ARTICLE 1

HIGHER EDUCATION APPROPRIATIONS

Section 1.

The sums shown in the columns marked "Appropriations" are added to the appropriations in Laws 2021, First Special Session chapter 2, article 1, unless otherwise specified, and are available for the fiscal years indicated for each purpose. The figures "2022" and "2023" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively. "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium" is fiscal years 2022 and 2023.

<table>
<thead>
<tr>
<th>Available for the Year</th>
<th>Ending June 30</th>
</tr>
</thead>
<tbody>
<tr>
<td>2022</td>
<td>2023</td>
</tr>
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</table>

Subdivision 1. Total Appropriation $ 28,714,000

The amounts that may be spent for each purpose are specified in the following subdivisions.

Sec. 4. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 1, is amended to read:

Subdivision 1. Total Appropriation $ 271,702,000 $ 275,019,000
2.11 Subd. 2. Student Parent Support Initiative

2.12 (a) For the student-parent support initiative
2.13 under Minnesota Statutes, section 136A.1251.
2.14 The commissioner may use no more than five
2.15 percent of the appropriation to administer the
2.16 program.
2.17 (b) The base for this appropriation is
2.18 $6,440,000 in fiscal year 2024 and $5,940,000
2.19 in fiscal year 2025 and later.

2.20 Subd. 3. Operating Expenses of Tribal Colleges

2.21 (a) For transfer to Leech Lake Tribal College,
2.22 White Earth Tribal College, and Red Lake
2.23 Nation Tribal College, to be used for the Tribal
2.24 colleges' general operations and maintenance
2.25 expenses. The commissioner shall apportion
2.26 the funds equally among the Tribal colleges.
2.27 (b) The base for this appropriation is
2.28 $3,000,000 in fiscal year 2024 and later.
2.29 (c) By September 30, 2023, each Tribal
2.30 college receiving a transfer under this
2.31 subdivision must submit a report to the
2.32 commissioner of the Office of Higher
2.33 Education and to the chairs and ranking
2.34 minority members of the legislative
2.35 committees with jurisdiction over higher
2.36 education finance and policy. The report must
2.37 include an accurate and detailed account of
2.38 how the transferred funds were spent, and a
2.39 copy of the college's most recent audit report.

2.40 Subd. 4. State Grants

2.41 $9,295,000 is added to this program's base
2.42 appropriation in fiscal years 2024 and later.
2.43 The base for this appropriation is therefore
2.44 $219,132,000 in fiscal year 2024 and later.
Sec. 9. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 26, is amended to read:

Subd. 26. Grants to Underrepresented Student Teachers
For grants to underrepresented student teachers under Minnesota Statutes, section 136A.1274. The commissioner may use no more than three percent of this appropriation to administer the program. The base for this appropriation is $1,125,000 in fiscal year 2024 and later. $1,500,000 is added to this program's base appropriation in fiscal year 2024 and later specified in Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 26.

Subd. 6. Teacher Shortage Loan Repayment
For transfer to the teacher shortage loan repayment account in the special revenue fund under Minnesota Statutes, section 136A.1791, subdivision 8. The commissioner may use no more than three percent of the amount transferred under this subdivision to administer the program. $731,000 is added to this program's base appropriation in fiscal year 2024 and later specified in Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 24, paragraph (d).
Subd. 8. Hunger-Free Campus Grants

(a) This appropriation is in addition to the amount appropriated in Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 35, as amended by this act.

(b) The base for this appropriation is $302,000 in fiscal year 2024 and later.

Subd. 9. American Indian Scholarships

(a) The base for this appropriation is $6,740,000 in fiscal year 2024 and later.

(b) This appropriation includes funding to administer the American Indian scholarship program.

Subd. 10. Inclusive Higher Education

(a) Of this amount, $500,000 is for transfer to the inclusive higher education grant account under Minnesota Statutes, section 135A.162, subdivision 4, and $250,000 is to enter into a contract establishing the Inclusive Higher Education Technical Assistance Center under Minnesota Statutes, section 135A.161.

(b) The base for this appropriation is $750,000 in fiscal year 2024 and later.

Subd. 11. Free College Grants

(a) For the free college grant program under Minnesota Statutes, section 136A.0205.

(b) This appropriation is for administrative costs related to establishing the program.

(c) The base for this appropriation is $32,000,000 in fiscal year 2024 and later.

(d) The commissioner may transfer unencumbered balances from other appropriations to the office to the free college fund.
5.1 grant program. Transfers from the free college
5.2 grant program may only be made to the extent
5.3 there is a projected surplus in the appropriation
5.4 and only with prior written notice to the chairs
5.5 and ranking minority members of the senate
5.6 and house of representatives committees with
5.7 jurisdiction over higher education finance.

5.8 Subd. 12. MN Reconnect Program

5.9 (a) For the MN Reconnect program under
5.10 Minnesota Statutes, section 136A.123. The
5.11 commissioner may use no more than three
5.12 percent of this appropriation to administer the
5.13 program.

5.14 (b) The base for this appropriation is
5.15 $1,000,000 in fiscal year 2024 and later.

5.16 Subd. 13. Addiction Medicine Graduate Medical
5.17 Education Fellowship

5.18 (a) $1,200,000 in fiscal year 2023 is
5.19 appropriated from the general fund to the
5.20 commissioner of the Office of Higher
5.21 Education for transfer to Hennepin County
5.22 Medical Center to support three physicians
5.23 per year enrolled in an addiction medicine
5.24 fellowship program for five years, training a
5.25 total of 15 physicians. This is a onetime
5.26 appropriation.

5.27 (b) The appropriation under this section shall
5.28 be used to:
5.29 (1) train fellows in:
5.30 (i) diagnostic interviewing;
5.31 (ii) motivational interviewing;
5.32 (iii) addiction counseling;
5.33 (iv) recognition and care of common acute
5.34 withdrawal syndromes and complications;
6.3 (v) pharmacotherapies of addictive disorders;
6.4 (vi) epidemiology and pathophysiology of addiction;
6.5 (vii) identification and treatment of addictive disorders in special populations;
6.6 (viii) secondary interventions;
6.7 (ix) the use of screening and diagnostic instruments;
6.8 (x) inpatient care; and
6.9 (xi) working within a multidisciplinary team; and
6.10 (2) prepare fellows to practice addiction medicine in rural and underserved areas of the state.

Subd. 14. Aspiring Teachers of Color Scholarship Pilot Program
(a) For the aspiring teachers of color scholarship pilot program under Laws 2021, First Special Session chapter 2, article 2, section 45.
(b) The commissioner may use no more than three percent of this appropriation to administer the program.
(c) This is a onetime appropriation.

Subd. 38. Aspiring Teachers of Color Scholarship Pilot Program
(a) This appropriation is for the aspiring teachers of color scholarship pilot program under article 2, section 45.
(b) The commissioner of the Office of Higher Education may use no more than three percent of this appropriation to administer the aspiring teachers of color scholarship program.
(c) This is a onetime appropriation. The base for this appropriation is $0 in fiscal year 2024 and later. Notwithstanding Minnesota Statutes, section 16A.28, unencumbered balances under this subdivision do not cancel until July 1, 2025.
Subd. 15. Social Work Scholarships

(a) For the social work scholarship program under article 2, section 23.

(b) The commissioner may use no more than three percent of this appropriation to administer the program.

(c) This is a onetime appropriation. Notwithstanding Minnesota Statutes, section 16A.28, this appropriation is available until expended or until June 30, 2027, whichever occurs first.

Subd. 2. Grants to Students Pursuing Law Enforcement

For grants to eligible students under Minnesota Statutes, section 136A.1213. Of this amount, $170,000 the first year is for administration costs. The base for this appropriation is $3,666,000 for fiscal year 2024 and later. Beginning in fiscal year 2024, the commissioner may use $75,000 for administration costs.

Subd. 3. Skills Path Grant Program

For grants to eligible institutions under Minnesota Statutes, section 136A.247. Of this amount, the commissioner may use no more than $15,000 of the appropriation for administration of the grant program. The base for this appropriation is $500,000 for fiscal year 2024 and later.

Subd. 4. Owatonna Learn to Earn Coalition; Office of Higher Education

This appropriation is for a grant to the Owatonna Learn to Earn Coalition to help the Owatonna and Steele County region grow and
3.2 retain a talented workforce. This is a one-time appropriation and is available until June 30, 2024. Of this amount:
3.3 (1) $900,000 is to develop educational learning spaces with state-of-the-art equipment and student support services in high-demand career pathway programs. Of this amount, $306,000 is to equip the new Owatonna High School’s Industrial Technology classrooms with state-of-the-art equipment to introduce students to high-skill, high-wage, technical careers, and $594,000 is to equip the Owatonna Riverland Community College Campus with state-of-the-art instructional equipment to offer credit and noncredit technical programs in automation robotics engineering technology and information technology, and
3.4 (2) $80,000 is to create learn to earn opportunities for students and employers by engaging employers in the Owatonna community to offer tuition reimbursement or scholarships and part-time work and school schedules to employees who agree to continue their education while working for them.
3.5 Subd. 5. Owatonna Learn to Earn Coalition; Department of Employment and Economic Development
3.6 For transfer to the commissioner of employment and economic development for a grant to the Owatonna Learn to Earn Coalition to conduct a comprehensive local needs assessment to examine current and future workforce needs in the region. The coalition shall retain a consultant and utilize state demographer resources to involve education, business, and community stakeholders to guide the high school’s career pathways, the college’s programs of study, and the business’s support of work-based learning.
programs that help them recruit, develop, and retain a vibrant workforce to keep the regional economy strong. This is a onetime appropriation and is available until June 30, 2024.

Sec. 5. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 9, is amended to read:

Subd. 9. Intervention for College Attendance Program Grants

The commissioner may use no more than three percent $34,000 each year of this appropriation to administer the intervention for college attendance program grants.

Sec. 6. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 19, is amended to read:

Subd. 19. Spinal Cord Injury and Traumatic Brain Injury Research Grant Program

For transfer to the spinal cord and traumatic brain injury grant account in the special revenue fund under Minnesota Statutes, section 136A.901, subdivision 1.

The commissioner may use no more than three percent $90,000 each year of the amount transferred under this subdivision to administer the grant program.

Sec. 7. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 20, is amended to read:

Subd. 20. Summer Academic Enrichment Program

For summer academic enrichment grants under Minnesota Statutes, section 136A.091.
6.7 The commissioner may use no more than three percent $8,000 each year of this appropriation to administer the grant program under this subdivision.

Sec. 8. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 25, is amended to read:

Subd. 25. Grants to Student Teachers in Shortage Areas

For grants to student teachers in shortage areas under Minnesota Statutes, section 136A.1275.

The commissioner may use no more than three percent $15,000 each year of the appropriation for administration of the program.

Sec. 11. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 33, is amended to read:

Subd. 33. Minnesota Independence College and Community

For a grant to Minnesota Independence College and Community for need-based scholarships and tuition reduction. Beginning with students first enrolled in the fall of 2019, eligibility is limited to resident students as defined in Minnesota Statutes, section 136A.101, subdivision 8.

The base for this appropriation is $1,000,000 $1,207,000 in fiscal year 2024 and later.

Sec. 12. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 34, is amended to read:

Subd. 34. Student Loan Debt Counseling

For student loan debt counseling under Minnesota Statutes, section 136A.1788.

The Office of Higher Education may use no more than three percent $6,000 each year of...
the appropriation to administer the student
loan debt counseling program.

Sec. 21. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 35,
is amended to read:

Subd. 35. Hunger-Free Campus Grants

For the Office of Higher Education to provide
initial and sustaining grants to Minnesota
public postsecondary institutions, nonprofit
private postsecondary institutions, and Tribal
colleges under Minnesota Statutes, section
136A.137, subdivision 4, to meet
and maintain the criteria in that same section
to address food insecurity on campus.

Sec. 5. Laws 2021, First Special Session chapter 2, article 1, section 2, subdivision 36, is
amended to read:

Subd. 36. Fostering Independence Higher
Education Grants

(a) For grants to eligible students under
Minnesota Statutes, section 136A.1241. Of
this amount, $238,000 in the first year is for
administration costs. The base for fiscal year
2024 and later is $3,761,000.

(b) Beginning in fiscal year 2023, the
commissioner of the Office of Higher
Education may use no more than three percent
of the appropriation to administer the grants
under Minnesota Statutes, section 136A.1241.

Sec. 3. BOARD OF TRUSTEES OF THE
MINNESOTA STATE COLLEGES AND
UNIVERSITIES

Subdivision 1. Total Appropriation

$ 24,375,000

Subdivision 1. Total Appropriation

$ 791,992,000 $ 800,140,000
The amounts that may be spent for each purpose are specified in the following subdivisions.

Sec. 15. Laws 2021, First Special Session chapter 2, article 1, section 3, subdivision 3, is amended to read:

Subd. 2. Operations and Maintenance

Subd. 3. Operations and Maintenance

(a) The Board of Trustees must establish tuition rates as follows:

9.1 (1) for the 2021-2022 and 2022-2023 academic years, tuition rates for undergraduate students at colleges and universities must not be increased by more than 3.5 percent as compared to the previous academic year, except that a university may change base tuition to adjust for the reduction of online differential charges provided the change is revenue-neutral; and

9.12 (2) the student tuition relief may not be offset by increases in mandatory fees, charges, or other assessments to the student. Colleges and universities are permitted to increase differential tuition charges in fiscal years 2022 and 2023 where costs for course or program delivery have increased due to extraordinary circumstances beyond the control of the college or university. Rates and rationale must be approved by the Board of Trustees.

(b) The Board of Trustees must request guidance from the United States Department of Education.
of Education regarding whether it is permissible to allocate federal funds received under section 314 of the Consolidated Appropriations Act, 2021, as provided by Public Law 116-260, and section 2003 of the American Rescue Plan Act, as provided by Public Law 117-2, to provide a tuition credit for enrolled students or refund for students who are no longer enrolled in an amount equal to the amount of the online differential tuition rate charged to students for courses moved online due to the coronavirus pandemic during the 2020-2021 academic year that were not offered as online courses during the previous academic year. If the department advises that this is a permissible use of the federal funds, institutions must issue such tuition credits to enrolled students and must inform students who are no longer enrolled in the institution of their eligibility for a refund. In order to receive a refund, the student must apply for the refund.

(c) $5,700,000 in fiscal year 2022 and $5,700,000 in fiscal year 2023 are to provide supplemental aid for operations and maintenance to the president of each two-year institution in the system with at least one campus that is not located in a metropolitan county, as defined in Minnesota Statutes, section 473.121, subdivision 4. The board shall transfer at least $158,000 for each campus not located in a metropolitan county in each year to the president of each institution that includes such a campus.

(d) The Board of Trustees is requested to help Minnesota close the attainment gap by funding activities which improve retention and completion for students of color.

(e) $4,500,000 in fiscal year 2022 and $4,500,000 in fiscal year 2023 are for workforce development scholarships under Minnesota Statutes, section 136F.38.
Of this appropriation, up to $200,000 is available in each year to administer the program. Of this amount, $7,500,000 in the second year and later must be used for scholarships to students enrolled in a law enforcement program of study. If there is a balance of unobligated funds to law enforcement students by February 15 of each year, the board may reallocate the balance to other purposes under this paragraph. The base for this appropriation is $9,500,000 for fiscal year 2024 and later.

(f) $300,000 in fiscal year 2022 and $300,000 in fiscal year 2023 are for transfer to the Cook County Higher Education Board to provide educational programming, workforce development, and academic support services to remote regions in northeastern Minnesota. The Cook County Higher Education Board shall continue to provide information to the Board of Trustees on the number of students served, credit hours delivered, and services provided to students.

(g) This appropriation includes $40,000 in fiscal year 2022 and $40,000 in fiscal year 2023 to implement the sexual assault policies required under Minnesota Statutes, section 135A.15.

(h) This appropriation includes $8,000,000 in fiscal year 2022 and $8,000,000 in fiscal year 2023 for upgrading the Integrated Statewide Record System.

(i) This appropriation includes $250,000 in fiscal year 2022 and $250,000 in fiscal year 2023 to implement the Z-Degree program under Minnesota Statutes, section 136F.305. The base for this appropriation is $50,000 in fiscal year 2024 and later.

(j) $1,500,000 in fiscal year 2022 is for the mental health awareness program for students required under Minnesota Statutes, section 7.23.

(k) $2,000,000 in fiscal year 2023 is for the mental health awareness program for students required under Minnesota Statutes, section 7.23.
7.25 136F.20, subdivision 4. The base for this
7.26 appropriation is $2,000,000 in fiscal year 2024
7.27 and later. Notwithstanding Laws 2021, First
7.28 Special Session chapter 2, article 1, section 3,
7.29 subdivision 3, paragraph (l), all unencumbered
7.30 balances for this program cancel at the close
7.31 of the biennium.

7.32 (c) $1,000,000 in fiscal year 2023 is for
7.33 colleges and universities to comply with the
7.34 student basic needs requirements under
7.35 Minnesota Statutes, section 136F.202. The
7.36 base for this appropriation is $1,000,000 in
7.37 fiscal year 2024 and later. Notwithstanding
7.38 Laws 2021, First Special Session chapter 2,
7.39 article 1, section 3, subdivision 3, paragraph
7.40 (k), all unencumbered balances for this
7.41 program cancel at the close of the biennium.

8.1 136F.20, subdivision 4. Of this amount:
8.2 $500,000 must be used for training
8.3 opportunities under Minnesota Statutes,
8.4 section 136F.20, subdivision 4, paragraph (a),
8.5 clause (2); and $200,000 must be used for
8.6 grants to colleges and universities to establish
8.7 peer support pilot programs in Minnesota
8.8 Statutes, section 136F.20, subdivision 4,
8.9 paragraph (c). The Board of Trustees shall
8.10 convene a committee that includes students to
8.11 review and approve grant applications.
8.12 Notwithstanding Minnesota Statutes, section
8.13 16A.28, unencumbered balances under this
8.14 paragraph do not cancel until July 1, 2025.

8.8 (d) $9,000,000 is added to the base
8.9 appropriation for operations and maintenance
8.10 in fiscal year 2024 and later established in
8.11 Laws 2021, First Special Session chapter 2,
8.12 article 1, section 3, subdivision 3, paragraph
8.13 (l).

8.14 Subd. 3. Career and Technical Educator Pilot
8.15 Project
8.16 0- 1,000,000

8.16 (a) To expand the career and technical
8.17 educator pilot project under Laws 2021, First
8.18 Special Session chapter 10, article 2, section

8.33 (l) The total operations and maintenance base
8.34 for fiscal year 2024 and later is $7,551,095,000
8.35 $756,095,000.
23. to three or more state universities in partnership with state colleges. If practical, the partnerships must result in a candidate earning an associate's degree from a state college and a bachelor's degree from a state university.

(b) This is a one-time appropriation.

Notwithstanding Minnesota Statutes, section 16A.28, unencumbered balances under this section do not cancel until June 30, 2025.

(c) By January 1, 2025, the board must submit a report on the career and technical educator pilot project to the chairs and ranking minority members of the legislative committees with jurisdiction over higher education finance and to the Legislative Reference Library as provided by Minnesota Statutes, section 3.195.

The report must describe the implementation of the pilot program, its outcomes, and possibilities for expansion to additional campuses.

Subdivision 1. Total Appropriation

$ 46,911,000

4.15 The amounts that may be spent for each purpose are specified in the following subdivisions.

4.16 Subdivision 1. Total Appropriation

$ 454,000

4.17 Appropriations by Fund

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
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<tbody>
<tr>
<td>2022</td>
<td>692,813,000</td>
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<tr>
<td>2023</td>
<td>694,813,000</td>
</tr>
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</table>
9.11 Subd. 2. Operations and Maintenance
-0- 44,761,000

9.12 (a) $13,880,000 in fiscal year 2023 is for:
9.13 (1) targeted aid to those students who most
9.14 need support to offset tuition, fees, and other
9.15 costs of attendance items; and
9.16 (2) enhancing services that are specifically
9.17 focused on ensuring students flourish and
9.18 graduate in four years.
9.19 The base for this appropriation is $6,000,000
9.20 in fiscal year 2024 and later.
9.21 (b) $14,000,000 in fiscal year 2023 is for
9.22 improving campus safety protocols and
9.23 organizations and providing a safe campus
9.24 environment by:
9.25 (1) ensuring building access control and
9.26 camera coverage for all university buildings
9.27 across the system;
9.28 (2) achieving recognized standards for
9.29 building access control, video surveillance
9.30 coverage, and lighting for all system
9.31 campuses;
9.32 (3) supporting an advanced campus
9.33 monitoring center that monitors 24/7 campus
9.34 activities and provides an early warning
9.35 system for safety events; and
9.36 (4) securing access to the university’s most
9.37 sensitive information systems and protecting
9.38 the data contained in them by mitigating

4.18 Subd. 2. Operations and Maintenance
-0- 454,000

$454,000 in fiscal year 2023 is to improve
campus safety, bolstering the technology
infrastructure with cameras and strategic
information accessibility, and provide a safe
campus by increasing security and full-time
law enforcement presence. As a condition of
receiving this supplemental appropriation, a
commission must be established and the duties
specified under article 2, section 13, must be
accomplished. If the commission is not
established, the base amount for fiscal year
2024 and later is $0. The base for this
appropriation is $2,390,000 for fiscal year
2024 and later.
current vulnerabilities and building foundational technical infrastructure and processes that enable the institution to avoid cybersecurity threats. This is a one-time appropriation.

(d) $10,000,000 in fiscal year 2023 is for advancing campus sustainability. Of this amount:

(1) $5,000,000 is for the development of campus sustainability and utility master plans systemwide;

(2) $2,500,000 is for implementation of on-campus solar electricity generation; and

(3) $2,500,000 is for accelerated conversion of the university's fleet vehicles to electric vehicles.

This is a one-time appropriation.

e) $6,000,000 is added to the operations and maintenance base for fiscal year 2024 and later established in Laws 2021, First Special Session chapter 2, article 1, section 4, subdivision 2, paragraph (f).
more effectively and rapidly transfers research results and best practices to producers throughout the state; 
(2) this appropriation includes funding for research and outreach on the production of renewable energy from Minnesota biomass resources, including agronomic crops, plant and animal wastes, and native plants or trees. The following areas should be prioritized and carried out in consultation with Minnesota producers, renewable energy, and bioenergy organizations:

(i) biofuel and other energy production from perennial crops, small grains, row crops, and forestry products in conjunction with the Natural Resources Research Institute (NRRI);

(ii) alternative bioenergy crops and cropping systems; and

(iii) biofuel coproducts used for livestock feed;

(3) this appropriation includes funding for the College of Food, Agricultural, and Natural Resources Sciences to establish and provide leadership for organic agronomic, horticultural, livestock, and food systems research, education, and outreach and for the purchase of state-of-the-art laboratory, planting, tilling, harvesting, and processing equipment necessary for this project;

(4) this appropriation includes funding for research efforts that demonstrate a renewed emphasis on the needs of the state's agriculture community. The following areas should be prioritized and carried out in consultation with Minnesota farm organizations:

(i) vegetable crop research with priority for extending the Minnesota vegetable growing season;

(ii) fertilizer and soil fertility research and development;
(iii) soil, groundwater, and surface water conservation practices and contaminant reduction research;
(iv) discovering and developing plant varieties that use nutrients more efficiently;
(v) breeding and development of turf seed and other biomass resources in all three Minnesota biomes;
(vi) development of new disease-resistant and pest-resistant varieties of turf and agronomic crops;
(vii) utilizing plant and livestock cells to treat and cure human diseases;
(viii) the development of dairy coproducts;
(ix) a rapid agricultural response fund for current or emerging animal, plant, and insect problems affecting production or food safety;
(x) crop pest and animal disease research;
(xi) developing animal agriculture that is capable of sustainably feeding the world;
(xii) consumer food safety education and outreach;
(xiii) programs to meet the research and outreach needs of organic livestock and crop farmers; and
(xiv) alternative bioenergy crops and cropping systems; and growing, harvesting, and transporting biomass plant material; and
(5) by February 1, 2023, the Board of Regents must submit a report to the legislative committees and divisions with jurisdiction over agriculture and higher education finance on the status and outcomes of research and initiatives funded in this paragraph.
(b) **Health Sciences**

$3,460,000 each year is to support up to 12 resident physicians in the St. Cloud Hospital family practice residency program. The program must prepare doctors to practice primary care medicine in rural areas of the state. The legislature intends this program to improve health care in rural communities, provide affordable access to appropriate medical care, and manage the treatment of patients in a more cost-effective manner. The remainder of this appropriation is for the rural physicians associates program, the Veterinary Diagnostic Laboratory; health sciences research; dental care; the Biomedical Engineering Center; and the collaborative partnership between the University of Minnesota and Mayo Clinic for regenerative medicine, research, clinical translation, and commercialization.

(c) **College of Science and Engineering**

For the geological survey and the talented youth mathematics program.

(d) **System Special**

For general research, the Labor Education Service, Natural Resources Research Institute, Center for Urban and Regional Affairs, Bell Museum of Natural History, and the Humphrey exhibit.

- $2,250,000 in fiscal year 2022 and $4,250,000 in fiscal year 2023 are for the Natural Resources Research Institute to invest in applied research for economic development.

10.11 (c) $6,881,000 in fiscal year 2023 is for the Natural Resources Research Institute (NRRI) for a water and mineland remediation lab.
expansion in Duluth and a new mineral processing and metallurgy lab in Coleraine. This is a onetime appropriation.

The base for this appropriation is $7,181,000 in fiscal year 2024 and later and, of this amount, $2,000,000 per fiscal year is for the Natural Resources Research Institute to invest in applied research for economic development.

(e) University of Minnesota and Mayo Foundation Partnership

This appropriation is for the following activities:

1. $7,491,000 in fiscal year 2022 and $7,491,000 in fiscal year 2023 are for the direct and indirect expenses of the collaborative research partnership between the University of Minnesota and the Mayo Foundation for research in biotechnology and medical genomics. An annual report on the expenditure of these funds must be submitted to the governor and the chairs of the legislative committees responsible for higher education finance by June 30 of each fiscal year.

2. $500,000 in fiscal year 2022 and $500,000 in fiscal year 2023 are to award competitive grants to conduct research into the prevention, treatment, causes, and cures of Alzheimer's disease and other dementias.

Subd. 3. 50-Year Clean Water Supply Plan

(a) For the Water Council to develop a plan to ensure that Minnesota has an abundant supply of clean water for the next 50 years. By December 1, 2023, the Water Council must submit the plan to the chairs and ranking minority members of the house of representatives and senate committees and
divisions with jurisdiction over environment

and natural resources. The plan must:

(1) assess the current state of Minnesota’s
waters, both surface water and groundwater,
throughout all geographic regions;

(2) identify any gaps in data or information
with respect to the quality and quantity of
Minnesota’s waters and provide
recommendations to obtain any necessary data
and information; and

(3) identify opportunities for Minnesota to act
proactively to ensure that Minnesota has an
adequate supply of clean water for the next 50
years.

(b) This is a onetime appropriation.

Subd. 4. Green Training Program Account

(a) For transfer to the green training program
account in the special revenue fund under
Minnesota Statutes, section 137.035,
subdivision 1.

(b) The base for this appropriation is
$1,394,000 in fiscal year 2024 and later.

Sec. 18. EDUCATION APPROPRIATIONS.

Subd. 1. Department of Education. The sum indicated in this section is
appropriated from the general fund to the Department of Education for the fiscal year
designated. This sum is in addition to appropriations made for the same purpose in any other
law.

Subd. 2. General education aid. For general education aid under Minnesota Statutes,
section 125C.13, subdivision 4:

$24,000 2023

The 2023 appropriation includes $0 for 2022 and $24,000 for 2023.

EFFECTIVE DATE. This section is effective the day following final enactment.
ARTICLE 2

POLICY

18.1 ARTICLE 2

18.2 HIGHER EDUCATION PROVISIONS

18.3 Section 1. [124D.351] SKILLS PATH PROGRAM.

18.4 Subdivision 1. Purpose. The purpose of the skills path program is to provide students with clear pathways from high school to careers in skilled work and the trades and create opportunities for students to enter postsecondary programs and employment-based training in high school.

18.5 Subd. 2. Definitions. (a) For purposes of this section, the following terms have the meanings given.

18.6 (b) "Career and technical education dual credit program" means a postsecondary career or technical education course under section 124D.09, subdivision 5a; a secondary course that has a current articulation agreement for postsecondary credit hours with a participating institution; or a youth skills training program that awards postsecondary credit to students.

18.7 (c) "Employment-based training" means a registered apprenticeship or apprenticeship readiness program, a dual-training program, a workforce training program at an opportunities industrialization center, or other work-based learning programs in which the student has paid employment.

18.8 Subd. 3. Eligible institutions. (a) A secondary public school, an American Indian-controlled Tribal contract or grant school eligible for aid under section 124D.83, a vocational center school, a nonpublic school, or any combination of schools is eligible to apply for a skills path program designation.

18.9 (b) A Minnesota state college or university, an institution licensed or registered as a postsecondary institution by the Office of Higher Education, or an institution exempt from the provisions of sections 136A.61 to 136A.71 or 136A.822 to 136A.834, as approved by the Office of Higher Education, may partner with an institution in paragraph (a) to provide a postsecondary options enrollment career and technical education course for eligible students in a skills path program.

18.10 (c) An eligible institution may work in partnership with one or more postsecondary programs designated in paragraph (b) to create a two-year program that incorporates secondary and postsecondary credit along with employment-based training to award an associate degree in skilled occupations.

18.11 Subd. 4. Skills path programs. The commissioner of higher education must develop an application consistent with section 136A.247, and may consult with the commissioners of education and labor and industry, for programs that provide students with clear pathways from high school to careers in skilled work and the trades to be designated as skills path programs. Skills path programs must include career-connected learning options, career and technical education dual credit program options, and employment-based training opportunities.

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REVISOR FULL-TEXT SIDE-BY-SIDE
to be eligible for this designation. Applicants must demonstrate how skills path programs
will be marketed to students and what other local partners and employers are involved in
developing career pathway opportunities. Skills path programs may be identified in skilled
occupations and the trades, including manufacturing, construction, health care services,
information technology, agriculture, transportation, child care, law enforcement, energy,
and other related industries.

Subd. 5. Interaction with education finance. For the purpose of computing state aids
for the school district, students participating in the skills path programs under this section
shall be counted in the average daily membership of the school district.

Subd. 6. Academic credit. A school district may grant academic credit for skills path
programs under this section in accordance with local requirements.

Section 1. Minnesota Statutes 2021 Supplement, section 135A.137, subdivision 3, is
amended to read:

Subd. 3. Competitive grant. (a) Institutions eligible for a grant under this subdivision
include public postsecondary institutions, nonprofit private postsecondary institutions, and
Tribal colleges.

(b) The commissioner shall establish a competitive grant program to distribute grants
to eligible institutions to meet and maintain the requirements under subdivision 1, paragraph
(a). Initial grants shall be made to institutions that have not earned the designation and
demonstrate a need for funding to meet the hunger-free campus designation requirements.
Sustaining grants shall be made to institutions that have earned the designation and
demonstrate both a partnership with a local food bank or organization that provides regular,
on-campus food distributions and a need for funds to maintain the requirements under
subdivision 1, paragraph (a).

(c) The commissioner shall give preference to applications for initial grants and to
applications from institutions with the highest number of federal Pell Grant eligible students
enrolled. The commissioner shall consider the head count at the institution when awarding
grants. The maximum grant award for an initial institution designation is $8,000. The
maximum grant award for sustaining an institution designation is $5,000.

(d) The commissioner, in collaboration with student associations representing eligible
institutions, shall create an application process and establish selection criteria for awarding
the grants.

Sec. 2. Minnesota Statutes 2020, section 135A.15, is amended by adding a subdivision to
read:

Subd. 3a. Affirmative consent. (a) The policy required under subdivision 1 shall include
a provision that establishes an affirmative consent standard. An institution's affirmative
consent standard, at a minimum, must incorporate the following elements:
(1) all parties to sexual activity must affirmatively express their consent to the activity;
(2) affirmative consent is freely and affirmatively communicated words or actions given
by an individual that a reasonable person under the circumstances would believe communicate
a willingness to participate in the sexual activity;
(3) affirmative consent must be knowing and voluntary and not the result of force,
coercion, or intimidation;
(4) silence, lack of protest, or failure to resist, without active indications of consent, is
not consent;
(5) consent to any one form of sexual activity does not by itself imply consent to any
other forms of sexual activity;
(6) consent may be withdrawn at any time;
(7) a previous relationship or prior consent does not by itself imply consent to future
sexual acts; and
(8) a person is deemed incapable of consenting when that person is:
(i) unable to communicate or understand the nature or extent of a sexual situation due
to mental or physical incapacitation or impairment; or
(ii) physically helpless, either due to the effects of drugs or alcohol, or because the person
is asleep.
(b) The affirmative consent standard must at least incorporate all elements of consent
as defined in section 609.341, but is not limited to the standard of consent as defined in that
section.
Sec. 3. Minnesota Statutes 2020, section 135A.15, subdivision 8, is amended to read:
Subd. 8. Comprehensive training. (a) A postsecondary institution must provide campus
security officers and campus administrators responsible for investigating or adjudicating
complaints of sexual assault with comprehensive training on preventing and responding to
sexual assault in collaboration with the Bureau of Criminal Apprehension or another law
enforcement agency with expertise in criminal sexual conduct. The training for campus
security officers shall include a presentation on the dynamics of sexual assault,
neurobiological responses to trauma, and best practices for preventing, responding to, and
investigating sexual assault. The training for campus administrators responsible for
investigating or adjudicating complaints on sexual assault shall include presentations on
preventing sexual assault, responding to incidents of sexual assault, the dynamics of sexual
assault, neurobiological responses to trauma, and compliance with state and federal laws
on sexual assault.
(b) The following categories of students who attend, or will attend, one or more courses on campus or will participate in on-campus activities must be provided sexual assault training:

1. students pursuing a degree or certificate;
2. students who are taking courses through the Postsecondary Enrollment Options Act; and
3. any other categories of students determined by the institution.

Students must complete such training no later than ten business days after the start of a student's first semester of classes. Once a student completes the training, institutions must document the student's completion of the training and provide proof of training completion to a student at the student's request. Students enrolled at more than one institution within the same system at the same time are only required to complete the training once.

The training shall include information about topics including but not limited to sexual assault as defined in subdivision 1a; consent as defined in section 609.341, subdivision 4; the affirmative consent standard defined in subdivision 3a; preventing and reducing the prevalence of sexual assault; procedures for reporting campus sexual assault; and campus resources on sexual assault, including organizations that support victims of sexual assault. (c) A postsecondary institution shall annually train individuals responsible for responding to reports of sexual assault. This training shall include information about best practices for interacting with victims of sexual assault, including how to reduce the emotional distress resulting from the reporting, investigatory, and disciplinary process.

Sec. 4. [135A.161] INCLUSIVE HIGHER EDUCATION TECHNICAL ASSISTANCE CENTER.

Subdivision 1. Definitions. (a) For purposes of this section and section 135A.162, the following terms have the meanings given:

(b) "Center" means the Inclusive Higher Education Technical Assistance Center.

(c) "Commissioner" means the commissioner of the Office of Higher Education.

(d) "Comprehensive transition and postsecondary program for students with intellectual disabilities" means a degree, certificate, or nondegree program that is offered by an institute of higher education for students with intellectual disabilities and approved by the United States Department of Education.

(e) "Director" means the director of the Inclusive Higher Education Technical Assistance Center.

(f) "Inclusive higher education" means institution-approved access to higher education for students with an intellectual disability that allows for the same rights, privileges, experiences, benefits, and outcomes that result from a college experience the same as a
matriculating student, resulting in a meaningful credential conferred by the institution of
higher education. Inclusive higher education includes:

(1) academic access and inclusive instruction;
(2) person-centered planning;
(3) career development;
(4) campus engagement;
(5) self-determination;
(6) paid internships and employment;
(7) on- or off-campus living, when available to other students;
(8) campus community clubs, events, and activity participation;
(9) peer mentors and support; and
(10) a degree, certificate, or nondegree credential.

(g) "National Coordinating Center" means the federally funded National Coordinating
Center providing support, coordination, training, and evaluation services for Transition and
Postsecondary Education Programs for Students with Intellectual Disabilities and other
inclusive higher education initiatives for students with intellectual disability nationwide.

(h) "Office" means the Office of Higher Education.

(i) "Student with an intellectual disability" means a student with an intellectual disability

Subd. 2. Establishment. The commissioner must contract with the Institute on
Community Integration at the University of Minnesota to establish the Inclusive Higher
Education Technical Assistance Center. The purpose of the center is to increase access to
self-sustaining postsecondary education options across Minnesota for students with an
intellectual disability to earn meaningful credentials through degree, certificate, and
nondegree initiatives leading to competitive integrated employment, genuine community
membership, and more independent living. The center must:

(1) coordinate and facilitate the statewide initiative to expand and enhance inclusive
higher education opportunities;
(2) provide expertise in inclusive higher education for students with an intellectual
disability;
(3) provide technical assistance;

(i) to Minnesota institutions of higher education;
Subd. 3. Director; advisory committee.

(a) The center must name a director.

(b) The director must appoint an advisory committee and seek the committee's review
and recommendations on broad programmatic direction. The advisory committee must be
composed of 50 percent students with an intellectual disability. The remaining positions
must be filled by family members, key stakeholders, and allies. The director must convene
the advisory committee at least quarterly. The advisory committee shall:

1. review and recommend inclusive higher education offerings;
2. review and recommend updates to state policy and practice;
3. document existing and potential funding sources; and
4. identify obstacles and barriers to students with an intellectual disability to access
inclusive higher education opportunities.

Subd. 4. Responsibilities.

(a) The center must advise all Minnesota institutions of higher
education planning or that have an inclusive higher education initiative to follow and maintain
the accreditation standards and guiding principles for inclusive higher education as
established by the National Coordinating Center, as identified in the United States Code,
title 20, section 1140q. The center must offer technical assistance to Minnesota inclusive
higher education initiatives to remain in or achieve alignment with federal requirements
and with the standards, quality indicators, and benchmarks identified by the National
Coordinating Center.

(b) The center must monitor federal and state law related to inclusive higher education
and notify the governor, the legislature, and the Office of Higher Education of any change
in law which may impact inclusive higher education.

(c) The center must provide technical assistance to institutions of higher education,
administrators, faculty, and staff by:

1. offering institution faculty and staff training and professional development to start,
operate, or enhance their inclusive higher education initiative;
2. providing faculty and staff with information, training, and consultation on the
comprehensive transition and postsecondary program requirements, accreditation standards,
and guiding principles.
organizing and offering learning community events, an annual inclusive higher education conference and community of practice events to share best practices, provide access to national experts, and address challenges and concerns; 

(4) assisting institutions of higher education with identifying existing or potential funding sources for the institution of higher education, student financial aid, and funding for students with an intellectual disability; and

(5) advising faculty and staff with an inclusive higher education option of specific grant applications and funding opportunities,

(d) The center must disseminate information to students with an intellectual disability, their parents, and local education agencies, including but not limited to information about:

(1) postsecondary education options, services, and resources that are available at inclusive institutions of higher education;

(2) technical assistance and training provided by the center, the National Coordinating Center, and key stakeholder organizations and agencies; and

(3) mentoring, networking, and employment opportunities,

Sec. 5. [135A.162] INCLUSIVE HIGHER EDUCATION GRANTS.

Subdivision 1. Establishment. (a) The commissioner of the Office of Higher Education in collaboration with the director of the Inclusive Higher Education Technical Assistance Center must establish a competitive grant program for Minnesota institutions of higher education to develop new or enhance existing inclusive higher education initiatives to enroll or increase enrollment of students with an intellectual disability. The commissioner and director must collaborate to establish the grant program framework, including:

(1) minimum grant requirements;

(2) application format;

(3) criteria for evaluating applications;

(4) grant selection process;

(5) milestones and accountability; and

(6) reporting.

(b) The commissioner must send a description of the competitive grants, including materials describing the grant purpose and goals, an application, compliance requirements, and available funding to each institution of higher education that meets the requirements of subdivision 2, clauses (1) and (2).
Subd. 2. Eligible grantees. A public postsecondary two-year or four-year institution is eligible to apply for a grant under this section if the institution:

1. is accredited by the Higher Learning Commission; and
2. meets the eligibility requirements under section 136A.103.

Subd. 3. Application. (a) Applications must be made to the commissioner on a form developed and provided by the commissioner. The commissioner must, to the greatest extent possible, make the application form as short and simple to complete as is reasonably possible. The commissioner must establish a schedule for applications and grants. The application must include without limitation a written plan to develop or enhance a sustainable inclusive higher education initiative that:

1. offers the necessary supports to students with an intellectual disability to access the same rights, privileges, experiences, benefits, and outcomes of a typically matriculating student;
2. includes the development of a meaningful credential for students with an intellectual disability to attain upon successful completion of the student's postsecondary education;
3. adopts admission standards that do not require a student with an intellectual disability to complete a curriculum-based, achievement college entrance exam that is administered nationwide;
4. ensures that students with an intellectual disability:
   (i) have access and choice in a wide array of academic courses to enroll in for credit or audit that align with the student's interest areas and are attended by students without disabilities;
   (ii) have the option to live on or off campus in housing that is available to typically matriculating students;
   (iii) have access and support for genuine membership in campus life, including events, social activities and organizations, institution facilities, and technology; and
   (iv) are able to access and utilize campus resources available to typical matriculating students;
5. provides students with an intellectual disability with the supports and experiences necessary to seek and sustain competitive integrated employment;
6. develops and promotes the self-determination skills of students with an intellectual disability;
(7) utilizes peer mentors who support enrolled students with an intellectual disability in academic, campus engagement, residence life, employment, and campus clubs and organizations;

(8) provides professional development and resources for university professors and instructors to utilize universal design for learning and differentiated instruction that supports and benefits all students; and

(9) presents a ten-year plan including student enrollment projections for sustainability of an initiative that is financially accessible and equitable for all interested students with an intellectual disability.

(b) Eligible institutions of higher education may apply for funding in subsequent years for up to a total of ten years of funding.

Subd. 4. Grant account. An inclusive higher education grant account is created in the special revenue fund for depositing money appropriated to or received by the commissioner for the program. Money deposited in the account is appropriated to the commissioner, does not cancel, and is continuously available for grants under this section. The commissioner may use up to five percent of the amount deposited into the account for the administration of this section.

Subd. 5. Grant awards. (a) The commissioner must award grants to eligible institutions of higher education on a competitive basis using criteria established in collaboration with the center. The commissioner must consider and prioritize applicants that have submitted for or received a comprehensive transition and postsecondary program designation, or applicants with documented progress or intent toward submitting for federal approval. An eligible institution of higher education may apply annually for and receive up to $200,000 per year for four years and $100,000 in subsequent years pending performance and the funding limitation in subdivision 3, paragraph (b).

(b) A grant recipient must:

1. adopt the inclusive higher education national accreditation standards and guiding principles as established by the National Coordinating Center;

2. provide a 25 percent match for the grant funds, either monetary or in-kind; and

3. collaborate with the Office of Higher Education, the center, and key stakeholders in the development of the inclusive higher education initiative.

Subd. 6. Grantee reporting. By August 1 and January 1 following a fiscal year in which a grant was received and for five years thereafter, the grantee must submit a report to the director that includes the status and outcomes of the initiative funded. The report must include performance indicators and information deemed relevant by the director and commissioner. The report must include the following performance indicators:
(1) student recruitment and number of students enrolled;
(2) student retention effort and retention rate;
(3) initiative goals and outcomes;
(4) student attainment rate;
(5) graduated student employment rates and salary levels at year one and year five after completion; and
(6) additional performance indicators or information established under subdivision 1, paragraph (a), clauses (5) and (6).

Subd. 7. Reporting. The director must evaluate the development and implementation of the Minnesota inclusive higher education initiatives receiving a grant under this section. The director must submit an annual report by October 1 on the progress to expand Minnesota inclusive higher education options for students with intellectual disabilities to the commissioner and chairs and ranking minority members of the legislative committees with jurisdiction over higher education policy and finance. The report must include statutory and budget recommendations.

EFFECTIVE DATE. This section is effective June 30, 2022, except that the reporting requirements under subdivision 7 are effective June 30, 2023.

Sec. 6. [136A.0205] FREE COLLEGE GRANTS.

Subdivision 1. Program established. The commissioner shall establish a free college grant program to pay for the remaining financial needs of students attending state colleges.

Subd. 2. Eligibility. A student is eligible for a free college grant if the student:
(1) is eligible to receive a state grant award under section 136A.121; and
(2) is enrolled at a two-year institution within the Minnesota State Colleges and Universities system.

Subd. 3. Award amounts. (a) The amount of the free college grant is equal to:
(1) the eligible student's allowance for tuition and fees under section 136A.121, subdivision 6, after deducting:
(i) the amount of a federal Pell Grant award for which the student is eligible;
(ii) the amount of the state grant;
(iii) the amount of any other state or federal gift aid received;
(iv) the sum of all institutional grants, scholarships, tuition waivers, and tuition remission amounts; and

(b) The commissioner shall submit a report to the legislature on the results of the free college grant program, including the number of students who have received the grant.
the sum of all Tribal or private grants or scholarships;

(2) multiplied by:

(i) 100 percent if the student reports a family adjusted gross income less than $75,000;

(ii) 95 percent if the student reports a family adjusted gross income greater than or equal
to $75,000 and less than $80,000;

(iii) 90 percent if the student reports a family adjusted gross income greater than or equal
to $80,000 and less than $85,000;

(iv) 85 percent if the student reports a family adjusted gross income greater than or equal
to $85,000 and less than $90,000;

(v) 80 percent if the student reports a family adjusted gross income greater than or equal
to $90,000 and less than $95,000;

(vi) 75 percent if the student reports a family adjusted gross income greater than or equal
to $95,000 and less than $100,000;

(vii) 70 percent if the student reports a family adjusted gross income greater than or

equal to $100,000 and less than $105,000;

(viii) 65 percent if the student reports a family adjusted gross income greater than or

equal to $105,000 and less than $110,000;

(ix) 60 percent if the student reports a family adjusted gross income greater than or equal

to $110,000 and less than $115,000;

(x) 55 percent if the student reports a family adjusted gross income greater than or equal

to $115,000 and less than $120,000;

(xi) 50 percent if the student reports a family adjusted gross income greater than or equal

to $120,000 and less than $125,000; and

(xii) 0 percent if the student reports a family adjusted gross income greater than or equal
to $125,000.

(b) Eligible students are encouraged to apply for all other sources of financial aid.

Subd. 4. Administration. The commissioner shall administer the free college grant

program consistent with the state grant program under section 136A.121. Any provisions

of section 136A.121 that do not conflict with this section apply to the free college grant

program.

Subd. 5. Report. The commissioner shall include spending projections for the free
college grant program in the report required under section 136A.121, subdivision 19.
EFFECTIVE DATE. This section is effective the day following final enactment. The commissioner shall begin offering grants under this section in the 2023-2024 academic year.

Sec. 2. Minnesota Statutes 2020, section 136A.103, is amended to read:

136A.103 INSTITUTION ELIGIBILITY REQUIREMENTS.

(a) A postsecondary institution is eligible for state student aid under chapter 136A and sections 197.791 and 299A.45, if the institution:

(1) is operated by this state or the Board of Regents of the University of Minnesota; or

(2) is operated privately, is located in the state, and, as determined by the office, meets the requirements of paragraph (b); or

(3) is a university that:

(i) is a nonprofit entity as defined by Internal Revenue Code, section 501(c)(3);

(ii) is accredited by the institutional accreditor, Northwest Commission on Colleges and Universities;

(iii) provides online education;

(iv) offers exclusively competency-based education; and

(v) as determined by the office, meets the requirements of paragraph (b).

For purposes of this clause, competency-based education means an educational delivery model which organizes academic content by competency rather than more traditional methods, such as by course, and measures a student's academic progress by assessing learning outcomes, typically on the basis of mastery of a defined set of competency standards.

(b) A private institution must:

(1) maintain academic standards substantially equivalent to those of comparable institutions operated in this state;

(2) be licensed or registered as a postsecondary institution by the office; and

(3)(i) by July 1, 2010, participate in the federal Pell Grant program under Title IV of the Higher Education Act of 1965, Public Law 89-329, as amended; or

(ii) if an institution was participating in state student aid programs as of June 30, 2010, and the institution did not participate in the federal Pell Grant program by June 30, 2010, the institution must require every student who enrolls to sign a disclosure form, provided by the office, stating that the institution is not participating in the federal Pell Grant program.
(c) An institution that offers only graduate-level degrees or graduate-level nondegree programs is an eligible institution if the institution is licensed or registered as a postsecondary institution by the office.

(d) An eligible institution under paragraph (b), clause (3), item (ii), that changes ownership as defined in section 136A.63, subdivision 2, must participate in the federal Pell Grant program within four calendar years of the first ownership change to continue eligibility.

(e) An institution that loses its eligibility for the federal Pell Grant program is not an eligible institution. The office may terminate an institution's eligibility to participate in state student aid programs effective the date of the loss of eligibility for the federal Pell Grant program.

(f) An institution must maintain adequate administrative and financial standards and compliance with all state statutes, rules, and administrative policies related to state financial aid programs.

(g) The office may terminate a postsecondary institution's eligibility to participate in state student aid programs if the institution is terminated from participating in federal financial aid programs by the United States Department of Education for a violation of laws, regulations, or participation agreements governing federal financial aid programs.

EFFECTIVE DATE. This section is effective July 1, 2023.

Sec. 7. Minnesota Statutes 2020, section 136A.121, subdivision 5, is amended to read:

Subd. 5. Grant stipends. The grant stipend shall be based on a sharing of responsibility for covering the recognized cost of attendance by the applicant, the applicant's family, and the government. The amount of a financial stipend must not exceed a grant applicant's recognized cost of attendance, as defined in subdivision 6, after deducting the following:

(1) the assigned student responsibility of at least 48 percent of the cost of attending the institution of the applicant's choosing;

(2) the assigned family responsibility as defined in section 136A.101; and

(3) the amount of a federal Pell grant award for which the grant applicant is eligible.

The minimum financial stipend is $100 per academic year.

Sec. 3. [136A.1213] GRANTS FOR STUDENTS PURSUING LAW ENFORCEMENT.

Subdivision 1. Grant amount; eligibility. (a) A student is eligible for a $3,000 annual grant, awarded at the beginning of the academic term and distributed evenly between two terms, if the student:

(1) meets the eligibility requirements in section 136A.121, subdivision 2.
21.6 (2) is enrolled for at least nine credits in a law enforcement degree program or a nondegree program under section 626.84, subdivision 1, paragraph (g); and
21.7 (3) attends an eligible institution as defined in section 136A.103; and
21.8 (4) is making satisfactory academic progress as defined under section 136A.101, subdivision 10.

21.11 (b) The lifetime limit for:
21.12 (1) nondegree students is $3,000; and
21.13 (2) associate degree students is $6,000; and
21.14 (3) baccalaureate degree students is $12,000.

Subd. 2. Application. To receive a grant under this section, a student must apply in the form and manner specified by the commissioner.

23.16 Sec. 8. 136A.1251 STUDENT-PARENT SUPPORT INITIATIVE.
23.17 Subdivision 1. Grants. (a) To address the needs and support the educational goals of expectant and parenting college students across Minnesota, the commissioner shall award grants and provide support services to institutions and partnering entities that assist parents of young children and expectant parents. Grants shall be awarded to postsecondary institutions, professional organizations, community-based organizations, or other applicants deemed appropriate by the commissioner. Grants must be used to offer services to support the academic goals, health, and well-being of student parents. Services and costs eligible for grant funding include but are not limited to:
23.18 (1) program development costs;
23.19 (2) costs related to the start-up of on-campus child care;
23.20 (3) evaluation and data collection; and
23.21 (4) direct assistance to student parents including:
23.22 (i) scholarships;
23.23 (ii) basic needs support; and
23.24 (iii) expenses related to child care.
23.25 (b) Postsecondary institutions may act as the fiscal agents in partnership with a local governmental agency, child care center, or other organization that serves student parents.

Subd. 2. Application process. The commissioner shall develop a grant application process. The commissioner shall support projects in a manner that attempts to ensure eligible students throughout the state have access to program services.
Subd. 3. **Health-related supports.** The commissioner, in partnership with the Department of Health, shall provide health-related supports. Activities for health-related supports include:

1. ensuring programs, services, and materials are medically accurate, age appropriate, culturally and linguistically appropriate, and inclusive of all populations;
2. working with community health care providers and other service support organizations that serve the target population for this program; and
3. providing technical assistance and training for institutional parent support center staff on how to conduct screenings and referrals for the health concerns of student parents, including alcohol misuse, substance use disorders, depression, anxiety, intimate partner violence, tobacco and nicotine, and other health concerns.

Subd. 4. **Report and evaluation.** By August 1 of each odd-numbered year, the commissioner shall submit a report to the chairs and ranking minority members of the legislative committees with jurisdiction over higher education finance regarding the grant recipients and their activities. The report shall include information about the students served, the organizations providing services, program activities, program goals, and outcomes.

Sec. 9. Minnesota Statutes 2021 Supplement, section 136A.126, subdivision 1, is amended to read:

Subdivision 1. **Student eligibility.** The commissioner shall establish procedures for the distribution of scholarships to a Minnesota resident student as defined under section 136A.101, subdivision 8, who:

1. is of one-fourth or more Indian ancestry or is an enrolled member or citizen of a federally recognized American Indian or Canadian First Nations tribe;
2. has applied for other existing state and federal scholarship and grant programs;
3. is meeting satisfactory academic progress as defined under section 136A.101, subdivision 10;
4. is not in default, as defined by the office, of a federal or state student educational loan;
5. if enrolled in an undergraduate program, is eligible or would be eligible to receive a federal Pell Grant or a state grant based on the federal needs analysis and is enrolled for nine semester credits per term or more, or the equivalent; and
6. if enrolled in a graduate program, demonstrates a remaining financial need in the award amount calculation and is enrolled, per term, on a half-time basis or more as defined by the postsecondary institution.
Sec. 10. Minnesota Statutes 2021 Supplement, section 136A.126, subdivision 4, is amended to read:

Subd. 4. Award amount. (a) Each student shall be awarded a scholarship based on the federal need analysis. Applicants are encouraged to apply for all other sources of financial aid. The amount of the award must not exceed the applicant's cost of attendance, as defined in subdivision 3, after deducting:

(1) the expected family contribution as calculated by the federal need analysis;
(2) the amount of a federal Pell Grant award for which the applicant is eligible;
(3) the amount of the state grant;
(4) the federal Supplemental Educational Opportunity Grant;
(5) the sum of all institutional grants, scholarships, tuition waivers, and tuition remission amounts;
(6) the sum of all Tribal scholarships;
(7) the amount of any other state and federal gift aid; and
(8) the amount of any private grants or scholarships.

(b) The award shall be paid directly to the postsecondary institution where the student receives federal financial aid.

(c) Awards are limited as follows:

(1) the maximum award for an undergraduate is $4,000 per academic year;
(2) the maximum award for a graduate student is $6,000 per academic year; and
(3) the minimum award for all students is $100 per academic year.

(d) Scholarships may not be given to any Indian student for more than three years of study for a two-year degree, certificate, or diploma program or five years of study for a four-year degree program at the undergraduate level and for more than five years at the graduate level. Students may acquire only one degree per level and one terminal graduate degree. Scholarships may not be given to any student for more than ten years including five years of undergraduate study and five years of graduate study.

(e) Scholarships may be given to an eligible student for four quarters, three semesters, or the equivalent during the course of a single fiscal year. In calculating the award amount, the office must use the same calculation it would for any other term.
Sec. 11. Minnesota Statutes 2021 Supplement, section 136A.1791, subdivision 5, is amended to read:

Subd. 5. Amount of loan repayment. (a) To the extent funding is available, the annual amount of teacher shortage loan repayment for an approved applicant shall not exceed $1,000 or the cumulative balance of the applicant's qualified educational loans, including principal and interest, whichever amount is less.

(b) Recipients must secure their own qualified educational loans. Teachers who graduate from an approved teacher preparation program or teachers who add a licensure field, consistent with the teacher shortage requirements of this section, are eligible to apply for the loan repayment program.

(c) No teacher shall receive more than five annual awards.

Sec. 4. [136A.247] SKILLS PATH GRANT PROGRAM.

Subdivision 1. Grant amount. The commissioner of higher education shall award grants up to $50,000 per grant to up to ten secondary schools annually for skills path programs under section 124D.351 that align career and technical education dual credit program options with employment-based training opportunities. Applications must demonstrate how grant funding will provide students with clear pathways from high school to postsecondary training that lead to careers in skilled work and the trades. The commissioner of higher education may work with the commissioner of education and the commissioner of labor and industry to develop the grant application and administer the grants.

Subd. 2. Grant uses. (a) A secondary school awarded a grant under this section must use the grant award for any of the following implementation and coordination activities:

(1) marketing efforts to students about skills path program opportunities;

(2) coordinating academic, vocational, and occupational learning; school-based and work-based learning; and secondary and postsecondary education for participants in the program;

(3) reimbursement of tuition, books, required tools, and other expenses necessary for participation in the program; and

(4) any other implementation or coordination activity that the commissioner may direct or permit the eligible institution to perform.

(b) Grant awards may not be used to pay the wages of a student directly or indirectly.

Subd. 3. Grant application. The following information must be included in the grant application:
(1) the identity of each secondary school that is a participant in the skills path program;
(2) the identity of each registered apprenticeship program or apprenticeship readiness program, dual-training program, workforce training program at an opportunities industrialization center, or other work-based learning program in which the student has the opportunity for paid employment that is a participant in the skills path program;
(3) the identity of each postsecondary institution, intermediate school district, public agency, nonprofit organization, union, career and technical education consortium, or workforce development authority that is a participant in the skills path program;
(4) the identity of any employers participating in the skills path program;
(5) a description of any career-connected learning components;
(6) a description of the career and technical education dual-credit program options;
(7) a description of any postsecondary education components in the skills path program;
(8) a description of employment-based training opportunities; and
(9) applicable career planning information.

Sec. 5. Minnesota Statutes 2020, section 136F.02, subdivision 1, is amended to read:

Subdivision 1. Membership. The board consists of 15 members appointed by the governor, including three members who are students who have attended an institution for at least one year and are enrolled at the time of appointment at least half time in a degree, diploma, or certificate program in an institution governed by the board. The student members shall include one member from a community college, one member from a state university, and one member from a technical college. One member representing labor must be appointed after considering the recommendations made under section 136F.045. The governor is not bound by the recommendations. Appointments to the board are with the advice and consent of the senate. At least one member of the board must be a resident of each congressional district. All other members must be appointed to represent the state at large. In selecting appointees, the governor must consider the needs of the board for skills relevant to the governance of the Minnesota State Colleges and Universities and the candidate's ability to discharge the responsibilities of the board.

A commissioner of a state agency may not serve as a member of the board.
Sec. 12. Minnesota Statutes 2021 Supplement, section 136F.20, subdivision 4, is amended to read:

Subd. 4. Mental health awareness program. (a) The board shall implement a mental health awareness program at each Minnesota state college and university by the start of the 2022-2023 academic year. A mental health awareness program shall include:

1) a web page at each institution that includes links to existing self-assessment resources, resources connecting students to campus and community-based resources, and emergency contact information and resources;

2) mandatory mental health first aid training, evidence-based suicide prevention training, or other similar mental health training for faculty, staff, and students, giving priority to those who serve in roles that include increased direct contact with students who are experiencing mental health concerns, such as student housing and campus safety employees. Each college and university shall identify the appropriate faculty, staff, and students to receive training based on college or university structure and available funding;

3) a session at each student orientation program that includes information about maintaining good mental health, the symptoms of mental health conditions common among college students, and mental health resources and services available to students;

4) a messaging strategy to send students information on available mental health resources and services at least once per term, and during periods of high academic stress; and

5) distributing the suicide prevention helpline and text line contact information in a way that increases accessibility and awareness of that information to students.

(b) The board shall create and maintain a mental health community of practice including faculty and staff with subject matter expertise in mental health to identify resources and best practices to inform campus-based strategies to raise awareness of local and state resources and implement appropriate training experiences.

(c) The board shall make grants to Minnesota State Colleges and Universities to establish a peer support pilot program designed to assist students with a mental health condition. The program shall utilize student peers to support students living with mental health conditions on campus. The peer support program may be housed within the counseling center, wellness center, or resident assistance programs on campus. The peer support program leaders must be trained to facilitate discussions on mental health, identify students who may be in crisis, and refer students to programs for mental health support.

(d) The board shall pursue additional centralized mental health resources, training opportunities, and support that will enhance student mental health capacity on college and university campuses and in local communities.
Sec. 13. Minnesota Statutes 2021 Supplement, section 136F.202, subdivision 1, is amended to read:

Subdivision 1. Basic needs resources. (a) Each college and university shall create and maintain a web page that clearly identifies basic needs resources available at the college or university. This web page shall clearly identify at least one staff member, faculty member, or department as a point of contact to whom students may direct questions. Each college and university shall also make the information under this paragraph available on the college or university mobile application, if possible.

(b) The board shall pursue the creation of a centralized basic needs online resource web page that will raise awareness of campus-based resources available at colleges and universities and local, state, and national resources that can assist in addressing basic needs insecurity.

(c) The board shall pursue additional centralized basic needs resources, training opportunities, and support that will enhance student basic needs capacity on college and university campuses and in local communities.

Sec. 6. Minnesota Statutes 2020, section 136F.302, subdivision 1, is amended to read:

Subdivision 1. ACT or SAT college ready score; Minnesota Comprehensive Assessment career and college ready benchmarks. (a) A state college or university must not require an individual to take a remedial, noncredit course in a subject area if the individual has received a college ready ACT or SAT score or met a career and college ready Minnesota Comprehensive Assessment benchmark in that subject area. Only ACT and SAT scores an individual received and the Minnesota Comprehensive Assessment benchmarks an individual met in the previous five years are valid for purposes of this section. Each state college and university must post notice of the exemption from remedial course taking on its website explaining student course placement requirements.

(b) When deciding if an individual is admitted to or if an individual may enroll in a state college or university, the state college or university must consider the individual's scores on the high school Minnesota Comprehensive Assessments, in addition to other factors determined relevant by the college or university.

Sec. 7. Minnesota Statutes 2020, section 136F.302, subdivision 2, is amended to read:

Subd. 2. Testing Process for determining if remedial developmental education is necessary. (a) A college or university must not determine if an individual is placed in a developmental, noncredit course based solely on a testing process. A state college or
university may use multiple measures to make a holistic determination on whether to place
an individual in a developmental course. Multiple measures may include:

(1) testing under paragraph (b);
(2) the individual's scores on the high school Minnesota Comprehensive Assessments,
the ACT, or the SAT;
(3) high school grade point average;
(4) teacher recommendations; and
(5) other factors determined relevant by the college or university.
(b) A college or university testing process used to determine whether an individual is
placed in a remedial developmental, noncredit course must comply with this subdivision.
Prior to taking a test, an individual must be given reasonable time and opportunity to review
materials provided by the college or university covering the material to be tested which
must include a sample test. An individual who is required to take a remedial developmental,
noncredit course as a result of a test given by a college or university must be given an
opportunity to retake the test at the earliest time determined by the individual when testing
is otherwise offered. The college or university must provide an individual with study materials
for the purpose of retaking and passing the test.
Sec. 8. Minnesota Statutes 2020, section 136F.38, subdivision 2, is amended to read:
Subd. 2. Scholarship awards. The program shall award scholarships at the beginning
of an academic term, in the amount of $2,500, or $5,000 for law enforcement students, to
be distributed evenly between two terms.
Sec. 9. Minnesota Statutes 2021 Supplement, section 136F.38, subdivision 3, is amended
to read:
Subd. 3. Program eligibility. (a) Scholarships shall be awarded only to a student eligible
for resident tuition, as defined in section 135A.043, who is enrolled in any of the following
programs of study or certification: (1) advanced manufacturing; (2) agriculture; (3) health
care services; (4) information technology; (5) early childhood; (6) transportation; or (7)
construction; (8) law enforcement; or (9) a program of study under paragraph (b).
(b) Each institution may add one additional area of study or certification, based on a
workforce shortage for full-time employment requiring postsecondary education that is
unique to the institution's specific region, as reported in the most recent Department of
Employment and Economic Development job vacancy survey data for the economic
development region in which the institution is located. A workforce shortage area is one in
which the job vacancy rate for full-time employment in a specific occupation in a region is
higher than the state average vacancy rate for that same occupation. The institution may
change the area of study or certification based on new data once every two years.
25.3 (c) The student must be enrolled for at least nine credits in a two-year college in the
25.4 Minnesota State Colleges and Universities system to be eligible for first- and second-year
25.5 scholarships.
25.6 (d) The student is eligible for a one-year transfer scholarship if the student transfers from
25.7 a two-year college after two or more terms, and the student is enrolled for at least nine
25.8 credits in a four-year university in the Minnesota State Colleges and Universities system.
25.9 Sec. 10. Minnesota Statutes 2020, section 136F.38, subdivision 4, is amended to read:
25.10 Subd. 4. Renewal; cap. A student who has received a scholarship may apply again but
25.11 total lifetime awards are not to exceed $7,500 per student, or $15,000 for law enforcement
25.12 students. Students may only be awarded a second scholarship upon completion of two
25.13 academic terms. Students may be awarded a third scholarship if the student transfers to a
25.14 corresponding program at a Minnesota state university.
25.15 Sec. 11. Minnesota Statutes 2020, section 137.022, subdivision 4, is amended to read:
25.16 Subd. 4. Mineral research; scholarships. (a) All income credited after July 1, 1992,
25.17 to the permanent university fund from royalties for mining under state mineral leases from
25.18 and after July 1, 1991, must be allocated as provided in this subdivision.
25.19 (b)(1) Beginning January 1, 2013, 50 percent of the income must be allocated according
25.20 to this paragraph. One-half of the income under this paragraph, up to $50,000,000
25.21 $100,000,000, must be credited to the mineral research account of the fund to be allocated
25.22 for the Natural Resources Research Institute-Duluth and Coleraine facilities, for mineral
25.23 and mineral-related research including mineral-related environmental research. The other
25.24 one-half of the income under this paragraph, up to $25,000,000, is credited to an endowment
25.25 for the costs of operating a mining, metallurgical, mineral, mineral-related, or related
25.26 engineering science, technology, engineering, and mathematics (STEM) degree program
25.27 programs offered through the University of Minnesota at Mesabi Range Community and
25.28 Technical College and the Swenson College of Science and Engineering at Duluth to support
25.29 workforce development and collaborations benefiting regional academics, industry, and
25.30 natural resources on the Iron Range in northeast Minnesota and for scholarships for
25.31 Minnesota students to attend the mining, metallurgical, or related engineering program
25.32 mineral, mineral-related, or STEM programs. The maximum scholarship awarded to attend
25.33 the mining, metallurgical, or related engineering degree program funded under
25.34 this paragraph cannot exceed $6,500 75 percent of current in-state tuition rates per academic
25.35 year and may be awarded a maximum of four academic years.
25.36 (2) The remainder of the income under paragraph (a) plus the amount of any income
25.37 under clause (1) after $50,000,000 $100,000,000 has been credited to the mineral research
25.38 account for the Natural Resources Research Institute and the amount of any income over
25.39 the $25,000,000 for the engineering program programming in clause (1) must be credited
25.40 to the endowed scholarship account of the fund for distribution annually for scholastic

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achievement as provided by the Board of Regents to undergraduates enrolled at the University of Minnesota who are resident students as defined in section 136A.101, subdivision 8.

(c) The annual distribution from the endowed scholarship account must be allocated to the various campuses of the University of Minnesota in proportion to the number of undergraduate resident students enrolled on each campus.

(d) The Board of Regents must report to the education committees of the legislature biennially at the time of the submission of its budget request on the disbursement of money from the endowed scholarship account and to the environment and natural resources committees on the use of the mineral research account.

(e) Capital gains and losses and portfolio income of the permanent university fund must be credited to its three accounts in proportion to the market value of each account.

(f) The endowment support from the income and capital gains of the endowed mineral research and endowed scholarship accounts of the fund must not total more than six percent per year of the 36-month trailing average market value of the account from which the support is derived.

Sec. 14. Minnesota Statutes 2020, section 137.023, is amended to read:

137.023 UNIVERSITY STUDENT ON BOARD OF REGENTS SEATS ASSIGNED.

Subdivision 1. Seats assigned.

(a) In electing members of the Board of Regents pursuant to article 13, section 3, of the Constitution of the state of Minnesota, and Territorial Laws 1851, chapter 3, section 5:

(1) one member of the Board of Regents of the University board shall be a person who at the time of election to the board is a student who is enrolled in a degree program at the university;

(2) one member of the board must be a person who at the time of election to the board is a tenured faculty member of the university; and

(3) one member of the board must represent a university employee organization, as defined by section 179A.03, subdivision 6.

(b) This person persons elected under paragraph (a) shall represent the state at large.

Upon expiration of the term or in the event of a vacancy in the office, one position the seats assigned in paragraph (a) shall be filled by a person having the same qualifications.

Subd. 2. American Indian regent. At least one member of the Board of Regents shall be an enrolled member of a federally recognized Indian Tribe within the state of Minnesota.

EFFECTIVE DATE. This section is effective the day following final enactment. The first at-large position to be elected following enactment of this section shall be assigned to
a tenured faculty member, and the next at-large position to be elected shall be assigned to
a representative of a university employee organization.

Sec. 15. Minnesota Statutes 2020, section 137.024, is amended to read:

137.024 CONGRESSIONAL DISTRICTS REPRESENTED ON BOARD OF
REGENTS.

(a) At least one member of the Board of Regents of the university shall be a resident of
each congressional district.

(b) If legislative redistricting changes the boundaries of the state's congressional districts,
sitting regents representing specific congressional districts may fulfill their elected terms
on the Board of Regents. When a seat designated for a congressional district first becomes
vacant after redistricting, the legislature shall apply current district boundaries in order to
comply with paragraph (a).

(c) If, due to congressional apportionment, the state loses a congressional district, the
regent seat designated for that district shall represent the state at large. If the state gains a
congressional district, the next vacant at-large seat that is not reserved pursuant to section
137.023 must be assigned to the new district.

Sec. 16. [137.0242] TERM LIMITS FOR UNIVERSITY REGENTS.

The legislature shall not elect a person to the Board of Regents of the university more
than twice.

Sec. 17. Minnesota Statutes 2020, section 137.0245, subdivision 2, is amended to read:

Subd. 2. Membership. (a) The Regent Candidate Advisory Council shall consist of 24
members. Twelve members shall be appointed by the Subcommittee on Committees of
the Committee on Rules and Administration of the senate. Twelve members shall be
appointed by the speaker of the house. Each appointing authority shall appoint one member
who is a student enrolled in a degree program at the University of Minnesota at the time of
appointment. No more than one-third of the members appointed by each appointing authority
may be current or former legislators. No more than two-thirds of the members appointed
by each appointing authority may belong to the same political party; however, political
activity or affiliation is not required for the appointment of any member. Geographical
representation must be taken into consideration when making appointments.

(c) Additional members of the council shall include:

(1) one current faculty member from each of the five University of Minnesota system
campsites, each of whom shall be appointed by the faculty senate of that faculty member's
campus, or, if no campus-specific faculty senate exists, by the university system's faculty
senate;
(2) the student body president of each of the five University of Minnesota system
 campuses, or designees thereof; and
(3) one designee from each of the following entities:
   (i) the Indian Affairs Council;
   (ii) the Minnesota Council on Latino Affairs;
   (iii) the Council for Minnesotans of African Heritage;
   (iv) the Council on Asian-Pacific Minnesotans; and
   (v) the Council on Disability.
(d) Section 15.0575 shall govern the advisory council, except that:
(1) the members shall be appointed to six-year terms with one-third appointed each
    even-numbered year; and
(2) student members are appointed to two-year terms with two students appointed each
    even-numbered year.
(e) A member may not serve more than two full terms.

EFFECTIVE DATE. This section is effective the day following final enactment. By
September 1, 2022, the house and senate shall appoint one member to a term that expires
January 2024, two members to terms that expire January 2026, and two members to full
terms that expire January 2028. Members of the Regent Candidate Advisory Council at the
time of enactment may be reappointed, but remain subject to the two-term limit imposed
by this section.
Sec. 18. Minnesota Statutes 2020, section 137.0245, subdivision 3, is amended to read:
Subd. 3. Duties. (a) The advisory council shall:
(1) develop, in consultation with current and former regents and the administration of
    the University of Minnesota, a statement of the selection criteria to be applied and a
    description of the responsibilities and duties of a regent, and shall distribute this to potential
    candidates; and
(2) for each position on the board, identify and recruit qualified candidates for the Board
    of Regents, based on the background and experience of the candidates, their potential for
    discharging the responsibilities of a member of the Board of Regents, and the needs of the
    board. The selection criteria must not include a limitation on the number of terms an
    individual may serve on the Board of Regents.
(b) The selection criteria developed under paragraph (a), clause (1), must include a criterion that regents represent diversity in geography; gender; race; occupation, including business and labor; and experience.

(c) The selection criterion must include an identification of the membership needs of the board for individual skills relevant to the governance of the University of Minnesota and the needs for certain individual characteristics. Individual characteristics relate to qualities such as gender, race, and geographic location of residence.

Sec. 19. Minnesota Statutes 2020, section 137.0246, is amended to read:

137.0246 REGENT NOMINATION AND ELECTION.

Subd. 2. Regent nomination joint committee.
(a) The joint legislative committee consists of the members of the higher education budget and policy divisions in each house of the legislature. The chairs of the divisions from each body shall be cochairs of the joint legislative committee. A majority of the members from each house is a quorum of the joint committee.
(b) By February 28 of each odd-numbered year, or at a date agreed to by concurrent resolution, the joint legislative committee shall meet to consider the advisory council's recommendations for regent of the University of Minnesota for possible presentation to a joint convention of the legislature.
(c) The joint committee may recommend to the joint convention candidates recommended by the advisory council and the other candidates nominated by the joint committee. A candidate other than those recommended by the advisory council may be nominated for consideration by the joint committee only if the nomination receives the support of at least three house of representatives members of the committee and two senate members of the committee. A candidate must receive a majority vote of members from the house of representatives and from the senate on the joint committee to be recommended to the joint convention. The joint committee must recommend no more than one candidate for each vacancy. In recommending nominees, the joint committee must consider the needs of the board of regents and the balance of the board membership with respect to gender, racial, and ethnic composition.

Subd. 3. Joint convention to elect regents. At the joint convention of the senate and house of representatives called to elect regents, the joint committee shall report the names of the persons recommended for each vacancy. These persons are considered to be nominated. No additional nominations may be submitted.

Subd. 4. Joint rules must conform to this section. The joint rules of the senate and house of representatives must be amended to conform to the requirements of this section.

Sec. 20. [137.035] GREEN TRAINING PROGRAM.

Subdivision 1. Account established. (a) A green training program account is established in the special revenue fund. Money in the account is appropriated to the Board of Regents
to administer the green training program in accordance with this section. Appropriations to
the board for the program are for transfer to the account. Appropriations from the account
do not cancel and are available until expended.

(b) If the Board of Regents does not establish the committee as requested in subdivision
2, all unencumbered balances in the account shall cancel back to the general fund at the end
of the fiscal year.

Subd. 2. Committee established. (a) The Board of Regents is requested to establish a
green training program committee to administer funds in the program account and to appoint
members to the committee. At least 50 percent of the committee's members must represent
and be appointed by labor organizations for frontline service workers at the university.
Frontline service workers include those in the following job categories:

(1) food service worker and senior food service worker;
(2) cashier/food aide, junior cashier/food aide, and senior cashier/food aide;
(3) cook;
(4) baker;
(5) attendant and senior attendant;
(6) stores specialist;
(7) delivery service driver;
(8) laborer and senior laborer;
(9) waste treatment attendant;
(10) building and grounds worker and senior building and grounds worker;
(11) athletic grounds worker;
(12) packer helper;
(13) maintenance equipment operator and senior maintenance equipment operator;
(14) heavy equipment operator;
(15) farm equipment operator;
(16) mechanic 1, 2, and 3;
(17) copy center equipment operator and lead copy center operator;
(18) intercollegiate athletic equipment worker;
(19) farm animal attendant;
(20) gardener and senior gardener;
(21) assistant gardener;
(22) laboratory attendant and senior laboratory attendant;
(23) laboratory animal attendant;
(24) utility worker and senior utility worker; and
(25) hazardous material disposal specialist.

(b) Initial appointments to the committee shall be made no later than September 1, 2022. Committee members shall serve for a term of three years and may be reappointed.

(c) The committee shall annually elect a chair and vice-chair from among its members, and may elect other officers as necessary.

(d) The Board of Regents is requested to convene the first meeting of the committee no later than October 1, 2022. Thereafter, the committee shall meet upon the call of the chair or at the request of a majority of committee members.

(3) Committee duties. (a) The green training program committee shall oversee and administer funds appropriated for the green training program. Program funds may be used for the following purposes:

(i) education and training of university employees in fields determined by the committee, including but not limited to:

(ii) reduction in solid waste;

(iii) proper sorting of solid waste; and

(iv) reduction in energy usage; and

(2) training incentives for university employees in the form of a per-hour increase in pay upon employee completion of training.

(b) The committee shall monitor industry issues and trends affecting solid waste management, energy consumption, and other sustainability measures and make recommendations to the Board of Regents regarding university practices in these areas.

(c) For the purposes of university employee training, the committee may procure direct technical and educational assistance by using existing institutions and resources, including but not limited to:

(1) local workforce investment boards;

(2) state colleges;
(3) labor organizations;

(4) administrative entities for service delivery areas under the federal Workforce Investment Act or its successor statute; and

(5) nonprofit organizations and other entities that have expertise in providing technical assistance regarding employee training in the fields determined by the committee under paragraph (a).

Subd. 4. Collective bargaining. By mutual agreement through collective bargaining with frontline service worker unions, the Board of Regents may adopt additional rules and procedures for the green training program, the program committee, and the use of green training program account funds. These rules and procedures must not conflict with this section.

Subd. 5. Report required. Not later than February 28 of each year, beginning in 2023, the green training program committee shall report to the chairs and ranking minority members of the legislative committees with jurisdiction over higher education policy and finance concerning the state of the program account and account funds disbursed, together with any recommendations and additional information the committee considers appropriate.

Sec. 22. Laws 2021, First Special Session chapter 2, article 2, section 45, is amended by adding a subdivision to read:

Subd. 7. Expiration. This section expires June 30, 2027.

Sec. 23. SOCIAL WORK SCHOLARSHIP PROGRAM.

Subdivision 1. Program established. The commissioner of the Office of Higher Education shall establish a scholarship program for eligible students preparing to become licensed social workers in Minnesota.

Subd. 2. Eligible students. (a) A student is eligible for a scholarship under this section if the student is:

(1) a resident student as defined in Minnesota Statutes, section 136A.101;

(2) enrolled in a baccalaureate degree-granting social work program at an eligible institution as defined in Minnesota Statutes, section 136A.101; and

(3) in good academic standing and making satisfactory academic progress as defined in Minnesota Statutes, section 136A.101.

(b) To receive a scholarship under this section, a student must:

(1) apply in the form and manner specified by the commissioner; and

(2) sign a contract agreeing to fulfill the employment obligation under subdivision 4.
(c) A student may receive a scholarship under this section for no more than eight semesters or the equivalent.

Subd. 3. Scholarship amounts. (a) The amount of a scholarship awarded under this section shall be equal to the recipient's recognized cost of attendance after deducting:

(1) the amount of the federal Pell grant award for which the recipient is eligible;

(2) the amount of the state grant award for which the recipient is eligible;

(3) the amount of any other state or federal gift aid received; and

(4) the sum of all institutional scholarships, grants, tuition waivers, and tuition remission amounts.

(b) For purposes of this section, the recognized cost of attendance for a public institution has the meaning given in Code of Federal Regulations, title 20, chapter 28, subchapter IV, part F, section 1087l. The recognized cost of attendance for a private institution equals the lesser of:

(1) the cost of attendance for the institution as calculated under Code of Federal Regulations, title 20, chapter 28, subchapter IV, part F, section 1087l; or

(2) an amount equal to the highest recognized cost of attendance at a public university.

(c) The scholarship shall be paid directly to the institution where the recipient is enrolled.

Subd. 4. Employment obligation. (a) Beginning within six months of the completion of the academic program for which the scholarship was awarded, a scholarship recipient must:

(1) be licensed with the Minnesota Board of Social Work; and

(2) be employed full time as a social worker in Minnesota for at least four years.

(b) A recipient who has completed the program for which the scholarship was awarded, but who has not fulfilled the total employment obligation, must annually verify, in a form and manner specified by the commissioner, that the recipient is employed in a position that fulfills the employment obligation.

(c) If a recipient fails to meet the employment requirement, the commissioner shall convert the recipient's total scholarship award to a student loan and collect from the participant the total amount paid plus interest at a rate established according to Minnesota Statutes, section 270C.40.

(d) The commissioner may waive or defer the employment obligation for a scholarship recipient for continued graduate studies in social work or for circumstances involving extreme hardship.
Any obligation to fulfill the employment obligation cancels upon the death or permanent and total disability of the scholarship recipient.

The commissioner shall develop a contract to be signed by all scholarship applicants. The contract shall bind the applicant to the employment obligation under this subdivision.

Subd. 5. Insufficient appropriation. If the amount appropriated for this program is determined by the office to be insufficient to make full awards to all eligible applicants, the commissioner shall prioritize awards to eligible applicants based on the applicants' individual financial needs as determined by the federal needs analysis.

Subd. 6. Report required. By February 15 of each year, the commissioner of the Office of Higher Education shall submit a report on the details of the program under this section to the legislative committees with jurisdiction over higher education finance and policy and to the Legislative Reference Library as provided by Minnesota Statutes, section 3.195. The report shall include the following information:

1. the number of students receiving an award in the previous year and the institutions they attended;
2. the average and total award amounts in the previous year, disaggregate by institution attended;
3. summary demographic data on award recipients in the previous year;
4. data on recipients currently subject to the employment obligation under subdivision 4, including the number of recipients subject to the obligation, the number who are successfully completing the obligation, the number who have had their scholarships converted to loans; and the number who have had their obligation waived or deferred; and
5. if the appropriation for the program was determined to be insufficient, an explanation of measures taken under subdivision 5.

Subd. 7. Expiration. This section expires June 30, 2027.

EFFECTIVE DATE. This section is effective the day following final enactment. The commissioner shall begin offering scholarships under this section in the 2023-2024 academic year.

Sec. 24. REQUEST TO THE BOARD OF REGENTS.

The Board of Regents of the University of Minnesota is requested to amend its policies to permit a regent elected under Minnesota Statutes, section 137.023, subdivision 1, to serve as a compensated university employee.
Sec. 12. OWATONNA LEARN TO EARN COALITION GRANT FUNDS REPORT.

By February 1, 2026, the Owatonna Learn to Earn Coalition must report to the
commissioner of the Office of Higher Education and to the chairs and ranking minority
members of the committees with jurisdiction over higher education on activities funded
under article 1, section 2, subdivisions 4 and 5. The report must include but is not limited
to information regarding:

(1) the impact of the grant funds on high school and technical college student enrollment
in technical education courses receiving equipment funded through the grant;

(2) the number of grant-related degrees awarded by Owatonna Riverland Community
College;

(3) the results of the Department of Employment and Economic Development grant to
conduct a needs assessment examining current and future workforce needs in the region;

and

(4) employment impacted in the area associated with the grant, including recruitment
and retention.

Sec. 13. UNIVERSITY OF MINNESOTA SPECIAL COMMISSION ON
INTERCOLLEGIATE SPORTS.

It is requested that the Board of Regents of the University of Minnesota establish a
special commission to conduct a comprehensive review and evaluation of the role of
intercollegiate athletics at the University of Minnesota. If the commission is established,
the duties of the commission must include but are not limited to determining the value of
athletics and the preservation of intercollegiate sports opportunities for university students,
exploring reasonable financing models for nonrevenue sports, and establishing
evidence-based proposals to guide decisions affecting the future of athletics at the University
of Minnesota. If the commission is established, it is requested that the research and findings
of the commission be provided to members of the legislative committees with jurisdiction
over higher education issues.

Sec. 14. REVISOR INSTRUCTION.

The revisor of statutes shall substitute the term "developmental" for "remedial" wherever
the term refers to remedial education courses at a postsecondary institution. The revisor
shall also make grammatical changes related to the changes in terms to preserve the meaning
of the text.

Sec. 15. REPEALER.

Minnesota Statutes 2020, section 136F.03, is repealed.
ARTICLE 3

OFFICE OF HIGHER EDUCATION

Section 1. Minnesota Statutes 2020, section 136A.121, subdivision 18, is amended to read:

Subd. 18. Data. (a) An eligible institution whose students are eligible to receive funding under sections 136A.095 to 136A.246 must provide to the office data on student enrollment and federal and state financial aid.

(b) An institution or its agent must provide to the office aggregate and distributional financial or other data as determined by the commissioner that is directly related to the responsibilities of the office under this chapter. The commissioner may only request aggregate and distributional data after establishing and consulting with a data advisory task force to determine the need, content, and detail of the information. Data provided by nonpublic institutions under this paragraph is considered nonpublic data under chapter 13.

Sec. 2. Minnesota Statutes 2020, section 136A.1701, subdivision 11, is amended to read:

Subd. 11. Data. (a) An eligible institution whose students are eligible to receive funding under sections 136A.15 to 136A.1795 and licensed or registered under sections 136A.61 to 136A.834 must provide to the office data on student enrollment and federal and state financial aid.

(b) An institution or its agent must provide to the office aggregate and distributional financial or other data as determined by the commissioner that is directly related to the responsibilities of the office under this chapter. The commissioner may only request aggregate and distributional data after establishing and consulting with a data advisory task force to determine the need, content, and detail of the information. Data provided by nonpublic institutions under this paragraph is considered nonpublic data under chapter 13.

Sec. 3. Minnesota Statutes 2020, section 136A.833, is amended to read:

136A.833 EXEMPTIONS.

Subdivision 1. Application for exemptions. A school that seeks an exemption from the provisions of sections 136A.822 to 136A.834 for the school and all of its programs or some of its programs must apply to the office to establish that the school or program meets the requirements of an exemption. An exemption for the school or program expires two years from the date of approval or when a school adds a new program or makes a modification equal to or greater than 25 percent to an existing educational program. If a school is reapplying for an exemption, the application must be submitted to the office 90 days before the current exemption expires. This exemption shall not extend to any school that uses any publication or advertisement that is not truthful and gives any false, fraudulent, deceptive, inaccurate, or misleading impressions about the school or its personnel, programs, services, or occupational opportunities for its graduates for promotion and student recruitment.
Exemptions denied under this section are subject to appeal under section 136A.65, subdivision 8, paragraph (c) if an exemption is denied, the office shall provide notice of the right to appeal under chapter 14. If an appeal is initiated, the denial of the exemption is not effective until the final determination of the appeal, unless immediate effect is ordered by the court.

Subd. 2. Exemption reasons. Sections 136A.821 to 136A.832 shall not apply to the following:

1. public postsecondary institutions;
2. postsecondary institutions registered under sections 136A.61 to 136A.71;
3. (4) private career schools of nursing accredited by the state Board of Nursing or an equivalent public board of another state or foreign country;
4. (5) private schools complying with the requirements of section 120A.22, subdivision 4;
5. (6) courses taught to students in an apprenticeship program registered by the United States Department of Labor or Minnesota Department of Labor and taught by or required by a trade union;
6. (7) private career schools exclusively engaged in training physically or mentally disabled persons for the state of Minnesota;
7. (8) private career schools licensed by boards authorized under Minnesota law to issue licenses for training programs except private career schools required to obtain a private career school license due to the use of "academy," "institute," "college," or "university" in their names;
8. (9) private career schools and educational programs, or training programs, contracted for by persons, firms, corporations, government agencies, or associations, for the training of their own employees, for which no fee is charged the employee;
9. (10) private career schools engaged exclusively in the teaching of purely avocational, recreational, or remedial subjects, including adult basic education, as determined by the office except private career schools required to obtain a private career school license due to the use of "academy," "institute," "college," or "university" in their names unless the private career school used "academy" or "institute" in its name prior to August 1, 2008;
10. (11) classes, courses, or programs conducted by a bona fide trade, professional, or fraternal organization, solely for that organization's membership;
11. (12) programs in the fine arts provided by organizations exempt from taxation under section 290.05 and registered with the attorney general under chapter 309. For the purposes...
of this clause, "fine arts" means activities resulting in artistic creation or artistic performance of works of the imagination which are engaged in for the primary purpose of creative expression rather than commercial sale or employment. In making this determination the office may seek the advice and recommendation of the Minnesota Board of the Arts;

(13) classes, courses, or programs intended to fulfill the continuing education requirements for licensure or certification in a profession, that have been approved by a legislatively or judicially established board or agency responsible for regulating the practice of the profession or by an industry-specific certification entity, and that are offered exclusively to an individual practicing the profession; individuals with the professional licensure or certification;

(14) classes, courses, or programs intended to prepare students to sit for undergraduate, graduate, postgraduate, or occupational licensing and occupational certification, or entrance examinations;

(15) classes, courses, or programs providing 16 or fewer clock hours of instruction that are not part of the curriculum for an occupation or entry level employment except private career schools required to obtain a private career school license due to the use of "academy," "institute," "college," or "university" in their names;

(16) classes, courses, or programs providing instruction in personal development, modeling, or acting;

(17) training or instructional programs, in which one instructor teaches an individual student, that are not part of the curriculum for an occupation or are not intended to prepare a person for entry level employment;

(18) private career schools with no physical presence in Minnesota, as determined by the office, engaged exclusively in offering distance instruction that are located in and regulated by other states or jurisdictions if the distance education instruction does not include internships, externships, field placements, or clinical placements for residents of Minnesota; and

(19) private career schools providing exclusively training, instructional programs, or courses where tuition, fees, and any other charges for a student to participate do not exceed $100.

Sec. 4. Minnesota Statutes 2021 Supplement, section 136A.91, subdivision 1, is amended to read:

Subdivision 1. Grants. (a) The Office of Higher Education must establish a competitive grant program for postsecondary institutions to expand concurrent enrollment opportunities. To the extent that there are qualified applicants, the commissioner of the Office of Higher Education shall distribute grant funds to ensure:

(1) eligible students throughout the state have access to concurrent enrollment programs;
(2) preference for grants that expand programs is given to programs already at capacity.

(b) The commissioner may award grants under this section to postsecondary institutions for any of the following purposes:

(1) to develop new concurrent enrollment courses under section 124D.09, subdivision 10, that satisfy the elective standard for career and technical education; or

(2) to expand the existing concurrent enrollment programs already offered by the postsecondary institution by:

(i) creating new sections within the same high school;

(ii) offering the existing course in new high schools; and

(iii) supporting the preparation, recruitment, and success of students who are underrepresented in concurrent enrollment classrooms.

Sec. 5. Minnesota Statutes 2021 Supplement, section 136A.91, subdivision 2, is amended to read:

Subd. 2. Application. (a) The commissioner shall develop a grant application process.

A grant applicant must:

(1) specify the purpose under subdivision 1, paragraph (b), for which the institution is applying;

(2) specify both program and student outcome goals;

(3) include student feedback in the development of new programs or the expansion of existing programs; and

(4) demonstrate a commitment to equitable access to concurrent enrollment coursework for all eligible high school students.

(b) A postsecondary institution applying for a grant under subdivision 1, paragraph (b), clause (2), must provide a 50 percent match for the grant funds.

Sec. 6. REPEALER.

Minnesota Rules, part 4880.2500, is repealed.
ARTICLE 3

MINNESOTA HEALTH AND EDUCATION FACILITIES AUTHORITY

Section 1. Minnesota Statutes 2020, section 136A.25, is amended to read:

136A.25 CREATION.

A state agency known as the Minnesota Higher Health and Education Facilities Authority is hereby created.

Sec. 2. Minnesota Statutes 2020, section 136A.26, is amended to read:

136A.26 MEMBERSHIPS; OFFICERS; COMPENSATION; REMOVAL.

Subdivision 1. Membership. The Minnesota Higher Health and Education Facilities Authority shall consist of eight nine members appointed by the governor with the advice and consent of the senate, and a representative of the Office of Higher Education. All members to be appointed by the governor shall be residents of the state. At least two members must reside outside the metropolitan area as defined in section 473.121, subdivision 2. At least one of the members shall be a person having a favorable reputation for skill, knowledge, and experience in the field of state and municipal finance; and at least one shall be a person having a favorable reputation for skill, knowledge, and experience in the building construction field; and at least one of the members shall be a trustee, director, officer, or employee of an institution of higher education; and at least one of the members shall be a trustee, director, officer, or employee of a health care organization.

Subd. 1a. Private College Council member. The president of the Minnesota Private College Council, or the president's designee, shall serve without compensation as an advisory, nonvoting member of the authority.

Subd. 1b. Nonprofit health care association member. The chief executive officer of a Minnesota nonprofit membership association whose members are primarily nonprofit health care organizations, or the chief executive officer's designee, shall serve without compensation as an advisory, nonvoting member of the authority. The identity of the Minnesota nonprofit membership association shall be determined and may be changed from time to time by the members of the authority in accordance with and as shall be provided in the bylaws of the authority.

Subd. 2. Term; compensation; removal. The membership terms, compensation, removal of members, and filling of vacancies for authority members other than the representative of the office, and the president of the Private College Council, or the chief executive officer of the Minnesota nonprofit membership association described in subdivision 1b shall be as provided in section 15.0575.
Sec. 3. Minnesota Statutes 2020, section 136A.27, is amended to read:

136A.27 POLICY.

It is hereby declared that for the benefit of the people of the state, the increase of their commerce, welfare and prosperity and the improvement of their health and living conditions it is essential that health care organizations within the state be provided with appropriate additional means to establish, acquire, construct, improve, and expand health care facilities in furtherance of their purposes; that this and future generations of youth be given the fullest opportunity to learn and to develop their intellectual and mental capacities; that institutions of higher education within the state be provided with appropriate additional means to assist such youth in achieving the required levels of learning and development of their intellectual and mental capacities; and that health care organizations and institutions of higher education be enabled to refinance outstanding indebtedness incurred to provide existing facilities used for such purposes in order to preserve and enhance the utilization of facilities for purposes of health care and higher education, to extend or adjust maturities in relation to the resources available for their payment, and to save interest costs and thereby reduce health care costs or higher education tuition, fees, and charges. It is hereby further declared that it is the purpose of sections 136A.25 to 136A.42 to provide a measure of assistance and an alternative method to enable health care organizations and institutions of higher education in the state to provide the facilities and structures which are sorely needed to accomplish the purposes of sections 136A.25 to 136A.42, all to the public benefit and good, to the extent and manner provided herein.

Sec. 4. Minnesota Statutes 2020, section 136A.28, is amended to read:

136A.28 DEFINITIONS.

Subdivision 1. Scope. In sections 136A.25 to 136A.42, the following words and terms shall, unless the context otherwise requires, have the meanings ascribed to them.

Subd. 1a. Affiliate. "Affiliate" means an entity that directly or indirectly controls, is controlled by, or is under common control with, another entity. For the purposes of this subdivision, "control" means either the power to elect a majority of the members of the governing body of an entity or the power, whether by contract or otherwise, to direct the management and policies of the entity. Affiliate also means an entity whose business or substantially all of whose property is operated under a lease, management agreement, or operating agreement by another entity, or an entity who operates the business or substantially all of the property of another entity under a lease, management agreement, or operating agreement. The following words and terms have the meaning given them:

Subd. 2. Authority. "Authority" means the Higher Health and Education Facilities Authority created by sections 136A.25 to 136A.42.

Subd. 3. Project. "Project" means a structure or structures available for use as a dormitory, or other student housing facility, a dining hall, student union, administration building, academic building, library, laboratory, research facility, classroom, athletic facility, health
care facility, child care facility, and maintenance, storage, or utility facility and other
structures or facilities related thereto or required or useful for the instruction of students or
the conducting of research or the operation of an institution of higher education, whether
proposed, under construction, or completed, including parking and other facilities or
structures essential or convenient for the orderly conduct of such institution for higher
education, and shall also include landscaping, site preparation, furniture, equipment and
machinery, and other similar items necessary or convenient for the operation of a particular
facility or structure in the manner for which its use is intended but shall not include such
items as books, fuel, supplies, or other items the costs of which are customarily deemed to
result in a current operating charge, and shall a health care facility or an education facility
whether proposed, under construction, or completed, and includes land or interests in land,
appurtenances, site preparation, landscaping, buildings and structures, systems, fixtures,
furniture, machinery, equipment, and parking. Project also includes other structures, facilities,
improvements, machinery, equipment, and means of transport of a capital nature that are
necessary or convenient for the operation of the facility. Project does not include: (1) any
facility used or to be used for sectarian instruction or as a place of religious worship
nor (2) any facility which is used or to be used primarily in connection with any part of the
program of a school or department of divinity for any religious denomination; nor (3) any
books, supplies, medicine, medical supplies, fuel, or other items, the cost of which are
customarily deemed to result in a current operating charge.

Subd. 4. Cost. "Cost," as applied to a project or any portion thereof financed under the
provisions of sections 136A.25 to 136A.42, means all or any part of the cost of construction,
acquisition, alteration, enlargement, reconstruction and remodeling of a project including
all lands, structures, real or personal property, rights, rights-of-way, franchises, easements
and interests acquired or used for or in connection with a project, the cost of demolishing
or removing any buildings or structures on land so acquired, including the cost of acquiring
any lands to which such buildings or structures may be moved, the cost of all machinery
and equipment, financing charges, interest prior to, during and for a period after completion
of such construction and acquisition, provisions for reserves for principal and interest and
for extensions, enlargements, additions and improvements, the cost of architectural,
engineering, financial and legal services, plans, specifications, studies, surveys, estimates
of cost and of revenues, administrative expenses, expenses necessary or incident to
determining the feasibility or practicability of constructing the project and such other
expenses as may be necessary or incident to the construction and acquisition of the project,
the financing of such construction and acquisition and the placing of the project in operation.

Subd. 5. Bonds. "Bonds," or "revenue bonds" means revenue bonds of the authority
issued under the provisions of sections 136A.25 to 136A.42, including revenue refunding
bonds, notwithstanding that the same may be secured by mortgage or the full faith and credit
of a participating institution for higher education or any other lawfully pledged security of
a participating institution for higher education.
Subd. 6. *Institution of higher education.* "Institution of higher education" means a nonprofit educational institution within the state authorized to provide a program of education beyond the high school level.

Subd. 6a. *Health care organization.* (a) "Health care organization" means a nonprofit organization located within the state and authorized by law to operate a nonprofit health care facility in the state. Health care organization also means a nonprofit affiliate of a health care organization as defined under this paragraph, provided the affiliate is located within the state or within a state that is geographically contiguous to Minnesota.

(b) Health care organization also means a nonprofit organization located within another state that is geographically contiguous to Minnesota and authorized by law to operate a nonprofit health care facility in that state, provided that the nonprofit organization located within the contiguous state is an affiliate of a health care organization located within the state.

Subd. 6b. *Education facility.* "Education facility" means a structure or structures available for use as a dormitory or other student housing facility, dining hall, student union, administration building, academic building, library, laboratory, research facility, classroom, athletic facility, student health care facility, or child care facility, and includes other facilities or structures related thereto essential or convenient for the orderly conduct of an institution of higher education.

Subd. 6c. *Health care facility.* (a) "Health care facility" means a structure or structures available for use within this state as a hospital, clinic, psychiatric residential treatment facility, birth center, outpatient surgical center, comprehensive outpatient rehabilitation facility, outpatient physical therapy or speech pathology facility, end-stage renal dialysis facility, medical laboratory, pharmacy, radiation therapy facility, diagnostic imaging facility, medical office building, residence for nurses or interns, nursing home, boarding care home, assisted living facility, residential hospice, intermediate care facility for persons with developmental disabilities, supervised living facility, boarding with services establishment, board and lodging establishment with special services, adult day care center, day services facility, prescribed pediatric extended care facility, community residential setting, foster home, or other facility related to medical or health care research, or the delivery or administration of health care services, and includes other structures or facilities related thereto essential or convenient for the orderly conduct of a health care organization.

(b) Health care facility also means a facility in a state that is geographically contiguous to Minnesota operated by a health care organization that corresponds by purpose, function, or use with a facility listed in paragraph (a).

Subd. 7. *Participating institution of higher education.* "Participating institution of higher education" means a health care organization or an institution of higher education that, under the provisions of sections 136A.25 to 136A.42, undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in sections 136A.25 to 136A.42.
Community colleges and technical colleges may be considered participating institutions of higher education for the purpose of financing and constructing child care facilities and parking facilities.

Sec. 5. Minnesota Statutes 2020, section 136A.29, subdivision 1, is amended to read:

Subdivision 1. Purpose. The purpose of the authority shall be to assist health care organizations and institutions of higher education in the construction, financing, and refinancing of projects. The exercise by the authority of the powers conferred by sections 136A.25 to 136A.42, shall be deemed and held to be the performance of an essential public function. For the purpose of sections 136A.25 to 136A.42, the authority shall have the powers and duties set forth in subdivisions 2 to 23.

Sec. 6. Minnesota Statutes 2020, section 136A.29, subdivision 3, is amended to read:

Subd. 3. Employees. The authority is authorized and empowered to appoint and employ employees as it may deem necessary to carry out its duties, determine the title of the employees so employed, and fix the salary of said employees. Employees of the authority shall participate in retirement and other benefits in the same manner that employees in the unclassified service of the office managerial plan under section 43A.18, subdivision 3, participate.

Sec. 7. Minnesota Statutes 2020, section 136A.29, subdivision 6, is amended to read:

Subd. 6. Projects; generally. (a) The authority is authorized and empowered to determine the location and character of any project to be financed under the provisions of sections 136A.25 to 136A.42, and to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add to, repair, operate, lease, as lessee or lessor, and regulate the same, to enter into contracts for any or all of such purposes, to enter into contracts for the management and operation of a project, and to designate a participating institution of higher education as its agent to determine the location and character of a project undertaken by such participating institution of higher education under the provisions of sections 136A.25 to 136A.42 and as the agent of the authority, to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add to, repair, operate, lease, as lessee or lessor, and regulate the same, and as the agent of the authority, to enter into contracts for any or all of such purposes, including contracts for the management and operation of such project.

(b) Notwithstanding paragraph (a), a project involving a health care facility within the state financed under sections 136A.25 to 136A.42, must comply with all applicable requirements in state law related to authorizing construction of or modifications to a health care facility, including the requirements of sections 144.5509, 144.551, 144A.071, and 252.291.

(c) Contracts of the authority or of a participating institution of higher education to acquire or to construct, reconstruct, remodel, maintain, enlarge, alter, add to, or repair projects shall not be subject to the provisions of chapter 16C or section 574.26, or any other public contract or competitive bid law.
Sec. 8. Minnesota Statutes 2020, section 136A.29, subdivision 9, is amended to read:

Subd. 9. Revenue bonds; limit.
(a) The authority is authorized and empowered to issue revenue bonds whose aggregate principal amount at any time shall not exceed $1,300,000,000 and to issue notes, bond anticipation notes, and revenue refunding bonds of the authority under the provisions of sections 136A.25 to 136A.42, to provide funds for acquiring, constructing, reconstructing, enlarging, remodeling, improving, furnishing, or equipping one or more projects or parts thereof.

(b) Of the $4,000,000,000 limit in paragraph (a), the aggregate principal amount used to fund education facilities may not exceed $1,750,000,000 at any time, and the aggregate principal amount used to fund health care facilities may not exceed $2,250,000,000 at any time.

Sec. 9. Minnesota Statutes 2020, section 136A.29, subdivision 10, is amended to read:

Subd. 10. Revenue bonds; issuance, purpose, conditions. The authority is authorized and empowered to issue revenue bonds to acquire projects from or to make loans to participating institutions of higher education and thereby refinance outstanding indebtedness incurred by participating institutions of higher education to provide funds for the acquisition, construction or improvement of a facility before or after the enactment of sections 136A.25 to 136A.42, but otherwise eligible to be and being a project thereunder, whenever the authority finds that such refinancing will enhance or preserve such participating institutions and such facilities or utilization thereof for health care or educational purposes or extend or adjust maturities to correspond to the resources available for their payment, or reduce charges or fees imposed on patients or occupants, or the tuition, charges, or fees imposed on students for the use or occupancy of the facilities of such participating institutions of higher education or costs met by federal or state public funds, or enhance or preserve health care or educational programs and research or the acquisition or improvement of other facilities eligible to be a project or part thereof by the participating institution of higher education. The amount of revenue bonds to be issued to refinance outstanding indebtedness of a participating institution of higher education shall not exceed the lesser of (a) the fair value of the project to be acquired by the authority from the institution or mortgaged to the authority by the institution or (b) the amount of the outstanding indebtedness including any premium thereon and any interest accrued or to accrue to the date of redemption and any legal, fiscal and related costs in connection with such refinancing and reasonable reserves, as determined by the authority. The provisions of this subdivision do not prohibit the authority from issuing revenue bonds within and charged against the limitations provided in subdivision 9 to provide funds for improvements, alteration, renovation, or extension of the project refinanced.

Sec. 10. Minnesota Statutes 2020, section 136A.29, subdivision 14, is amended to read:

Subd. 14. Rules for use of projects. The authority is authorized and empowered to establish rules for the use of a project or any portion thereof and to designate a participating...
institution of higher education as its agent to establish rules for the use of a project undertaken for such participating institution of higher education.

Sec. 11. Minnesota Statutes 2020, section 136A.29, subdivision 19, is amended to read:

Subd. 19. **Surety.** Before the issuance of any revenue bonds under the provisions of sections 136A.25 to 136A.42, any member or officer of the authority authorized by resolution of the authority to handle funds or sign checks of the authority shall be covered under a surety or fidelity bond in an amount to be determined by the authority. Each such bond shall be conditioned upon the faithful performance of the duties of the office of the member or officer, and shall be executed by a surety company authorized to transact business in the state of Minnesota as surety. The cost of each such bond shall be paid by the authority.

Sec. 12. Minnesota Statutes 2020, section 136A.29, subdivision 20, is amended to read:

Subd. 20. **Sale, lease, and disposal of property.** The authority is authorized and empowered to sell, lease, release, or otherwise dispose of real and personal property or interests therein, or a combination thereof, acquired by the authority under authority of sections 136A.25 to 136A.42 and no longer needed for the purposes of such this chapter or of the authority, and grant such easements and other rights in, over, under, or across a project as will not interfere with its use of such the property. Such The sale, lease, release, disposition, or grant may be made without competitive bidding and in such the manner and for such consideration as the authority in its judgment deems appropriate.

Sec. 13. Minnesota Statutes 2020, section 136A.29, subdivision 21, is amended to read:

Subd. 21. **Loans.** The authority is authorized and empowered to make loans to any participating institution of higher education for the cost of a project in accordance with an agreement between the authority and the participating institution of higher education, provided that no such loan shall exceed the total cost of the project as determined by the participating institution of higher education and approved by the authority.

Sec. 14. Minnesota Statutes 2020, section 136A.29, subdivision 22, is amended to read:

Subd. 22. **Costs, expenses, and other charges.** The authority is authorized and empowered to charge to and apportion among participating institutions of higher education its administrative costs and expenses incurred in the exercise of the powers and duties conferred by sections 136A.25 to 136A.42 in the manner as the authority in its judgment deems appropriate.

Sec. 15. Minnesota Statutes 2020, section 136A.29, is amended by adding a subdivision to read:

Subd. 24. **Determination of affiliate status.** The authority is authorized and empowered to determine whether an entity is an affiliate as defined in section 136A.28, subdivision 1a.

A determination by the authority of affiliate status shall be deemed conclusive for the purposes of sections 136A.23 to 136A.42.
Sec. 16. Minnesota Statutes 2020, section 136A.32, subdivision 4, is amended to read:

Subd. 4. Provisions of resolution authorizing bonds. Any resolution or resolutions authorizing any revenue bonds or any issue of revenue bonds may contain provisions, which shall be a part of the contract with the holders of the revenue bonds to be authorized, as to:

1. pledging all or any part of the revenues of a project or projects, any revenue producing contract or contracts made by the authority with any individual, partnership, corporation or association or other body, one or more partnerships, corporations or associations, or other bodies, public or private, to secure the payment of the revenue bonds or of any particular issue of revenue bonds, subject to such agreements with bondholders as may then exist;

2. the rentals, fees and other charges to be charged, and the amounts to be raised in each year thereby, and the use and disposition of the revenues;

3. the setting aside of reserves or sinking funds, and the regulation and disposition thereof;

4. limitations on the right of the authority or its agent to restrict and regulate the use of the project;

5. limitations on the purpose to which the proceeds of sale of any issue of revenue bonds then or thereafter to be issued may be applied and pledging such proceeds to secure the payment of the revenue bonds or any issue of the revenue bonds;

6. limitations on the issuance of additional bonds, the terms upon which additional bonds may be issued and secured and the refunding of outstanding bonds;

7. the procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

8. limitations on the amount of moneys derived from the project to be expended for operating, administrative or other expenses of the authority;

9. defining the acts or omissions to act which shall constitute a default in the duties of the authority to holders of its obligations and providing the rights and remedies of such holders in the event of a default; or

10. the mortgaging of a project and the site thereof for the purpose of securing the bondholders.

Sec. 17. Minnesota Statutes 2020, section 136A.33, is amended to read:

136A.33 TRUST AGREEMENT. In the discretion of the authority any revenue bonds issued under the provisions of sections 136A.25 to 136A.42, may be secured by a trust agreement by and between the authority and a corporate trustee or trustees, which may be any trust company or bank having
the powers of a trust company within the state. The trust agreement or the resolution providing for the issuance of such revenue bonds may pledge or assign the revenues to be received or proceeds of any contract or contracts pledged and may convey or mortgage the project or any portion thereof. The trust agreement or resolution providing for the issuance of such revenue bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of laws, including particularly such provisions as have hereinafore been specifically authorized to be included in any resolution or resolutions of the authority authorizing revenue bonds thereof. Any bank or trust company incorporated under the laws of the state that may act as depository of the proceeds of bonds or of revenues or other moneys may furnish indemnifying bonds or pledges of pledge securities as may be required by the authority. Any trust agreement may set forth the rights and remedies of the bondholders and of the trustee or trustees and may restrict the individual right of action by bondholders. In addition to the foregoing, any trust agreement or resolution may contain other provisions as the authority may deem reasonable and proper for the security of the bondholders. All expenses incurred in carrying out the provisions of the trust agreement or resolution may be treated as a part of the cost of the operation of a project.

Sec. 18. Minnesota Statutes 2020, section 136A.34, subdivision 3, is amended to read:

Subd. 3. Investment. Any escrowed proceeds, pending such use, may be invested and reinvested in direct obligations of the United States of America, or in certificates of deposit or time deposits secured by direct obligations of the United States of America, or in shares or units in any money market mutual fund whose investment portfolio consists solely of direct obligations of the United States of America, maturing at such time or times as shall be appropriate to assure the prompt payment, as to principal, interest and redemption premium, if any, of the outstanding revenue bonds to be so refunded. The interest, income and profits, if any, earned or realized on any such investment may also be applied to the payment of the outstanding revenue bonds to be so refunded. After the terms of the escrow have been fully satisfied and carried out, any balance of such proceeds and interest, income and profits, if any, earned or realized on the investments thereof may be returned to the authority for use by it in any lawful manner.

Sec. 19. Minnesota Statutes 2020, section 136A.34, subdivision 4, is amended to read:

Subd. 4. Additional purpose; improvements. The portion of the proceeds of any revenue bonds issued for the additional purpose of paying all or any part of the cost of constructing and acquiring additions, improvements, extensions or enlargements of a project may be invested or deposited in time deposits as provided in section 136A.32, subdivision 7.
Sec. 20. Minnesota Statutes 2020, section 136A.36, is amended to read:

136A.36 REVENUES.

The authority may fix, revise, charge and collect rates, rents, fees and charges for the use of and for the services furnished or to be furnished by each project and may contract with any person, partnership, association or corporation, or other body, public or private, in respect thereof. The rates, rents, fees, and charges may vary between projects involving an education facility and projects involving a health care facility and shall be fixed and adjusted in respect of the aggregate of rates, rents, fees, and charges from the project so as to provide funds sufficient with other revenues, if any:

1. to pay the cost of maintaining, repairing and operating the project and each and every portion thereof, to the extent that the payment of such cost has not otherwise been adequately provided for;
2. to pay the principal of and the interest on outstanding revenue bonds of the authority issued in respect of such project as the same shall become due and payable; and
3. to create and maintain reserves required or provided for in any resolution authorizing, or trust agreement securing, such revenue bonds of the authority. Such the rates, rents, fees and charges shall not be subject to supervision or regulation by any department, commission, board, body, bureau or agency of this state other than the authority. A sufficient amount of the revenues derived in respect of a project, except such part of such the revenues as may be necessary to pay the cost of maintenance, repair and operation and to provide reserves and for renewals, replacements, extensions, enlargements and improvements as may be provided for in the resolution authorizing the issuance of any revenue bonds of the authority or in the trust agreement securing the same, shall be set aside at such regular intervals as may be provided in such the resolution or trust agreement in a sinking or other similar fund that is hereby pledged to, and charged with, the payment of the principal of and the interest on such revenue bonds as the same shall become due, and the redemption price or the purchase price of bonds retired by call or purchase as therein provided.

The pledge shall be valid and binding from the time when the pledge is made; the rates, rents, fees and charges and other revenues or other moneys so pledged and thereafter received by the authority shall immediately be subject to the lien of such the pledge without physical delivery thereof or further act, and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind against the authority, irrespective of whether such parties have notice thereof. Neither the resolution nor any trust agreement by which a pledge is created need be filed or recorded except in the records of the authority. The use and disposition of moneys to the credit of such sinking or other similar fund shall be subject to the provisions of the resolution authorizing the issuance of such bonds or of such trust agreement. Except as may otherwise be provided in such the resolution or such trust agreement, such the sinking or other similar fund shall be a fund for all such revenue bonds issued to finance a project or projects at one or more participating institutions of higher education without distinction or priority of one over another; provided the authority in any such resolution or trust agreement may provide that such sinking or other similar fund shall
be the fund for a particular project at a participating institution of higher education and
for the revenue bonds issued to finance a particular project and may, additionally, permit
and provide for the issuance of revenue bonds having a subordinate lien in respect of the
security herein authorized to other revenue bonds of the authority and, in such case, the
authority may create separate or other similar funds in respect of such the subordinate lien
bonds.

Sec. 21. Minnesota Statutes 2020, section 136A.38, is amended to read:

136A.38 BONDS ELIGIBLE FOR INVESTMENT.

Bonds issued by the authority under the provisions of sections 136A.25 to 136A.42, are
hereby made securities in which all public officers and public bodies of the state and its
political subdivisions, all insurance companies, trust companies, banking associations,
investment companies, executors, administrators, trustees and other fiduciaries may properly
and legally invest funds, including capital in their control or belonging to them; it being the
purpose of this section to authorize the investment in such bonds of all sinking, insurance,
retirement, compensation, pension and trust funds, whether owned or controlled by private
or public persons or officers; provided, however, that nothing contained in this section may
be construed as relieving any person, firm, or corporation from any duty of exercising due
care in selecting securities for purchase or investment; and provide further, that in no event
shall assets of pension funds of public employees of the state of Minnesota or any of its
agencies, boards or subdivisions, whether publicly or privately administered, be invested
in bonds issued under the provisions of sections 136A.25 to 136A.42. Such bonds are hereby
constituted "authorized securities" within the meaning and for the purposes of Minnesota
Statutes 1969, section 50.14. The bonds are hereby made securities which that may
properly and legally be deposited with and received by any state or municipal officer or any
agency or political subdivision of the state for any purpose for which the deposit of bonds
or obligations of the state now or may hereafter be authorized by law.

Sec. 22. Minnesota Statutes 2020, section 136A.41, is amended to read:

136A.41 CONFLICT OF INTEREST.

Notwithstanding any other law to the contrary it shall not be or constitute a conflict of
interest for a trustee, director, officer or employee of any participating institution of higher
education, financial institution, investment banking firm, brokerage firm, commercial bank
or trust company, architecture firm, insurance company, construction company, or any other
firm, person or corporation to serve as a member of the authority, provided such trustee,
director, officer or employee shall abstain from deliberation, action and vote by the authority
in each instance where the business affiliation of any such trustee, director, officer or
employee is involved.
Sec. 23. Minnesota Statutes 2020, section 136A.42, is amended to read:

136A.42 ANNUAL REPORT.

The authority shall keep an accurate account of all of its activities and all of its receipts and expenditures and shall annually report to the office. Each year, the authority shall submit to the Minnesota Historical Society and the Legislative Reference Library a report of the authority's activities in the previous year, including all financial activities.

Sec. 24. REVISOR INSTRUCTION.

The revisor of statutes shall renumber the law establishing and governing the Minnesota Higher Education Facilities Authority, renamed the Minnesota Health and Education Facilities Authority in this act, as Minnesota Statutes, chapter 16F, coded in Minnesota Statutes 2020, sections 136A.25 to 136A.42, as amended or repealed in this act. The revisor of statutes shall also duplicate any required definitions from Minnesota Statutes, chapter 136A, revise any statutory cross-references consistent with the recoding, and report the history in Minnesota Statutes, chapter 16F.

Sec. 25. REPEALER.

Minnesota Statutes 2020, section 136A.29, subdivision 4, is repealed.

ARTICLE 4

MINNESOTA HEALTH AND EDUCATION FACILITIES AUTHORITY CONFORMING AMENDMENTS

Section 1. Minnesota Statutes 2020, section 3.732, subdivision 1, is amended to read:

Subdivision 1. Definitions. As used in this section and section 3.736 the terms defined in this section have the meanings given them.

(1) "State" includes each of the departments, boards, agencies, commissions, courts, and officers in the executive, legislative, and judicial branches of the state of Minnesota and includes but is not limited to the Housing Finance Agency, the Minnesota Office of Higher Education, the Higher Health and Education Facilities Authority, the Health Technology Advisory Committee, the Armory Building Commission, the Zoological Board, the Department of Iron Range Resources and Rehabilitation, the Minnesota Historical Society, the State Agricultural Society, the University of Minnesota, the Minnesota State Colleges and Universities, state hospitals, and state penal institutions. It does not include a city, town, county, school district, or other local governmental body corporate and politic.

(2) "Employee of the state" means all present or former officers, members, directors, or employees of the state, members of the Minnesota National Guard, members of a bomb disposal unit approved by the commissioner of public safety and employed by a municipality defined in section 466.01 when engaged in the disposal or neutralization of bombs or other similar hazardous explosives, as defined in section 299C.063, outside the jurisdiction of the
municipality but within the state, or persons acting on behalf of the state in an official
capacity, temporarily or permanently, with or without compensation. It does not include
either an independent contractor except, for purposes of this section and section 3.736 only,
a guardian ad litem acting under court appointment, or members of the Minnesota National
Guard while engaged in training or duty under United States Code, title 10, or title 32,
section 316, 502, 503, 504, or 505, as amended through December 31, 1983. Notwithstanding
sections 43A.02 and 611.263, for purposes of this section and section 3.736 only, "employee
of the state" includes a district public defender or assistant district public defender in the
Second or Fourth Judicial District, a member of the Health Technology Advisory Committee,
and any officer, agent, or employee of the state of Wisconsin performing work for the state
of Minnesota pursuant to a joint state initiative.

(3) "Scope of office or employment" means that the employee was acting on behalf of
the state in the performance of duties or tasks lawfully assigned by competent authority.

(4) "Judicial branch" has the meaning given in section 43A.02, subdivision 25.

Sec. 2. Minnesota Statutes 2021 Supplement, section 10A.01, subdivision 35, is amended
to read:

Subd. 35. Public official. "Public official" means any:

(1) member of the legislature;

(2) individual employed by the legislature as secretary of the senate, legislative auditor,
director of the Legislative Budget Office, chief clerk of the house of representatives, revisor
of statutes, or researcher, legislative analyst, fiscal analyst, or attorney in the Office of
Senate Counsel, Research and Fiscal Analysis, House Research, or the House Fiscal Analysis
Department;

(3) constitutional officer in the executive branch and the officer's chief administrative
deputy;

(4) solicitor general or deputy, assistant, or special assistant attorney general;

(5) commissioner, deputy commissioner, or assistant commissioner of any state
department or agency as listed in section 15.01 or 15.06, or the state chief information
officer;

(6) member, chief administrative officer, or deputy chief administrative officer of a state
board or commission that has either the power to adopt, amend, or repeal rules under chapter
14, or the power to adjudicate contested cases or appeals under chapter 14;

(7) individual employed in the executive branch who is authorized to adopt, amend, or
repeal rules under chapter 14 or adjudicate contested cases under chapter 14;

(8) executive director of the State Board of Investment;

(9) deputy of any official listed in clauses (7) and (8);
(10) judge of the Workers' Compensation Court of Appeals;
(11) administrative law judge or compensation judge in the State Office of Administrative
Hearings or unemployment law judge in the Department of Employment and Economic
Development;
(12) member, regional administrator, division director, general counsel, or operations
manager of the Metropolitan Council;
(13) member or chief administrator of a metropolitan agency;
(14) director of the Division of Alcohol and Gambling Enforcement in the Department
of Public Safety;
(15) member or executive director of the Higher Health and Education Facilities
Authority;
(16) member of the board of directors or president of Enterprise Minnesota, Inc.;
(17) member of the board of directors or executive director of the Minnesota State High
School League;
(18) member of the Minnesota Ballpark Authority established in section 473.755;
(19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
(20) manager of a watershed district, or member of a watershed management organization
as defined under section 103B.205, subdivision 13;
(21) supervisor of a soil and water conservation district;
(22) director of Explore Minnesota Tourism;
(23) citizen member of the Lessard-Sams Outdoor Heritage Council established in section
97A.056;
(24) citizen member of the Clean Water Council established in section 114D.30;
(25) member or chief executive of the Minnesota Sports Facilities Authority established
in section 473.07;
(26) district court judge, appeals court judge, or supreme court justice;
(27) county commissioner;
(28) member of the Greater Minnesota Regional Parks and Trails Commission;
(29) member of the Destination Medical Center Corporation established in section
469.41; or
(30) chancellor or member of the Board of Trustees of the Minnesota State Colleges
and Universities.
Sec. 3. Minnesota Statutes 2020, section 136F.67, subdivision 1, is amended to read:

Subdivision 1. Authorization. A technical college or a community college must not seek financing for child care facilities or parking facilities through the Higher Health and Education Facilities Authority, as provided in section 136A.28, subdivision 7, without the explicit authorization of the board.

Sec. 4. Minnesota Statutes 2020, section 354B.20, subdivision 7, is amended to read:

Subd. 7. Employing unit. "Employing unit," if the agency employs any persons covered by the individual retirement account plan under section 354B.211, means:

(1) the board;
(2) the Minnesota Office of Higher Education; and
(3) the Higher Health and Education Facilities Authority.