

This Document can be made available in alternative formats upon request

State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 2366

03/13/2017 Authored by Ecklund
The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy

1.1 A bill for an act
1.2 relating to state government; transferring the duties of the Minnesota Historical
1.3 Preservation Office to the Department of Administration; requiring a report;
1.4 appropriating money; amending Minnesota Statutes 2016, section 138.081.

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

1.6 Section 1. Minnesota Statutes 2016, section 138.081, is amended to read:

1.7 **138.081 FEDERAL FUNDS, ACTS.**

1.8 Subdivision 1. ~~Executive Council~~ Department of Administration as agency to accept
1.9 **federal funds.** The ~~Executive Council of the Minnesota Historical Society~~ Department of
1.10 Administration is hereby designated the state agency with power to accept any and all money
1.11 provided for or made available to this state by the United States of America or any department
1.12 or agency thereof for surveys, restoration, construction, equipping, or other purposes relating
1.13 to the state historic sites program in accordance with the provisions of federal law and any
1.14 rules or regulations promulgated thereunder and are further authorized to do any and all
1.15 things required of this state by such federal law and the rules and regulations promulgated
1.16 thereunder in order to obtain such federal money.

1.17 Subd. 2. **Director's Commissioner's responsibilities.** The ~~director of the Minnesota~~
1.18 ~~Historical Society, as state historic preservation officer,~~ commissioner shall be responsible
1.19 for the preparation, implementation and administration of the State Historic Preservation
1.20 Plan and shall administer the State Historic Preservation Program authorized by the National
1.21 Historic Preservation Act (United States Code, title 16, section 470 et seq. as amended).
1.22 The ~~director of the Minnesota Historical Society~~ commissioner shall review and approve
1.23 in writing all grants-in-aid for architectural, archaeological and historic preservation made

2.1 by state agencies and funded by the state or a combination of state and federal funds in
2.2 accordance with the State Historic Preservation Program.

2.3 Subd. 3. **Administration of federal act.** ~~The Minnesota Historical Society~~ Department
2.4 of Administration is designated as the state agency to administer the provisions of the federal
2.5 act providing for the preservation of historical and archaeological data, United States Code,
2.6 title 16, sections 469 to 469C, insofar as the provisions of the act provide for implementation
2.7 by the state.

2.8 Sec. 2. **TRANSFER.**

2.9 (a) The powers, duties, responsibilities, personnel, and assets relating to functions
2.10 assigned to the Minnesota State Historic Preservation Office are transferred to the Department
2.11 of Administration on July 1, 2017. All of the provisions in Minnesota Statutes, section
2.12 15.039, apply to the transfer under this section.

2.13 (b) The commissioner of the Department of Administration in consultation with the
2.14 Minnesota Historical Society must develop a plan to transfer functions from the Minnesota
2.15 Historical Preservation Office to the Department of Administration. The transfer plan must
2.16 provide for the full transition of all state historic preservation office functions to the
2.17 Department of Administration.

2.18 (c) The commissioner must submit a report to the chairs and ranking minority members
2.19 of the committees with jurisdiction over the Department of Administration and the Minnesota
2.20 Historical Society by January 15, 2018, on the status of the transfer.

2.21 Sec. 3. **APPROPRIATION.**

2.22 \$..... in fiscal year 2018 is appropriated from the general fund to the commissioner of
2.23 the Department of Administration for the purposes of sections 1 and 2.