

ENV, AG, EC DEV 2006-2007 General Fund Division Recs

(Direct and Open Appropriations)			2006 Senate's Rec's			Change	Sen-Gov
line	General Fund Summary		FY 2006	FY 2007	2006-07	2006-07	2006-07
4	<b>ENVIRONMENT &amp; AGRICULTURE AREA</b>						
5	<b>POLLUTION CONTROL AGENCY</b>						
6	GEN FUND FORECAST		11,492	11,364	22,856	-	-
7	Gen Fund change items:						
8	Clean Water Legacy (Gov)	dir	-	20,000	20,000	20,000	-
10	<b>POLLUTION CONTROL AGENCY; GF TOTAL</b>		<b>11,492</b>	<b>31,364</b>	<b>42,856</b>	<b>20,000</b>	<b>-</b>
13	<b>MINNESOTA ZOO</b>						
	GEN FUND FORECAST		6,439	6,439	12,878	-	-
	Gen Fund change items:						
	None						
17	<b>MINNESOTA ZOO; GF TOTAL</b>		<b>6,439</b>	<b>6,439</b>	<b>12,878</b>	<b>-</b>	<b>-</b>
20	<b>NATURAL RESOURCES DEPT</b>						
21	Gen Fund Direct		78,060	74,431	152,491	-	-
22	Gen Fund Open		30,471	35,999	66,470	-	-
23	GEN FUND FORECAST		108,531	110,430	218,961	-	-
24	Gen Fund change items:						
25	Bovine Tuberculosis (Gov)	dir	88	132	220	220	-
26	MN Shooting Sports Ed Center (SF3324-Saxhaug)	dir	-	100	100	100	100
27	Invasive Species (Gov)	dir	-	975	975	975	-
29	<b>DNR; GF TOTAL</b>		<b>108,619</b>	<b>111,637</b>	<b>220,256</b>	<b>1,295</b>	<b>100</b>
32	<b>METROPOLITAN COUNCIL - REGIONAL PARKS</b>						
33	GEN FUND FORECAST		3,300	3,300	6,600	-	-
34	Gen Fund change items:						
35	NONE						
36	<b>MET COUNCIL-REGIONAL PARKS; GF TOTAL</b>		<b>3,300</b>	<b>3,300</b>	<b>6,600</b>	<b>-</b>	<b>-</b>
39	<b>MN CONSERVATION CORPS</b>						
40	GEN FUND FORECAST		350	350	700	-	-
41	Gen Fund change items:						
42	NONE						
43	<b>MN CONSERVATION CORPS; GF TOTAL</b>		<b>350</b>	<b>350</b>	<b>700</b>	<b>-</b>	<b>-</b>
	<b>BOARD OF WATER AND SOIL RESOURCES</b>						
	GEN FUND FORECAST		17,531	15,231	32,762	-	-
48	Gen Fund change items:						
49	NONE						
50	<b>BWSR; GF TOTAL</b>		<b>17,531</b>	<b>15,231</b>	<b>32,762</b>	<b>-</b>	<b>-</b>
53	<b>SCIENCE MUSEUM</b>						
54	GEN FUND FORECAST		750	750	1,500	-	-
55	Gen Fund change items:						
56	NONE						
57	<b>SCIENCE MUSEUM; GF TOTAL</b>		<b>750</b>	<b>750</b>	<b>1,500</b>	<b>-</b>	<b>-</b>
60	<b>AGRICULTURE DEPARTMENT</b>						
61	GEN FUND FORECAST		39,791	36,943	76,734	-	-
62	Gen Fund change items:						
63	Invasive Species Staffing (Gov)	dir	118	130	248	248	-
64	Livestock/Crop Compensation Increase (Gov)	dir	40	53	93	93	-
65	Marketing Bio-Energy (Gov)	dir	-	-	-	-	(225)
66	Second Harvest Milk Program (SF3368-Kubly)	dir	-	200	200	200	200
67	Increase Ethanol Pumps Grant Program (Sams)	dir	-	500	500	500	500
68	MDA/MAES Containment Facility Operations (Gov)	dir	-	190	190	190	-
69	<b>AGRICULTURE DEPARTMENT; GF TOTAL</b>		<b>39,949</b>	<b>38,016</b>	<b>77,965</b>	<b>1,231</b>	<b>475</b>
72	<b>ANIMAL HEALTH BOARD</b>						
73	GEN FUND FORECAST		3,323	3,261	6,584	-	-
74	Gen Fund change items:						
	Elimination of Bovine Tuberculosis (Gov)	dir	277	408	685	685	-
	<b>ANIMAL HEALTH BOARD; GF TOTAL</b>		<b>3,600</b>	<b>3,669</b>	<b>7,269</b>	<b>685</b>	<b>-</b>
79	<b>AGRICULTURAL UTILIZATION RESEARCH INST</b>						
80	GEN FUND FORECAST		1,600	1,600	3,200	-	-
81	Gen Fund change items:						
82	NONE						
83	<b>AG. UTILIZATION RESEARCH; GF TOTAL</b>		<b>1,600</b>	<b>1,600</b>	<b>3,200</b>	<b>-</b>	<b>-</b>
90	<b>GRAND TOTAL ENVIRONMENT &amp; AGRICULTURE AREA:</b>		<b>193,630</b>	<b>212,356</b>	<b>405,986</b>	<b>23,211</b>	<b>575</b>

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(Direct and Open Appropriations)			2006 Senate's Rec's			Change	Sen-Gov
line	General Fund Summary		FY 2006	FY 2007	2006-07	2006-07	2006-07
91							
92							
93	<b>Other Changes/Revenues &amp; Transfers*</b>						
94	Shift Timber Sales Revenue (Gov)	DNR	-	434	434	434	-
95	Land Sales (Gov)	DNR	-	20	20	20	-
96			-	-	-	-	-
97	<b>TOTAL: Other Changes/Revenues</b>		-	<b>454</b>	<b>454</b>	<b>454</b>	-
98							
99	<b>NET ENV &amp; AG - GENERAL FUND:</b>				<b>405,532</b>	<b>22,757</b>	<b>575</b>
100							
101							
102	<b>Economic Development Area</b>						
103							
104	<b>Department Employment &amp; Economic Development</b>						
105	February Forecast		55,253	37,715	92,968	-	-
106	Cedar Mills Wastewater Center (SF3372-Dille)		-	100	100	100	100
107	Advocating Change (SF3182-Anderson)		-	150	150	150	150
108	Worthington Veterans Memorial (SF3411-Vickerman)		-	50	50	50	50
109	Biotech & Medical Genomics, Joint U of MN (Gov/SF3298-Kelley)		-	3,000	3,000	3,000	3,000
110	BioBusiness Alliance of Minnesota (Gov/SF3431-Sams)		-	500	500	500	-
111	<b>Subtotal DEED:</b>		<b>55,253</b>	<b>41,515</b>	<b>96,768</b>	<b>3,800</b>	<b>3,300</b>
112							
113	<b>Department of Labor and Industry</b>						
114	February Forecast		3,360	2,872	6,232	-	-
115	Construction Codes Consolidation (Gov)		-	-	-	-	2,699
116	Licensing System (Gov)		-	-	-	-	(2,300)
117	<b>Subtotal Dept. of Labor &amp; Industry:</b>		<b>3,360</b>	<b>2,872</b>	<b>6,232</b>	-	<b>399</b>
118							
119	<b>Boxing Board</b>						
120	February Forecast		-	-	-	-	-
121	Re-Establish MN Boxing Commission (Gov)		-	50	50	50	-
122	<b>Subtotal Boxing Board:</b>		-	<b>50</b>	<b>50</b>	<b>50</b>	-
123							
124	<b>Historical Society</b>						
125	February Forecast		23,317	23,133	46,450	-	-
126	MN Ag Interpretive Center (SF2396-Rosen)		-	300	300	300	300
127			<b>23,317</b>	<b>23,433</b>	<b>46,750</b>	<b>300</b>	<b>300</b>
128							
129	<b>Agencies with no changes:</b>						
130	Explore MN Tourism		9,390	9,701	19,091		
131	Housing Finance Agency		35,235	35,235	70,470		
132	Department of Commerce		21,205	20,146	41,351		
133	Board of Accountancy		635	487	1,122		
134	Board of Architectural/Engineering		1,047	785	1,832		
135	Board of Barber/Cosmetology Examiners		999	699	1,698		
136	Public Utilities Commission		4,345	4,163	8,508		
137	Mediation Services		1,775	1,773	3,548		
138	Arts Board		8,596	8,593	17,189		
139	Region 3 Occupation Tax		468	468	936		
140	<b>Subtotal Agencies with no Changes:</b>		<b>83,695</b>	<b>82,050</b>	<b>165,745</b>	-	-
141							
142	<b>TOTAL ECONOMIC DEVELOPMENT APPROPS:</b>		<b>165,625</b>	<b>149,920</b>	<b>315,545</b>	<b>4,150</b>	<b>3,999</b>
143							
144	<b>Other Changes/Revenues &amp; Transfers*</b>						
145	Boxing Board		-	1	1	1	-
146	Department of Labor and Industry		-	-	-	-	4,485
147	<b>Subtotal Revenues &amp; Transfers:</b>		-	<b>1</b>	<b>1</b>	<b>1</b>	<b>4,485</b>
148							
149							
150	<b>GRAND TOTAL BUDGET DIVISION APPROPS:</b>		<b>359,255</b>	<b>362,276</b>	<b>721,531</b>	<b>27,361</b>	<b>4,574</b>
151							
152	<b>GRAND TOTAL BUDGET DIVISION REVENUES</b>		-	<b>455</b>	<b>455</b>	<b>455</b>	<b>4,485</b>
153							
154	<b>NET TOTAL BUDGET DIVISION</b>		<b>359,255</b>	<b>361,821</b>	<b>721,076</b>	<b>26,906</b>	<b>89</b>

**Clean Water**

**Article**

	Fund	Type	2006 Gov's Re.		Gov-Forecast	2006 Senate Rec's			Forecast	Sen-Gov	
			FY 2006	FY 2007	2006-07	2006-07	FY 2006	FY 2007	2006-07	2006-07	2006-07
<b>POLLUTION CONTROL AGENCY</b>											
Surface Water Quality Assessment	GEN	dir	-	1,860	1,860	1,860	-	1,860	1,860	1,860	-
TMDL Development	GEN	dir	-	3,170	3,170	3,170	-	3,170	3,170	3,170	-
<b>POLLUTION CONTROL AGENCY; AGENCY TOTAL</b>			-	5,030	5,030	5,030	-	5,030	5,030	5,030	-
<b>NATURAL RESOURCES DEPT</b>											
Surface Water Quality Assessment	GEN	dir	-	280	280	280	-	280	280	280	-
Riparian Land Acquisition	GEN	dir	-	1,000	1,000	1,000	-	1,000	1,000	1,000	-
Forest Stewardship Planning	GEN	dir	-	850	850	850	-	850	850	850	-
<b>DNR; AGENCY TOTAL</b>			-	2,130	2,130	2,130	-	2,130	2,130	2,130	-
<b>BOARD OF WATER AND SOIL RESOURCES</b>											
Nonpoint Restoration Cost Share	GEN	dir	-	1,500	1,500	1,500	-	1,500	1,500	1,500	-
Nonpoint Restoration Tech Assist.	GEN	dir	-	2,000	2,000	2,000	-	2,000	2,000	2,000	-
Reporting and Evaluation	GEN	dir	-	200	200	200	-	200	200	200	-
ISTS Grants	GEN	dir	-	730	730	730	-	730	730	730	-
Local Nonpoint Source Protection	GEN	dir	-	1,500	1,500	1,500	-	1,500	1,500	1,500	-
<b>BWSR; AGENCY TOTAL</b>			-	5,930	5,930	5,930	-	5,930	5,930	5,930	-
<b>AGRICULTURE DEPARTMENT</b>											
Best Management Practices	GEN	dir	-	1,400	1,400	1,400	-	1,400	1,400	1,400	-
Technical Assistance/Nutrients	GEN	dir	-	800	800	800	-	800	800	800	-
Research, Evaluation, Monitoring	GEN	dir	-	400	400	400	-	400	400	400	-
<b>AGRICULTURE DEPARTMENT; AGENCY TOTAL</b>			-	2,600	2,600	2,600	-	2,600	2,600	2,600	-
<b>PUBLIC FACILITIES AUTHORITY: DEED</b>											
Grants	GEN	dir	-	4,310	4,310	4,310	-	4,310	4,310	4,310	-
<b>PUBLIC FACILITIES AUTHORITY; AGENCY TOTAL</b>			-	4,310	4,310	4,310	-	4,310	4,310	4,310	-
<b>Clean Water Legacy; Article Total</b>				20,000	20,000	20,000		20,000	20,000	20,000	



# Minnesota Senate

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S.F. No. 3011, 1st Engrossment - 84th Legislative Session (2005-2006) Posted on Apr 06, 2006

- 1.1 A bill for an act
- 1.2 relating to human services; appropriating money for the Commission Serving
- 1.3 Deaf and Hard-of-Hearing People.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
  
- 1.5 Section 1. **APPROPRIATION FOR THE COMMISSION SERVING DEAF AND**
- 1.6 **HARD-OF-HEARING PEOPLE.**
- 1.7 \$240,000 is appropriated from the Department of Commerce telecommunications
- 1.8 access Minnesota fund to the commissioner of human services for the fiscal year
- 1.9 beginning July 1, 2006, to supplement the ongoing operational expenses of the Minnesota
- 1.10 Commission Serving Deaf and Hard-of-Hearing People. This appropriation shall become
- 1.11 part of base level funding for the commission for the biennium beginning July 1, 2007.

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Senators Metzen, Sams, Kelley and Belanger introduced—  
S.F. No. 3011: Referred to the Committee on Finance.

1.1 A bill for an act  
1.2 relating to human services; awarding a grant; appropriating money for the  
1.3 Commission Serving Deaf and Hard-of-Hearing People.

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

1.5 Section 1. GRANT.

1.6 The Department of Human Services shall award a grant in the amount of \$240,000 to  
1.7 the Commission Serving Deaf and Hard-of-Hearing People to fund operational expenses.

1.8 Sec. 2. APPROPRIATION.

1.9 \$298,500 is appropriated from the telecommunications access fund to the  
1.10 Commission Serving Deaf and Hard-of-Hearing People in fiscal year 2007 to fund  
operational expenses.

# **THE MINNESOTA COMMISSION SERVING DEAF AND HARD OF HEARING PEOPLE**

"The principal agency of the state to advocate on behalf of deaf, deaf-blind, and hard-of-hearing Minnesotans by working to ensure those persons have equal access to the services, programs, and opportunities available to others." MS256C

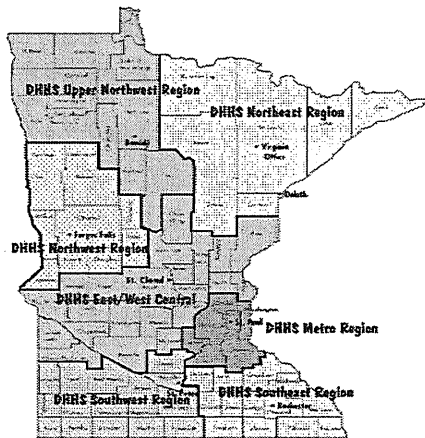
## **History and Composition**

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- Founded in 1985
- Created by Members of the Deaf, Hard of Hearing and DeafBlind Communities.
- 15 Governor appointed commission members- 8 regional advisory members selected by advisory councils and seven at large.
- We are the only state agency that looks at bills as a whole in state and assess their impact on people who are deaf and hard of hearing and deafblind people.
- One staff person.

## **Regional Representation of Eight Advisory Councils**

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## **MCDHH DUTY # 1**

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- Advocating for equal access to services, programs, and opportunities;

## **Example**

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- Advocated with the Supreme Court to hire certified legal interpreters for the court system. MCDHH received over 30 complaints from deaf people who had problems getting qualified interpreters in court.
- Result- a court settlement that included, training for judges and court personnel and an agreement to hire certified legal interpreters and to put a complaint system in place.

## **MCDHH DUTY # 2**

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- Advising the governor, the legislature, state agencies on the development of policies, programs, and services affecting deaf, deaf-blind, and hard-of-hearing persons, and on the use of appropriate federal and state money.



## **Examples**

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- Deaf representation with the Pathways to Employment grant.
- Advocate for Recommendations from DeafBlind Task Force to improve employment outcomes.
- Coordinate meetings for improving educational interpreter law.
- Department of Corrections to track data on deaf and hard of hearing clients.
- Department of Health with Newborn Hearing Screening- provided intern to work with department on barriers in voluntary screening.
- Department of Emergency Management and Department of Commerce and FCC- coordinated a training for TV and cable stations- re: their obligations with emergency captioning.
- House of Representatives- recommendations on how to make the House more accessible.

## **Duties 3 and 4**

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- Providing the governor, the legislature, and state agencies with, proposed legislation affecting deaf, deaf-blind, and hard-of-hearing persons and legislation designed to improve the economic and social conditions of deaf, deaf-blind, and hard-of-hearing persons in Minnesota;

## Examples

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- The K-12 Education Interpreter Law that established minimum training and certification standards interpreters in the classroom. Went from 5 certified interpreters before the law to over 300 after the bill was implemented.
- Voluntary New Born Infant Screening Program for Deaf and Hard of Hearing that has resulted in 95% of Minnesota hospitals testing newborns at birth for hearing loss.
- Legislation that created the Minnesota Employment Center, which prepares deaf and hard of hearing people for the workforce, finds them jobs, and provides on going supports.
- MNDOT truck driver law amended so that deaf people can now get a license to drive commercial trucks within the state. (As a result, several deaf people now drive commercial trucks in Minnesota for a living.)
- Creation of a specialist within the Division of Rehabilitation Services (DRS) to address the needs of deaf and hard of hearing consumers.

## Examples

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- State law requiring that companies that produce more than 500 videos for sale to educational institutions, training facilities or government entities in Minnesota must open or close caption their videos.
- State funds to establish statewide psycho/social assessment services for deaf, hard of hearing and deafblind children and their families in Greater Minnesota.
- Minimum competencies in sign language proficiency for teachers of the deaf and hard of hearing.
- Legislation that requires captioning for all state produced educational videotapes.
- Legislation that requires captioning for all televised legislative sessions.
- Legislation that allocates funds for sign language interpreters so deaf, deafblind and hard of hearing people can access the legislative process.
- Legislation that requires that fully insured insurance plans provide children birth through 18 who are born with a hearing loss with hearing aids once every three years.
- Captioning Bill that provides real-time captioning during live news broadcasts in Greater Minnesota.

## **Duty 5**

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- Coordinating efforts with other state and local agencies serving deaf, deaf-blind, and hard-of-hearing persons.

## **Some of the groups we worked with in 2005**

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- MN Association of Deaf Citizens
- MN DeafBlind Association
- Hearing Loss Association
- St. Paul Neighborhood Network
- Twin Cities Public Television
- Capitol Hill Associates
- AARP- Minnesota Chapter
- American National Standards Acoustics Standards Board
- Acoustical Engineering, Inc.
- MN Academy of Audiologists
- MN Speech and Hearing Association
- Minnesota Association of Certified Rehabilitation Organizations
- Minnesota Hospital Association
- Minnesota Medical Association
- MNSCU
- MNSCOD
- Gov's Council on Developmental Disabilities
- STAR Program
- Black Deaf Advocates
- Council on Asian Pacific Minnesotans
- Council on Black Minnesotans
- Council of Chicano Latino Affairs
- Department of Commerce- insurance and interpreting issues.
- Minnesota Supreme Court- follow up for court settlement.
- Minnesota Disability Law Center
- Coalition for Children with Disabilities
- Children's Defense Fund
- CSD Minnesota
- Minnesota Employment Center for the Deaf and Hard of Hearing
- AG Bell
- The Department of Education
- DEED
- University of Minnesota Teachers of Deaf and Hard of Hearing

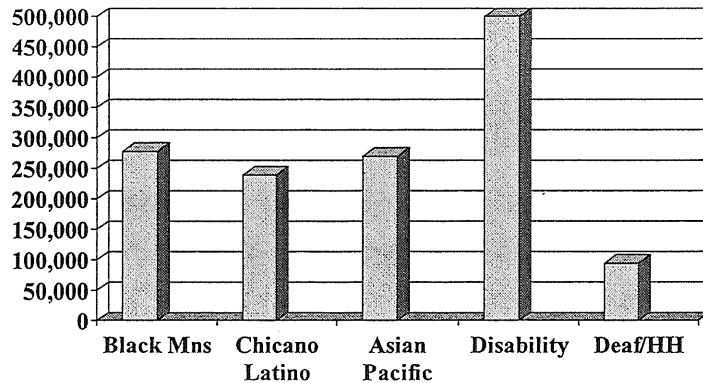
## Budget History

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- \$95,000 for 15 years from DHS.
- Covers costs of one staff person
- Interpreters, Captionists
- Per diems, mileage, food for meetings
- Mileage for staff
- Each year need fund transfer from DHS of \$12,000 to cover costs- not reliable, not enough.

## COMPARISON OF BUDGETS OF MINNESOTA MINORITY COUNCILS

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## **Why the TAM Fund**

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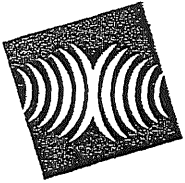
- Arizona funds their commission with the fund.
- MCDHH advocated for the fund to be created to ensure access for deaf, hard of hearing and deafblind people.
- We want the fund to continue to be used for deaf, hard of hearing and deafblind access- our efforts will ensure they do

## **Increase of Funds will:**

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- **Increase state accountability:** Millions of dollars are spent every year on education and employment. We track and advocate for improvements.
- **Improve outcomes and access:** Can continue and increase the scope of our work.
- **Increase citizen engagement**

# Letters of Support



**MSHA**

**MINNESOTA SPEECH-LANGUAGE-HEARING ASSOCIATION**

1821 University Ave W, Ste S256 • St. Paul, MN 55104-2897

Phone: 651/999-5350 • Fax: 651/917-1835 • E-mail: [office@msha.net](mailto:office@msha.net) • Web: [www.msha.net](http://www.msha.net)

March 28, 2006

To whom it may concern:

The Minnesota Speech-Language-Hearing Association, MSHA, is a not-for-profit organization with approximately 700 members in the professions of speech-language pathology and audiology. Our goals are concerned with the prevention, assessment, and treatment of communication disorders and the study of normal and disordered human communication. One of our specific missions is to promote awareness of, and advocacy for, the rights of persons with communication disorders, including hearing loss.

The Minnesota Speech-Language-Hearing Association supports Senate File 3011 and House File 3396 bills, which would increase funding for the Minnesota Commission Serving Deaf and Hard of Hearing People (MCDHH). The MCDHH advocates for equal opportunity for deaf, hard of hearing, and deaf/blind children and adults. Its goal is to improve success in employment and education, to improve access to services and communication, and to increase citizen engagement. While success has been seen in these endeavors, more funding is needed for this commission to continue to operate. MCDHH has not had a budget increase in 12 years. It has only one staff person and has to limit the number of meetings it holds because of these resource constraints. More funding is needed to pay for interpreters and captionists for meetings and for additional staff to do the work of the commission. Funding for these needed services would come from the Telecommunications Access Fund.

The Minnesota Speech-Language-Hearing Association supports this increased funding to help provide equal opportunity to Minnesota's deaf, hard of hearing and deaf/blind children and adults.

Sincerely yours,

THE MINNESOTA SPEECH-LANGUAGE-HEARING ASSOCIATION

Mary Garrison, MS CCC SLP  
MSHA President

**MADC**



March 28, 2006

Mary Hartnett  
Executive Director  
Minnesota Commission Serving Deaf and Hard of Hearing People  
444 Lafayette Road North  
St. Paul, MN 55155-3814

Dear Ms. Hartnett:

Minnesota Association for Deaf Citizens has been advocating for the rights of individuals with hearing loss in Minnesota for over 120 years. MADDC is pleased to be working alongside with MCDHH in obtaining equal rights for Minnesotans who are deaf and hard of hearing.

Both MADDC and MCDHH serve 418,000 Minnesotans with hearing loss. MADDC is aware that the current MCDHH operating budget is only \$95,000 per year; they can no longer operate within this budget. This budget has not been increased in 15 years and funds are sorely needed to hire sign language interpreters and captionists for MCDHH meetings. We are asking for support for an increase that will result in improved outcomes/access and increased citizen engagement.

MADDC is in full support of the bill that would give MCDHH \$175,000 from the Telecommunications Access Fund for additional staff and funds for additional access. The \$175,000 would cover the cost of sign language interpreters, captionists, part-time administrative assistant, part-time sign language interpreter and a policy analyst/educator.

MCDHH has a long history of accomplishments that have increased the quality of life for Minnesotans who are deaf and hard of hearing. They include but are not limited to the following:

- The K-12 Education Interpreter Law that established minimum training and certification standards for deaf and hard of hearing persons. After the law was passed, MN went from having five certified interpreters in the classroom to over 300.
- Voluntary New Born Infant Screening Program for Deaf and Hard of Hearing that has resulted in 95% of Minnesota hospitals testing newborns at birth for hearing loss.

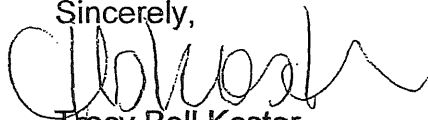


- Legislation that created the Minnesota Employment Center, which prepares deaf and hard of hearing people for the workforce, finds them jobs, and provides on going supports.
- Legislation that allocates funds for sign language interpreters so deaf, deafblind and hard of hearing people can access the legislative process.
- Legislation that requires full-insured health plans in Minnesota to cover hearing aids for children birth through 18 with a congenital hearing loss.
- Acoustics Bill that requires that all new school construction follow ANSI acoustics standards Helped to produce a video in American Sign Language on voting.
- Organized the first statewide Get Out the Vote effort for deaf, hard of hearing and deafblind individuals, which resulted in over 500 new deaf, hard of hearing and deafblind registered voters.

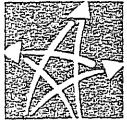
Their work, along with MADC's work is not done. There is a long way to go before there is equal access for Minnesotans with hearing loss. Without additional funding from Legislation, MCDHH will not have the funds or manpower to continue doing their work to the fullest.

MADC is in full support of the bill to provide MCDHH with additional funding to serve Minnesotans who are deaf and hard of hearing.

Sincerely,



Tracy Bell Koster  
President



# Lifetrack Resources

Founded in 1948 as  
St. Paul Rehabilitation Center.

## 2004 Winner of the Nonprofit Excellence Award

March 27, 2006

Minnesota Commission Serving Deaf and Hard of Hearing People  
444 Lafayette Road North  
St. Paul, MN 55155-3814  
Attention: Mary Hartnett

RE: Senate File 3011 and HF 3396: Use of Telecommunication Access Fund to Assist MCDHH

Dear Mary Hartnett:

I am pleased to write a letter of support for using the Telecommunications Access Fund as a source of additional funding for the Minnesota Commission Serving Deaf and Hard of Hearing People (MCDHH.) As the Coordinator of a parent-led program providing support to families with children who have hearing loss, I have seen first-hand the success of MCDHH and the benefit to Minnesota children who have hearing loss. Please consider just a few examples of the work MCDHH has done that has greatly impacted our community:

- Voluntary New Born Infant Screening Program for Deaf and Hard of Hearing that has resulted in 95% of Minnesota hospitals testing newborns at birth for hearing loss.
- The K-12 Education Interpreter Law that established minimum training and certification standards for deaf and hard of hearing persons. After the law was passed, MN went from having five certified interpreters in the classroom to over 300.
- Legislation that requires minimum competencies in sign language proficiency for teachers of the deaf and hard of hearing.
- Legislation that requires captioning for all state produced educational videotapes.
- Legislation that requires full-insured health plans in Minnesota to cover hearing aids for children birth through 18 years of age who have a congenital hearing loss.
- Advocacy for parents who are not covered by the hearing aid insurance bill secure hearing aids insurance coverage for their children.
- Acoustics Bill that requires that all new school construction to follow ANSI acoustics standards.

The Commission has had great success improving the lives of children who are deaf and hard of hearing. However, there is so much more work to be done. Our children who have hearing loss are still graduating with abysmal reading proficiency scores. Adults who have hearing loss still remain underutilized and underemployed today. In order to better prepare our youth for the future as productive, contributing members of society, we must invest in them now.





# Lifetrack Resources

Founded in 1948 as  
St. Paul Rehabilitation Center.

## 2004 Winner of the Nonprofit Excellence Award

Please allow MCDHH to continue and expand the good work they are doing by having access to greater financial resources. This investment will provide a priceless return.

I will look forward to hearing the decision on whether to grant the Minnesota Commission Serving Deaf and Hard of Hearing People money from the Telecommunications Access Fund.

Sincerely,

Candace Lindow-Davies  
Parent of a Child who is Deaf/  
Family Support Coordinator  
Family Support Connection  
651-265-2435 Voice  
651-265-2379 TTY  
866-DHOHKID Toll-free Voice  
866-857-2379 Toll-free TTY  
[Candaced@lifetrackresources.org](mailto:Candaced@lifetrackresources.org)  
[www.familysupportconnection.org](http://www.familysupportconnection.org)

*"Build better lives for children who are deaf and hard of hearing by providing parent-to-parent support to families"*



# UNIVERSITY OF MINNESOTA

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*Twin Cities Campus*

*Special Education Programs*

*Department of Educational Psychology  
College of Education and Human  
Development*

*206 Burton Hall  
178 Pillsbury Drive S.E.  
Minneapolis, MN 55455*

*Office: 612-624-6083*

*Fax: 612-624-8241*

*<http://education.umn.edu/edpsych/special/>*

*Email: [sped-adm@umn.edu](mailto:sped-adm@umn.edu)*

ATTN: House File 3396

Dear Committee Members,

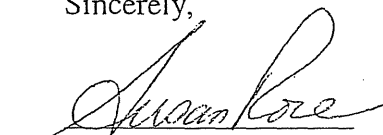
The purpose of this letter is to provide support for House File 3396. Since its inception The Minnesota Commission for the Deaf and Hard of Hearing (MCDHH) has evolved into a hub of communication, coordination, and access for individuals with hearing loss. The Commission has provided leadership and guidance to the Deaf and Hard of Hearing Community in the areas of employment, early identification, citizenship, and voter participation. This is only a fraction of the extensive list of activities.

MCCDH has operated on a set budget of \$95,000 annually for the past 15 years. Given the inadequacy of funding, resources have been cut from a staff of 6 to the current level of 1 person. Diminishing resources has had a profound effect on the community in general and on deaf and hard of hearing individuals and their families specifically. Inadequate funding for MCDHH has created a highly inefficient system with duplication of services, multiple contacts required by deaf individuals seeking employment, unequal distribution of services for individuals with hearing loss, and a myriad of additional problem solving requests placed on the legislature. Failure to financially support MCCDH has actually cost the state considerably more.

Please approve the requested \$175,000 to provide additional staff and services. Funds currently available in the Telecommunication Access Fund rightly are designed to provide access, communication, and coordination. These funds should be used to support MCCDH.

Thank you for your attention and support for House File 3396

Sincerely,



Susan Rose, Ph.D.  
Associate Professor



# E.A. Acoustical Engineering, Inc.

## Acoustical and Noise Control Consulting

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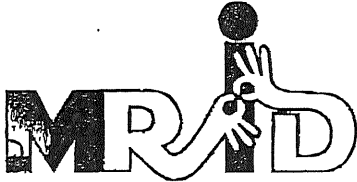
To whom it may concern:

As a hard of hearing senior, I fully support MCDHH in their quest to secure more funding so they can expand in their mission to serve the deaf and hard of hearing community in the state of Minnesota. The deaf and hard of hearing community represents the largest group of people in the state with disabilities. The MCDHH has done a notable job of advocating for its constituents but can do more; therefore it is imperative that secures the appropriate funding to continue and expand its mission.

I therefore urge you to support MDCHH in their quest for increased funding.

Sincerely

Mike Nixon  
President

**Minnesota Registry of Interpreters for the Deaf**

---

P.O. Box 4414 Saint Paul, MN 55104

March 29, 2006

Mary Hartnett  
Executive Director  
Minnesota Commission Serving Deaf and Hard of Hearing People  
444 Lafayette Road North  
St. Paul, MN 55155-3814

Dear Ms. Hartnett:

Minnesota Registry of Interpreters for the Deaf (MRID) would like to extend its support to the Minnesota Commission Serving Deaf and Hard of Hearing People (MCDHH) in its effort to increase funding from the state legislature for its ongoing advocacy for equal opportunity for deaf, hard of hearing and deafblind children and adults. MRID appreciates the continued work of MCDHH, which has given members of the deaf community the opportunity to be successful in employment, education, and to gain access to services and communication.

MCDHH worked to create the K-12 Educational Interpreter Law which not only improved the quality but also the quantity of interpreting services in classrooms across the state of Minnesota. This law had a monumental impact on deaf and hard of hearing students and interpreters alike and became a benchmark for educational interpreter legislation around the country.

MCDHH also advocated for legislation that requires minimum competencies in sign language proficiency for teachers of the deaf and hard of hearing. This legislation has been crucial to ongoing efforts to improve the education of students who are deaf or hard of hearing in Minnesota.

Minnesota Registry of Interpreters for the Deaf recognizes the work of the Minnesota Commission Serving Deaf and Hard of Hearing People in these areas and many others. MRID fully supports an increase in funding for MCDHH and looks forward to continuing its relationship with MCDHH in its advocacy efforts.

Sincerely,

A handwritten signature in cursive script that reads "Eileen M. Gray".

Eileen M. Gray  
President  
MRID



Wednesday, March 29, 2006

RE: MCDHH funding support

To Whom It May Concern:

I am writing in support of **Senate File 3011 and HF3396**: the funding bills currently in the Legislature for the Minnesota Commission Serving Deaf and Hard of Hearing People (MCDHH).

As Program Manager of DeafBlind Services Minnesota, a non-profit agency which provides community supports, activities and rehabilitation training to deaf and deafblind Minnesotans, I have seen the positive impact that the Commission has had on our community and the amount of work it does on our behalf.

The Commission advocates for equal opportunity for deaf, hard of hearing and deafblind children and adults. Their goals are to improve success in employment, education, and improve access to services and communication and increase citizen engagement. Their track record is impressive, and even more so knowing that it has functioned with only one full-time staff person. The funding would provide support in the form of two half-time positions: administrative assistant and interpreter.

Here are but a few of the Commission's accomplishments:

- The K-12 Education Interpreter Law that established minimum training and certification standards for deaf and hard of hearing persons. After the law was passed, MN went from having five certified interpreters in the classroom to over 300.
- Voluntary New Born Infant Screening Program for Deaf and Hard of Hearing that has resulted in 95% of Minnesota hospitals testing newborns at birth for hearing loss.
- Legislation that created the Minnesota Employment Center, which prepares deaf and hard of hearing people for the workforce, finds them jobs, and provides on going supports.
- Legislation that requires minimum competencies in sign language proficiency for teachers of the deaf and hard of hearing.

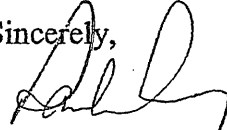
Funding would also help to pay for required communication access to meetings for deaf, hard of hearing and deafblind consumers whom the Commission serves. This access is, as you know, is mandated by law (Americans with Disabilities Act), and therefore, the Commission *must* have funding to meet this requirement. For example, interpreter and captioning costs for just one 2-hour meeting can cost an average of \$1,200-1,500.00!

1936 Lyndale Avenue South  
Minneapolis, MN  
55403

voice (612) 362-8454  
TTY (612) 362-8422  
fax (612) 362-8437

It is high time to "up the ante". The Commission has not had a budget increase in 12 years, and I would assume its Director, Mary Hartnett, has not had a raise in that same period. Please support this extremely important need for increased funding!

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Deeming", written over the word "Sincerely,".

Paul Deeming, M.S., C.I.  
Program Manager  
DeafBlind Services Minnesota



## Minnesota DeafBlind Association

*DeafBlind people empowering each other as a diverse cultural community*

1821 University Avenue West, Suite S-117

St. Paul, Minnesota 55104

Wednesday, March 29, 2006

[mdba@visi.com](mailto:mdba@visi.com)

651-647-6564 (V/T)

RE: MCDHH funding support

To Whom It May Concern:

I am writing in support of **Senate File 3011** and **HF3396**: the funding bills currently in the Legislature for the Minnesota Commission Serving Deaf and Hard of Hearing People (MCDHH).

As Acting President of the Minnesota DeafBlind Association, a grassroots consumer organization for, of and by DeafBlind Minnesotans, I see the positive impact that the Commission has on our community and the amount of work it does on our behalf.

The Commission advocates for equal opportunity for Deaf, Hard of Hearing and DeafBlind children and adults. Their goals are to improve success in employment, education, and improve access to services and communication and increase citizen engagement. Their track record is impressive, and even more so knowing that it has functioned with only one full-time staff person. The funding would provide support in the form of two half-time positions: administrative assistant and interpreter.

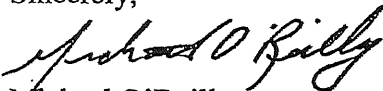
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Funding would also help to pay for required communication access to meetings for deaf, hard of hearing and deafblind consumers whom the Commission serves. This access is, as you know, mandated by law, and therefore, the Commission *must* have funding to meet this requirement. For example, interpreter and captioning costs for just one 2-hour meeting can cost an average of \$1,200-1,500.00!

It is high time to "up the ante". The Commission has not had a budget increase in 12 years, and I would assume its Director, Mary Hartnett, has not had a raise in that same period. Please support this extremely important need for increased funding!

Sincerely,



Michael O'Reilly  
Acting President

Minnesota DeafBlind Association



Mary Hartnett  
Executive Director  
Minnesota Commission Serving Deaf and Hard of Hearing People  
444 Lafayette Road North  
St. Paul, MN 55155-3814  
FAX: 651-297-7155

March 31, 2006

Dear Ms. Hartnett,

Please accept this letter in wholehearted endorsement of the work of the Minnesota Commission Serving Deaf and Hard of Hearing People and your request for supplemental funding.

Twin Cities Public Television (TPT) serves the deaf and hard of hearing community through direct services such as closed captioning of statewide citizen-information programming like "Almanac" and "Almanac at the Capitol." These important services allow Minnesota's deaf and hard of hearing residents to more fully participate as involved citizens. Just as the Minnesota Legislature serves to support captioning of legislative coverage on television, MCDHH enables the same essential captioning for "Almanac" and "Almanac at the Capitol." We are grateful for their support and encouragement.

We believe MCDHH to be an effective and well-run organization worthy of increased state support. We hope you will give such support your most serious consideration.

Regards,

A handwritten signature in black ink, appearing to read 'Bill Hanley', is written over the typed name and title.

Bill Hanley  
Executive Vice President  
Twin Cities Public Television (tpt)  
Minneapolis / Saint Paul, Minnesota  
Off: 651-229-1380 Cell 651-485-3657  
[bhanley@tpt.org](mailto:bhanley@tpt.org)

1.1 To: Senator Cohen, Chair

1.2 Committee on Finance

Senator Sams,

1.4 Chair of the Environment, Agriculture and Economic Development Budget  
1.5 Division, to which was referred

1.6 **S.F. No. 2852:** A bill for an act relating to natural resources; providing for land  
1.7 donor appraisal reimbursement; providing for acquisition of land for certain facilities;  
1.8 modifying certain definitions; modifying forest services provided to private owners;  
1.9 granting authority to establish state forest user fees; modifying the State Timber Act;  
1.10 eliminating the requirement for a comprehensive forest resource management plan;  
1.11 amending Minnesota Statutes 2004, sections 84.085, subdivision 1; 88.79, subdivision  
1.12 1; 90.14; 90.151, subdivisions 1, 6, by adding a subdivision; 103I.005, subdivision  
1.13 9; proposing coding for new law in Minnesota Statutes, chapters 85; 89; 90; repealing  
1.14 Minnesota Statutes 2004, section 89.011, subdivisions 1, 2, 3, 6.

1.15 Reports the same back with the recommendation that the bill be amended as follows:

1.16 Page 2, after line 17, insert:

1.17 "Sec. 3. Minnesota Statutes 2004, section 85.052, subdivision 4, is amended to read:

8 Subd. 4. **Deposit of fees.** (a) Fees paid for providing contracted products and  
1.19 services within a state park, state recreation area, or wayside, and for special state park  
1.20 uses under this section shall be deposited in the natural resources fund and credited to a  
1.21 state parks account.

1.22 (b) Except as provided in paragraph (c), gross receipts derived from sales, rentals,  
1.23 or leases of natural resources within state parks, recreation areas, and waysides, other  
1.24 than those on trust fund lands, must be deposited in the state treasury and credited to the  
1.25 general fund.

1.26 (c) The gross receipts from the sale of stockpile materials, aggregate, or other  
1.27 earthen materials from the Iron Range Off-Highway Vehicle Recreation Area shall be  
1.28 deposited in the dedicated accounts in the natural resources fund from which the purchase  
1.29 of the materials was made."

1.30 Page 6, after line 10, insert:


1.31 "Sec. 12. **CONSUMPTIVE USE OF WATER.**

1.32 Pursuant to Minnesota Statutes, section 103G.265, subdivision 3, the legislature  
1.33 approves the consumptive use of water under a permit of more than 2,000,000 gallons per  
1.34 day average in a 30-day period in Itasca County, in connection with an innovative energy  
1.35 project facility, subject to the commissioner of natural resources making a determination  
1.36 that the water remaining in the basin of origin will be adequate to meet the basin's need for  
1.37 water and approval by the commissioner of natural resources of all applicable permits."

1.38 Renumber the sections in sequence

Amend the title accordingly

2.1 And when so amended that the bill be recommended to pass and be referred to  
2.2 the full committee:

2.3   
2.4 (Division Chair)

2.5 April 6, 2006 ..... *4/10/06* .....  
2.6 (Date of Division recommendation)

## A bill for an act

relating to natural resources; providing for land donor appraisal reimbursement; providing for acquisition of land for certain facilities; modifying certain definitions; modifying forest services provided to private owners; granting authority to establish state forest user fees; modifying the State Timber Act; eliminating the requirement for a comprehensive forest resource management plan; amending Minnesota Statutes 2004, sections 84.085, subdivision 1; 88.79, subdivision 1; 90.14; 90.151, subdivisions 1, 6, by adding a subdivision; 103I.005, subdivision 9; proposing coding for new law in Minnesota Statutes, chapters 85; 89; 90; repealing Minnesota Statutes 2004, section 89.011, subdivisions 1, 2, 3, 6.

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

Section 1. Minnesota Statutes 2004, section 84.085, subdivision 1, is amended to read:

**Subdivision 1. Authority.** (a) The commissioner of natural resources may accept for and on behalf of the state any gift, bequest, devise, or grants of lands or interest in lands or personal property of any kind or of money tendered to the state for any purpose pertaining to the activities of the department or any of its divisions. Any money so received is hereby appropriated and dedicated for the purpose for which it is granted. Lands and interests in lands so received may be sold or exchanged as provided in chapter 94.

(b) When the commissioner of natural resources accepts lands or interests in land, the commissioner may reimburse the donor for costs incurred to obtain an appraisal needed for tax reporting purposes. If the state pays the donor for a portion of the value of the lands or interests in lands that are donated, the reimbursement for appraisal costs shall not exceed \$1,500. If the donor receives no payment from the state for the lands or interests in lands that are donated, the reimbursement for appraisal costs shall not exceed \$5,000.

~~(b)~~ (c) The commissioner of natural resources, on behalf of the state, may accept and use grants of money or property from the United States or other grantors for conservation

2.1 purposes not inconsistent with the laws of this state. Any money or property so received  
 2.2 is hereby appropriated and dedicated for the purposes for which it is granted, and shall  
 2.3 be expended or used solely for such purposes in accordance with the federal laws and  
 2.4 regulations pertaining thereto, subject to applicable state laws and rules as to manner  
 2.5 of expenditure or use providing that the commissioner may make subgrants of any  
 2.6 money received to other agencies, units of local government, private individuals, private  
 2.7 organizations, and private nonprofit corporations. Appropriate funds and accounts shall be  
 2.8 maintained by the commissioner of finance to secure compliance with this section.

2.9 ~~(e)~~ (d) The commissioner may accept for and on behalf of the permanent school fund  
 2.10 a donation of lands, interest in lands, or improvements on lands. A donation so received  
 2.11 shall become state property, be classified as school trust land as defined in section 92.025,  
 2.12 and be managed consistent with section 127A.31.

2.13 **Sec. 2. [85.0145] ACQUISITION OF LAND FOR FACILITIES.**

2.14 The commissioner of natural resources may acquire interests in land by gift,  
 2.15 purchase, or lease for facilities outside the boundaries of state parks, state recreation areas,  
 2.16 or state waysides that are needed for the management of state parks, state recreation areas,  
 2.17 or state waysides established under sections 85.012 and 85.013.

2.18 Sec. 3. Minnesota Statutes 2004, section 88.79, subdivision 1, is amended to read:

2.19 Subdivision 1. **Employment of competent foresters; service to private owners.**

2.20 The commissioner of natural resources may employ competent foresters to furnish owners  
 2.21 of forest lands within the state of Minnesota ~~owning respectively not exceeding~~ who own  
 2.22 not more than 1,000 acres of such forest land, forest management services consisting of:

2.23 (1) advice in management and protection of timber, including written stewardship  
 2.24 and forest management plans;

2.25 (2) selection and marking of timber to be cut;

2.26 (3) measurement of products;

2.27 (4) aid in marketing harvested products;

2.28 (5) provision of tree-planting equipment; and

2.29 (6) such other services as the commissioner of natural resources deems necessary or  
 2.30 advisable to promote maximum sustained yield of timber upon such forest lands.

2.31 **Sec. 4. [89.22] USES OF STATE FOREST LANDS; FEES.**

2.32 Subdivision 1. Establishing fees. Notwithstanding section 16A.1283, the  
 2.33 commissioner may, by written order published in the State Register, establish fees

3.1 providing for the use of state forest lands, including: motorcycle, snowmobile, and sports  
3.2 car rallies, races, or enduros; orienteering trials; group campouts that do not occur at  
3.3 designated group camps; dog sled races; dog trials; large horse trail rides; and commercial  
3.4 uses. The fees are not subject to the rulemaking provisions of chapter 14 and section  
3.5 14.386 does not apply.

3.6 Subd. 2. Receipts to natural resources fund. Fees collected under subdivision 1  
3.7 shall be credited to a forest land use account in the natural resources fund.

3.8 Sec. 5. Minnesota Statutes 2004, section 90.14, is amended to read:

3.9 **90.14 AUCTION SALE PROCEDURE.**

3.10 (a) All state timber shall be offered and sold by the same unit of measurement as it  
3.11 was appraised. ~~The sale shall be made to the person who (1) bids the highest price for all~~  
3.12 ~~the several kinds of timber as advertised, or (2) if unsold at public auction, to the person~~  
3.13 ~~who purchases at any subsequent sale authorized under section 90.101, subdivision 1. No~~  
3.14 tract shall be sold to any person other than the purchaser in whose name the bid was made.  
3.15 The commissioner may refuse to approve any and all bids received and cancel a sale of  
3.16 state timber for good and sufficient reasons.

3.17 (b) The purchaser at any sale of timber shall, immediately upon the approval of the  
3.18 bid, or, if unsold at public auction, at the time of purchase at a subsequent sale under  
3.19 section 90.101, subdivision 1, pay to the commissioner a down payment of 15 percent  
3.20 of the appraised value. In case any purchaser fails to make such payment, the purchaser  
3.21 shall be liable therefor to the state in a civil action, and the commissioner may reoffer the  
3.22 timber for sale as though no bid or sale under section 90.101, subdivision 1, therefor  
had been made.

3.24 (c) In lieu of the scaling of state timber required by this chapter, a purchaser of  
3.25 state timber may, at the time of payment by the purchaser to the commissioner of 15  
3.26 percent of the appraised value, elect in writing on a form prescribed by the attorney  
3.27 general to purchase a permit based solely on the appraiser's estimate of the volume of  
3.28 timber described in the permit, provided that the commissioner has expressly designated  
3.29 the availability of such option for that tract on the list of tracts available for sale as  
3.30 required under section 90.101. A purchaser who elects in writing on a form prescribed  
3.31 by the attorney general to purchase a permit based solely on the appraiser's estimate of  
3.32 the volume of timber described on the permit does not have recourse to the provisions  
of section 90.281.

3.34 (d) In the case of a public auction sale conducted by a sealed bid process, tracts shall  
3.35 be awarded to the high bidder, who shall pay to the commissioner a down payment of 15

4.1 percent of the appraised value within ten business days of receiving a written award notice.  
4.2 If a purchaser fails to make the down payment, the purchaser is liable for the payment to  
4.3 the state and the commissioner may offer the timber for sale to the next highest bidder  
4.4 as though no higher bid had been made.

4.5 (e) Except as otherwise provided by law, at the time the purchaser signs a permit  
4.6 issued under section 90.151, the purchaser shall make a bid guarantee payment to the  
4.7 commissioner in an amount equal to 15 percent of the total purchase price of the permit  
4.8 less the down payment amount required by paragraph (b). If the bid guarantee payment is  
4.9 not submitted with the signed permit, no harvesting may occur, the permit cancels, and the  
4.10 down payment for timber forfeits to the state. The bid guarantee payment forfeits to the  
4.11 state if the purchaser and successors in interest fail to execute an effective permit.

4.12 **Sec. 6. [90.145] PURCHASER QUALIFICATIONS AND REGISTRATION.**

4.13 **Subdivision 1. Purchaser qualifications.** (a) In addition to any other requirements  
4.14 imposed by this chapter, the purchaser of a state timber permit issued under section 90.151  
4.15 must meet the requirements in paragraphs (b) to (d).

4.16 (b) The purchaser and the purchaser's agents, employees, subcontractors, and  
4.17 assigns must comply with general industry safety standards for logging adopted by the  
4.18 commissioner of labor and industry under chapter 182. The commissioner of natural  
4.19 resources shall require a purchaser to provide proof of compliance with the general  
4.20 industry safety standards before the start of harvesting operations on any permit.

4.21 (c) The purchaser and the purchaser's agents, subcontractors, and assigns must  
4.22 comply with the mandatory insurance requirements of chapter 176. The commissioner  
4.23 shall require a purchaser to provide a copy of the proof of insurance required by section  
4.24 176.130 before the start of harvesting operations on any permit.

4.25 (d) Before the start of harvesting operations on any permit, the purchaser must  
4.26 certify that a foreperson or other designated employee who has a current certificate of  
4.27 completion from the Minnesota logger education program (MLEP), the Wisconsin Forest  
4.28 Industry Safety and Training Alliance (FISTA), or any similar program acceptable to the  
4.29 commissioner, is supervising active logging operations.

4.30 **Subd. 2. Purchaser preregistration.** To facilitate the sale of permits issued under  
4.31 section 90.151, the commissioner may establish a purchaser preregistration system.  
4.32 Any system implemented by the commissioner shall be limited in scope to only that  
4.33 information that is required for the efficient administration of the purchaser qualification  
4.34 provisions of this chapter and shall conform with the requirements of chapter 13.



5.1 Sec. 7. Minnesota Statutes 2004, section 90.151, subdivision 1, is amended to read:

5.2 Subdivision 1. **Issuance; expiration.** (a) Following receipt of the down payment  
5.3 for state timber required under section 90.14 or 90.191, the commissioner shall issue a  
5.4 numbered permit to the purchaser, in a form approved by the attorney general, by the  
5.5 terms of which the purchaser shall be authorized to enter upon the land, and to cut and  
5.6 remove the timber therein described as designated for cutting in the report of the state  
5.7 appraiser, according to the provisions of this chapter. The permit shall be correctly dated  
5.8 and executed by the commissioner and signed by the purchaser. If a permit is not signed  
5.9 by the purchaser within 60 days from the date of purchase, the permit cancels and the  
5.10 down payment for timber required under section 90.14 forfeits to the state.

5.11 (b) The permit shall expire no later than five years after the date of sale as the  
5.12 commissioner shall specify or as specified under section 90.191, and the timber shall  
5.13 be cut within the time specified therein. All cut timber, equipment, and buildings not  
5.14 removed from the land within 90 days after expiration of the permit shall become the  
5.15 property of the state.

5.16 (c) The commissioner may grant an additional period of time not to exceed 120 days  
5.17 for the removal of cut timber, equipment, and buildings upon receipt of such request by  
5.18 the permit holder for good and sufficient reasons. The commissioner may grant a second  
5.19 period of time not to exceed 120 days for the removal of cut timber, equipment, and  
5.20 buildings upon receipt of a request by the permit holder for hardship reasons only.

5.21 ~~(d) No permit shall be issued to any person other than the purchaser in whose name~~  
5.22 ~~the bid was made.~~

Sec. 8. Minnesota Statutes 2004, section 90.151, subdivision 6, is amended to read:

5.24 Subd. 6. **Notice and approval required.** The permit shall provide that the permit  
5.25 holder shall not start cutting any state timber nor clear building sites nor logging roads until  
5.26 the commissioner has been notified and has given prior approval to such cutting operations.  
5.27 Approval shall not be granted until the permit holder has completed a presale conference  
5.28 with the state appraiser designated to supervise the cutting. The permit holder shall also  
5.29 give prior notice whenever permit operations are to be temporarily halted, whenever  
5.30 permit operations are to be resumed, and when permit operations are to be completed.

5.31 Sec. 9. Minnesota Statutes 2004, section 90.151, is amended by adding a subdivision  
5.32 to read:

5.33 Subd. 15. **Liquidated damages.** The permit may include a schedule of liquidated  
5.34 damage charges for breach of permit terms by the permit holder. The damage charges shall

6.1 be limited to amounts that are reasonable based on the anticipated or actual harm caused  
6.2 by the breach, the difficulties of proof of loss, and the inconvenience or nonfeasibility of  
6.3 otherwise obtaining an adequate remedy.

6.4 Sec. 10. Minnesota Statutes 2004, section 103I.005, subdivision 9, is amended to read:

6.5 Subd. 9. **Exploratory boring.** "Exploratory boring" means a surface drilling done  
6.6 to explore or prospect for oil, natural gas, apatite, diamonds, graphite, gemstones, kaolin  
6.7 clay, and or metallic minerals, including iron, copper, zinc, lead, gold, silver, titanium,  
6.8 vanadium, nickel, cadmium, molybdenum, chromium, manganese, cobalt, zirconium,  
6.9 beryllium, thorium, uranium, aluminum, platinum, palladium, radium, tantalum, tin, and  
6.10 niobium, and a drilling or boring for petroleum.

6.11 Sec. 11. **REPEALER.**

6.12 Minnesota Statutes 2004, section 89.011, subdivisions 1, 2, 3, and 6, are repealed.

**89.011 FOREST RESOURCE MANAGEMENT PLAN.**

Subdivision 1. **Preparation.** By July 1, 1983, the commissioner shall prepare a comprehensive forest resource management plan designed to implement the policies stated in section 89.002. The plan shall include an assessment and program elements as provided in subdivisions 2 and 3 and any other issues which the commissioner determines should be included in the plan.

Subd. 2. **Forest assessment.** The assessment shall be updated at least once every ten years and shall include but not be limited to the following:

- (a) The present and projected use and supply of and demand for forest resources in the state;
- (b) The development of a forest resources database, compatible with the database of the Minnesota Land Management Information Center, capable of continuous updating and usable as a tool in effectively managing forest resources, utilizing existing databases as much as practicable;
- (c) The current and anticipated reforestation needs for forest land, including the amount of backlog areas, current and anticipated allowable harvests, identifying poorly stocked forest land, and delineating those areas needing reforestation which are prime forest lands or otherwise likely to produce optimum public benefits from reforestation; and
- (d) An inventory and map of all existing state forest roads and classification by use, standard and condition.

Subd. 3. **Program elements.** The program shall be updated every four years and shall describe specific actions to address the assessment and to implement the forest resources management policy of section 89.002, including but not limited to:

- (a) Improvement of silvicultural practices and improved methods for harvesting and utilizing timber and timber residues;
- (b) Measures to improve reforestation practices;
- (c) Measures to enhance recreational opportunities and fish and wildlife habitat;
- (d) The identification of "prime forest land" according to criteria developed by the commissioner;
- (e) Priorities for construction and improvement of forest roads to achieve the state forest road policy, including the development of alternative methods for financing forest road construction, improvement and maintenance, and for imposing a reasonable share of the costs of the forest road system on those who directly benefit from the availability and use of the system;
- (f) A description of how the multiple use and sustained yield management policy will apply to decisions about other public and private uses of forest lands and resources, including:
  - (1) extractive uses;
  - (2) utility corridors;
  - (3) industrial, commercial, agricultural and institutional uses;
  - (4) residential and seasonal use; and
- (g) An estimate of the expenditures necessary to implement the elements of the program, along with the sources and amounts of revenue available or necessary to finance the estimated expenditures.

Subd. 6. **Staff assistance.** In preparing the forest resources management plan the commissioner is authorized to utilize existing professional staffs of state agencies when the expertise of the staff of a state agency is necessary to fully prepare the plan.

1.1 Senator ..... moves to amend S.F. No. 2852 as follows:

2 Page 2, after line 17, insert:

1.3 "Sec. 3. Minnesota Statutes 2004, section 85.052, subdivision 4, is amended to read:

1.4 Subd. 4. **Deposit of fees.** (a) Fees paid for providing contracted products and  
1.5 services within a state park, state recreation area, or wayside, and for special state park  
1.6 uses under this section shall be deposited in the natural resources fund and credited to a  
1.7 state parks account.

1.8 (b) Except as provided in paragraph (c), gross receipts derived from sales, rentals,  
1.9 or leases of natural resources within state parks, recreation areas, and waysides, other  
1.10 than those on trust fund lands, must be deposited in the state treasury and credited to the  
1.11 general fund.

1.12 (c) The gross receipts from the sale of stockpile materials, aggregate, or other  
3 earthen materials from the Iron Range Off-Highway Vehicle Recreation Area shall be  
1.14 deposited in the dedicated accounts in the natural resources fund from which the purchase  
1.15 of the materials was made."

1.16 Renumber the sections in sequence and correct the internal references

1.17 Amend the title accordingly

1.1 Senator ..... moves to amend S.F. No. 2852 as follows:

1.2 Page 6, after line 10, insert:

"Sec. 11. **CONSUMPTIVE USE OF WATER.**

1.4 Pursuant to Minnesota Statutes, section 103G.265, subdivision 3, the legislature  
1.5 approves the consumptive use of water under a permit of more than 2,000,000 gallons per  
1.6 day average in a 30-day period in Itasca County, in connection with an innovative energy  
1.7 project facility, subject to the commissioner of natural resources making a determination  
1.8 that the water remaining in the basin of origin will be adequate to meet the basin's need for  
1.9 water and approval by the commissioner of natural resources of all applicable permits."

1.10 Renumber the sections in sequence and correct the internal references

1.11 Amend the title accordingly

1.1 A bill for an act  
1.2 relating to state government; establishing a climate neutral policy for state  
1.3 building projects funded with state bonds; proposing coding for new law in  
1.4 Minnesota Statutes, chapter 16B.

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

1.6 Section 1. [16B.326] GREENHOUSE GAS EMISSIONS; STATE-FUNDED  
1.7 BUILDINGS.

1.8 A project to construct or significantly renovate a building that receives any funding  
1.9 from the state bond proceeds fund must result in no net increase in greenhouse gases.

1.10 The prevention of a net increase may be accomplished by other planned action, either in  
1.11 connection with or separate from the building project, that will offset any increase in  
1.12 greenhouse gas emissions caused by the building project and subsequent operation of the  
1.13 building.

1.14 Greenhouse gas offset projects must be located in the state and may include, but  
1.15 are not limited to, renewable energy development, renewable energy purchases, energy  
1.16 efficiency, carbon sequestration, and switching to cleaner fuels.

1.17 Greenhouse gases include carbon dioxide, methane, sulfur hexafluoride, nitrous  
1.18 oxide, hydrofluorocarbons, and perfluorocarbons. All of these can be expressed in terms  
1.19 of their carbon dioxide equivalents.

1.20 The commissioner of administration, in consultation with the commissioners of  
1.21 commerce and the pollution control agency, must certify that a project is in compliance  
1.22 with this section. The commissioner must receive a written plan for compliance from  
1 a project proposer.

2.1 Sec. 2. **EFFECTIVE DATE.**

2.2 Section 1 is effective July 1, 2006, and applies to buildings designed after that date.

1.1 Senator ..... moves to amend S.F. No. 2677 as follows:

1.2 Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2004, section 16B.325, is amended to read:

1.4 **16B.325 SUSTAINABLE BUILDING GUIDELINES.**

1.5 Subdivision 1. Energy, lighting, air quality, and other guidelines. The Department  
 1.6 of Administration and the Department of Commerce, with the assistance of other agencies,  
 1.7 shall develop sustainable building design guidelines for all new state buildings by January  
 1.8 15, 2003. The primary objectives of these guidelines are to ensure that all new state  
 1.9 buildings initially exceed existing energy code, as established in Minnesota Rules, chapter  
 1.10 7676, by at least 30 percent. The guidelines must focus on achieving the lowest possible  
 1.11 lifetime cost for new buildings and allow for changes in the guidelines that encourage  
 1.12 continual energy conservation improvements in new buildings. The design guidelines  
 1.13 must establish sustainability guidelines that include air quality and lighting standards and  
 1.14 that create and maintain a healthy environment and facilitate productivity improvements;  
 1.15 specify ways to reduce material costs; and must consider the long-term operating costs of  
 1.16 the building, including the use of renewable energy sources and distributed electric energy  
 1.17 generation that uses a renewable source or natural gas or a fuel that is as clean or cleaner  
 1.18 than natural gas. In developing the guidelines, the departments shall use an open process,  
 1.19 including providing the opportunity for public comment. The guidelines established under  
 1.20 this ~~section~~ subdivision are mandatory for all new buildings receiving funding from the  
 1.21 bond proceeds fund after January 1, 2004.

1.22 Subd. 2. Greenhouse gases. The Department of Administration and the Department  
 1.23 of Commerce, with the assistance of other agencies, shall report to the legislature by  
 1.24 March 15, 2007, on guidelines and procedures for a requirement that no net increases  
 1.25 in greenhouse gases are allowed as a result of new building projects. The guidelines  
 1.26 established under this subdivision are mandatory for all new buildings receiving funding  
 1.27 from the bond proceeds fund after January 1, 2008.

1.28 Sec. 2. Minnesota Statutes 2005 Supplement, section 216C.052, subdivision 3, is  
1.29 amended to read:

1.30 **Subd. 3. Assessment and appropriation.** In addition to the amount noted in  
 1.31 subdivision 2, the commission may assess utilities, using the mechanism specified in that  
 1.32 subdivision, up to an additional \$500,000 annually through June 30, ~~2006~~ 2008. The  
 1.33 amounts assessed under this subdivision are appropriated to the commission, and some or  
 all of the amounts assessed may be transferred to the commissioner of administration, for



2.1 the purposes specified in section 16B.325 and Laws 2001, chapter 212, article 1, section  
2.2 3, as needed to implement those sections.

2.3 Sec. 3. Minnesota Statutes 2005 Supplement, section 216C.052, subdivision 4, is  
2.4 amended to read:

2.5 Subd. 4. **Expiration.** ~~This section expires~~ Subdivisions 1 and 2 expire June 30,  
2.6 2007. Subdivision 3 expires June 30, 2008."

2.7 Amend the title accordingly

A bill for an act  
relating to agriculture; providing for a checkoff for fertilizer, soil amendment,  
and plant amendment; establishing a Minnesota Agricultural Fertilizer Research  
and Education Council and program; exempting on-farm storage from fertilizer  
facility safeguarding and permitting; appropriating money; amending Minnesota  
Statutes 2004, section 18C.305, by adding a subdivision; proposing coding for  
new law in Minnesota Statutes, chapter 18C.

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

Section 1. Minnesota Statutes 2004, section 18C.305, is amended by adding a  
subdivision to read:

Subd. 3. Exemption. A permit and safeguard is not required for a person who stores  
on the person's own property and for the person's own use no more than 6,000 gallons  
of liquid commercial fertilizer.

Sec. 2. [18C.70] MINNESOTA AGRICULTURAL FERTILIZER RESEARCH  
AND EDUCATION COUNCIL.

Subdivision 1. Establishment; membership. (a) The Minnesota Agricultural  
Fertilizer Research and Education Council is established. The council is composed of  
12 voting members as follows:

- (1) two members of the Minnesota Crop Production Retailers;
- (2) one member of the Minnesota Corn Growers Association;
- (3) one member of the Minnesota Soybean Growers Association;
- (4) one member of the sugar beet growers industry;
- (5) one member of the Minnesota Association of Wheat Growers;
- (6) one member of the potato growers industry;

2.1 (7) one member of the Minnesota Farm Bureau;  
2.2 (8) one member of the Minnesota Farmers Union;  
2.3 (9) one member from the Minnesota Irrigators Association;  
2.4 (10) one member of the Minnesota Grain and Feed Association; and  
2.5 (11) one member of the Minnesota Independent Crop Consultant Association or the  
2.6 Minnesota Certified Crop Advisor Program.

2.7 (b) Council members shall serve three-year terms. After the initial council is  
2.8 appointed, subsequent appointments must be staggered so that one-third of council  
2.9 membership is replaced each year. Council members must be nominated by their  
2.10 organizations and appointed by the commissioner. The council may add ex officio,  
2.11 nonvoting members at its discretion. The council shall meet at least once per year, with all  
2.12 related expenses reimbursed by members' sponsoring organizations or by the members  
2.13 themselves.

2.14 Subd. 2. Powers and duties. The council shall review applications and select  
2.15 projects to receive agricultural fertilizer research and education program grants, as  
2.16 authorized in section 18C.71. The council shall establish a program to provide grants to  
2.17 research, education, and technology transfer projects related to agricultural fertilizer, soil  
2.18 amendments, and plant amendments. For the purpose of this section, "fertilizer" includes  
2.19 soil amendments and plant amendments. The department shall act as the fiscal agent in  
2.20 charge of collecting fees, distributing program funds, and otherwise administering the  
2.21 program.

2.22 Subd. 3. Checkoff fees. Any person, whether in Minnesota or elsewhere, that  
2.23 sells fertilizer to producers must collect a checkoff of 40 cents per ton of fertilizer sold  
2.24 and forward the checkoff funds at least semiannually to the commissioner along with  
2.25 forms provided by the commissioner. For the purposes of this section, a producer means  
2.26 any person who owns or operates an agricultural producing or growing facility for an  
2.27 agricultural commodity and shares in the profits and risk of loss from such operation, and  
2.28 who grows, raises, feeds, or produces the agricultural commodity in Minnesota during the  
2.29 current or preceding calendar year.

2.30 Subd. 4. Program account. There is established in the state treasury an agricultural  
2.31 fertilizer research and education program account in the agricultural fund. The checkoff  
2.32 funds raised pursuant to this section must be deposited in the account. Money in the  
2.33 account, including interest earned, is appropriated to the commissioner to carry out the  
2.34 program and to refund checkoff funds as described in subdivision 5.

2.35 Subd. 5. Refunds. Any producer may, by use of forms provided by the  
2.36 commissioner, and upon presentation of such proof as the commissioner requires, have

3.1 the checkoff fee refunded, provided the checkoff fee was remitted in a timely basis. The  
3.2 producer must submit annual refund requests to the commissioner before February 28 for  
checkoff fees paid in the previous calendar year.

3.4 Subd. 6. Rules. The commissioner's duties under this section and section 18C.71  
3.5 are not subject to the provisions of chapter 14.

3.6 Subd. 7. Expiration. This section expires on January 8, 2017.

3.7 Sec. 3. [18C.71] MINNESOTA AGRICULTURAL FERTILIZER RESEARCH  
3.8 AND EDUCATION PROGRAM.

3.9 Subdivision 1. Eligible projects. Eligible project activities include research,  
3.10 education, and technology transfer related to the production and application of fertilizer,  
3.11 soil amendments, and other plant amendments. Chosen projects must contain a component  
of outreach that achieves a timely dissemination of findings and their applicability to the  
3.13 production agricultural community.

3.14 Subd. 2. Awarding of program grants. Applications for program grants shall  
3.15 be submitted in the form prescribed by the Minnesota Agricultural Fertilizer Research  
3.16 and Education Council. Applications must be submitted on or before the deadline  
3.17 prescribed by the council. All applications are subject to a thorough in-state review by a  
3.18 peer committee established and approved by the council. Each project meeting the basic  
3.19 qualifications is subject to a yes or no vote by each council member. Projects chosen  
3.20 to receive funding must achieve an affirmative vote by at least eight of the 12 council  
3.21 members. Projects awarded program funds must submit an annual progress report in the  
3.22 form prescribed by the council.

Subd. 3. Annual audit. The program must have an annual audit of financial  
3.24 activities, which the council must file with the commissioner on or before June 1 for the  
3.25 immediately preceding year ending December 31.

3.26 Subd. 4. Expiration. This section expires January 8, 2017.

3.27 Sec. 4. EFFECTIVE DATE.

3.28 Sections 1 to 3 are effective January 1, 2007.

1.1 Senator ..... moves to amend S.F. No. 3283 as follows:

1.2 Page 2, line 19, before the period, insert "but does not include vegetable or animal  
1.3 manures that are not manipulated"

1 A bill for an act  
2 relating to energy; providing funding for low-income heating assistance;  
1.3 appropriating money.

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

1.5 Section 1. EMERGENCY HEATING ASSISTANCE.

1.6 \$25,000,000 is appropriated from the general fund to the commissioner of commerce  
1.7 for distribution to eligible households for home heating assistance during the 2006  
1.8 calendar year. The commissioner must distribute funds to eligible households according  
1.9 to the formula developed for the distribution of the federal Low-Income Home Energy  
1.10 Assistance Program for fiscal year 2006. Priority must be given to households that did not  
1.11 receive federal energy assistance.

1.12 Sec. 2. EFFECTIVE DATE.

1.13 Section 1 is effective the day following final enactment.

1.1 Senator ..... moves to amend S.F. No. 2656 as follows:

Delete everything after the enacting clause and insert:

1.3 "Section 1. APPROPRIATION; PREPURCHASE PROPANE FUEL

1.4 PROGRAM.

1.5 \$5,000,000 is appropriated from the general fund in fiscal year 2007 to the

1.6 commissioner of commerce to operate a program under which the commissioner

1.7 prepurchases propane fuel in July and August in preparation for the upcoming heating

1.8 season."

1.1 A bill for an act  
1.2 relating to natural resources; providing for temporary state park permits for  
1.3 towed vehicles; modifying state park permit requirements and fees; amending  
1.4 Minnesota Statutes 2004, sections 85.053, by adding a subdivision; 85.054, by  
1.5 adding a subdivision; Minnesota Statutes 2005 Supplement, sections 85.053,  
1.6 subdivision 2; 85.055, subdivision 1.

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

1.8 Section 1. Minnesota Statutes 2005 Supplement, section 85.053, subdivision 2, is  
1.9 amended to read:

1.10 Subd. 2. **Requirement.** Except as provided in section 85.054, a motor vehicle  
1.11 may not enter a state park, state recreation area, or state wayside over 50 acres in area,  
1.12 without a state park permit issued under this section. Except for vehicles permitted under  
1.13 ~~subdivision~~ subdivisions 7, paragraph (a), clause (2), and 8, the state park permit must be  
1.14 affixed to the lower right corner windshield of the motor vehicle and must be completely  
1.15 affixed by its own adhesive to the windshield, or the commissioner may, by written order,  
1.16 provide an alternative means to display and validate annual permits.

1.17 Sec. 2. Minnesota Statutes 2004, section 85.053, is amended by adding a subdivision  
1.18 to read:

1.19 Subd. 8. **Towed vehicles.** The commissioner shall prescribe and issue a temporary  
1.20 permit for a vehicle that enters a park towed by a vehicle used for camping. The temporary  
1.21 permit shall be issued with the camping permit and allows the towed vehicle to be driven  
1.22 in state parks until the camping permit expires.



2.1 Sec. 3. Minnesota Statutes 2004, section 85.054, is amended by adding a subdivision  
2.2 to read:

2.3 Subd. 12. Soudan Underground Mine State Park. A state park permit is not  
2.4 required and a fee may not be charged for motor vehicle entry or parking at the visitor  
2.5 parking area of Soudan Underground Mine State Park.

2.6 Sec. 4. Minnesota Statutes 2005 Supplement, section 85.055, subdivision 1, is  
2.7 amended to read:

2.8 Subdivision 1. Fees. The fee for state park permits for:

2.9 (1) an annual use of state parks is \$25;

2.10 (2) a second vehicle state park permit is \$18;

2.11 (3) a state park permit valid for one day is ~~\$7~~ \$5;

2.12 (4) a daily vehicle state park permit for groups is ~~\$5~~ \$3;

2.13 (5) an annual permit for motorcycles is \$20;

2.14 (6) an employee's state park permit is without charge; and

2.15 ~~(6) (7)~~ a state park permit for ~~handicapped~~ disabled persons under section 85.053,  
2.16 subdivision 7, clauses (1) and (2), is \$12.

2.17 The fees specified in this subdivision include any sales tax required by state law.

2.18 Sec. 5. EFFECTIVE DATE.

2.19 This act is effective May 1, 2006.