

1.1 **Senator Rosen from the Committee on Finance, to which was re-referred**

1.2 **S.F. No. 4116:** A bill for an act relating to education; making forecast adjustments;
 1.3 amending Laws 2021, First Special Session chapter 13, article 1, section 10, subdivisions
 1.4 2, 3, 4, 5, 6, 7, 9; article 2, section 4, subdivisions 2, 3, 4, 12, 27; article 3, section 7,
 1.5 subdivision 7; article 5, section 3, subdivisions 2, 3, 4, 5; article 7, section 2, subdivisions
 1.6 2, 3; article 8, section 3, subdivisions 2, 3, 4; article 9, section 4, subdivisions 5, 6, 12; article
 1.7 10, section 1, subdivisions 2, 5, 8.

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

1.9 Page 1, after line 8, insert:

1.10 **"ARTICLE 1**

1.11 **E-12 EDUCATION FORECAST ADJUSTMENTS"**

1.12 Page 11, after line 4, insert:

1.13 **"ARTICLE 2**

1.14 **HUMAN SERVICES FORECAST ADJUSTMENTS AND CARRY FORWARD**
 1.15 **AUTHORITY**

1.16 Section 1. **HUMAN SERVICES APPROPRIATION.**

1.17 The dollar amounts shown in the columns marked "Appropriations" are added to or, if
 1.18 shown in parentheses, are subtracted from the appropriations in Laws 2021, First Special
 1.19 Session chapter 7, article 16, from the general fund or any fund named to the Department
 1.20 of Human Services for the purposes specified in this article, to be available for the fiscal
 1.21 year indicated for each purpose. The figures "2022" and "2023" used in this article mean
 1.22 that the appropriations listed under them are available for the fiscal years ending June 30,
 1.23 2022, or June 30, 2023, respectively. "The first year" is fiscal year 2022. "The second year"
 1.24 is fiscal year 2023. "The biennium" is fiscal years 2022 and 2023.

1.25 **APPROPRIATIONS**

1.26 **Available for the Year**

1.27 **Ending June 30**

1.28 **2022**

2023

1.29 **Sec. 2. COMMISSIONER OF HUMAN**
 1.30 **SERVICES**

1.31 **Subdivision 1. Total Appropriation** **\$ (585,901,000) \$ 182,791,000**

1.32 **Appropriations by Fund**

1.33 **General Fund** **(406,629,000)** **185,395,000**

1.34 **Health Care Access**
 1.35 **Fund** **(86,146,000)** **(11,799,000)**

1.36 **Federal TANF** **(93,126,000)** **9,195,000**

3.1 individual providers of direct support services
3.2 as defined in Minnesota Statutes, section
3.3 256B.0711, subdivision 1. ~~These~~ The stipends
3.4 are available to individual providers who have
3.5 completed designated voluntary trainings
3.6 made available through the State-Provider
3.7 Cooperation Committee formed by the State
3.8 of Minnesota and the Service Employees
3.9 International Union Healthcare Minnesota.
3.10 Any unspent appropriation in fiscal year 2022
3.11 is available in fiscal year 2023. This is a
3.12 onetime appropriation. This appropriation is
3.13 available only if the labor agreement between
3.14 the state of Minnesota and the Service
3.15 Employees International Union Healthcare
3.16 Minnesota under Minnesota Statutes, section
3.17 179A.54, is approved under Minnesota
3.18 Statutes, section 3.855.

3.19 **(b) Parent-to-Parent Peer Support.** \$125,000
3.20 in fiscal year 2022 and \$125,000 in fiscal year
3.21 2023 are from the general fund for a grant to
3.22 an alliance member of Parent to Parent USA
3.23 to support the alliance member's
3.24 parent-to-parent peer support program for
3.25 families of children with a disability or special
3.26 health care need.

3.27 **(c) Self-Advocacy Grants.** (1) \$143,000 in
3.28 fiscal year 2022 and \$143,000 in fiscal year
3.29 2023 are from the general fund for a grant
3.30 under Minnesota Statutes, section 256.477,
3.31 subdivision 1.

3.32 (2) \$105,000 in fiscal year 2022 and \$105,000
3.33 in fiscal year 2023 are from the general fund
3.34 for subgrants under Minnesota Statutes,
3.35 section 256.477, subdivision 2.

4.1 **(d) Minnesota Inclusion Initiative Grants.**
 4.2 \$150,000 in fiscal year 2022 and \$150,000 in
 4.3 fiscal year 2023 are from the general fund for
 4.4 grants under Minnesota Statutes, section
 4.5 256.4772.

4.6 **(e) Grants to Expand Access to Child Care**
 4.7 **for Children with Disabilities.** \$250,000 in
 4.8 fiscal year 2022 and \$250,000 in fiscal year
 4.9 2023 are from the general fund for grants to
 4.10 expand access to child care for children with
 4.11 disabilities. Any unexpended amount in fiscal
 4.12 year 2022 is available through June 30, 2023.
 4.13 This is a onetime appropriation.

4.14 **(f) Parenting with a Disability Pilot Project.**
 4.15 The general fund base includes \$1,000,000 in
 4.16 fiscal year 2024 and \$0 in fiscal year 2025 to
 4.17 implement the parenting with a disability pilot
 4.18 project.

4.19 **(g) Base Level Adjustment.** The general fund
 4.20 base is \$29,260,000 in fiscal year 2024 and
 4.21 \$22,260,000 in fiscal year 2025.

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

4.23 Sec. 4. Laws 2021, First Special Session chapter 7, article 16, section 2, subdivision 31,
 4.24 is amended to read:

4.25 **Subd. 31. Grant Programs; Adult Mental Health**
 4.26 **Grants**

4.27	Appropriations by Fund		
4.28	General	98,772,000	98,703,000
4.29	Opiate Epidemic		
4.30	Response	2,000,000	2,000,000

4.31 **(a) Culturally and Linguistically**
 4.32 **Appropriate Services Implementation**
 4.33 **Grants.** \$2,275,000 in fiscal year 2022 and
 4.34 \$2,206,000 in fiscal year 2023 are from the

5.1 general fund for grants to disability services,
 5.2 mental health, and substance use disorder
 5.3 treatment providers to implement culturally
 5.4 and linguistically appropriate services
 5.5 standards, according to the implementation
 5.6 and transition plan developed by the
 5.7 commissioner. Any unexpended amount in
 5.8 fiscal year 2022 is available through June 30,
 5.9 2023. The general fund base for this
 5.10 appropriation is \$1,655,000 in fiscal year 2024
 5.11 and \$0 in fiscal year 2025.

5.12 **(b) Base Level Adjustment.** The general fund
 5.13 base is \$93,295,000 in fiscal year 2024 and
 5.14 \$83,324,000 in fiscal year 2025. The opiate
 5.15 epidemic response fund base is \$2,000,000 in
 5.16 fiscal year 2024 and \$0 in fiscal year 2025.

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

5.18 Sec. 5. Laws 2021, First Special Session chapter 7, article 16, section 2, subdivision 33,
 5.19 is amended to read:

5.20 **Subd. 33. Grant Programs; Chemical**
 5.21 **Dependency Treatment Support Grants**

Appropriations by Fund			
5.22			
5.23	General	4,273,000	4,274,000
5.24	Lottery Prize	1,733,000	1,733,000
5.25	Opiate Epidemic		
5.26	Response	500,000	500,000

5.27 **(a) Problem Gambling.** \$225,000 in fiscal
 5.28 year 2022 and \$225,000 in fiscal year 2023
 5.29 are from the lottery prize fund for a grant to
 5.30 the state affiliate recognized by the National
 5.31 Council on Problem Gambling. The affiliate
 5.32 must provide services to increase public
 5.33 awareness of problem gambling, education,
 5.34 training for individuals and organizations
 5.35 providing effective treatment services to

6.1 problem gamblers and their families, and
6.2 research related to problem gambling.

6.3 **(b) Recovery Community Organization**

6.4 **Grants.** \$2,000,000 in fiscal year 2022 and
6.5 \$2,000,000 in fiscal year 2023 are from the
6.6 general fund for grants to recovery community
6.7 organizations, as defined in Minnesota
6.8 Statutes, section 254B.01, subdivision 8, to
6.9 provide for costs and community-based peer
6.10 recovery support services that are not
6.11 otherwise eligible for reimbursement under
6.12 Minnesota Statutes, section 254B.05, as part
6.13 of the continuum of care for substance use
6.14 disorders. Any unexpended amount in fiscal
6.15 year 2022 is available through June 30, 2023.

6.16 The general fund base for this appropriation
6.17 is \$2,000,000 in fiscal year 2024 and \$0 in
6.18 fiscal year 2025

6.19 **(c) Base Level Adjustment.** The general fund
6.20 base is \$4,636,000 in fiscal year 2024 and
6.21 \$2,636,000 in fiscal year 2025. The opiate
6.22 epidemic response fund base is \$500,000 in
6.23 fiscal year 2024 and \$0 in fiscal year 2025.

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

6.25 Sec. 6. Laws 2021, First Special Session chapter 7, article 17, section 3, is amended to
6.26 read:

6.27 **Sec. 3. GRANTS FOR TECHNOLOGY FOR HCBS RECIPIENTS.**

6.28 (a) This act includes \$500,000 in fiscal year 2022 and \$2,000,000 in fiscal year 2023
6.29 for the commissioner of human services to issue competitive grants to home and
6.30 community-based service providers. Grants must be used to provide technology assistance,
6.31 including but not limited to Internet services, to older adults and people with disabilities
6.32 who do not have access to technology resources necessary to use remote service delivery
6.33 and telehealth. Any unexpended amount in fiscal year 2022 is available through June 30,

7.1 2023. The general fund base included in this act for this purpose is \$1,500,000 in fiscal year
7.2 2024 and \$0 in fiscal year 2025.

7.3 (b) All grant activities must be completed by March 31, 2024.

7.4 (c) This section expires June 30, 2024.

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

7.6 Sec. 7. Laws 2021, First Special Session chapter 7, article 17, section 6, is amended to
7.7 read:

7.8 **Sec. 6. TRANSITION TO COMMUNITY INITIATIVE.**

7.9 (a) This act includes \$5,500,000 in fiscal year 2022 and \$5,500,000 in fiscal year 2023
7.10 for additional funding for grants awarded under the transition to community initiative
7.11 described in Minnesota Statutes, section 256.478. Any unexpended amount in fiscal year
7.12 2022 is available through June 30, 2023. The general fund base in this act for this purpose
7.13 is \$4,125,000 in fiscal year 2024 and \$0 in fiscal year 2025.

7.14 (b) All grant activities must be completed by March 31, 2024.

7.15 (c) This section expires June 30, 2024.

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

7.17 Sec. 8. Laws 2021, First Special Session chapter 7, article 17, section 10, is amended to
7.18 read:

7.19 **Sec. 10. PROVIDER CAPACITY GRANTS FOR RURAL AND UNDERSERVED**
7.20 **COMMUNITIES.**

7.21 (a) This act includes \$6,000,000 in fiscal year 2022 and \$8,000,000 in fiscal year 2023
7.22 for the commissioner to establish a grant program for small provider organizations that
7.23 provide services to rural or underserved communities with limited home and
7.24 community-based services provider capacity. The grants are available to build organizational
7.25 capacity to provide home and community-based services in Minnesota and to build new or
7.26 expanded infrastructure to access medical assistance reimbursement. Any unexpended
7.27 amount in fiscal year 2022 is available through June 30, 2023. The general fund base in this
7.28 act for this purpose is \$8,000,000 in fiscal year 2024 and \$0 in fiscal year 2025.

7.29 (b) The commissioner shall conduct community engagement, provide technical assistance,
7.30 and establish a collaborative learning community related to the grants available under this

8.1 section and work with the commissioner of management and budget and the commissioner
8.2 of the Department of Administration to mitigate barriers in accessing grant funds. Funding
8.3 awarded for the community engagement activities described in this paragraph is exempt
8.4 from state solicitation requirements under Minnesota Statutes, section 16B.97, for activities
8.5 that occur in fiscal year 2022.

8.6 (c) All grant activities must be completed by March 31, 2024.

8.7 (d) This section expires June 30, 2024.

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

8.9 Sec. 9. Laws 2021, First Special Session chapter 7, article 17, section 11, is amended to
8.10 read:

8.11 **Sec. 11. EXPAND MOBILE CRISIS.**

8.12 (a) This act includes \$8,000,000 in fiscal year 2022 and \$8,000,000 in fiscal year 2023
8.13 for additional funding for grants for adult mobile crisis services under Minnesota Statutes,
8.14 section 245.4661, subdivision 9, paragraph (b), clause (15). Any unexpended amounts in
8.15 fiscal year 2022 and fiscal year 2023 are available through June 30, 2024. The general fund
8.16 base in this act for this purpose is \$4,000,000 in fiscal year 2024 and \$0 in fiscal year 2025.

8.17 (b) Beginning April 1, 2024, counties may fund and continue conducting activities
8.18 funded under this section.

8.19 (c) All grant activities must be completed by March 31, 2024.

8.20 (d) This section expires June 30, 2024.

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

8.22 Sec. 10. Laws 2021, First Special Session chapter 7, article 17, section 12, is amended to
8.23 read:

8.24 **Sec. 12. PSYCHIATRIC RESIDENTIAL TREATMENT FACILITY AND CHILD**
8.25 **AND ADOLESCENT MOBILE TRANSITION UNIT.**

8.26 (a) This act includes \$2,500,000 in fiscal year 2022 and \$2,500,000 in fiscal year 2023
8.27 for the commissioner of human services to create children's mental health transition and
8.28 support teams to facilitate transition back to the community of children from psychiatric
8.29 residential treatment facilities, and child and adolescent behavioral health hospitals. Any
8.30 unexpended amount in fiscal year 2022 is available through June 30, 2023. The general

9.1 fund base included in this act for this purpose is \$1,875,000 in fiscal year 2024 and \$0 in
9.2 fiscal year 2025.

9.3 (b) Beginning April 1, 2024, counties may fund and continue conducting activities
9.4 funded under this section.

9.5 (c) This section expires March 31, 2024.

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

9.7 Sec. 11. Laws 2021, First Special Session chapter 7, article 17, section 17, subdivision 3,
9.8 is amended to read:

9.9 Subd. 3. **Respite services for older adults grants.** (a) This act includes \$2,000,000 in
9.10 fiscal year 2022 and \$2,000,000 in fiscal year 2023 for the commissioner of human services
9.11 to establish a grant program for respite services for older adults. The commissioner must
9.12 award grants on a competitive basis to respite service providers. Any unexpended amount
9.13 in fiscal year 2022 is available through June 30, 2023. The general fund base included in
9.14 this act for this purpose is \$2,000,000 in fiscal year 2024 and \$0 in fiscal year 2025.

9.15 (b) All grant activities must be completed by March 31, 2024.

9.16 (c) This subdivision expires June 30, 2024.

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

9.18 Sec. 12. Laws 2021, First Special Session chapter 7, article 17, section 19, is amended to
9.19 read:

9.20 Sec. 19. **CENTERS FOR INDEPENDENT LIVING HCBS ACCESS GRANT.**

9.21 (a) This act includes \$1,200,000 in fiscal year 2022 and \$1,200,000 in fiscal year 2023
9.22 for grants to expand services to support people with disabilities from underserved
9.23 communities who are ineligible for medical assistance to live in their own homes and
9.24 communities by providing accessibility modifications, independent living services, and
9.25 public health program facilitation. The commissioner of human services must award the
9.26 grants in equal amounts to ~~the eight organizations~~ grantees. To be eligible, a grantee must
9.27 be an organization defined in Minnesota Statutes, section 268A.01, subdivision 8. Any
9.28 unexpended amount in fiscal year 2022 is available through June 30, 2023. The general
9.29 fund base included in this act for this purpose is \$0 in fiscal year 2024 and \$0 in fiscal year
9.30 2025.

9.31 (b) All grant activities must be completed by March 31, 2024.

10.1 (c) This section expires June 30, 2024.

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

10.3 **ARTICLE 3**

10.4 **STATE FISCAL POLICY**

10.5 Section 1. Minnesota Statutes 2020, section 16A.011, is amended by adding a subdivision
10.6 to read:

10.7 Subd. 15a. **Transfer.** "Transfer" means the authorization to move state money from one
10.8 fund, account, or agency to another fund, account, or agency within the state treasury. When
10.9 authorized by law, a transfer must reduce money in one fund, account, or agency and increase
10.10 the same amount to a separate fund, account, or agency.

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

10.12 Sec. 2. Minnesota Statutes 2020, section 16A.103, is amended by adding a subdivision to
10.13 read:

10.14 Subd. 1i. **Budget close report.** By October 15 of each odd-numbered year, the
10.15 commissioner shall prepare a detailed fund balance analysis of the general fund for the
10.16 previous biennium. The analysis shall include a comparison to the most recent publicly
10.17 available fund balance analysis of the general fund. The commissioner shall provide this
10.18 analysis to the chairs and ranking minority members of the house of representatives Ways
10.19 and Means Committee and the senate Finance Committee and shall post the analysis on the
10.20 agency's website.

10.21 Sec. 3. Minnesota Statutes 2020, section 16A.152, subdivision 1b, is amended to read:

10.22 Subd. 1b. **Budget reserve level.** (a) The commissioner of management and budget shall
10.23 calculate the budget reserve level by multiplying the current biennium's general fund
10.24 nondedicated revenues and the most recent budget reserve percentage under subdivision 8.

10.25 (b) If, on the basis of a November forecast of general fund revenues and expenditures,
10.26 the commissioner of management and budget determines that there will be a positive
10.27 unrestricted general fund balance at the close of the biennium and that the provisions of
10.28 subdivision 2, paragraph (a), ~~clauses (1), (2), (3), and (4)~~, are satisfied, the commissioner
10.29 shall transfer to the budget reserve account in the general fund the amount necessary to
10.30 increase the budget reserve to the budget reserve level determined under paragraph (a). The

11.1 amount of the transfer authorized in this paragraph shall not exceed 33 percent of the positive
 11.2 unrestricted general fund balance determined in the forecast.

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

11.4 Sec. 4. Minnesota Statutes 2021 Supplement, section 16A.152, subdivision 2, is amended
 11.5 to read:

11.6 Subd. 2. **Additional revenues; priority.** (a) If on the basis of a forecast of general fund
 11.7 revenues and expenditures, the commissioner of management and budget determines that
 11.8 there will be a positive unrestricted budgetary general fund balance at the close of the
 11.9 biennium, the commissioner of management and budget must allocate money to the following
 11.10 accounts and purposes in priority order:

11.11 (1) the cash flow account established in subdivision 1 until that account reaches
 11.12 \$350,000,000;

11.13 (2) the budget reserve account established in subdivision 1a until that account reaches
 11.14 ~~\$2,377,399,000~~ \$2,655,745,000;

11.15 (3) the amount necessary to increase the aid payment schedule for school district aids
 11.16 and credits payments in section 127A.45 to not more than 90 percent rounded to the nearest
 11.17 tenth of a percent without exceeding the amount available and with any remaining funds
 11.18 deposited in the budget reserve; and

11.19 (4) the amount necessary to restore all or a portion of the net aid reductions under section
 11.20 127A.441 and to reduce the property tax revenue recognition shift under section 123B.75,
 11.21 subdivision 5, by the same amount;

11.22 ~~(5) the amount necessary to increase the Minnesota 21st century fund by not more than~~
 11.23 ~~the difference between \$5,000,000 and the sum of the amounts credited and canceled to it~~
 11.24 ~~in the previous 12 months under Laws 2020, chapter 71, article 1, section 11, until the sum~~
 11.25 ~~of all transfers under this section and all amounts credited or canceled under Laws 2020,~~
 11.26 ~~chapter 71, article 1, section 11, equals \$20,000,000; and~~

11.27 ~~(6) for a forecast in November only, the amount remaining after the transfer under clause~~
 11.28 ~~(5) must be used to reduce the percentage of accelerated June liability sales tax payments~~
 11.29 ~~required under section 289A.20, subdivision 4, paragraph (b), until the percentage equals~~
 11.30 ~~zero, rounded to the nearest tenth of a percent. By March 15 following the November~~
 11.31 ~~forecast, the commissioner must provide the commissioner of revenue with the percentage~~
 11.32 ~~of accelerated June liability owed based on the reduction required by this clause. By April~~

12.1 ~~15 each year, the commissioner of revenue must certify the percentage of June liability~~
 12.2 ~~owed by vendors based on the reduction required by this clause.~~

12.3 (b) The amounts necessary to meet the requirements of this section are appropriated
 12.4 from the general fund within two weeks after the forecast is released or, in the case of
 12.5 transfers under paragraph (a), clauses (3) and (4), as necessary to meet the appropriations
 12.6 schedules otherwise established in statute.

12.7 (c) The commissioner of management and budget shall certify the total dollar amount
 12.8 of the reductions under paragraph (a), clauses (3) and (4), to the commissioner of education.
 12.9 The commissioner of education shall increase the aid payment percentage and reduce the
 12.10 property tax shift percentage by these amounts and apply those reductions to the current
 12.11 fiscal year and thereafter.

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

12.13 Sec. 5. Minnesota Statutes 2020, section 16A.97, is amended to read:

12.14 **16A.97 TOBACCO BONDS.**

12.15 The commissioner may sell and issue debt under ~~either or both of sections 16A.98 and~~
 12.16 section 16A.99, but the net proceeds of bonds issued and sold under ~~those sections together~~
 12.17 that section must not exceed \$640,000,000 during fiscal years 2012 and 2013.

12.18 Sec. 6. Minnesota Statutes 2020, section 16A.99, subdivision 4, is amended to read:

12.19 Subd. 4. **Refunding bonds.** The commissioner from time to time may issue appropriation
 12.20 bonds for the purpose of refunding any appropriation bonds ~~or tobacco securitization bonds~~
 12.21 ~~authorized under section 16A.98~~ then outstanding, including the payment of any redemption
 12.22 premiums on the bonds, any interest accrued or to accrue to the redemption date, and costs
 12.23 related to the issuance and sale of the refunding bonds. The proceeds of any refunding bonds
 12.24 may, in the discretion of the commissioner, be applied to the purchase or payment at maturity
 12.25 of the appropriation bonds to be refunded, to the redemption of the outstanding bonds on
 12.26 any redemption date, or to pay interest on the refunding bonds and may, pending application,
 12.27 be placed in escrow to be applied to the purchase, payment, retirement, or redemption. Any
 12.28 escrowed proceeds, pending such use, may be invested and reinvested in obligations that
 12.29 are authorized investments under section 11A.24. The income earned or realized on the
 12.30 investment may also be applied to the payment of the bonds to be refunded or interest or
 12.31 premiums on the refunded bonds, or to pay interest on the refunding bonds. After the terms
 12.32 of the escrow have been fully satisfied, any balance of the proceeds and any investment

13.1 income may be returned to the general fund or, if applicable, the appropriation bond proceeds
 13.2 account for use in any lawful manner. All refunding bonds issued under this subdivision
 13.3 must be prepared, executed, delivered, and secured by appropriations in the same manner
 13.4 as the bonds to be refunded.

13.5 Sec. 7. **REPEALER.**

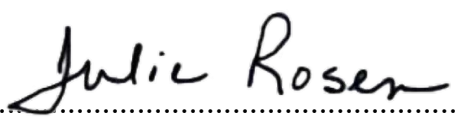
13.6 Minnesota Statutes 2020, section 16A.98, is repealed."

13.7 Amend the title as follows:

13.8 Page 1, line 2, after "adjustments" insert "; making technical changes to state financial
 13.9 policy; repealing obsolete statutes"

13.10 Amend the title numbers accordingly

13.11 And when so amended the bill do pass. Amendments adopted. Report adopted.

13.12 
 13.13
 (Committee Chair)

13.14 May 5, 2022.....
 13.15 (Date of Committee recommendation)