdivision 5; Laws 1998, chapter 404, section 15, subdivision 2; Laws 1998, chapter 404, section 23, subdivision 17, as amended; Laws 2000, chapter 492, article 1, section 7, subdivision 21; Laws 2002, chapter 393, section 22, subdivision 6; Laws 2003, First Special Session chapter 20, article 1, section 11; proposing coding for new law in Minnesota Statutes, chapters 16A; 446A.

New language is indicated by underline, deletions by ~~strikeout~~.

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

ARTICLE 1

APPROPRIATIONS AND RELATED LANGUAGE

Section 1. **CAPITAL IMPROVEMENT APPROPRIATIONS.**

The sums in the column under "APPROPRIATIONS" are appropriated from the bond proceeds fund, or another named fund, to the state agencies or officials indicated, to be spent for public purposes. Appropriations of bond proceeds must be spent as authorized by the Minnesota Constitution, article XI, section 5, paragraph (a), to acquire and better public land and buildings and other public improvements of a capital nature, or as authorized by the Minnesota Constitution, article XI, section 5, paragraphs (b) to (j), or article XIV. Unless otherwise specified, the appropriations in this act are available until the project is completed or abandoned subject to Minnesota Statutes, section 16A.642.

SUMMARY

UNIVERSITY OF MINNESOTA	\$ 108,383,000
MINNESOTA STATE COLLEGES AND UNIVERSITIES	213,598,000
PERPICH CENTER FOR ARTS EDUCATION	1,083,000
EDUCATION	20,583,000
MINNESOTA STATE ACADEMIES	4,255,000
NATURAL RESOURCES	72,145,000
POLLUTION CONTROL AGENCY	10,000,000
OFFICE OF ENVIRONMENTAL ASSISTANCE	4,000,000
BOARD OF WATER AND SOIL RESOURCES	27,862,000
AGRICULTURE	3,919,000
ZOOLOGICAL GARDEN	22,640,000
ADMINISTRATION	7,279,000
CAPITOL AREA ARCHITECTURAL AND PLANNING BOARD	2,370,000
MILITARY AFFAIRS	4,000,000
VETERANS AFFAIRS	670,000
PUBLIC SAFETY	642,000
TRANSPORTATION	94,000,000
METROPOLITAN COUNCIL	30,914,000
HUMAN SERVICES	26,073,000
VETERANS HOMES BOARD	5,437,000
CORRECTIONS	98,694,000

EMPLOYMENT AND ECONOMIC DEVELOPMENT	167,199,000
HOUSING FINANCE AGENCY	12,350,000
MINNESOTA HISTORICAL SOCIETY	6,000,000
BOND SALE EXPENSES	884,000
TOTAL	\$ 944,980,000
Bond Proceeds Fund (General Fund Debt Service)	817,892,000
Bond Proceeds Fund (User Financed Debt Service)	59,088,000
Maximum Effort School Loan Fund	18,000,000
State Transportation Fund	50,000,000

APPROPRIATIONS

\$

Sec. 2. UNIVERSITY OF MINNESOTA

Subdivision 1. To the Board of Regents of the University of Minnesota for the purposes specified in this section 108,383,000

Subd. 2. Higher Education Asset Preservation and Replacement (HEAPR) 40,000,000

To be spent in accordance with Minnesota Statutes, section 135A.046.

Subd. 3. Duluth Campus

(a) Life Science Building 10,100,000

To design, renovate, furnish, and equip the Life Science Building for the pharmacy program and other academic programs on the Duluth campus. The renovation may include, but is not limited to, improvements to correct air quality problems, life safety and accessibility code deficiencies, asbestos, and fireproofing of the facility.

(b) Recreational Sports Addition 8,700,000

To construct, furnish, and equip the recreational sports facility, an addition to the existing sports and health center. The facility will include fitness and conditioning space, multipurpose recreational space, and office space.

Subd. 4. Morris Campus

(a) District Heating 4,000,000

To design, construct, and equip an addition to the heating plant to provide the capability to burn biomass fuel to produce steam.

This appropriation is not available until the commissioner of finance has determined that the chancellor of the University of Minnesota, Morris and the station head of the West Central Research and Outreach Center have a written operations plan that provides the West Central Research and Outreach Center adequate access to the facility for research purposes.

(b) Football Stadium 1,800,000

To construct a football stadium to be shared with the Morris School District.

This appropriation is not available until the commissioner of finance has determined that the necessary additional financing to complete the project has been committed from nonstate sources and that the Board of Regents and the Morris School Board have entered into an agreement governing the use and operation of the stadium by both entities.

Subd. 5. Twin Cities Campus

(a) Kolthoff Hall 17,400,000

To design, renovate, furnish, and equip Kolthoff Hall and to correct air quality problems in the facility that may include, but are not limited to, repair or replacement of the mechanical, electrical, and HVAC systems.

(b) Education Sciences 14,500,000

To design, renovate, furnish, and equip the Education Sciences Building.

(c) Academic Health Center 11,600,000

To design, renovate, furnish, and equip classrooms, laboratories, and the veterinary medicine teaching center on the St. Paul campus.

Subd. 6. North Central Research and Outreach Center - Grand Rapids

283,000

To design, construct, furnish, and equip a building to accommodate the farm machinery repair, maintenance, and carpentry shops.

Subd. 7. University Share

Except for higher education asset preservation and replacement and the Morris football stadium, the appropriations in this section are intended to cover approximately two-thirds of the cost of each project. The remaining costs must be paid from university sources.

Subd. 8. Unspent Appropriations

Upon substantial completion or abandonment of a project authorized in this section and after written notice to the commissioner of finance, the Board of Regents must use any money remaining in the appropriation for that project for HEAPR under Minnesota Statutes, section 135A.046. The Board of Regents must report by February 1 of each even-numbered year to the chairs of the house and senate committees with jurisdiction over capital investments and higher education finance, and to the chairs of the house Ways and Means Committee and the senate Finance Committee on how the remaining money has been allocated or spent.

Sec. 3. MINNESOTA STATE COLLEGES AND UNIVERSITIES

Subdivision 1. To the Board of Trustees of the Minnesota State Colleges and Universities for the purposes specified in this section 213,598,000

Subd. 2. Higher Education Asset Preservation and Replacement 41,500,000

This appropriation is for the purposes specified in Minnesota Statutes, section 135A.046.

Subd. 3. Anoka Ramsey Community College - Cambridge 10,483,000

To design, construct, furnish, and equip an addition to the main campus building, and to renovate the main campus building for a science laboratory and academic support center.

Subd. 4. Bemidji State University - Northwest Technical College 10,863,000

To renovate, furnish, and equip Bridgeman Hall at Bemidji State University and construct, furnish, and equip an addition at Northwest Technical College as part of phase 2 of the Emerging Technology Addition project.

Subd. 5. Central Lakes College 5,953,000

To design, construct, furnish, and equip heavy equipment shop space at the Staples West Campus and to renovate vacated space at the Staples main campus, and to design, construct, furnish, and equip a music classroom and a rehearsal addition and to renovate, furnish, and equip vacated space at the Brainerd Campus.

Subd. 6. Century Community and Technical College

(a) Technology Center 4,888,000

To renovate, furnish, and equip recently purchased space into a technology center, offices, and smart classrooms.

(b) Science Center and Learning Resources Center	1,000,000
To design a new building for science laboratories and classrooms and a new library and learning resource center.	
Subd. 7. Dakota Technical College	7,387,000
To renovate, furnish, and equip an information technology and telecommunications center of excellence, as well as improve and expand the library and academic support center.	
This appropriation is not available until the commissioner of finance has determined that at least \$200,000 has been committed from nonstate sources.	
Subd. 8. Fond du Lac Tribal and Community College	635,000
To design an addition to the library and to design phase 1 of the Lester Jack Briggs Cultural Center to provide multicultural spaces and physical education facilities.	
Subd. 9. Inver Hills Community College	6,045,000
To renovate the College Center Building and to construct, furnish, and equip a one-stop student services addition to it; enlarge and collocate central services, the bookstore, and loading dock; and remove a pedestrian safety hazard.	
Subd. 10. Lake Superior College	11,243,000
To construct an addition to house all student services, high-tech classrooms, open computer labs, space for workforce development, and faculty and administrative offices. The project also includes space for student life programs and instruction.	
Subd. 11. Minneapolis Community and Technical College	900,000

To design, through construction documents, a Health Sciences Center and renovation of existing outdated science labs.

Subd. 12. Minnesota State College -
Southeast Technical College

3,802,000

To renovate, furnish, and equip a one-stop student services center, a bookstore, technology-enhanced classrooms, a library and learning resource center, a nursing department, and construct a collegiate entry and information center.

Subd. 13. Minnesota State Community and
Technical College - Fergus Falls

7,604,000

To design, construct, furnish, and equip an addition for fine arts, technology, and student services, and to design, renovate, furnish, and equip general and interactive television classrooms.

Subd. 14. Minnesota State Community and
Technical College - Moorhead

7,061,000

To construct, furnish, and equip an addition for allied health and construction trades and renovate space for student services. The project will also expand and replace the campus boiler, upgrade campus storage and mechanical and electrical needs, correct life safety and building code violations, demolish temporary buildings, and construct 40 additional parking spaces.

Subd. 15. Minnesota State University -
Mankato

2,560,000

To design an addition to and renovation of Trafton Science Center.

Subd. 16. Minnesota State University -
Moorhead

(a) Hagen Hall

10,477,000

To renovate, furnish, and equip Hagen Hall for classrooms, science laboratories, and

related offices.

(b) MacLean Hall

500,000

To design a comprehensive renovation of MacLean Hall.

Subd. 17. Northland Community College

2,156,000

To construct, furnish, and equip an addition for the Workforce Center; renovate, furnish, and equip space vacated by the Workforce Center to expand nursing programs, and renovate instructional and office space.

Subd. 18. Riverland Community College

5,540,000

To design, renovate, furnish, and equip science labs on the Austin and Albert Lea campuses and general classrooms on the Austin campus.

Subd. 19. Rochester Community and Technical College

12,759,000

To design, construct, furnish, and equip the renovation of the vacant Rockenbach gymnasium and adjacent site improvements, selected areas of the Heintz Center, and portions of the University Center Rochester main campus buildings all for use as a health sciences center for Rochester Community and Technical College.

Subd. 20. St. Cloud State University

(a) Centennial Hall, Phase 2

3,150,000

To renovate, furnish, and equip Centennial Hall to convert it from a library to classroom and office space. This appropriation is in addition to the appropriation in Laws 2003, First Special Session chapter 20, article 1, section 3, subdivision 16.

(b) Brown Hall/Math and Science Hall

900,000

To design the renovation of, and an addi-

tion to, Brown Hall and Math and Science Hall. The renovation and addition must address life safety, fire, and air quality to provide space for nursing programs and necessary laboratory and classroom space.

Subd. 21. St. Cloud Technical College. 15,056,000

To design, construct, furnish, and equip a multistory addition and to renovate classroom space into science space, including two science laboratories and a faculty office and the colocation of a workforce center.

Subd. 22. St. Paul College 10,993,000

To design, renovate, furnish, and equip construction trades and technology labs and design and construct a new entryway to link all floors of the original building with the tower to include offices, conference rooms, and student study areas.

Subd. 23. South Central Technical College 5,157,000

To renovate, furnish, and equip teaching laboratories at the North Mankato campus and for asset preservation at the Faribault campus.

Subd. 24. Winona State University 11,118,000

To design, renovate, furnish, and equip Pasteur Hall for classrooms, science laboratories, and related offices.

Subd. 25. Systemwide

(a) Science Lab Renovations 6,668,000

To design, renovate, furnish, and equip science laboratories. This appropriation may be used at the following campuses: Alexandria Technical College, Anoka-Ramsey Community College, Central Lakes College, Staples, Century College, Minnesota West Community and Technical

College, Granite Falls and Pipestone, Pine Technical College, Ridgewater Community and Technical College, Willmar and Hutchinson, South Central Technical College, Mankato, Southwest State University, St. Cloud Technical College, St. Paul College, and Vermillion Community College.

(b) Workforce Training Classrooms

3,083,000

To design, renovate, furnish, and equip classroom space into space designed to address emerging workforce training needs. This appropriation may be used at the following campuses: Anoka-Hennepin Technical College, Century College, North Hennepin Community College, Rochester Community and Technical College, South Central Technical College, Faribault, Minnesota West Community and Technical College, Granite Falls, Minnesota State University Moorhead, Northwest Technical College, Bemidji, East Grand Forks, and Moorhead.

(c) Technology Updated Classrooms

1,019,000

To design, renovate, and equip learning technology classrooms. This appropriation may be used at the following campuses: Minnesota State College, Southeast Technical College, Minnesota West Community and Technical College, Granite Falls, Normandale Community College, North Hennepin Community College, Northland Community and Technical College, Pine Technical College, Riverland College, Albert Lea and Austin, South Central Technical College, Faribault, Southwest State University, St. Cloud State University, and St. Paul College.

(d) Demolition Initiative

1,625,000

To demolish obsolete buildings on ten campuses.

(e) Program Consolidation 1,173,000

To design, renovate, furnish, and equip spaces to allow for program consolidation from one campus to another.

(f) Land Acquisition 300,000

To acquire real property near the state college and university campuses.

Subd. 26. Debt Service

(a) The board shall pay the debt service on one-third of the principal amount of state bonds sold to finance projects authorized by this section, except for higher education asset preservation and replacement, except that, where a nonstate match is required, the debt service is due on a principal amount equal to one-third of the total project cost, less the match committed before the bonds are sold. After each sale of general obligation bonds, the commissioner of finance shall notify the board of the amounts assessed for each year for the life of the bonds.

(b) The commissioner shall reduce the board's assessment each year by one-third of the net income from investment of general obligation bond proceeds in proportion to the amount of principal and interest otherwise required to be paid by the board. The board shall pay its resulting net assessment to the commissioner of finance by December 1 each year. If the board fails to make a payment when due, the commissioner of finance shall reduce allotments for appropriations from the general fund otherwise available to the board and apply the amount of the reduction to cover the missed debt service payment. The commissioner of finance shall credit the payments received from the board to the bond debt service account in the state bond fund each December 1 before money is

transferred from the general fund under Minnesota Statutes, section 16A.641, subdivision 10.

Sec. 4. PERPICH CENTER FOR ARTS EDUCATION

Subdivision 1. To the commissioner of administration for the purposes specified in this section 1,083,000

Subd. 2. Campus Asset Preservation 558,000

To be spent in accordance with Minnesota Statutes, section 16A.632. \$90,000 is to replace lighting in the theater and to reconstruct the stage to allow its use for both teaching and performances.

Subd. 3. Beta Building Demolition 525,000

To demolish the Beta Building on the Perpich Center Campus, dispose of any hazardous materials, and fill the site.

Sec. 5. EDUCATION

Subdivision 1. To the commissioner of education or other named agency for the purposes specified in this section 20,583,000

Subd. 2. Independent School District No. 38 - Red Lake 18,000,000

This appropriation is from the maximum effort school loan fund for a capital loan to Independent School District No. 38, Red Lake, as provided in Minnesota Statutes, sections 126C.60 to 126C.72, to design, construct, renovate, furnish, and equip a new middle school and the existing high school. The commissioner and Independent School District No. 38, Red Lake, shall report to the legislature by January 10, 2006, on the progress of the capital loan.

Subd. 3. East Metro Magnet School - Crosswinds Middle School 1,083,000

For a grant to Joint Powers District No. 6067, East Metro Integration District, to

repay a loan from Independent School District No. 625, St. Paul, that was used to complete acquiring land for the site of Crosswinds Arts and Science Middle School. This appropriation is added to the appropriations in Laws 1998, chapter 404, section 5, subdivision 5; Laws 1999, chapter 240, article 1, section 3; Laws 2000, chapter 492, article 1, section 5, subdivision 2; and Laws 2001, First Special Session chapter 12, section 2, subdivision 2, for the same project.

Subd. 4. Library Improvement Grants	1,000,000
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For library improvement grants under new Minnesota Statutes, section 134.45, subdivision 5b.

Subd. 5. Early Childhood Learning and Child Protection Facilities	500,000
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To the commissioner of human services for grants to rehabilitate facilities for programs under Minnesota Statutes, section 119A.45, except that a grant may not exceed \$75,000 per program and \$200,000 per facility.

Sec. 6. MINNESOTA STATE ACADEMIES	4,255,000
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To the commissioner of administration for asset preservation capital improvements on both campuses of the Minnesota State Academies, to be spent in accordance with Minnesota Statutes, section 16A.632.

Sec. 7. NATURAL RESOURCES

Subdivision 1. To the commissioner of natural resources for the purposes specified in this section	72,145,000
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Subd. 2. Flood Hazard Mitigation Grants	27,000,000
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For the state share of flood hazard mitigation grants for publicly owned capital improvements to prevent or alleviate flood

damage under Minnesota Statutes, section 103F.161.

The commissioner shall determine project priorities as appropriate based on need.

This appropriation includes money for the following projects: Ada, Austin, Breckenridge, Canisteo Mine, Cannon Falls, Crookston, Dawson, East Grand Forks, Grand Marais Creek, Granite Falls, Green Meadow Dam, Inver Grove Heights, Little McDonald Lake, Malung, Manston Slough, Minneapolis, Montevideo, Oakport, Palmville, Roseau River, St. Louis Park, Two River Ross Impoundment, Warren, and Whiskey Creek.

\$2,000,000 is for Austin for identified capital improvement projects, and any other authorized federal or state flood mitigation projects in the area designated under Presidential Declaration of Major Disaster, DR-1569, whether included in the original declaration or added later by federal government action. The area currently included in DR-1569 includes territory within the counties of Dodge, Faribault, Freeborn, Martin, Mower, Olmsted, and Steele.

\$175,000 is for the state share of a grant to the city of Cannon Falls for predesign and design of capital improvements to alleviate flooding caused by runoff from the bluffs and the flooding of the Little Cannon River and the Cannon River.

For any project listed in this subdivision that is not ready to proceed or does not expend all the money allocated to it, the commissioner may allocate that project's money to a project on the commissioner's priority list.

To the extent that the cost of a project in Ada, Austin, Breckenridge, Dawson, East Grand Forks, Granite Falls, Montevideo,

Oakport Township, Roseau, or Warren exceeds two percent of the median household income in the municipality multiplied by the number of households in the municipality, this appropriation is also for the local share of the project.

There is no local share required for the Canisteo Mine project.

For grants for Roseau River wildlife management area, Palmville, and Malung, the state share must be \$3 for each \$1 of nonstate contribution.

Notwithstanding the grant expiration date of June 30, 2002, the commissioner of natural resources shall extend until June 30, 2007, the expiration date of a grant made to the city of Stillwater under Minnesota Statutes, section 103F.161, used to match certain federal appropriations for flood hazard mitigation.

Subd. 3. Dam Renovation and
Removal

2,000,000

To renovate or remove publicly owned dams. The commissioner shall determine project priorities as appropriate under Minnesota Statutes, sections 103G.511 and 103G.515.

This appropriation includes money for the following projects: removal of the dam on Rush Creek in Chisago County; repair of the bridge deck at Rapidan dam in Blue Earth County; repair of the Vermilion River dam in St. Louis County; and replacement of the dam on the Shellrock River. The grant to Blue Earth County for the Rapidan dam project is exempt from the local match requirement under Minnesota Statutes, section 103G.511.

Notwithstanding Minnesota Statutes, section 16A.69, subdivision 2, upon the award of final contracts for the completion of a

project listed in this subdivision, the commissioner may transfer the unencumbered balance in the project account to any other dam renovation or removal project on the commissioner's priority list.

Subd. 4. RIM - Critical Habitat Match

2,000,000

To provide the state match for the critical habitat private sector matching account under Minnesota Statutes, section 84.943, for the acquisition or improvements of a capital nature for critical fish, wildlife, and native plant habitats.

Subd. 5. RIM - Wildlife Area Land Acquisition

10,000,000

To acquire land for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8.

A portion of this appropriation may be used to acquire land in coordination with the Central Minnesota Prairie to Pines Partnership to provide a state commitment under the federal Army Compatible Use Buffer Zone program to protect a buffer zone around Camp Ripley.

Subd. 6. Fisheries Acquisition and Improvement

1,050,000

To acquire land and interests in land for aquatic management areas and to make public improvements and betterments of a capital nature to aquatic management areas established under Minnesota Statutes, section 86A.05, subdivision 14.

Subd. 7. Water Access Acquisition, Betterment, and Fishing Piers

2,000,000

For public water access acquisition, construction, and renovation to capital projects on lakes and rivers, including water access through the provision of fishing piers and

shoreline access under Minnesota Statutes, section 86A.05, subdivision 9.

Subd. 8. Canoe and Boating Routes 300,000

To develop canoe and boating routes under Minnesota Statutes, section 85.32.

This appropriation is to develop the Red River of the North Canoe and Boating Route.

Subd. 9. Stream Protection and Restoration 500,000

For the design and construction of trout stream restoration projects on Trout Brook and Dark River.

Subd. 10. Reforestation 2,000,000

To increase reforestation activities to meet the reforestation requirements of Minnesota Statutes, section 89.002, subdivision 2, including planting, seeding, site preparation, and purchasing tree seeds and seedlings.

Subd. 11. Metro Greenways and Natural Areas 500,000

To provide grants to local units of government for acquisition or betterment of greenways and natural areas in the metro region and to acquire greenways and natural areas in the metro region through the purchase of conservation easements or fee titles. The commissioner shall determine the project priorities and shall consult with representatives of local units of government, nonprofit organizations, and other interested parties.

Subd. 12. Native Prairie Bank Easements and Development 1,000,000

For acquisition of native prairie bank easements under Minnesota Statutes, section 84.96, and to develop and restore certain

tracts of prairie bank lands for which the easement is permanent.

**Subd. 13. Scientific and Natural
Area Acquisition and Development**

300,000

To acquire land for scientific and natural areas and for development and improvements of a capital nature to scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5.

Subd. 14. State Trail Development

7,910,000

To acquire land for and to develop and rehabilitate state trails as specified in Minnesota Statutes, section 85.015.

\$1,500,000 is for the Blazing Star Trail.

\$435,000 is for a segment of the Blufflands Trail, from Preston to Forestville.

\$200,000 is for a segment of the Blufflands Trail, from Chester Woods County Park to the city limits of Rochester in Olmsted County, primarily for nonmotorized riding and hiking.

\$400,000 is for the Douglas Trail.

\$400,000 is for the Gateway Trail.

\$725,000 is for the Gitchi Gami Trail.

\$500,000 is for the Glacial Lakes Trail.

\$200,000 is for the Goodhue Pioneer Trail.

\$300,000 is for the Heartland Trail.

\$300,000 is for the Mill Towns Trail.

\$100,000 is for the Minnesota River Trail.

\$2,400,000 is for the Paul Bunyan Trail: \$1,500,000 is for an extension across Excelsior Road in the city of Baxter to connect with the Oberstar Tunnel; \$900,000 is to acquire right-of-way in the city of Bemidji and to rehabilitate the trail.

\$450,000 is for the Shooting Star Trail.

Subd. 15. Trail Connections

885,000

For matching grants under Minnesota Statutes, section 85.019, subdivision 4c.

\$365,000 is to Stearns County for land acquisition, engineering, and construction of trail connections on the Lake Koronis Trail.

\$220,000 is for a grant to Stearns County to link the Lake Wobegon Trail to the Central Lakes State Trail.

\$300,000 is for a grant to the St. Louis and Lake Counties Regional Railroad Authority to complete constructing, furnishing, and equipping Mesabi Station along the 132-mile recreational trail known as Mesabi Trail and located on Lake Mesabi at the intersection of U.S. 53 and U.S. 169 and marked Trunk Highway 135. This appropriation is dependent upon a matching contribution of \$800,000 from other sources, public or private.

Subd. 16. County Forest Land
Reforestation

1,000,000

To provide matching grants to counties for reforestation of county-administered lands. The commissioner shall determine project priorities based on need and level of county matching funds. The state matching grants are available to counties for site preparation, tree planting, tree seeding, and are to supplement, not supplant, county funding for timber development described under Minnesota Statutes, section 282.08, clause (5), item (i).

These grants are not available until the commissioner has determined that at least an equal amount has been committed from the recipient county.

Subd. 17. Fish Hatchery Improvements 1,700,000

For improvements of a capital nature to renovate fish culture facilities at hatcheries owned by the state and operated by the commissioner of natural resources.

Subd. 18. RIM - Wildlife Management Area Development 600,000

For improvements of a capital nature to develop, protect, or improve habitat and facilities on wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8.

Subd. 19. State Forest and Forest Legacy Land Acquisition 1,500,000

To acquire private lands and interests in lands from willing sellers within established boundaries of state forests established under Minnesota Statutes, section 89.021, and within Forest Legacy Areas established under United States Code, title 16, section 2103c.

Subd. 20. Forest Road and Bridge Projects 300,000

For reconstruction, resurfacing, replacement, and construction of state forest roads and bridges throughout the state under Minnesota Statutes, section 89.002.

Subd. 21. State Park and Recreation Area Acquisition 2,500,000

For acquisition of land under Minnesota Statutes, section 86A.05, subdivisions 2 and 3, from willing sellers of private lands within state park and recreation area boundaries established by law.

\$500,000 is to purchase land within the boundaries of Greenleaf Lake state park in Meeker county.

Subd. 22. State Park and Recreation Area
Building Development and Rehabilitation and
Infrastructure Improvements

1,800,000

For construction, rehabilitation, and infrastructure improvements within Minnesota state parks and state recreation areas according to the management plan required in Minnesota Statutes, chapter 86A.

\$300,000 is to predesign and design a visitor's center and a maintenance shop at Grand Portage State Park.

Subd. 23. Local Initiative Grants

1,000,000

For grants for local parks and outdoor recreation areas under Minnesota Statutes, section 85.019, subdivision 2; grants for natural and scenic areas under Minnesota Statutes, section 85.019, subdivision 4a; and grants for regional parks outside the metropolitan area defined in Minnesota Statutes, section 473.121, subdivision 2, which may be for up to 60 percent of the nonfederal share of the project cost. Projects related to replacement of urban forests are eligible for funding under this subdivision.

Subd. 24. Lake Superior Safe Harbor

2,000,000

To design and construct capital improvements to public accesses and small craft harbors on Lake Superior in cooperation with the United States Army Corps of Engineers, and to purchase buildings, piers, and capital equipment from Lake County.

Subd. 25. Statewide Asset Preservation

2,000,000

To the commissioner of natural resources to be spent for the purposes set forth in Minnesota Statutes, section 16A.632.

Subd. 26. Field Office Renovation and
Improvement

300,000

To design, acquire, renovate, construct, furnish, and equip field offices.

Sec. 8. POLLUTION CONTROL AGENCY 10,000,000

To the Pollution Control Agency to design and construct remedial systems and acquire land at landfills throughout the state in accordance with the closed landfill program under Minnesota Statutes, section 115B.39.

Sec. 9. OFFICE OF ENVIRONMENTAL ASSISTANCE 4,000,000

To the Office of Environmental Assistance for the solid waste capital assistance grants program under Minnesota Statutes, section 115A.54.

\$2,000,000 is for a grant to the city of Red Wing.

\$2,000,000 is for a grant to Olmsted County.

Sec. 10. BOARD OF WATER AND SOIL RESOURCES

Subdivision 1. To the Board of Water and Soil Resources for the purposes specified in this section 27,862,000

Subd. 2. RIM and CREP Conservation Easements 23,000,000

This appropriation is to acquire conservation easements from landowners on marginal lands to protect soil and water quality and to support fish and wildlife habitat as provided in Minnesota Statutes, section 103F.515.

\$3,000,000 is to implement the program.

Subd. 3. Wetland Replacement Due to Public Road Projects 4,362,000

To acquire land for wetlands or restore wetlands to be used to replace wetlands drained or filled as a result of the repair, maintenance, or rehabilitation of existing public roads as required by Minnesota

Statutes, section 103G.222, subdivision 1, paragraphs (k) and (l).

The purchase price paid for acquisition of land, fee, or perpetual easement must be the fair market value as determined by the board. The board may enter into agreements with the federal government, other state agencies, political subdivisions, and nonprofit organizations or fee owners to acquire land and restore and create wetlands and to acquire existing wetland banking credits. Acquisition of or the conveyance of land may be in the name of the political subdivision.

Subd. 4. Area II Minnesota

River Basin Grant-in-Aid Program

500,000

For grants to assist local governments in Area II of the Minnesota River Basin to acquire, design, and construct floodwater retention systems.

The grants are not available until the board determines that \$1 has been committed to the project from nonstate sources for every \$3 of state grant.

Sec. 11. AGRICULTURE

Subdivision 1. To the Board of Regents of the University of Minnesota for the purposes specified in this section

3,919,000

Subd. 2. Agriculture Water Management Research Partnership

619,000

To establish or expand agricultural water management projects at the Crookston, Morris, Lamberton, and Waseca Research and Outreach Centers in partnership with the Department of Agriculture.

Subd. 3. Joint Plant Pathology Research Facility

3,300,000

To design, construct, furnish, and equip a level 3 plant pathogen containment research facility on the University of Minne-

sota St. Paul Campus. This appropriation is not available until the commissioner of finance determines that at least \$1,600,000 in matching nonstate contributions have been committed to the project.

\$100,000 is to complete the level 2 containment facility.

Sec. 12. MINNESOTA ZOOLOGICAL GARDEN

Subdivision 1. To the Minnesota Zoological Garden for the purposes specified in this section

22,640,000

Subd. 2. Phase 1 of Master Plan

20,640,000

To design, construct, furnish, and equip zoo facilities consistent with the current Master Plan for the Gateway to the North exhibit.

Subd. 3. Asset Preservation

2,000,000

For capital asset preservation improvements and betterments, to be spent in accordance with Minnesota Statutes, section 16A.632.

Sec. 13. ADMINISTRATION

Subdivision 1. To the commissioner of administration for the purposes specified in this section

7,279,000

Subd. 2. Capital Asset Preservation and Replacement Account (CAPRA)

3,000,000

To be spent in accordance with Minnesota Statutes, section 16A.632.

Subd. 3. Asset Preservation

2,500,000

For asset preservation projects in properties managed by the Department of Administration, to be spent in accordance with Minnesota Statutes, section 16A.632.

Subd. 4. Parking

1,779,000

For renovation of the Central Park Parking Ramp, located east and adjacent to the

Centennial Office Building in St. Paul, to accommodate additional parking stalls and for capital costs to expand Capitol Parking Lot Q, located at Cedar Street and Sherburne Avenue in St. Paul, to accommodate additional parking stalls.

The bond debt will be user financed from parking fees collected and deposited into the state parking account under Minnesota Statutes, section 16A.643.

Sec. 14. CAPITOL AREA ARCHITECTURAL AND PLANNING BOARD

Subdivision 1. To the commissioner of administration for the purposes specified in this section 2,370,000

Subd. 2. Capitol Interior Renovation 1,200,000

To complete schematic design for the phased renovation and restoration of the Capitol's interior, including all floors, ceremonial and public spaces, office suites, and spaces currently serving as hearing rooms. The design may not include any building outside the Capitol.

The appropriation in this subdivision may not be spent on any project that affects space under the control of the senate without the approval of the secretary of the senate nor on any project that affects space under the control of the house of representatives without the approval of the chief clerk of the house.

Subd. 3. Capitol Third Floor 1,170,000

To repair and restore the public corridors, walls, and ceilings of the third floor of the Capitol Building in St. Paul. Restoration of the dome will be addressed by private fundraising efforts.

Sec. 15. MILITARY AFFAIRS 4,000,000

To the adjutant general to be spent for the purposes set forth in Minnesota Statutes,

section 16A.632.

Sec. 16. VETERANS AFFAIRS

670,000

To the commissioner of administration to complete construction of the World War II veterans' memorial on the Capitol mall. This is the final state appropriation for the project and is contingent on sufficient non-state funds being received and deposited into a segregated account for perpetual maintenance of the memorial.

Sec. 17. PUBLIC SAFETY

642,000

To the commissioner of public safety for a grant to the city of Blue Earth to acquire land for and to predesign, design, construct, furnish, and equip a fire and police station. This appropriation is not available until the commissioner of finance has determined that at least an equal amount has been committed to the project from non-state sources.

Sec. 18. TRANSPORTATION

Subdivision 1. To the commissioner of transportation for the purposes specified in this section

94,000,000

Subd. 2. Local Bridge Replacement and Rehabilitation

40,000,000

This appropriation is from the bond proceeds account in the state transportation fund as provided in Minnesota Statutes, section 174.50, to match federal money and to replace or rehabilitate local deficient bridges.

Political subdivisions may use grants made under this section to construct or reconstruct bridges, including:

- (1) matching federal-aid grants to construct or reconstruct key bridges;
- (2) paying the costs of preliminary engineering and environmental studies autho-

rized under Minnesota Statutes, section 174.50, subdivision 6a;

(3) paying the costs to abandon an existing bridge that is deficient and in need of replacement, but where no replacement will be made; and

(4) paying the costs to construct a road or street to facilitate the abandonment of an existing bridge determined by the commissioner to be deficient, if the commissioner determines that construction of the road or street is more cost efficient than the replacement of the existing bridge.

Subd. 3. Local Road Improvement Program

10,000,000

This appropriation is from the bond proceeds account in the state transportation fund as provided in Minnesota Statutes, section 174.50.

\$5,000,000 is for construction, reconstruction, or reconditioning of local roads with statewide or regional significance under Minnesota Statutes, section 174.52, subdivision 4.

\$5,000,000 is for grants to counties to assist in paying the costs of capital improvement projects on county state-aid highways that are intended primarily to reduce traffic crashes, deaths, injuries, and property damage, under new Minnesota Statutes, section 174.52, subdivision 4a.

Subd. 4. Port Development Assistance

2,000,000

For grants under Minnesota Statutes, sections 457A.01 to 457A.06. Any improvements made with the proceeds of these grants must be publicly owned.

Subd. 5. Northstar Commuter Rail

37,500,000

For final design and project management of a commuter rail line serving Big Lake to downtown Minneapolis; to acquire land for

stations, maintenance facilities, and park and ride lots; and for final design and project management of an extension of the Hiawatha Light Rail Transit Line from its terminus in downtown Minneapolis to a new terminus near Fifth Avenue North adjacent to the proposed downtown Minneapolis commuter rail station.

This appropriation is not available until \$37,500,000 has been committed by local governments and approval to proceed to final design has been authorized by the Federal Transit Administration.

Up to \$10,000,000 of this appropriation may be used for final design and project management.

The final design must include an examination of the feasibility of using bio-diesel fuel in commuter rail locomotives.

After a full-funding grant agreement has been executed with the Federal Transit Administration for the Northstar Commuter Rail Project, the remaining balance of this appropriation not committed for final design and project management or committed to acquire land shall be available, after notice to the commissioner of finance, to construct, furnish, and equip the Northstar Commuter Rail Line and to construct, furnish, and equip the extension of the light rail transit line.

If the Northstar commuter rail line is extended from Big Lake to the St. Cloud area, regional rail authority members of the Northstar Corridor Development Authority who did not fund a portion of the share of capital costs from Minneapolis to Big Lake shall contribute an amount for the extension equal to the amount they would have contributed for their proportional share of the entire line from Minneapolis to the St. Cloud area.

Subd. 6. Rail Service Improvement 2,500,000

For transfer to the rail service improvement account under Minnesota Statutes, section 222.49.

\$1,000,000 is for a grant to the city of New Brighton to construct a railroad wye.

Subd. 7. Duluth Aerial Lift Bridge 1,000,000

For a grant to the city of Duluth for capital restoration of the aerial lift bridge. This appropriation is available when matched by \$1 of money secured or provided by the city of Duluth for each \$1 of state money.

Subd. 8. St. Paul - Holman Field Flood Protection 1,000,000

For a grant to the Metropolitan Airports Commission to construct a permanent flood control perimeter dike along the east and south edges of the St. Paul Downtown Airport/Holman Field.

Sec. 19. METROPOLITAN COUNCIL

Subdivision 1. To the Metropolitan Council for the purposes specified in this section 30,914,000

Subd. 2. Cedar Avenue Bus Rapid Transit (BRT) 10,000,000

For environmental studies, preliminary engineering, bus lane improvements, and transit station construction and improvements for Cedar Avenue bus rapid transit between the Mall of America in Bloomington and the cities of Eagan, Apple Valley, and Lakeville.

This appropriation may not be spent for capital improvements within a trunk highway right-of-way.

Subd. 3. Central Corridor Transit Way 5,250,000

For design, final environmental impact statement, and preliminary engineering of the Central Corridor Transit Way between St. Paul and Minneapolis.

This appropriation may not be spent for capital improvements within a trunk highway right-of-way.

Subd. 4. Red Rock
Corridor Transit Way

500,000

For preliminary engineering and environmental review of the Red Rock corridor transit way from Hastings through St. Paul to Minneapolis.

This appropriation may not be spent for capital improvements within a trunk highway right-of-way.

Subd. 5. Rush Line
Corridor Bus Way

500,000

To match federal money for right-of-way acquisition and engineering for the Rush Line Corridor Bus Way between St. Paul and Hinckley and for related construction of park-and-pool and park-and-ride facilities for the bus way.

This appropriation may not be spent for capital improvements within a trunk highway right-of-way.

Subd. 6. Metropolitan Regional
Parks Capital Improvements

14,664,000

This appropriation must be used to pay the cost of improvements and betterments of a capital nature and acquisition by the council and local government units of regional recreational open-space lands in accordance with the council's policy plan as provided in Minnesota Statutes, section 473.147. Priority should be given to park rehabilitation and land acquisition projects.

For purposes of Minnesota Statutes, sec-

tion 473.351, Columbia Parkway, Ridge-way Parkway, and Stinson Boulevard are considered to be part of the metropolitan regional recreation open space system.

\$100,000 is for a grant to Ramsey and Washington Counties, or either of them as jointly agreed, to prepare engineering design documents for the development of a trail adjacent to marked Trunk Highway 120 from its intersection with Joy Road to its intersection with 20th Street in the city of North St. Paul, adjacent to marked Trunk Highway 96 from its intersection with marked Trunk Highway 61 to its intersection with marked Trunk Highway 244, and adjacent to marked Trunk Highway 244 from its intersection with marked Trunk Highway 96 to and including its intersection with Washington County Road 12. The design must be consistent with the recommendations of the Lake Links Trail Network Master Plan prepared for Ramsey and Washington Counties.

\$388,000 is for a grant to the city of St. Paul for park and trail improvements in the Desnoyer Park area, above the Meeker Island lock historic site.

\$4,676,000 is for a grant to the city of St. Paul to design and construct river's edge improvements at Raspberry Island and Upper Landing and develop a public park on Raspberry Island. Of this amount, \$676,000 is the local match for an Upper Landing federal TEA-21 grant.

\$2,500,000 is for a grant to the city of South St. Paul for the closure, capping, and remediation of approximately 80 acres of the Port Crosby construction and demolition debris landfill in South St. Paul, as the fourth phase of converting the land into parkland, and to restore approximately 80 acres of riverfront land along the Mississippi River.

Sec. 20. HUMAN SERVICES

Subdivision 1. To the commissioner of administration or another named agency for the purposes specified in this section

26,073,000

Subd. 2. State-Operated Services
Forensics Programs

3,259,000

To design new facilities to be constructed on the campus of the St. Peter Regional Treatment Center for individuals committed as sexual psychopathic personalities, sexually dangerous persons, mentally ill, or mentally ill and dangerous.

Subd. 3. Systemwide Redevelopment, Reuse, or Demolition

17,600,000

To demolish or improve surplus, nonfunctional, or deteriorated facilities and infrastructure at Department of Human Services campuses statewide.

(a) Up to \$8,600,000 may be used to predesign, design, construct, furnish, and equip renovation of existing space or construction of new space for skilled nursing home capacity for forensic treatment programs operated by state-operated services on the campus of St. Peter Regional Treatment Center.

(b) \$4,000,000 may be used to prepare and develop a site, including demolition of buildings and infrastructure, to implement the redevelopment and reuse of the Ah-Gwah-Ching Regional Treatment Center campus. If the property is sold or transferred to a local unit of government, the unspent portion of this appropriation may be granted to the local unit of government that acquires the campus for the purposes stated in this subdivision.

(c) \$1,000,000 may be used to renovate one or more buildings for chemical dependency treatment specializing in methamphet-

amine addiction, and demolish buildings, on the Willmar Regional Treatment Center campus. If the property is sold or transferred to a local unit of government, the unspent portion of this appropriation may be granted to the local unit of government that acquires the campus for the purposes stated in this subdivision.

(d) Up to \$2,210,000 may be spent by the commissioner of finance to retire municipal bonds issued by the city of Fergus Falls and to retire interfund loans incurred by the city of Fergus Falls in connection with the waste incinerator and steam heating facility at the Fergus Falls Regional Treatment Center.

(e) Up to \$400,000 may be used for a grant to the city of Fergus Falls to demolish the city's waste-to-energy incineration plant located on the grounds of the Fergus Falls Regional Treatment Center.

(f) The provisions, terms, and conditions of any grant made by the director of the Office of Environmental Assistance under Minnesota Statutes, chapter 115A, to the city of Fergus Falls for the waste incinerator steam heating facility that supports the Fergus Falls Regional Treatment Center and that may come into effect as a result of the incinerator and facility being closed, are hereby waived.

Subd. 4. Willmar Regional Treatment
Center Retrofit

900,000

To demolish buildings, predesign, design, renovate, construct, furnish, and equip buildings at the Willmar Regional Treatment Center for reuse, and renovate campus support buildings and campus infrastructure, including tunnels. These projects are to develop the Willmar Regional Treatment Center campus for health care, mental health care, chemical dependency treat-

ment, housing, and other public purposes and must be implemented consistent with the recommendations in the final Willmar Regional Treatment Center Master Plan and Reuse Study prepared and approved under Laws 2003, First Special Session chapter 14, article 6, section 64, subdivision 2, unless expressly provided otherwise. If the Willmar Regional Treatment Center property is sold or transferred to a local unit of government, the unspent portion of this appropriation may be granted to the local unit of government that acquires the campus for the purposes stated in this subdivision.

Subd. 5. Systemwide Roof
Renovation and Replacement 1,014,000

For renovation and replacement of roofs at Department of Human Services facilities statewide.

Subd. 6. Systemwide Asset
Preservation 3,000,000

For asset preservation improvements and betterments of a capital nature at state regional treatment centers, to be spent in accordance with Minnesota Statutes, section 16A.632.

A portion of this appropriation may be used to acquire a residential property located adjacent to the St. Peter Regional Treatment Center.

Subd. 7. Grave Markers at
Regional Treatment Centers 300,000

To purchase and place grave markers or memorial monuments that include the available names of individuals at cemeteries located at regional treatment centers operated or formerly operated by the commissioner of human services. Individual monuments must not be placed if the family of the deceased resident objects to the placement of the monument.

Sec. 21. VETERANS HOMES BOARD

Subdivision 1. To the commissioner of administration for the purposes specified in this section

5,437,000

Subd. 2. Asset Preservation

4,000,000

For asset preservation improvements and betterments of a capital nature at veterans homes statewide to be spent in accordance with Minnesota Statutes, section 16A.632.

Up to \$2,200,000 of federal money received by the Minnesota Veterans Homes Board of Directors as reimbursement for state capital expenditures at the veterans homes must be credited to the general fund and is appropriated to the commissioner of administration for asset preservation at the homes in accordance with Minnesota Statutes, section 16A.632.

Subd. 3. Luverne
Veterans Home

306,000

For the state's portion of the cost to design, construct, furnish, and equip an addition to the nursing care facility, to be used as an Alzheimer's/dementia wander area.

Subd. 4. Minneapolis
Veterans Home

1,031,000

For the state's portion of the cost to remodel Building 4 to provide adult day care services in the surrounding communities.

Subd. 5. Willmar
Veterans Home Predesign

100,000

To predesign a veterans nursing home on the Willmar Regional Treatment Center campus, including a 60-bed skilled nursing facility in the medical treatment center annex building (building 24) and possibly new construction for a veterans geriatric behavioral program.

Sec. 22. CORRECTIONS

Subdivision 1. To the commissioner of administration for the purposes specified in this section

98,694,000

Subd. 2. Minnesota Correctional Facility - Faribault, Phase 1

84,844,000

To design, construct, furnish, and equip an expansion at the Minnesota Correctional Facility - Faribault, to include, but not be limited to, three new 416-bed, double-bunked wet cell lockable living units, a new kitchen and dining area, an expanded health services area, additional programming space, an upgrade to the existing heating plant, and demolition of several buildings and a utility tunnel.

Subd. 3. Minnesota Correctional Facility - Stillwater, Phase 1

3,500,000

To demolish the former health services building, renovate, and equip the discipline and psychology/psychiatry units, and design through construction documents a new 150-bed segregation unit.

Subd. 4. Minnesota Correctional Facility - Willow River

(a) Activities Building

2,000,000

To demolish the Willow River Activities Building and design, construct, furnish, and equip a replacement for it.

(b) Space for Additional Beds

350,000

To purchase or to construct, furnish, equip, and prepare foundation and utilities for a new prefabricated or conventionally built building to accommodate up to 100 additional beds. The commissioner may use this appropriation and any other state or federal money that may be available for this expansion.

Subd. 5. Asset Preservation

8,000,000

For improvements and betterments of a capital nature at Minnesota correctional facilities statewide, in accordance with Minnesota Statutes, section 16A.632.

Sec. 23. EMPLOYMENT AND ECONOMIC DEVELOPMENT

Subdivision 1. To the commissioner of employment and economic development or other named agency for the purposes specified in this section

167,199,000

Subd. 2. State Match for Federal Grants

14,380,000

(a) To the Public Facilities Authority:

(1) to match federal grants to the water pollution control revolving fund under Minnesota Statutes, section 446A.07; and

(2) to match federal grants to the drinking water revolving fund under Minnesota Statutes, section 446A.081.

(b) The expenditure and allocation of state matching money between funds described in paragraph (a), clauses (1) and (2), must be based on the amount of federal money appropriated to the funds.

(c) This appropriation must be used for qualified capital projects.

Subd. 3. Wastewater Infrastructure Funding Program

29,900,000

(a) To the Public Facilities Authority for the purposes specified in this subdivision. \$29,300,000 of this appropriation is for grants and loans to eligible municipalities under the wastewater infrastructure program established in Minnesota Statutes, section 446A.072.

To the greatest practical extent, the authority must use the appropriation for projects on the 2005 project priority list in priority order to qualified applicants that submit plans and specifications to the Pollution

Control Agency or receive a funding commitment from USDA Rural Economic and Community Development before December 1, 2006.

\$600,000 of this appropriation is to implement the wastewater infrastructure program.

(b) The grants listed in this paragraph are not subject to the 2005 project priority list nor to the limitations on grant amounts set forth in Minnesota Statutes, section 446A.072, subdivision 5a.

\$1,500,000 is for a grant to the city of Aurora to reconstruct its wastewater treatment plant, damaged in an explosion May 5, 2004.

\$1,700,000 is for a grant to the Central Iron Range Sanitary Sewer District Authority to predesign and design the necessary facilities to collect, treat, and dispose of sewage in the district, including a pump-storage facility and a wind-energy facility.

Up to \$5,000,000 may be used as grants to the cities of Dunnell, Dumont, Henriette, Lewisville, McGrath, and Ostrander to undertake corrective action on systems built since 2001 with federal money from USDA Rural Economic and Community Development. A grant must not exceed the amount of federal money used in the construction of systems that incorporated sand filter treatment, fixed activated sludge treatment, or mechanical package plant treatment technologies.

\$4,950,000 is for a grant to the city of Duluth for design and construction of sanitary sewer overflow storage facilities at selected locations in the city of Duluth. This appropriation is available when matched by \$1 of money secured or pro-

vided by the city of Duluth for each \$1 of state money.

\$1,700,000 is for a grant to the city of Eagle Bend to predesign, design, construct, furnish, and equip a wastewater collection and treatment system.

\$1,500,000 is for a grant to the city of Two Harbors to retire loans, whether interfund or otherwise, incurred to acquire land for, design, construct, furnish, and equip a 2,500,000 gallon equalization basin and a chlorine-contact tank of at least 100,000 gallon capacity, adjacent to the city's wastewater treatment plant. The equalization basin is required under the city's National Pollution Discharge Elimination System permit. This appropriation is not available until the commissioner of finance determines that \$325,000 has been committed to the project from nonstate sources.

\$1,550,000 for a grant to the city of Bayport for the Middle St. Croix River Watershed Management Organization to complete the sewer system extending from Minnesota Department of Natural Resources pond 82-310P (the prison pond) in Bayport through the Stillwater prison grounds to the St. Croix River.

\$2,000,000 is to the commissioner of employment and economic development for a grant to the city of New Brighton to relocate a sanitary sewer interceptor in the Northwest Quadrant to allow for redevelopment of that area.

Subd. 4. Total Maximum

Daily Load Grants

2,000,000

To the Public Facilities Authority for total maximum daily load grants under new Minnesota Statutes, section 446A.073.

Subd. 5. Austin Flood Relief

2,000,000

For grants to local units of government to assist with the cost of rehabilitation and replacement of publicly owned infrastructure, including storm sewers, wastewater and municipal utility service, drinking water systems, and other infrastructure damaged by flooding in the area designated under Presidential Declaration of Major Disaster, DR-1569, whether included in the original declaration or added later by federal government action.

This appropriation may also be used to acquire real property substantially damaged by flooding in the area included in DR-1569.

For the purposes of this appropriation, criteria, limitations, and repayment requirements in Minnesota Statutes, sections 446A.07, 446A.072, and 446A.081, are waived.

Of this amount, \$800,000 is for a grant to the city of Austin for public improvements in or near the city, \$600,000 is for a grant to the city of Albert Lea for public improvements in or near the city, \$400,000 is for a grant to Freeborn County for public improvements in the Turtle Creek Watershed, and \$200,000 is for a grant to the city of Blooming Prairie.

Subd. 6. Burnsville -
Water Treatment Facility

3,000,000

To the Public Facilities Authority for a grant to the city of Burnsville to design, construct, furnish, and equip a water treatment facility that will provide an additional potable water source for the city of Burnsville using water from the Burnsville quarry. This appropriation is not available until the commissioner of finance has determined that at least \$6,000,000 is available in matching money from nonstate sources. The first \$6,000,000 from nonstate

sources must be split equally between the city of Burnsville and the owner of the quarry. Amounts spent since January 1, 2002, to plan, design, and construct this project may be counted as part of the nonstate match.

Subd. 7. Crookston and Red Lake
Falls - Riverbank Protection

2,500,000

\$1,900,000 is for the Public Facilities Authority to make a grant to the city of Crookston to acquire property for and to predesign, design, and construct emergency riverbank protection and erosion control measures along the Red Lake River in the vicinity of U.S. 2. For the purposes of this appropriation, the criteria, limitations, and repayment requirements in Minnesota Statutes, sections 446A.07, 446A.072, and 446A.081, are waived.

\$600,000 is for the Public Facilities Authority to make a grant to the city of Red Lake Falls to acquire property for and to predesign, design, and construct emergency riverbank protection and erosion control measures along the Red Lake River. For the purposes of this appropriation, the criteria, limitations, and repayment requirements in Minnesota Statutes, sections 446A.07, 446A.072, and 446A.081, are waived.

Subd. 8. Lewis and Clark
Rural Water System, Inc.

2,000,000

To the Public Facilities Authority for grants to the city of Luverne, city of Worthington Public Utilities, Lincoln-Pipestone rural water system, and Rock County rural water system to acquire land, predesign, design, construct, furnish, and equip one or more water transmission and storage facilities to accommodate the connection with the Lewis and Clark Rural Water System, Inc. that will serve southwestern Minnesota.

The grants must be awarded to projects approved by the Lewis and Clark Joint Powers Board.

This appropriation is available only to the extent matched by at least \$1 of local money paid to the Lewis and Clark Rural Water System, Inc. for each \$1 of state money to be used to reimburse costs incurred on eligible projects.

This appropriation is the first phase of the state share for the Lewis and Clark Rural Water System, Inc. project as defined in the federal Lewis and Clark Rural Water System Act of 2000.

Subd. 9. Roseau Infrastructure Repair and Municipal Complex Relocation

13,220,000

(a)(1) \$4,941,000 to the public facilities authority for a grant to the city of Roseau to assist with the cost of rehabilitation and replacement of publicly owned infrastructure, including storm sewers, wastewater and municipal utility service, drinking water systems, and other infrastructure damaged by flooding in the area included in DR-1419. For the purposes of this appropriation, criteria, limitations, and repayment requirements in Minnesota Statutes, sections 446A.07, 446A.072, and 446A.081, are waived.

(2) \$8,279,000 is for a grant to the city of Roseau to design, construct, furnish, and equip a new city hall, auditorium, library, museum, and police department located out of the Roseau River floodway.

(b) Capital costs for the projects in paragraph (a) incurred after the effective date of this act are eligible for reimbursement from the grants authorized in paragraph (a), provided that the city of Roseau has given the commissioner of finance the information that the commissioner requests to meet

federal tax law requirements.

Subd. 10. Greater Minnesota Business
Development Infrastructure Grant Program

10,000,000

For grants under Minnesota Statutes, section 116J.431.

Subd. 11. Redevelopment
Account

15,000,000

For purposes of the redevelopment account created in Minnesota Statutes, section 116J.571.

\$5,000,000 is for a grant to the city of Mounds View for public improvements for a commercial and industrial redevelopment project. This grant is exempt from the requirements of Minnesota Statutes, sections 116J.572 to 116J.575.

\$1,000,000 is for a grant to the city of Willmar to pay part of the cost of acquiring land for the city airport and to construct, furnish, and equip hangars and a precision lighting system at the airport.

\$600,000 is for a grant to the city of Rushford to acquire real property for, and to design, construct, and renovate, furnish, and equip a facility for the Institute of Nanotechnology.

Subd. 12. Bioscience Development

18,500,000

For grants to political subdivisions to pre-design, design, construct, furnish, and equip publicly owned infrastructure required to support bioscience development in this state.

\$2,500,000 is for a grant to the city of Worthington.

Subd. 13. Buffalo Lake -
Maintenance Garage and Street Repair

690,000

For a grant to the city of Buffalo Lake to

design, construct, furnish, and equip a municipal maintenance garage and reconstruct city streets damaged by a tornado.

Subd. 14. Detroit Lakes -
Regional Historical Pavilion and Band Shell

283,000

For a grant to the city of Detroit Lakes to renovate the Detroit Lakes Historical Regional Pavilion and Band Shell. This appropriation is not available until the commissioner has determined that at least an equal amount has been committed from nonstate sources.

Subd. 15. Laurentian Energy Authority -
Wood Yard

2,000,000

For a grant to the Laurentian Energy Authority, established under a joint powers agreement between the cities of Hibbing and Virginia, to construct a wood yard for processing and prepping agricultural biomass and forest-derived biomass wood waste for biomass energy facilities.

Subd. 16. Minneapolis

(a) Minnesota Planetarium

22,000,000

For a grant to the city of Minneapolis to complete design and to construct, furnish, and equip a new Minnesota planetarium and space discovery center in conjunction with the Minneapolis downtown library.

(b) Heritage Park

Any unspent balance remaining on December 31, 2004, in the appropriation made by Laws 2000, chapter 492, article 1, section 22, subdivision 10, for a grant to the city of Minneapolis, may be used by the city for improvements to the Heritage Park project.

(c) Minnesota Shubert Center

1,000,000

For a grant to the city of Minneapolis to predesign and design and provide for re-

lated capital costs for an associated atrium to create the Minnesota Shubert Center.

Subd. 17. Moorhead -
Heritage Hjemkomst Center

1,000,000

For a grant to the city of Moorhead for asset preservation at the Heritage Hjemkomst Center. The appropriation must be used to predesign, design, and construct replacement of the fabric roof, replacement of the structural support system for the hull of the Viking ship Hjemkomst, and to install security measures at the replica Stave Kirke. This appropriation is not available until the commissioner has determined that at least an equal amount has been committed from nonstate sources.

Subd. 18. Orono - Big Island

2,000,000

For a grant to the city of Orono to acquire the Big Island Veterans Camp in Lake Minnetonka. Minnesota Statutes, section 197.133, applies to this appropriation.

The appropriation is not available until the commissioner of finance determines that an amount sufficient to complete the purchase has been committed to the project from nonstate sources. The purchase may be completed without waiting for other interested governmental agencies to come forward.

Subd. 19. Rochester -
University of Minnesota/
Mayo Clinic Biotechnology Research Facility

21,726,000

To the Board of Regents of the University of Minnesota to purchase floors in the Stabile Building on the Mayo Clinic Campus in Rochester. The floors are to be used to accommodate both basic science and clinical researchers, along with research infrastructure, that will be used to support collaborative research efforts between the University of Minnesota and the Mayo

Clinic. The floors will be owned by the University of Minnesota and operated by the Mayo Clinic through a use agreement approved by the commissioner of finance, subject to Minnesota Statutes, section 16A.695.

Subd. 20. St. Paul - Phalen Corridor

4,000,000

For a grant to the city of St. Paul to acquire land for right-of-way and to complete contamination remediation and construct Phalen Boulevard between Interstate Highway I-35E and Johnson Parkway.

Sec. 24. HOUSING FINANCE AGENCY

Subdivision 1. To the commissioner of the Housing Finance Agency for the purposes specified in this section

12,350,000

Subd. 2. Housing the Homeless

12,000,000

To the commissioner of the Housing Finance Agency for loans and grants for publicly owned permanent rental housing under Minnesota Statutes, section 462A.202, subdivision 3a, for persons who have been without a permanent residence for at least 12 months or on at least four occasions in the last three years or are at significant risk of lacking a permanent residence for at least 12 months or on at least four occasions in the last three years. The housing must provide or coordinate with linkages to services necessary for residents to maintain housing stability and maximize opportunities for education and employment. Notwithstanding Minnesota Statutes, section 462A.202, subdivision 3a, the commissioner shall give equal consideration to proposals for projects serving individuals and those serving families with children. Preference among comparable proposals shall be given to proposals for the acquisition and rehabilitation of property.

Subd. 3. Supportive Housing 350,000

For a grant to the Hennepin County Housing and Redevelopment Authority to design 64 units of affordable, stable, and supportive housing, including some units targeted at those experiencing long-term homelessness. The units must be owned by the grantee and may be located above a non-profit social service provider's site, and may be operated by the social service provider, subject to Minnesota Statutes, section 16A.695.

Sec. 25. MINNESOTA HISTORICAL SOCIETY

Subdivision 1. To the Minnesota Historical Society for the purposes specified in this section 6,000,000

Subd. 2. Historic Sites Asset Preservation 4,000,000

For capital improvements and betterments at state historic sites, buildings, landscaping at historic buildings, exhibits, markers, and monuments, to be spent for the purposes set forth in Minnesota Statutes, section 16A.632. The society shall determine project priorities as appropriate based on need.

Subd. 3. County and Local Preservation Grants 1,000,000

To be allocated to county and local jurisdictions as matching money for historic preservation projects of a capital nature. Grant recipients must be public entities and must match state funds on at least an equal basis. The facilities must be publicly owned.

Subd. 4. Fort Snelling Historic Site 1,000,000

To design, construct, furnish, and equip the most urgent preservation projects needed for historic Fort Snelling.

Sec. 26. BOND SALE EXPENSES 884,000

To the commissioner of finance for bond sale expenses under Minnesota Statutes, section 16A.641, subdivision 8.

Sec. 27. BOND SALE SCHEDULE

The commissioner of finance shall schedule the sale of state general obligation bonds so that, during the biennium ending June 30, 2007, no more than \$780,536,000 will need to be transferred from the general fund to the state bond fund to pay principal and interest due and to become due on outstanding state general obligation bonds. During the biennium, before each sale of state general obligation bonds, the commissioner of finance shall calculate the amount of debt service payments needed on bonds previously issued and shall estimate the amount of debt service payments that will be needed on the bonds scheduled to be sold. The commissioner shall adjust the amount of bonds scheduled to be sold so as to remain within the limit set by this section. The amount needed to make the debt service payments is appropriated from the general fund as provided in Minnesota Statutes, section 16A.641.

Sec. 28. BOND SALE AUTHORIZATION.

Subdivision 1. BOND PROCEEDS FUND. To provide the money appropriated in this act from the bond proceeds fund, the commissioner of finance shall sell and issue bonds of the state in an amount up to \$876,980,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7.

Subd. 2. MAXIMUM EFFORT SCHOOL LOAN FUND. To provide the money appropriated in this act from the maximum effort school loan fund, the commissioner of finance shall sell and issue bonds of the state in an amount up to \$18,000,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the maximum effort school loan fund.

Subd. 3. TRANSPORTATION FUND BOND PROCEEDS ACCOUNT. To provide the money appropriated in this act from the state transportation fund, the commissioner of finance shall sell and issue bonds of the state in an amount up to \$50,000,000 in the manner, upon the terms, and with the effect prescribed by

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Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the state transportation fund.

Sec. 29. [16A.502] NONSTATE COMMITMENTS TO CAPITAL PROJECTS.

If a state appropriation or grant for a capital project or project phase is not sufficient, by itself, to complete the project or project phase, and thus requires a commitment from other sources:

(1) the commitment, including any required match, must be in an amount that, when added to the appropriation or grant, is sufficient to complete the project or project phase; and

(2) the appropriation or grant is not available until the commissioner has determined that the commitment is sufficient.

In making the determination, the commissioner must apply generally accepted governmental accounting standards and principles, including those that are particularly applicable to capital projects.

Sec. 30. Minnesota Statutes 2004, section 16A.671, subdivision 3, is amended to read:

Subd. 3. **DEFINITIONS.** As used in this section, the terms defined in this subdivision have the meanings given them:

(a) "General fund" means all cash and investments from time to time received and held in the treasury, except proceeds of state bonds and amounts received and held in special or dedicated funds created by the Constitution, or by or pursuant to federal laws or regulations, or by bond or trust instruments, pension contracts, or other agreements of the state or its agencies with private persons, entered into under state law.

(b) "Maximum current cash flow requirement" means the commissioner's written estimate of the largest of the amounts by which, on a particular designated date in each month of the term for which certificates are to be issued, the sum of (1) the warrants then outstanding against the general fund plus (2) those that must be drawn on the fund before the same date in the following month, in payment of claims due for expenditure under all appropriations and allotments, will exceed the amount of cash or cash equivalent assets held in the general fund on the first of these dates an amount equal to five percent of the actual working capital expenditures from the general fund in the preceding fiscal year, will exceed the amount of cash or cash equivalent assets held in the general fund, excluding the proceeds of the certificates to be issued.

Sec. 31. Minnesota Statutes 2004, section 85.019, subdivision 2, is amended to read:

Subd. 2. **PARKS AND OUTDOOR RECREATION AREAS.** The commissioner shall administer a program to provide grants to units of government for up to 50

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percent of the costs of acquisition and betterment of public land and improvements needed for parks and other outdoor recreation areas and facilities, including costs to create veterans memorial gardens and parks.

Sec. 32. Minnesota Statutes 2004, section 116.182, subdivision 2, is amended to read:

Subd. 2. **APPLICABILITY.** This section governs the commissioner's certification of projects seeking financial assistance under section 103F.725, subdivision 1a; 446A.07; ~~or~~; 446A.072; or 446A.073.

Sec. 33. Minnesota Statutes 2004, section 116J.575, subdivision 1, is amended to read:

Subdivision 1. **COMMISSIONER DISCRETION.** The commissioner may make a grant for up to 50 percent of the eligible costs of a project. The determination of whether to make a grant for a site is within the discretion of the commissioner, subject to this section and sections 116J.571 to 116J.574 and available unencumbered money in the greater Minnesota redevelopment account. Notwithstanding section 116J.573, if the commissioner determines that the applications for grants for projects in greater Minnesota are less than the amount of grant funds available, the commissioner may make grants for projects anywhere in Minnesota. The commissioner's decisions and application of the priorities under this section are not subject to judicial review, except for abuse of discretion.

Sec. 34. Minnesota Statutes 2004, section 134.45, is amended to read:

134.45 **LIBRARY ACCESSIBILITY AND IMPROVEMENT GRANTS.**

Subdivision 1. **APPLICATION; DEFINITION.** Public library jurisdictions may apply to the commissioner of education for grants to ~~improve~~ for improvements and accessibility to their library facilities. For the purposes of this section, "public library jurisdictions" means regional public library systems, regional library districts, cities, and counties operating libraries under chapter 134.

Subd. 2. **APPROVAL BY COMMISSIONER.** The commissioner of education, in consultation with the state Council on Disability, may approve or disapprove applications under this section. The grant money must be used ~~only~~ to remove architectural barriers from a building or site, to renovate or expand an existing building for use as a library, or to construct a new library building.

Subd. 3. **APPLICATION FORMS.** The commissioner of education shall prepare application forms and establish application dates.

Subd. 4. **MATCH.** A public library jurisdiction applying for a grant under this section must match the grant with local funds.

Subd. 5. **QUALIFICATION; ACCESSIBILITY GRANTS.** A public library jurisdiction may apply for a grant in an amount up to ~~\$150,000~~ \$200,000 or 50 percent of the approved costs of removing architectural barriers from a building or site, whichever is less. Grants may be made only for projects in existing buildings used as

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a library, or to prepare another existing building for use as a library. Renovation of an existing building may include an addition to the building if the additional space is necessary to provide accessibility or if relocating public spaces to the ground level provides improved overall accessibility. Grants must not be used to pay part of the cost of meeting accessibility requirements in a new building.

Subd. 5a. **PROHIBITION ON PORNOGRAPHIC USE OF INTERNET.** A public library jurisdiction is not eligible for a grant under this section unless it has adopted a policy to prohibit library users from using the library's Internet access to view, print, or distribute material that is obscene within the meaning of section 617.241.

Subd. 5b. **QUALIFICATION; IMPROVEMENT GRANTS.** A public library jurisdiction may apply for a grant in an amount up to \$1,000,000 or 50 percent, whichever is less, of the approved costs of renovating or expanding an existing library building, or to construct a new library building.

Subd. 6. **AWARD OF GRANTS.** The commissioner, in consultation with the state Council on Disability, shall examine and consider all applications for grants. If a public library jurisdiction is found not qualified, the commissioner shall promptly notify it. The commissioner shall prioritize grants on the following bases: the degree of collaboration with other public or private agencies, the public library jurisdiction's tax burden, the long-term feasibility of the project, the suitability of the project, and the need for the project. If the total amount of the applications exceeds the amount that is or can be made available, the commissioner shall award grants according to the commissioner's judgment and discretion and based upon a ranking of the projects according to the factors listed in this subdivision. The commissioner shall promptly certify to each public library jurisdiction the amount, if any, of the grant awarded to it.

Subd. 7. **PROJECT BUDGET.** A public library jurisdiction that receives a grant must provide the commissioner with the project budget and any other information the commissioner requests.

Sec. 35. Minnesota Statutes 2004, section 136F.60, is amended by adding a subdivision to read:

Subd. 5. **DISPOSITION OF SURPLUS PROPERTY.** (a) The board may declare state lands under its control that are no longer needed by the Minnesota State Colleges and Universities system to be surplus and may offer them for public sale in a manner consistent with the procedures set forth in sections 16B.282 to 16B.286 for disposition of state lands by the commissioner of administration. The parcels must not be exchanged or transferred for no or nominal consideration.

(b) Proceeds from the sale or disposition of land under this subdivision, after paying all expenses incurred in selling or disposing of the land and then paying any amounts due under section 16A.695, are appropriated to the board for use for capital projects at the institution that was responsible for management of the land.

Sec. 36. Minnesota Statutes 2004, section 174.52, is amended by adding a subdivision to read:

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Subd. 4a. RURAL ROAD SAFETY ACCOUNT; APPROPRIATION. (a) A rural road safety account is established in the local road improvement fund. Money in the account is annually appropriated to the commissioner of transportation for expenditure as specified in this subdivision. Money in the account must be used as grants to counties to assist in paying the costs of capital improvement projects on county state-aid highways that are intended primarily to reduce traffic crashes, deaths, injuries, and property damage.

(b) The commissioner shall establish procedures for counties to apply for grants from the rural road safety account and criteria to be used to select projects for funding. The commissioner shall establish these procedures and criteria in consultation with representatives appointed by the Association of Minnesota Counties. Eligibility for project selection must be based on the ability of each proposed project to reduce the frequency and severity of crashes.

(c) Money in the account must be allocated in each fiscal year as follows:

(1) one-third of money in the account must be used for projects in the counties of Anoka, Chisago, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington; and

(2) the remainder must be used for projects elsewhere in the state.

Sec. 37. Minnesota Statutes 2004, section 245.036, is amended to read:

245.036 LEASES FOR STATE-OPERATED, COMMUNITY-BASED PROGRAMS.

(a) Notwithstanding section 16B.24, subdivision 6, paragraph (a), or any other law to the contrary, the commissioner of administration may lease land or other premises to provide state-operated, community-based programs authorized by sections 252.50, 253.018, and 253.28 for a term of 20 years or less, with a ten-year or less option to renew, subject to cancellation upon 30 days' notice by the state for any reason, except rental of other land or premises for the same use.

(b) The commissioner of administration may also lease land or premises from political subdivisions of the state to provide state-operated, community-based programs authorized by sections 252.50, 253.018, and 253.28 for no more than 30 a term of 20 years or less, with a ten-year or less option to renew. A lease under this paragraph may be canceled only due to the lack of a legislative appropriation for the program.

Sec. 38. Minnesota Statutes 2004, section 446A.04, subdivision 5, is amended to read:

Subd. 5. FEES. (a) The authority may set and collect fees for costs incurred by the authority for audits, arbitrage accounting, and payment of fees charged by the State Board of Investment. The authority may also set and collect fees for costs incurred by the commissioner, the Department of Health, the Pollution Control Agency, and the Department of Transportation, including costs for personnel and administrative services, for financings and the establishment and maintenance of reserve funds. Fees charged directly to borrowers or grantees upon executing a loan or grant agreement must not exceed one-half of one percent of the loan or grant amount. Servicing fees

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assessed to loan repayments must not exceed two percent of the loan repayment. The disposition of fees collected for costs incurred by the authority is governed by section 446A.11, subdivision 13. The authority shall enter into interagency agreements to transfer funds into appropriate administrative accounts established for fees collected under this subdivision for costs incurred by the commissioner, the Department of Health, or the Pollution Control Agency. Fees collected under this subdivision for costs incurred by the commissioner of transportation must be credited to the fund or account which is the source of the loan to which the fees are related.

(b) The authority shall annually report to the chairs of the finance and appropriations committees of the legislature on:

(1) the amount of fees collected under this subdivision for costs incurred by the authority;

(2) the purposes for which the fee proceeds have been spent; and

(3) the amount of any remaining balance of fee proceeds.

Sec. 39. [446A.073] TOTAL MAXIMUM DAILY LOAD GRANTS.

Subdivision 1. PROGRAM ESTABLISHED. The authority must make grants to municipalities to cover up to one-half the cost of wastewater treatment projects made necessary by wasteload reductions under total maximum daily load plans required by section 303(d) of the federal Clean Water Act, United States Code, title 33, section 1313(d).

Subd. 2. GRANT APPLICATION. Application for a grant must be made to the authority on forms prescribed by the authority for the total maximum daily load grant program, with additional information as required by the authority. In accordance with section 116.182, the Pollution Control Agency shall:

(1) calculate the essential project component percentage, which must be multiplied by the total project cost to determine the eligible project cost; and

(2) review and certify approved projects to the authority.

Subd. 3. PROJECT PRIORITIES. When money is appropriated for grants under this program, the authority shall reserve money for projects in the order that their total maximum daily load plan was approved by the United States Environmental Protection Agency and in an amount based on their most recent cost estimates submitted to the authority or the as-bid costs, whichever is less.

Subd. 4. GRANT APPROVAL. The authority must make a grant to a municipality, as defined in section 116.182, subdivision 1, only after:

(1) the commissioner of the Minnesota Pollution Control Agency has certified to the United States Environmental Protection Agency a total maximum daily load plan for identified waters of this state that includes a point source wasteload allocation;

(2) the Environmental Protection Agency has approved the plan;

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(3) a municipality affected by the plan has estimated the cost to it of wastewater treatment projects necessary to comply with the point source wasteload allocation;

(4) the Pollution Control Agency has approved the cost estimate; and

(5) the authority has determined that the additional financing necessary to complete the project has been committed from other sources.

Subd. 5. GRANT DISBURSEMENT. Disbursement of a grant must be made for eligible project costs as incurred by the municipality and in accordance with a project financing agreement and applicable state and federal laws and rules governing the payments.

Sec. 40. Laws 1998, chapter 404, section 15, subdivision 2, is amended to read:

Subd. 2. National Sports Center

4,800,000

\$1,700,000 is to purchase and develop land adjacent to the National Sports Center in Blaine for use as athletic fields.

\$3,100,000 is to develop the National Children's Golf Course. The primary purpose of the National Children's Golf Course is to serve youth of 18 years and younger. Market rates must be charged for adult golf.

The Minnesota Amateur Sports Commission may lease up to 20 percent of the area of the land purchased with money from the general fund appropriations in this subdivision for a term of up to 30 years to one or more governmental or private entities for any use by the lessee, whether public or private, so long as the use provides some benefit to amateur sports. Lease payments received by the commission are appropriated to the commission for the purposes specified in Minnesota Statutes, chapter 240A. The land purchased from the general fund appropriations may be used for any amateur sport.

Sec. 41. Laws 1998, chapter 404, section 23, subdivision 17, as amended by Laws 1999, chapter 20, section 1, is amended to read:

Subd. 17. Paramount Arts District
Regional Arts Center

750,000

(a) To the commissioner of administration

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for a grant to the city of St. Cloud Housing and Redevelopment Authority to construct, furnish, and equip the Paramount Arts District Regional Arts Center, subject to Minnesota Statutes, section 16A.695. This appropriation is not available until the commissioner has determined that the necessary additional financing to complete at least a \$5,400,000 project has been committed by nonstate sources.

(b) The Housing and Redevelopment Authority must effect the transfer as otherwise required or permitted by law. Once the transfer is effected, the city is the successor to the Housing and Redevelopment Authority for the purposes of the grant and Minnesota Statutes, section 16A.695.

Sec. 42. Laws 2000, chapter 492, article 1, section 7, subdivision 21, is amended to read:

Subd. 21. Harbor of Refuge at Two Harbors 1,000,000

To develop the harbor of refuge and marina at Two Harbors, including public access improvements, marina slips, parking facilities, utilities, a fuel dock, and an administration building.

This appropriation is not available until the commissioner has determined that at least \$500,000 has been committed from federal sources. Notwithstanding Minnesota Statutes, section 16A.642, this appropriation and its corresponding bond authorization do not cancel until June 30, 2006.

Sec. 43. Laws 2002, chapter 393, section 22, subdivision 6, is amended to read:

Subd. 6. Fergus Falls
Regional Treatment Center 3,000,000

To design, renovate, construct, furnish, and equip ancillary support and program facilities, including improvements to basic infrastructure, hazardous materials abatement, and demolition that will facilitate the relocation of the facility's ancillary support,

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treatment, and residential programs from the Kirkbride buildings and facilitate the disposition of the Fergus Falls Regional Treatment Center campus. If the property is sold or transferred to a local unit of government, the unspent portion of this appropriation may be granted to the local unit of government that acquires the campus for the purposes stated in this subdivision.

Sec. 44. Laws 2003, First Special Session chapter 20, article 1, section 11, is amended to read:

Sec. 11. HEALTH MINNESOTA STATE COLLEGES AND UNIVERSITIES

775,000

To the Board of Trustees of the Minnesota State Colleges and Universities to design and, construct, and equip a community dental clinic at Lake Superior Community College in Duluth and design and, renovate, and equip the Northwest Technical College Minnesota State Community and Technical Colleges dental hygiene clinic in Moorhead, subject to Minnesota Statutes, section 16A.695.

Sec. 45. MINNESOTA ZOO MARINE CENTER DEBT SERVICE.

Beginning in fiscal year 2006, the Minnesota Zoological Garden is not required to pay any of the debt service costs on bonds sold for the Marine Education Center authorized in Laws 1994, chapter 643, section 27, subdivision 2, as amended by Laws 1996, chapter 463, section 54.

Sec. 46. CONVEYANCE OF SURPLUS STATE LAND AT REGIONAL TREATMENT CENTERS.

Subdivision 1. **WILLMAR REGIONAL TREATMENT CENTER.** (a) Notwithstanding Minnesota Statutes, sections 16B.281 to 16B.287, or other law, administrative rule, or commissioner's order to the contrary, the commissioner of administration may convey to a local unit of government for no consideration all or part of the real property at the Willmar Regional Treatment Center for public purposes consistent with the master plan and reuse study. The conveyance shall be in a form approved by the attorney general and subject to Minnesota Statutes, section 16A.695.

(b) The commissioner of administration may require the local unit of government to reimburse the state for all or part of any campus redevelopment funded and completed by the state.

(c) Notwithstanding Minnesota Statutes, section 16C.23, the commissioner of administration may convey to a local unit of government for no consideration all or

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part of the personal property determined by the commissioner of human services to be no longer needed for human services operations.

(d) If the local unit of government sells any property conveyed under this section to a private entity, the sale must be at fair market value.

Subd. 2. FERGUS FALLS REGIONAL TREATMENT CENTER. (a) Notwithstanding Minnesota Statutes, sections 16B.281 to 16B.287, or any other law, administrative rule, or commissioner's order to the contrary, the commissioner of administration may convey to one or more local units of government for no consideration all or part of the real property at the Fergus Falls Regional Treatment Center for public purposes consistent with the master plan and reuse study. The conveyance must be in a form approved by the attorney general and subject to Minnesota Statutes, section 16A.695.

(b) Notwithstanding Minnesota Statutes, section 16C.23, the commissioner of administration may convey to one or more local units of government for no consideration all or part of the personal property determined by the commissioner of human services to be no longer needed for human services operations. If a local unit of government sells any property conveyed under this section to a private entity, the sale must be at fair market value.

Subd. 3. AH-GWAH-CHING REGIONAL TREATMENT CENTER. (a) Notwithstanding Minnesota Statutes, chapter 94, or any other law, administrative rule, or commissioner's order to the contrary, the commissioner of administration may convey to Cass County for no consideration all the buildings and land on the Ah-Gwah-Ching Center campus that are described in paragraph (c), except the land described in paragraph (d).

(b) The conveyance must be in a form approved by the attorney general and subject to Minnesota Statutes, section 16A.695. The commissioner of administration shall have a registered land surveyor prepare a legal description of the property to be conveyed. The attorney general may make necessary changes in the legal description to correct errors and ensure accuracy.

(c) The land and buildings of the Ah-Gwah-Ching property that may be conveyed to Cass County are located in that part of the South Half, Section 35, Township 142 North, Range 31 West and that part of Government Lot 6, Section 2, Township 141 North, Range 31 West, in Cass County, depicted on the certificate of survey prepared by Landecker and Associates, Inc. dated April 25, 2002. The land described in paragraph (d) is excepted from the conveyance.

(d) That portion of the Ah-Gwah-Ching property to be excepted from the conveyance to Cass County is the land located between the shoreline and the top of the bluff line and is approximately described as follows:

(1) all that part of the Southeast Quarter of Southwest Quarter, Section 35, Township 142 North, Range 31 West, lying southeasterly of a line that lies 450 feet southeasterly of and parallel with Minnesota Highway No. 290;

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(2) Government Lot 4, Section 35, Township 142 North, Range 31 West;

(3) that part of Government Lot 3, Section 35, Township 142 North, Range 31 West, lying southerly of Minnesota Highway No. 290 and westerly of Minnesota Highway No. 371; and

(4) that part of Government Lot 6, Section 2, Township 141 North, Range 31 West, lying southeasterly of the 1,410 foot contour.

The commissioner of administration shall determine the exact legal description upon further site analysis and the preparation of the surveyor's legal description described in paragraph (b).

(e) Notwithstanding anything in this subdivision to the contrary, a conveyance under this section to Cass County may include a conveyance by a bill of sale of the water treatment facilities located within the land described in paragraph (d) and a nonexclusive appurtenant easement for the facilities over the land upon which the facilities are located, including ingress and egress as determined by the commissioner.

The easement must be in a form approved by the attorney general.

(f) At the option of the state, Cass County must, until January 1, 2007, allow the state to lease the space necessary to operate its programs for the cost of utilities for the leased space. During the term of the lease, the state is responsible for any and all maintenance and repairs the state determines are necessary for its use of the leased space.

(g) The Department of Human Services will sell or transfer up to 150 nursing home bed licenses to a qualified vendor, upon the sale or transfer of the Ah-Gwah-Ching campus.

(h) The commissioner of administration may transfer the lakeshore parcel described in paragraph (d) to the commissioner of natural resources upon the sale or transfer of the balance of the campus to Cass County.

(i) The commissioner of human services shall develop foster care services for 20 individuals in the Walker area.

Sec. 47. TRANSFER OF MHFA BONDING AUTHORITY TO HESO.

Notwithstanding Minnesota Statutes, section 474A.03, subdivision 2a, paragraph (b), the Minnesota Housing Finance Agency may enter into an agreement with the Higher Education Services Office under which the Higher Education Services Office issues qualified student loan bonds, up to \$50,000,000 of which are issued pursuant to bonding authority allocated to the Minnesota Housing Finance Agency in 2005 under Minnesota Statutes, section 474A.03, subdivision 2a, paragraph (a). This amount is in addition to the bonding authority otherwise allocated to the Higher Education Services Office under Minnesota Statutes, chapter 474A. Notwithstanding Minnesota Statutes, section 474A.04, subdivision 1a, 474A.061, or 474A.091, subdivision 2, bonding authority carried forward by the Minnesota Housing Financing Agency from its allocation for 2005 under Minnesota Statutes, section 474A.03, subdivision 2a,

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paragraph (b), are exempt from the requirement that the bonding authority be permanently issued by December 31 of the next succeeding calendar year.

Sec. 48. SALE OF FUJI YA PROPERTY; USE OF PROCEEDS.

Subdivision 1. SALE. After making the determinations required under Minnesota Statutes, section 16A.695 and meeting any other requirements of law, the Minneapolis Park and Recreation Board may sell the property known as the Fuji Ya Restaurant property, acquired with state bond funds appropriated in Laws 1987, chapter 400, section 8, subdivision 5, as amended. The sale amount must be at least the property's fair market value. The property may be sold to a private entity.

Subd. 2. PROCEEDS USE FOR OTHER PUBLICLY OWNED CAPITAL PROJECTS FOR PUBLIC PURPOSES. If the Minneapolis Park and Recreation Board enters into an agreement with the commissioner of finance governing the use of the net proceeds of the sale that contains the terms and conditions of a grant agreement for an appropriation of state bond funds, then notwithstanding the requirements in Minnesota Statutes, section 16A.695, subdivision 3, with respect to the distribution of the net sale proceeds, the proceeds must be distributed as provided in this subdivision.

(a) Up to \$750,000 of the net proceeds of the sale may be applied by the Minneapolis Park and Recreation Board to prepay the full lease amount for a public parking facility constructed on the Fuji Ya site if the board has entered into a 99-year lease agreement with the owner for at least 85 parking stalls.

(b) After providing for the parking facility under paragraph (a), the remaining net proceeds, estimated to be \$1,750,000, must be split equally between the board and the state. At a minimum, the state must receive \$544,000.

(c) The board must use its share of the remaining net proceeds as follows: (1) at least \$25,000 for predesign and design of the East Phillips Cultural and Community Center; and (2) for acquisition and development of property in the metropolitan regional park system that is covered by the "Above the Falls" master plan. Property acquired or improved under this paragraph is state bond financed property, subject to Minnesota Statutes, section 16A.695. This allocation is contingent on an equal amount committed from nonstate sources.

Sec. 49. UNIVERSITY OF MINNESOTA; DULUTH PARKING.

The Board of Regents of the University of Minnesota is encouraged to expand the parking facilities at the University of Minnesota, Duluth campus through the purchase of land and property from willing sellers.

Sec. 50. MAXIMUM EFFORT CAPITAL LOAN FORGIVEN; EAST CENTRAL.

Subdivision 1. SALE REQUIREMENTS. Independent School District No. 2580, East Central, may sell its middle school building in accordance with Minnesota Statutes, section 16A.695. The net proceeds from the sale of the property must be paid to the commissioner of finance and deposited in the state bond fund.

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Subd. 2. **OUTSTANDING LOAN BALANCE FORGIVEN.** Any remaining outstanding balance on the maximum effort capital loan issued in January 1982 to former Independent School District No. 566, Askov, after the application of the sale proceeds according to subdivision 1, is forgiven.

Sec. 51. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

ARTICLE 2

**ADJUSTMENT OF GENERAL OBLIGATION
BOND AUTHORIZATIONS**

Section 1. **TABLE OF ORIGINAL AND ADJUSTED AUTHORIZATIONS.**

Column A lists the citation to each law authorizing general obligation bonds since Laws 1983, chapter 323, section 6, to which a further adjustment is being made in this section.

The original authorization amount in each law is shown in column B opposite the citation of the law it appears in.

The original authorization amount in column B is hereby adjusted to the amount shown in column C. The adjustments resulting in the column C amount reflect specific changes to an authorization in law, executive vetoes sustained or not challenged, administrative action reflecting cancellation and abandonment of all or the unused balance from specific projects for which the proceeds of authorized bonds were intended to be used, and other action pursuant to law resulting in the adjusted authorizations shown in column C. The amounts shown in column C are validated as the lawful adjusted authorization for the cited law as of February 1, 2005, for all purposes for which the authorization is required or used.

<u>Column A</u>	<u>Column B</u>	<u>Column C</u>
L 1983, c 323, s 6	\$ 30,000,000	\$ 29,935,000
<u>L 1987, c 400, s 25,</u> <u>subd 1</u>	<u>370,972,200</u>	<u>369,560,500</u>
<u>L 1987, c 400, s 25,</u> <u>subd 5</u>	<u>66,747,000</u>	<u>66,740,000</u>
<u>L 1989, c 300, art 1,</u> <u>s 23, subd 1</u>	<u>142,585,000</u>	<u>135,060,000</u>
<u>L 1991, c 354, art 11,</u> <u>s 2, subd 1</u>	<u>12,000,000</u>	<u>11,360,000</u>
<u>L 1992, c 558, s 28,</u> <u>subd 1</u>	<u>231,695,000</u>	<u>219,085,000</u>
<u>L 1992, c 558, s 28,</u> <u>subd 3</u>	<u>17,500,000</u>	<u>17,368,000</u>

New language is indicated by underline, deletions by ~~strikeout~~.

<u>L 1993, c 373, s 19,</u> <u>subd 1</u>	<u>54,640,000</u>	<u>53,355,000</u>
<u>L 1993, c 373, s 19,</u> <u>subd 2</u>	<u>9,900,000</u>	<u>9,480,000</u>
<u>L 1994, c 643, s 31,</u> <u>subd 1</u>	<u>573,385,000</u>	<u>564,650,523</u>
<u>L 1994, c 643, s 31,</u> <u>subd 2</u>	<u>45,000,000</u>	<u>34,820,000</u>
<u>L 1995, 1SS c 2, s 14,</u> <u>subd 1</u>	<u>5,630,000</u>	<u>5,590,000</u>
<u>L 1996, c 463, s 27,</u> <u>subd 1</u>	<u>597,110,000</u>	<u>549,302,898</u>
<u>L 1997, c 246, s 10,</u> <u>subd 1</u>	<u>86,625,000</u>	<u>86,192,000</u>
<u>L 1997, 2SS c 2, s 12</u>	<u>55,305,000</u>	<u>38,308,054</u>
<u>L 1998, c 404, s 27,</u> <u>subd 1</u>	<u>463,795,000</u>	<u>104,478,674</u>
<u>L 1999, c 240, art 1,</u> <u>s 13, subd 1</u>	<u>139,510,000</u>	<u>111,905,000</u>
<u>L 1999, c 240, art 1,</u> <u>s 13, subd 2</u>	<u>10,440,000</u>	<u>-0-</u>
<u>L 1999, c 240, art 2,</u> <u>s 16, subd 1</u>	<u>372,400,000</u>	<u>367,418,000</u>
<u>L 2000, c 492, art 1,</u> <u>s 26, subd 1</u>	<u>426,870,000</u>	<u>487,730,000</u>
<u>L 2001, 1SS c 12, s 11,</u> <u>subd 1</u>	<u>99,205,000</u>	<u>98,205,000</u>
<u>L 2002, c 393, s 30,</u> <u>subd 1</u>	<u>920,235,000</u>	<u>567,312,000</u>

Sec. 2. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

Presented to the governor April 8, 2005

Signed by the governor April 11, 2005, 2:42 p.m.

CHAPTER 21—S.F.No. 1466

An act relating to transportation; clarifying seasonal load restrictions for utility vehicles; amending Minnesota Statutes 2004, section 169.87, subdivision 5.

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

New language is indicated by underline, deletions by ~~strikeout~~.