

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 1426

(SENATE AUTHORS: MURPHY)

DATE	D-PG	OFFICIAL STATUS
02/08/2023	742	Introduction and first reading
		Referred to State and Local Government and Veterans
04/11/2023	3570a	Comm report: To pass as amended and re-refer to Finance

1.1 A bill for an act

1.2 relating to the operation of state government; appropriating money for the

1.3 legislature, the governor's office, state auditor, attorney general, secretary of state,

1.4 and certain agencies, boards, councils, and retirement funds; setting salaries for

1.5 constitutional officers; changing provisions in state government operations;

1.6 changing provisions for information technology; creating offices, councils,

1.7 commissions, and task forces; modifying grants management oversight; establishing

1.8 a pilot program for construction materials to meet certain standards for global

1.9 warming potential; implementing recommendations of Advisory Task Force on

1.10 State Employment and Retention of Employees with Disabilities; modifying

1.11 licensing requirements under the Board of Cosmetologist Examiners; modifying

1.12 processes and responsible parties for assessing cemeteries; establishing a grant

1.13 program; authorizing studies; requiring reports; amending Minnesota Statutes

1.14 2022, sections 1.135, subdivisions 2, 4, 6, by adding a subdivision; 1.141,

1.15 subdivision 1; 3.07; 3.09; 4.045; 16A.055, by adding a subdivision; 16A.126,

1.16 subdivision 1; 16A.1286, subdivision 2; 16B.4805, subdivision 1; 16B.97,

1.17 subdivisions 2, 3, 4; 16B.98, subdivisions 5, 6, 8, by adding a subdivision; 16B.991;

1.18 16E.01, subdivisions 1a, 3, by adding a subdivision; 16E.016; 16E.03, subdivision

1.19 2; 16E.14, subdivision 4; 16E.21, subdivisions 1, 2; 43A.01, subdivision 2; 43A.02,

1.20 by adding subdivisions; 43A.04, subdivisions 1a, 4, 7; 43A.08, subdivision 1;

1.21 43A.09; 43A.10, subdivisions 2a, 7; 43A.14; 43A.15, subdivision 14, by adding

1.22 a subdivision; 43A.18, subdivision 6; 43A.19, subdivision 1; 43A.191; 43A.21,

1.23 subdivisions 1, 2, 3, by adding a subdivision; 43A.36, subdivision 1; 43A.421;

1.24 145.951; 155A.23, subdivisions 8, 18, by adding a subdivision; 155A.27,

1.25 subdivisions 1, 5a, 10; 155A.271, subdivision 1; 155A.29, subdivision 1; 179A.01;

1.26 179A.03, subdivision 15; 307.08; 381.12, subdivision 2; Laws 2023, chapter 5,

1.27 sections 1; 2; proposing coding for new law in Minnesota Statutes, chapters 15;

1.28 15B; 16A; 16B; 16E; 43A; 155A; 381; repealing Minnesota Statutes 2022, sections

1.29 1.135, subdivisions 3, 5; 1.141, subdivisions 3, 4, 6; 4A.01; 4A.04; 4A.06; 4A.07;

1.30 4A.11; 16E.0466, subdivision 2; 124D.23, subdivision 9; 124D.957; Laws 2014,

1.31 chapter 287, section 25, as amended.

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

2.2 **ARTICLE 1**
2.3 **STATE GOVERNMENT APPROPRIATIONS**

2.4 Section 1. **STATE GOVERNMENT APPROPRIATIONS.**

2.5 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
2.6 and for the purposes specified in this article. The appropriations are from the general fund,
2.7 or another named fund, and are available for the fiscal years indicated for each purpose.

2.8 The figures "2024" and "2025" used in this article mean that the appropriations listed under
2.9 them are available for the fiscal year ending June 30, 2024, or June 30, 2025, respectively.

2.10 "The first year" is fiscal year 2024. "The second year" is fiscal year 2025. "The biennium"
2.11 is fiscal years 2024 and 2025.

	<u>APPROPRIATIONS</u>	
	<u>Available for the Year</u>	
	<u>Ending June 30</u>	
	<u>2024</u>	<u>2025</u>

2.16 Sec. 2. **LEGISLATURE**

2.17 <u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>151,676,000</u>	<u>\$</u>	<u>122,984,000</u>
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2.18 The amounts that may be spent for each
2.19 purpose are specified in the following
2.20 subdivisions. The base for this appropriation
2.21 is \$122,893,000 in fiscal year 2026 and each
2.22 fiscal year thereafter.

2.23 <u>Subd. 2. Senate</u>	<u>41,045,000</u>	<u>43,845,000</u>
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2.24 <u>Subd. 3. House of Representatives</u>	<u>48,046,000</u>	<u>48,558,000</u>
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2.25 <u>Subd. 4. Legislative Coordinating Commission</u>	<u>62,585,000</u>	<u>30,581,000</u>
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2.26 The base is \$30,490,000 in fiscal year 2026
2.27 and each fiscal year thereafter.

2.28 \$15,000 each year is for purposes of the
2.29 legislators' forum, through which Minnesota
2.30 legislators meet with counterparts from South
2.31 Dakota, North Dakota, and Manitoba to
2.32 discuss issues of mutual concern.

3.1 \$200,000 each year is for the Office on the
3.2 Economic Status of Women.

3.3 \$141,000 the first year and \$91,000 the second
3.4 year are to support the Legislative Task Force
3.5 on Aging established in article 2, section 49.

3.6 This is a onetime appropriation.

3.7 \$500,000 the first year is for costs related to
3.8 establishing and administering a collective
3.9 bargaining process for legislative employees.

3.10 **Legislative Auditor.** \$10,459,000 the first
3.11 year and \$11,526,000 the second year are for
3.12 the Office of the Legislative Auditor.

3.13 **Revisor of Statutes.** \$22,250,000 the first year
3.14 and \$8,714,000 the second year are for the
3.15 Office of the Revisor of Statutes. \$14,000,000
3.16 the first year is to replace the drafting, rules,
3.17 and law publication system.

3.18 **Legislative Reference Library.** \$2,055,000
3.19 the first year and \$2,184,000 the second year
3.20 are for the Legislative Reference Library.

3.21 **Legislative Budget Office.** \$2,454,000 the
3.22 first year and \$2,669,000 the second year are
3.23 for the Legislative Budget Office.

3.24 **Sec. 3. GOVERNOR AND LIEUTENANT**
3.25 **GOVERNOR** \$ 9,258,000 \$ 9,216,000

3.26 (a) This appropriation is to fund the Office of
3.27 the Governor and Lieutenant Governor.

3.28 (b) \$19,000 each year is for necessary
3.29 expenses in the normal performance of the
3.30 governor's and lieutenant governor's duties for
3.31 which no other reimbursement is provided.

3.32 (c) By September 1 of each year, the
3.33 commissioner of management and budget shall

4.1 report to the chairs and ranking minority
 4.2 members of the legislative committees with
 4.3 jurisdiction over state government finance any
 4.4 personnel costs incurred by the Offices of the
 4.5 Governor and Lieutenant Governor that were
 4.6 supported by appropriations to other agencies
 4.7 during the previous fiscal year. The Office of
 4.8 the Governor shall inform the chairs and
 4.9 ranking minority members of the committees
 4.10 before initiating any interagency agreements.

4.11 **Sec. 4. STATE AUDITOR** **\$ 14,963,000 \$ 14,252,000**

4.12 The base for this appropriation is \$14,266,000
 4.13 in fiscal year 2026 and \$14,276,000 in fiscal
 4.14 year 2027.

4.15 **Sec. 5. ATTORNEY GENERAL** **\$ 53,796,000 \$ 43,825,000**

4.16	<u>Appropriations by Fund</u>	
4.17	<u>2024</u>	<u>2025</u>
4.18	<u>General</u>	<u>40,909,000</u>
4.19	<u>State Government</u>	
4.20	<u>Special Revenue</u>	<u>2,521,000</u>
4.21	<u>Environmental</u>	<u>145,000</u>
4.22	<u>Remediation</u>	<u>250,000</u>

4.23 **Sec. 6. SECRETARY OF STATE** **\$ 11,267,000 \$ 10,379,000**

4.24 The base for this appropriation is \$10,247,000
 4.25 in fiscal year 2026 and \$10,379,000 in fiscal
 4.26 year 2027.

4.27 **Sec. 7. STATE BOARD OF INVESTMENT** **\$ 139,000 \$ 139,000**

4.28 **Sec. 8. ADMINISTRATIVE HEARINGS** **\$ 12,278,000 \$ 10,260,000**

4.29	<u>Appropriations by Fund</u>	
4.30	<u>2024</u>	<u>2025</u>
4.31	<u>General</u>	<u>444,000</u>
4.32	<u>Workers'</u>	
4.33	<u>Compensation</u>	<u>9,816,000</u>

5.1 \$263,000 each year is for municipal boundary
 5.2 adjustments.

5.3 **Sec. 9. INFORMATION TECHNOLOGY**
 5.4 **SERVICES** **\$ 73,515,000 \$ 82,640,000**

5.5 The base for this appropriation is \$11,303,000
 5.6 in fiscal year 2026 and \$11,322,000 in fiscal
 5.7 year 2027.

5.8 **(a) Cybersecurity Grant Program.**

5.9 \$2,204,000 the first year and \$3,521,000 the
 5.10 second year are for a state and local
 5.11 cybersecurity improvement grant program for
 5.12 political subdivisions and Minnesota Tribal
 5.13 governments, as established in Minnesota
 5.14 Statutes, section 16E.35. This is a onetime
 5.15 appropriation and is available until June 30,
 5.16 2027.

5.17 **(b) Statewide Cybersecurity Enhancements.**

5.18 \$10,280,000 the first year and \$16,875,000
 5.19 the second year are to procure, implement,
 5.20 and support advanced cybersecurity tools that
 5.21 combat persistent and evolving cybersecurity
 5.22 threats. This is a onetime appropriation and is
 5.23 available until June 30, 2027.

5.24 **(c) Executive Branch Cloud**

5.25 **Transformation.** \$10,685,000 the first year
 5.26 and \$22,910,000 the second year are to
 5.27 support planning, migration, modernization,
 5.28 infrastructure, training, and services required
 5.29 for executive branch cloud transformation to
 5.30 modernize enterprise information technology
 5.31 delivery for state agency business partners.
 5.32 This is a onetime appropriation and is
 5.33 available until June 30, 2027.

6.1 **(d) Targeted Application Modernization.**
6.2 \$20,000,000 each year is to modernize
6.3 targeted applications to improve user
6.4 experiences with digital services provided by
6.5 state agencies, enable service delivery
6.6 transformation, and systematically address
6.7 aging technology. This is a onetime
6.8 appropriation and is available until June 30,
6.9 2027.

6.10 **(e) Children's Cabinet IT Innovation.**
6.11 \$2,000,000 each year is to provide technology
6.12 capabilities that support centering Minnesota
6.13 children and their families over agency
6.14 structures and provides dedicated information
6.15 technology resources to deliver innovative
6.16 digital services to children and families. This
6.17 is a onetime appropriation and is available
6.18 until June 30, 2027.

6.19 **(f) MnGeo; Expanding Data-Driven**
6.20 **Decision Making with GIS Data. \$358,000**
6.21 the first year and \$376,000 the second year
6.22 are to enhance the state's ability to lead
6.23 collaborative geographic data collection and
6.24 to produce additional publicly available data.
6.25 The base for this appropriation is \$395,000 in
6.26 fiscal year 2026 and \$414,000 in fiscal year
6.27 2027.

6.28 **(g) Supporting Accessible Technology in**
6.29 **State Government. \$300,000 each year is to**
6.30 **support accessible government in Minnesota.**

6.31 **(h) Digital Media Services. \$1,000,000 in**
6.32 **fiscal year 2024 and \$1,500,000 in fiscal year**
6.33 **2025 are for the creation, staffing, and**
6.34 **operation of a digital media services office for**
6.35 **the executive branch. The base for this**

7.1 appropriation is \$450,000 in fiscal year 2026
 7.2 and each fiscal year thereafter.

7.3 (i) **Public Land Survey System.** \$16,000,000
 7.4 the first year and \$4,000,000 the second year
 7.5 are for the grant program authorized by
 7.6 Minnesota Statutes, section 381.125. Up to
 7.7 four percent of this appropriation may be used
 7.8 by the chief geospatial information officer for
 7.9 the administration of the grant program. This
 7.10 is a onetime appropriation and is available
 7.11 until June 30, 2027.

7.12 \$1,000,000 each year is for grants to counties
 7.13 to employ county technical staff to aid
 7.14 surveyors marking public land survey corners.
 7.15 This is a onetime appropriation.

7.16 (j) During the biennium ending June 30, 2025,
 7.17 the Office of MN.IT Services must not charge
 7.18 fees to a public noncommercial educational
 7.19 television broadcast station eligible for funding
 7.20 under Minnesota Statutes, chapter 129D, for
 7.21 access to the state broadcast infrastructure. If
 7.22 the access fees not charged to public
 7.23 noncommercial educational television
 7.24 broadcast stations total more than \$400,000
 7.25 for the biennium, the office may charge for
 7.26 access fees in excess of these amounts.

7.27 Sec. 10. **ADMINISTRATION**

7.28 Subdivision 1. **Total Appropriation** \$ **71,995,000** \$ **46,243,000**

7.29 The base for this appropriation is \$36,153,000
 7.30 in fiscal year 2026 and \$36,165,000 in fiscal
 7.31 year 2027.

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

- 8.1 **Subd. 2. Government and Citizen Services** 38,325,000 20,555,000
- 8.2 The base for this appropriation is \$18,965,000
- 8.3 in fiscal year 2026 and \$18,977,000 in fiscal
- 8.4 year 2027.
- 8.5 **Council on Developmental Disabilities.**
- 8.6 \$222,000 each year is for the Council on
- 8.7 Developmental Disabilities.
- 8.8 **State Agency Accommodation**
- 8.9 **Reimbursement.** \$200,000 each year may be
- 8.10 transferred to the accommodation account
- 8.11 established in Minnesota Statutes, section
- 8.12 16B.4805.
- 8.13 **Procurement Technical Assistance Center.**
- 8.14 \$350,000 each year is for the Procurement
- 8.15 Technical Assistance Center.
- 8.16 **Office of the State Archaeologist.** \$806,000
- 8.17 the first year and \$822,000 the second year
- 8.18 are for the Office of the State Archaeologist.
- 8.19 The base for this appropriation is \$773,000 in
- 8.20 fiscal year 2026. The base for this
- 8.21 appropriation in fiscal year 2027 and each year
- 8.22 thereafter is \$785,000.
- 8.23 Of these amounts, \$236,000 the first year and
- 8.24 \$242,000 the second year are for the
- 8.25 Archaeological and Cemetery Site Inventory
- 8.26 Portal. The base in fiscal year 2026 is
- 8.27 \$193,000 and \$205,000 in fiscal year 2027
- 8.28 and each year thereafter.
- 8.29 **Disparity Study.** \$500,000 the first year and
- 8.30 \$1,000,000 the second year are to conduct a
- 8.31 study on disparities in state procurement. This
- 8.32 is a onetime appropriation.

9.1 **Grants Administration Oversight.**

9.2 \$2,411,000 the first year and \$1,782,000 the
9.3 second year are for grants administration
9.4 oversight. The base for this appropriation in
9.5 fiscal year 2026 and each year thereafter is
9.6 \$1,581,000.

9.7 \$735,000 the first year and \$201,000 the
9.8 second year are for a study to develop a road
9.9 map on the need for an enterprise grants
9.10 management system and to implement the
9.11 study's recommendation. This is a onetime
9.12 appropriation.

9.13 **Small Agency Resource Team.** \$940,000 the
9.14 first year and \$856,000 the second year are
9.15 for the Small Agency Resource Team.

9.16 Of these amounts, \$102,000 the first year is
9.17 to complete the study required under article
9.18 2, section 52. This is a onetime appropriation.

9.19 **State Historic Preservation Office.**

9.20 \$1,274,000 the first year and \$1,352,000 the
9.21 second year are for the State Historic
9.22 Preservation Office. The base for this
9.23 appropriation in fiscal year 2026 and each year
9.24 thereafter is \$1,012,000.

9.25 Of these amounts, \$485,000 the first year and
9.26 \$500,000 the second year are for electronic
9.27 project systems and critical database
9.28 integration and are available through June 30,
9.29 2027. The base for this appropriation in fiscal
9.30 year 2026 and each year thereafter is
9.31 \$160,000.

9.32 **Risk Management Fund Property**

9.33 **Self-Insurance.** \$12,500,000 the first year is
9.34 for transfer to the risk management fund under

10.1 Minnesota Statutes, section 16B.85. This is a
 10.2 onetime appropriation.

10.3 **Office of Enterprise Translations.**
 10.4 \$1,306,000 the first year and \$1,159,000 the
 10.5 second year are to establish the Office of
 10.6 Enterprise Translations. \$250,000 the first year
 10.7 and \$250,000 the second year may be
 10.8 transferred to the language access service
 10.9 account established in Minnesota Statutes,
 10.10 section 16B.373.

10.11 **State Demographic Center. \$1,052,000 the**
 10.12 first year and \$1,076,000 the second year are
 10.13 for the State Demographic Center.

10.14 **Capitol Campus Design Framework**
 10.15 **Implementation. \$5,000,000 the first year is**
 10.16 for facilities management to implement the
 10.17 updated Capitol Campus Design Framework
 10.18 Plan established in Minnesota Statutes, section
 10.19 15B.18.

10.20 **Parking Fund. \$1,085,000 each year is for a**
 10.21 transfer to the state parking account to
 10.22 maintain the operations of the parking and
 10.23 transit program on the Capitol complex.

10.24 **Procurement; Environmental Analysis and**
 10.25 **Task Force. \$522,000 the first year and**
 10.26 \$367,000 the second year are to implement
 10.27 the provisions of Minnesota Statutes, section
 10.28 16B.312.

10.29 **Council Support. \$225,000 the first year and**
 10.30 \$40,000 the second year are to develop and
 10.31 create training modules for and to support the
 10.32 work of the Youth Advisory Council and the
 10.33 Council on LGBTQIA Minnesotans.

10.34 **Subd. 3. Strategic Management Services** 2,809,000 3,115,000

- 11.1 Subd. 4. **Fiscal Agent** 30,861,000 22,573,000
- 11.2 The base for this appropriation is \$14,073,000.
- 11.3 The appropriations under this section are to
- 11.4 the commissioner of administration for the
- 11.5 purposes specified.
- 11.6 **In-Lieu of Rent.** \$11,129,000 each year is for
- 11.7 space costs of the legislature and veterans
- 11.8 organizations, ceremonial space, and
- 11.9 statutorily free space.
- 11.10 **Public Television.** (a) \$1,550,000 each year
- 11.11 is for matching grants for public television.
- 11.12 (b) \$250,000 each year is for public television
- 11.13 equipment grants under Minnesota Statutes,
- 11.14 section 129D.13.
- 11.15 (c) \$500,000 each year is for block grants to
- 11.16 public television under Minnesota Statutes,
- 11.17 section 129D.13. Of this amount, up to three
- 11.18 percent is for the commissioner of
- 11.19 administration to administer the grants. This
- 11.20 is a onetime appropriation.
- 11.21 (d) The commissioner of administration must
- 11.22 consider the recommendations of the
- 11.23 Minnesota Public Television Association
- 11.24 before allocating the amounts appropriated in
- 11.25 paragraphs (a) and (b) for equipment or
- 11.26 matching grants.
- 11.27 **Public Radio.** (a) \$1,292,000 the first year
- 11.28 and \$492,000 the second year are for
- 11.29 community service grants to public
- 11.30 educational radio stations. This appropriation
- 11.31 may be used to disseminate emergency
- 11.32 information in foreign languages. Any
- 11.33 unencumbered balance does not cancel at the

- 12.1 end of the first year and is available for the
12.2 second year.
- 12.3 (b) \$142,000 each year is for equipment grants
12.4 to public educational radio stations. This
12.5 appropriation may be used for the repair,
12.6 rental, and purchase of equipment including
12.7 equipment under \$500.
- 12.8 (c) \$2,200,000 the first year is for grants to
12.9 the Association of Minnesota Public
12.10 Educational Radio Stations for the purchase
12.11 of emergency equipment and increased
12.12 cybersecurity and broadcast technology.
- 12.13 (d) \$1,288,000 the first year is for a grant to
12.14 the Association of Minnesota Public
12.15 Educational Radio Stations to provide
12.16 community radio news programs. Of this
12.17 amount, up to \$38,000 is for the commissioner
12.18 of administration to administer this grant. This
12.19 is a onetime appropriation and is available
12.20 through June 30, 2027.
- 12.21 (e) \$510,000 each year is for equipment grants
12.22 to Minnesota Public Radio, Inc., including
12.23 upgrades to Minnesota's Emergency Alert and
12.24 AMBER Alert Systems.
- 12.25 (f) The appropriations in paragraphs (a) to (e)
12.26 may not be used for indirect costs claimed by
12.27 an institution or governing body.
- 12.28 (g) The commissioner of administration must
12.29 consider the recommendations of the
12.30 Association of Minnesota Public Educational
12.31 Radio Stations before awarding grants under
12.32 Minnesota Statutes, section 129D.14, using
12.33 the appropriations in paragraphs (a) to (c). No
12.34 grantee is eligible for a grant unless they are

13.1 a member of the Association of Minnesota
 13.2 Public Educational Radio Stations on or before
 13.3 July 1, 2023.

13.4 (h) Any unencumbered balance remaining the
 13.5 first year for grants to public television or
 13.6 public radio stations does not cancel and is
 13.7 available for the second year.

13.8 **Real Estate and Construction Services.**
 13.9 \$12,000,000 the first year and \$8,000,000 the
 13.10 second year are to facilitate space
 13.11 consolidation and the transition to a hybrid
 13.12 work environment, including but not limited
 13.13 to the design, remodel, equipping, and
 13.14 furnishing of the space. This appropriation
 13.15 may also be used for relocation and rent loss.
 13.16 This is a onetime appropriation and is
 13.17 available through June 30, 2027.

13.18 **Sec. 11. CAPITOL AREA ARCHITECTURAL**
 13.19 **AND PLANNING BOARD** **\$ 2,070,000 \$ 510,000**

13.20 The base for this appropriation in fiscal year
 13.21 2026 and each year thereafter is \$455,000.
 13.22 \$500,000 in fiscal year 2024 is to support
 13.23 commemorative artwork activities. This is a
 13.24 onetime appropriation and is available until
 13.25 June 30, 2028.

13.26 \$130,000 in fiscal year 2024 and \$55,000 in
 13.27 fiscal year 2025 are for mandatory zoning and
 13.28 design rules. This is a onetime appropriation.

13.29 \$1,000,000 in fiscal year 2024 is to update the
 13.30 Capitol Campus Design Framework described
 13.31 in Minnesota Statutes, section 15B.18. This
 13.32 is a onetime appropriation.

13.33 **Sec. 12. MINNESOTA MANAGEMENT AND**
 13.34 **BUDGET** **\$ 54,239,000 \$ 59,490,000**

- 14.1 The base for this appropriation is \$48,740,000
14.2 in fiscal year 2026 and each fiscal year
14.3 thereafter.
- 14.4 (a) \$13,479,000 the first year and \$14,480,000
14.5 the second year are to stabilize and secure the
14.6 state's enterprise resource planning systems.
14.7 This amount is available until June 30, 2027.
- 14.8 The base for this appropriation is \$6,480,000
14.9 in fiscal year 2026 and each fiscal year
14.10 thereafter.
- 14.11 (b) \$973,000 the first year and \$1,006,000 the
14.12 second year are for enterprise continuity of
14.13 operations planning and preparedness. The
14.14 base for this appropriation is \$756,000 in fiscal
14.15 year 2026 and each year thereafter.
- 14.16 (c) \$466,000 the first year and \$622,000 the
14.17 second year are for the establishment of a
14.18 statewide internal audit office.
- 14.19 (d) \$1,408,000 the first year and \$3,328,000
14.20 the second year are for the establishment of
14.21 an enterprise planning, strategy, and
14.22 performance unit.
- 14.23 (e) \$1,000,000 each year is for administration
14.24 and staffing of the Children's Cabinet
14.25 established in Minnesota Statutes, section
14.26 4.045.
- 14.27 (f) \$2,500,000 the first year and \$2,500,000
14.28 the second year are for interagency
14.29 collaboration to develop data collection
14.30 standards for race, ethnicity, gender identity,
14.31 and disability status and to develop a roadmap
14.32 and timeline for implementation of the data
14.33 standards across state government. These
14.34 funds may be transferred to other agencies to

15.1 support this work and may be used to update
 15.2 computer systems to accommodate revised
 15.3 data collection standards. This is a onetime
 15.4 appropriation and is available until June 30,
 15.5 2027.

15.6 (g) \$102,000 the first year and \$60,000 the
 15.7 second year are for the report required under
 15.8 Minnesota Statutes, section 43A.15,
 15.9 subdivision 14a, and for training and content
 15.10 development relating to ADA Title II,
 15.11 affirmative action, equal employment
 15.12 opportunity, digital accessibility, inclusion,
 15.13 disability awareness, and cultural competence.

15.14 **Sec. 13. REVENUE**

15.15 **Subdivision 1. Total Appropriation** **\$ 194,566,000 \$ 203,778,000**

15.16 Appropriations by Fund

15.17	<u>2024</u>	<u>2025</u>
15.18 <u>General</u>	<u>190,306,000</u>	<u>199,518,000</u>
15.19 <u>Health Care Access</u>	<u>1,760,000</u>	<u>1,760,000</u>
15.20 <u>Highway User Tax</u>		
15.21 <u>Distribution</u>	<u>2,195,000</u>	<u>2,195,000</u>
15.22 <u>Environmental</u>	<u>305,000</u>	<u>305,000</u>

15.23 The general fund base for this appropriation
 15.24 is \$196,968,000 in fiscal year 2026 and each
 15.25 fiscal year thereafter.

15.26 **Subd. 2. Tax System Management** **161,715,000 168,851,000**

15.27 Appropriations by Fund

15.28 <u>General</u>	<u>157,455,000</u>	<u>164,591,000</u>
15.29 <u>Health Care Access</u>	<u>1,760,000</u>	<u>1,760,000</u>
15.30 <u>Highway User Tax</u>		
15.31 <u>Distribution</u>	<u>2,195,000</u>	<u>2,195,000</u>
15.32 <u>Environmental</u>	<u>305,000</u>	<u>305,000</u>

15.33 The general fund base for this appropriation
 15.34 is \$161,989,000 in fiscal year 2026 and

16.1 \$162,063,000 in fiscal year 2027 and each
 16.2 fiscal year thereafter.

16.3 **Taxpayer Assistance.** (a) \$750,000 each year
 16.4 is for the commissioner of revenue to make
 16.5 grants to one or more eligible organizations,
 16.6 qualifying under section 7526A(e)(2)(B) of
 16.7 the Internal Revenue Code of 1986 to
 16.8 coordinate, facilitate, encourage, and aid in
 16.9 the provision of taxpayer assistance services.

16.10 The unencumbered balance in the first year
 16.11 does not cancel but is available for the second
 16.12 year.

16.13 (b) For purposes of this section, "taxpayer
 16.14 assistance services" means accounting and tax
 16.15 preparation services provided by volunteers
 16.16 to low-income, elderly, and disadvantaged
 16.17 Minnesota residents to help them file federal
 16.18 and state income tax returns and Minnesota
 16.19 property tax refund claims and to provide
 16.20 personal representation before the Department
 16.21 of Revenue and Internal Revenue Service.

16.22 **Subd. 3. Debt Collection Management** 32,851,000 34,927,000

16.23 The base for this appropriation is \$34,979,000
 16.24 in fiscal year 2026 and \$34,905,000 in fiscal
 16.25 year 2027 and each fiscal year thereafter.

16.26 **Sec. 14. GAMBLING CONTROL BOARD** **\$ 6,365,000 \$ 6,334,000**

16.27 These appropriations are from the lawful
 16.28 gambling regulation account in the special
 16.29 revenue fund.

16.30 **Sec. 15. RACING COMMISSION** **\$ 1,933,000 \$ 954,000**

16.31	<u>Appropriations by Fund</u>		
16.32	<u>General</u>	<u>1,000,000</u>	<u>-0-</u>
16.33	<u>Special Revenue</u>	<u>933,000</u>	<u>954,000</u>

17.1 The special revenue fund appropriations are
 17.2 from the racing and card playing regulation
 17.3 accounts in the special revenue fund.

17.4 **Horseracing Integrity and Safety Act**

17.5 **Compliance.** \$1,000,000 the first year is from
 17.6 the general fund for costs related to the federal
 17.7 Horseracing Integrity and Safety Act. This
 17.8 appropriation is onetime and is available until
 17.9 June 30, 2024.

17.10 **Sec. 16. STATE LOTTERY**

17.11 Notwithstanding Minnesota Statutes, section
 17.12 349A.10, subdivision 3, the State Lottery's
 17.13 operating budget must not exceed \$40,000,000
 17.14 in fiscal year 2024 and \$40,000,000 in fiscal
 17.15 year 2025.

17.16 **Sec. 17. AMATEUR SPORTS COMMISSION** \$ 379,000 \$ 391,000

17.17 **Sec. 18. COUNCIL FOR MINNESOTANS OF**
 17.18 **AFRICAN HERITAGE** \$ 795,000 \$ 816,000

17.19 **Sec. 19. COUNCIL ON LATINO AFFAIRS** \$ 664,000 \$ 680,000

17.20 **Sec. 20. COUNCIL ON ASIAN-PACIFIC**
 17.21 **MINNESOTANS** \$ 623,000 \$ 645,000

17.22 **Sec. 21. COUNCIL ON LGBTQIA**
 17.23 **MINNESOTANS** \$ 500,000 \$ 499,000

17.24 **Sec. 22. YOUTH ADVISORY COUNCIL** \$ 517,000 \$ 515,000

17.25 **Sec. 23. INDIAN AFFAIRS COUNCIL** \$ 1,337,000 \$ 1,360,000

17.26 **Sec. 24. MINNESOTA HISTORICAL**
 17.27 **SOCIETY**

17.28 **Subdivision 1. Total Appropriation** \$ 45,193,000 \$ 26,932,000

17.29 The base for this appropriation in fiscal year
 17.30 2026 and each year thereafter is \$26,457,000.

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

18.1	<u>Subd. 2. Operations and Programs</u>	<u>44,772,000</u>	<u>26,511,000</u>
18.2	<u>The base for this appropriation in fiscal year</u>		
18.3	<u>2026 and each year thereafter is \$26,136,000.</u>		
18.4	<u>Notwithstanding Minnesota Statutes, section</u>		
18.5	<u>138.668, the Minnesota Historical Society may</u>		
18.6	<u>not charge a fee for its general tours at the</u>		
18.7	<u>Capitol, but may charge fees for special</u>		
18.8	<u>programs other than general tours.</u>		
18.9	<u>(a) \$375,000 each year is to support statewide</u>		
18.10	<u>historic sites and museums and enhance</u>		
18.11	<u>in-person school programs.</u>		
18.12	<u>(b) \$19,227,000 the first year is for capital</u>		
18.13	<u>improvements and betterments at state historic</u>		
18.14	<u>sites, buildings, landscaping at historic</u>		
18.15	<u>buildings, exhibits, markers, and monuments,</u>		
18.16	<u>to be spent in accordance with Minnesota</u>		
18.17	<u>Statutes, section 16B.307. The society shall</u>		
18.18	<u>determine project priorities as appropriate</u>		
18.19	<u>based on need.</u>		
18.20	<u>(c) \$35,000 the first year is to support the work</u>		
18.21	<u>of the State Emblems Redesign Commission</u>		
18.22	<u>established under section article 2, section 48.</u>		
18.23	<u>Subd. 3. Fiscal Agent</u>	<u>421,000</u>	<u>421,000</u>
18.24	<u>(a) Global Minnesota</u>	<u>39,000</u>	<u>39,000</u>
18.25	<u>(b) Minnesota Air National Guard Museum</u>	<u>17,000</u>	<u>17,000</u>
18.26	<u>(c) Hockey Hall of Fame</u>	<u>100,000</u>	<u>100,000</u>
18.27	<u>(d) Farmamerica</u>	<u>215,000</u>	<u>215,000</u>
18.28	<u>The base for this appropriation is \$115,000 in</u>		
18.29	<u>fiscal year 2026 and each fiscal year thereafter.</u>		
18.30	<u>(e) Minnesota Military Museum</u>	<u>50,000</u>	<u>50,000</u>
18.31	<u>Any unencumbered balance remaining in this</u>		
18.32	<u>subdivision the first year does not cancel but</u>		

19.1 is available for the second year of the
19.2 biennium.

19.3 **Sec. 25. BOARD OF THE ARTS**

19.4 **Subdivision 1. Total Appropriation** \$ 7,774,000 \$ 7,787,000

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

19.8 **Subd. 2. Operations and Services** 835,000 848,000

19.9 **Subd. 3. Grants Program** 4,800,000 4,800,000

19.10 **Subd. 4. Regional Arts Councils** 2,139,000 2,139,000

19.11 Any unencumbered balance remaining in this
19.12 section the first year does not cancel, but is
19.13 available for the second year.

19.14 Money appropriated in this section and
19.15 distributed as grants may only be spent on
19.16 projects located in Minnesota. A recipient of
19.17 a grant funded by an appropriation in this
19.18 section must not use more than ten percent of
19.19 the total grant for costs related to travel outside
19.20 the state of Minnesota.

19.21 **Sec. 26. MINNESOTA HUMANITIES**
19.22 **CENTER** \$ 1,145,000 \$ 1,145,000

19.23 \$675,000 each year is for grants under
19.24 Minnesota Statutes, section 138.912. This
19.25 amount is available until June 30, 2027. The
19.26 base for this appropriation is \$325,000 in fiscal
19.27 year 2026 and each fiscal year thereafter. No
19.28 more than four percent of the appropriation
19.29 may be used for the nonprofit administration
19.30 of the program.

19.31 **Sec. 27. BOARD OF ACCOUNTANCY** \$ 844,000 \$ 859,000

19.32 **Sec. 28. BOARD OF ARCHITECTURE**
19.33 **ENGINEERING, LAND SURVEYING,** \$ 893,000 \$ 913,000

20.1 **LANDSCAPE ARCHITECTURE,**
 20.2 **GEOSCIENCE, AND INTERIOR DESIGN**

20.3	Sec. 29. <u>BOARD OF COSMETOLOGIST</u>			
20.4	<u>EXAMINERS</u>	\$	<u>3,470,000</u>	\$ <u>3,599,000</u>
20.5	Sec. 30. <u>BOARD OF BARBER EXAMINERS</u>	\$	<u>442,000</u>	\$ <u>452,000</u>
20.6	Sec. 31. <u>GENERAL CONTINGENT</u>			
20.7	<u>ACCOUNTS</u>	\$	<u>2,000,000</u>	\$ <u>2,000,000</u>

20.8	<u>Appropriations by Fund</u>		
20.9		<u>2024</u>	<u>2025</u>
20.10	<u>General</u>	<u>1,500,000</u>	<u>1,500,000</u>
20.11	<u>State Government</u>		
20.12	<u>Special Revenue</u>	<u>400,000</u>	<u>400,000</u>
20.13	<u>Workers'</u>		
20.14	<u>Compensation</u>	<u>100,000</u>	<u>100,000</u>

20.15 (a) The general fund base for this
 20.16 appropriation is \$500,000 in fiscal year 2026
 20.17 and \$0 in fiscal year 2027 and each fiscal year
 20.18 thereafter.

20.19 (b) The appropriations in this section may only
 20.20 be spent with the approval of the governor
 20.21 after consultation with the Legislative
 20.22 Advisory Commission pursuant to Minnesota
 20.23 Statutes, section 3.30.

20.24 (c) If an appropriation in this section for either
 20.25 year is insufficient, the appropriation for the
 20.26 other year is available for it.

20.27 (d) If a contingent account appropriation is
 20.28 made in one fiscal year, it should be
 20.29 considered a biennial appropriation.

20.30	Sec. 32. <u>TORT CLAIMS</u>	\$	<u>161,000</u>	\$ <u>161,000</u>
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20.31 These appropriations are to be spent by the
 20.32 commissioner of management and budget
 20.33 according to Minnesota Statutes, section
 20.34 3.736, subdivision 7. If the appropriation for

- 21.1 either year is insufficient, the appropriation
- 21.2 for the other year is available both years.
- 21.3 **Sec. 33. MINNESOTA STATE RETIREMENT**
- 21.4 **SYSTEM**
- 21.5 **Subdivision 1. Total Appropriation** \$ **14,543,000** \$ **14,372,000**
- 21.6 The amounts that may be spent for each
- 21.7 purpose are specified in the following
- 21.8 subdivisions.
- 21.9 **Subd. 2. Combined Legislators and**
- 21.10 **Constitutional Officers Retirement Plan** **8,543,000** **8,372,000**
- 21.11 Under Minnesota Statutes, sections 3A.03,
- 21.12 subdivision 2; 3A.04, subdivisions 3 and 4;
- 21.13 and 3A.115.
- 21.14 If an appropriation in this section for either
- 21.15 year is insufficient, the appropriation for the
- 21.16 other year is available for it.
- 21.17 **Subd. 3. Judges Retirement Plan** **6,000,000** **6,000,000**
- 21.18 For transfer to the judges retirement fund
- 21.19 under Minnesota Statutes, section 490.123.
- 21.20 This transfer continues each fiscal year until
- 21.21 the judges retirement plan reaches 100 percent
- 21.22 funding as determined by an actuarial
- 21.23 valuation prepared according to Minnesota
- 21.24 Statutes, section 356.214.
- 21.25 **Sec. 34. PUBLIC EMPLOYEES RETIREMENT**
- 21.26 **ASSOCIATION** \$ **25,000,000** \$ **25,000,000**
- 21.27 (a) \$9,000,000 each year is for direct state aid
- 21.28 to the public employees police and fire
- 21.29 retirement plan authorized under Minnesota
- 21.30 Statutes, section 353.65, subdivision 3b.
- 21.31 (b) State payments from the general fund to
- 21.32 the Public Employees Retirement Association
- 21.33 on behalf of the former MERF division
- 21.34 account are \$16,000,000 on September 15,

22.1 2024, and \$16,000,000 on September 15,
 22.2 2025. These amounts are estimated to be
 22.3 needed under Minnesota Statutes, section
 22.4 353.505.

22.5 **Sec. 35. TEACHERS RETIREMENT**
 22.6 **ASSOCIATION**

\$ 29,831,000 \$ 29,831,000

22.7 The amounts estimated to be needed are as
 22.8 follows:

22.9 **Special Direct State Aid. \$27,331,000 each**
 22.10 year is for special direct state aid authorized
 22.11 under Minnesota Statutes, section 354.436.

22.12 **Special Direct State Matching Aid.**
 22.13 \$2,500,000 each year is for special direct state
 22.14 matching aid authorized under Minnesota
 22.15 Statutes, section 354.435.

22.16 **Sec. 36. ST. PAUL TEACHERS RETIREMENT**
 22.17 **FUND**

\$ 14,827,000 \$ 14,827,000

22.18 The amounts estimated to be needed for
 22.19 special direct state aid to the first class city
 22.20 teachers retirement fund association authorized
 22.21 under Minnesota Statutes, section 354A.12,
 22.22 subdivisions 3a and 3c.

22.23 **Sec. 37. APPROPRIATION; BUREAU OF MEDIATION SERVICES.**

22.24 \$50,000 is appropriated in fiscal year 2024 from the general fund to the commissioner
 22.25 of the Bureau of Mediation Services to conduct unit determinations.

22.26 **Sec. 38. CANCELLATION; COVID-19 MANAGEMENT.**

22.27 \$58,334,000 of the general fund appropriation in Minnesota Laws 2022, chapter 50,
 22.28 article 3, section 1, is canceled to the general fund.

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

23.1 Sec. 39. APPROPRIATION REDUCTION FOR EXECUTIVE AGENCIES.

23.2 (a) The commissioner of management and budget must reduce general fund appropriation
 23.3 to executive agencies for agency operations for the biennium ending June 30, 2025, by
 23.4 \$8,672,000 due to savings from reduced transfers to the Governor's Office account in the
 23.5 special revenue fund.

23.6 (b) If savings are obtained through reduced transfers from nongeneral funds other than
 23.7 those established in the state constitution or protected by federal law, the commissioner of
 23.8 management and budget may transfer the amount of savings to the general fund. The amount
 23.9 transferred to the general fund from other funds reduces the required general fund reduction
 23.10 in this section. Reductions made in 2025 must be reflected as reductions in agency base
 23.11 budgets for fiscal years 2026 and 2027.

23.12 **ARTICLE 2**

23.13 **MISCELLANEOUS POLICY**

23.14 Section 1. Minnesota Statutes 2022, section 1.135, subdivision 2, is amended to read:

23.15 Subd. 2. **Official seal.** The seal described in subdivision 3 ~~3a~~ is the "Great Seal of the
 23.16 State of Minnesota." When the seal, the impression of the seal, the scene within the seal,
 23.17 or its likeness is reproduced at state expense, it must conform to subdivision 3 and section
 23.18 4.04. A seal, impression, scene, or likeness which does not conform to these provisions is
 23.19 not official.

23.20 **EFFECTIVE DATE.** This section is effective May 11, 2024.

23.21 Sec. 2. Minnesota Statutes 2022, section 1.135, is amended by adding a subdivision to
 23.22 read:

23.23 Subd. 3a. **Official seal; May 11, 2024, and thereafter.** The Great Seal of the State of
 23.24 Minnesota is the design as certified in the report of the State Emblems Redesign Commission,
 23.25 as established by a law enacted in 2023.

23.26 **EFFECTIVE DATE.** This section is effective May 11, 2024.

23.27 Sec. 3. Minnesota Statutes 2022, section 1.135, subdivision 4, is amended to read:

23.28 Subd. 4. **Additional effects; size.** Every effort shall be made to reproduce the seal with
 23.29 justification to the 12 o'clock position ~~and with attention to the authenticity of the illustrations~~
 23.30 ~~used to create the scene within the seal. The description of the scene in this section does~~
 23.31 ~~not preclude the graphic inclusion of the effects of movement, sunlight, or falling water~~

24.1 ~~when the seal is reproduced. Nor does~~ This section does not prohibit the enlargement,
 24.2 proportioned reduction, or embossment of the seal for its use in unofficial acts.

24.3 **EFFECTIVE DATE.** This section is effective May 11, 2024.

24.4 Sec. 4. Minnesota Statutes 2022, section 1.135, subdivision 6, is amended to read:

24.5 Subd. 6. **State's duties.** State agencies and departments using the seal, its impression,
 24.6 ~~the scene within the seal~~ or its likeness shall make every effort to bring any seal, impression,
 24.7 ~~scene,~~ or likeness currently fixed to a permanent object into accordance with this section
 24.8 and section 4.04. Expendable material to which the seal in effect prior to May 11, 2024, or
 24.9 any impression, scene, or likeness of that seal is currently affixed may be used until the
 24.10 supply is exhausted or until January 1, 2025, whichever occurs first. All unused dies and
 24.11 engravings of the Great Seal shall be given to the Minnesota Historical Society, along with
 24.12 all historical information available about the seal, to be retained in the society's permanent
 24.13 collection.

24.14 **EFFECTIVE DATE.** This section is effective May 11, 2024.

24.15 Sec. 5. Minnesota Statutes 2022, section 1.141, subdivision 1, is amended to read:

24.16 Subdivision 1. **Adoption.** The design of the state flag ~~proposed by the Legislative Interim~~
 24.17 ~~Commission acting under Laws 1955, chapter 632,~~ as certified in the report of the State
 24.18 Emblems Redesign Commission, as established in section 47, is adopted as the official state
 24.19 flag.

24.20 **EFFECTIVE DATE.** This section is effective May 11, 2024.

24.21 Sec. 6. Minnesota Statutes 2022, section 3.07, is amended to read:

24.22 **3.07 ADDITIONAL EMPLOYEES.**

24.23 Each house, after its organization, may appoint and at pleasure remove the employees
 24.24 provided for by its permanent rules or recommended by its Committee on Rules, subject to
 24.25 terms and conditions of employment under applicable collective bargaining agreements.
 24.26 All officers and employees shall receive the compensation provided by the permanent rules
 24.27 of the electing or appointing body or recommended by its Committee on Rules. Unless
 24.28 otherwise expressly provided by law, no officer or employee shall receive any other
 24.29 compensation for services.

25.1 Sec. 7. Minnesota Statutes 2022, section 3.09, is amended to read:

25.2 **3.09 COMPENSATION OF EMPLOYEES.**

25.3 The compensation of officers and employees shall be at the rates fixed by the permanent
25.4 rules of the electing or appointing body or recommended by its Committee on Rules, subject
25.5 to terms and conditions of employment under applicable collective bargaining agreements.

25.6 Sec. 8. Minnesota Statutes 2022, section 4.045, is amended to read:

25.7 **4.045 CHILDREN'S CABINET.**

25.8 The Children's Cabinet shall consist of the commissioners of education, human services,
25.9 employment and economic development, public safety, corrections, management and budget,
25.10 health, administration, Housing Finance Agency, and transportation, ~~and the director of the~~
25.11 ~~Office of Strategic and Long-Range Planning.~~ The governor shall designate one member
25.12 to serve as cabinet chair. The chair is responsible for ensuring that the duties of the Children's
25.13 Cabinet are performed.

25.14 Sec. 9. [15.0146] MINNESOTA YOUTH ADVISORY COUNCIL.

25.15 Subdivision 1. Membership. (a) The membership of the council is as described in this
25.16 subdivision.

25.17 (b) The governor must appoint three members to represent each of the state's
25.18 congressional districts. Of these, two members from each congressional district must be in
25.19 grades 8 through 12 at the time of appointment, and one member must be between the ages
25.20 of 19 and 23 at the time of appointment. The governor may only appoint an individual under
25.21 the age of 18 to the council with the consent of the individual's parent or guardian. The
25.22 governor must ensure that the demographic composition of the council accurately reflects
25.23 the demographic composition of Minnesota's youth community as determined by the state
25.24 demographer.

25.25 (c) Four legislators are voting members of the council. The speaker of the house and the
25.26 house minority leader must each appoint one member to the council. The majority leader
25.27 of the senate must appoint one member of the majority caucus and the minority leader of
25.28 the senate must appoint one member of the minority caucus to the council.

25.29 (d) The governor may appoint a commissioner of a state agency or a designee of that
25.30 commissioner to serve as an ex officio, nonvoting member of the council.

26.1 Subd. 2. **Appointments; terms; removal.** (a) The council's executive director and the
26.2 legislative members may offer advice to the governor on applicants seeking appointment
26.3 to the council.

26.4 (b) Terms, compensation, and filling of vacancies for members appointed by the governor
26.5 are as provided in section 15.059, except that the term of a member is two years. Removal
26.6 of members appointed by the governor is governed by section 15.059, except that: (1) a
26.7 member who missed more than half of the council meetings convened during a 12-month
26.8 period automatically is removed from the council; and (2) a member appointed by the
26.9 governor may be removed by a vote of three of the four legislative members of the council.
26.10 The chair of the council must inform the governor of the need for the governor to fill a
26.11 vacancy on the council. Legislative members serve at the pleasure of their appointing
26.12 authority.

26.13 (c) An appointee of the governor may serve one term on the council. A legislator may
26.14 serve no more than eight consecutive years or 12 nonconsecutive years on this council.

26.15 Subd. 3. **Training; chair; executive committee; meetings; support.** (a) A member
26.16 appointed by the governor must attend orientation training within the first six months of
26.17 service for the member's term. The commissioner of administration must arrange for the
26.18 training to include but not be limited to the legislative process and the duties and
26.19 responsibilities associated with membership on a state advisory council. The governor must
26.20 remove a member who does not complete the training.

26.21 (b) The council must annually elect from among the members appointed by the governor
26.22 a chair and other officers the council deems necessary. The elected officers and one legislative
26.23 member selected by the council must serve as the executive committee of the council.

26.24 (c) Forty percent of voting members of the council constitutes a quorum. A quorum is
26.25 required to conduct council business. A council member may not vote on any action if the
26.26 member has a conflict of interest under section 10A.07.

26.27 (d) The council must receive administrative support from the commissioner of
26.28 administration under section 16B.371. The council may contract in its own name but must
26.29 not accept or receive a loan or incur indebtedness except as otherwise provided by law.
26.30 Contracts must be approved by a majority of the members of the council who are over the
26.31 age of 21 years and executed by the executive director. The council may apply for, receive,
26.32 and expend in its own name grants and gifts of money consistent with the powers and duties
26.33 specified in this section.

27.1 (e) The attorney general must provide legal services to the council on behalf of the state
27.2 on all matters relating to the council, including matters relating to the state as the employer
27.3 of the executive director of the council and other council staff.

27.4 Subd. 4. **Executive director; staff.** (a) The commissioner of administration must appoint
27.5 an executive director for the council. The executive director must be experienced in
27.6 administrative activities and familiar with the challenges and needs of Minnesota's youth
27.7 community. The executive director serves in the unclassified service at the pleasure of the
27.8 commissioner of administration.

27.9 (b) The commissioner of administration must establish a process for recruiting and
27.10 selecting applicants for the executive director position. This process must include consultation
27.11 and collaboration with the council.

27.12 (c) The executive director and council members must work together in fulfilling council
27.13 duties. The executive director must consult with the commissioner of administration to
27.14 ensure appropriate financial, purchasing, human resources, and other services for operation
27.15 of the council.

27.16 (d) The council chair must report to the commissioner of administration regarding the
27.17 performance of the executive director, including any recommendations regarding disciplinary
27.18 actions. The executive director must appoint and supervise the work of other staff necessary
27.19 to carry out the duties of the council.

27.20 (e) The executive director must submit the council's biennial budget request to the
27.21 commissioner of management and budget as provided under chapter 16A.

27.22 Subd. 5. **Duties of council.** (a) The council must work for the implementation of
27.23 economic, social, legal, and political equality for the youth community. The council must
27.24 work with the legislature and governor to carry out this work by performing the duties in
27.25 this section. The council must:

27.26 (1) develop and approve a strategic plan to guide the council's work in implementing
27.27 the duties and goals required by this section;

27.28 (2) advise the governor and the legislature on issues confronting the youth community.
27.29 This may include but is not limited to presenting the results of surveys, studies, and
27.30 community forums to the appropriate executive departments and legislative committees;

27.31 (3) advise the governor and the legislature of administrative and legislative changes
27.32 needed to improve the economic and social condition of the youth community. This may

28.1 include but is not limited to working with legislators to develop legislation to address these
 28.2 issues and to work for passage of the legislation;

28.3 (4) advise the governor and the legislature of the implications and effect of proposed
 28.4 administrative and legislative changes on the youth community. This may include but is
 28.5 not limited to tracking legislation, testifying as appropriate, and meeting with executive
 28.6 departments and legislators;

28.7 (5) serve as a liaison between state government and organizations that serve the youth
 28.8 community. This may include but is not limited to working with organizations that serve
 28.9 youth to carry out the duties in this subdivision, and working with organizations that serve
 28.10 youth to develop informational programs or publications to involve and empower youth
 28.11 seeking to improve their economic and social conditions; and

28.12 (6) perform or contract for the performance of studies designed to suggest solutions to
 28.13 identified problems in the areas of education, employment, human rights, health, housing,
 28.14 social welfare, and other related areas.

28.15 (b) In carrying out duties under this subdivision, the council may act to advise on issues
 28.16 that affect the shared constituencies of a council established in section 15.0145.

28.17 **Subd. 6. Duties of council members.** A council member must:

28.18 (1) attend and participate in scheduled meetings and be prepared by reviewing meeting
 28.19 notes;

28.20 (2) maintain and build communication with the youth community;

28.21 (3) collaborate with the council and executive director in carrying out the council's duties;
 28.22 and

28.23 (4) participate in activities the council or executive director deem appropriate and
 28.24 necessary to facilitate the goals and duties of the council.

28.25 **Subd. 7. Reports.** The council must report on the measurable outcomes achieved in the
 28.26 council's current strategic plan to meet its statutory duties, along with the specific objectives
 28.27 and outcome measures proposed for the following year. The council must submit the report
 28.28 by January 15 each year to the chairs and ranking minority members of the legislative
 28.29 committees with primary jurisdiction over state government operations and other committees
 28.30 as the council determines appropriate. Each report must cover the calendar year of the year
 28.31 before the report is submitted. The specific objectives and outcome measures for the
 28.32 following current year must focus on three or four achievable objectives, action steps, and
 28.33 measurable outcomes for which the council must be held accountable. The strategic plan

29.1 may include other items that support the statutory purposes of the council but must not
 29.2 distract from the primary statutory proposals presented. The biennial budget of the council
 29.3 must be submitted to the commissioner of administration by February 1 in each
 29.4 odd-numbered year.

29.5 Sec. 10. [15.0147] COUNCIL ON LGBTQIA MINNESOTANS.

29.6 Subdivision 1. Council established; membership. (a) The Council on LGBTQIA
 29.7 Minnesotans is established. The council consists of 16 voting members.

29.8 (b) The governor shall appoint a total of 12 public voting members. The governor may
 29.9 additionally appoint a commissioner of a state agency or a designee of the commissioner
 29.10 to serve as an ex-officio, nonvoting member of the council.

29.11 (c) Four legislators shall be appointed to the council. The speaker of the house and the
 29.12 minority leader of the house of representatives shall each appoint one member of the house
 29.13 of representatives to the council. The senate Subcommittee on Committees of the Committee
 29.14 on Rules and Administration shall appoint one member of the senate majority caucus and
 29.15 one member of the senate minority caucus.

29.16 Subd. 2. Appointments; terms; removal. (a) In making appointments to the council,
 29.17 the governor shall consider an appointee's proven dedication and commitment to Minnesota's
 29.18 LGBTQIA community and any expertise possessed by the appointee that might be beneficial
 29.19 to the council, such as experience in public policy, legal affairs, social work, business, or
 29.20 management. The executive director and legislative members may offer advice to the
 29.21 governor on applicants seeking appointment.

29.22 (b) Terms, compensation, and filling of vacancies for members appointed by the governor
 29.23 are as provided in section 15.059. Removal of members appointed by the governor is
 29.24 governed by section 15.059, except that: (1) a member who misses more than half of the
 29.25 council meetings convened during a 12-month period is automatically removed from the
 29.26 council; and (2) a member appointed by the governor may be removed by a vote of three
 29.27 of the four legislative members of the council. The chair of the council shall inform the
 29.28 governor of the need for the governor to fill a vacancy on the council. Legislative members
 29.29 serve at the pleasure of their appointing authority.

29.30 (c) A member appointed by the governor may serve no more than a total of eight years
 29.31 on the council. A legislator may serve no more than eight consecutive years or 12
 29.32 nonconsecutive years on the council.

30.1 Subd. 3. **Training; executive committee; meetings; support.** (a) A member appointed
30.2 by the governor must attend orientation training within the first six months of service for
30.3 the member's initial term. The commissioner of administration must arrange for the training
30.4 to include but not be limited to the legislative process, government data practices, ethics,
30.5 conflicts of interest, Open Meeting Law, Robert's Rules of Order, fiscal management, and
30.6 human resources. The governor must remove a member who does not complete the training.

30.7 (b) The council shall annually elect from among the members appointed by the governor
30.8 a chair and other officers the council deems necessary. These officers and one legislative
30.9 member selected by the council shall serve as the executive committee of the council.

30.10 (c) Forty percent of voting members of the council constitutes a quorum. A quorum is
30.11 required to conduct council business. A council member may not vote on any action if the
30.12 member has a conflict of interest under section 10A.07.

30.13 (d) The council shall receive administrative support from the commissioner of
30.14 administration under section 16B.371. The council may contract in its own name but may
30.15 not accept or receive a loan or incur indebtedness except as otherwise provided by law.
30.16 Contracts must be approved by a majority of the members of the council and executed by
30.17 the chair and the executive director. The council may apply for, receive, and expend in its
30.18 own name grants and gifts of money consistent with the powers and duties specified in this
30.19 section.

30.20 (e) The attorney general shall provide legal services to the council on behalf of the state
30.21 on all matters relating to the council, including matters relating to the state as the employer
30.22 of the executive director of the council and other council staff.

30.23 Subd. 4. **Executive director; staff.** (a) The Legislative Coordinating Commission must
30.24 appoint an executive director for the council. The executive director must be experienced
30.25 in administrative activities and familiar with the challenges and needs of Minnesota's
30.26 LGBTQIA community. The executive director serves in the unclassified service at the
30.27 pleasure of the Legislative Coordinating Commission.

30.28 (b) The Legislative Coordinating Commission must establish a process for recruiting
30.29 and selecting applicants for the executive director position. This process must include
30.30 consultation and collaboration with the council.

30.31 (c) The executive director and council members must work together in fulfilling council
30.32 duties. The executive director must consult with the commissioner of administration to
30.33 ensure appropriate financial, purchasing, human resources, and other services for operation
30.34 of the council.

31.1 (d) Once appointed, the council is responsible for supervising the work of the executive
31.2 director. The council chair must report to the chair of the Legislative Coordinating
31.3 Commission regarding the performance of the executive director, including recommendations
31.4 regarding any disciplinary actions. The executive director must appoint and supervise the
31.5 work of other staff necessary to carry out the duties of the council. The executive director
31.6 must consult with the council chair prior to taking the following disciplinary actions with
31.7 council staff: written reprimand, suspension, demotion, or discharge. The executive director
31.8 and other council staff are executive branch employees.

31.9 (e) The executive director must submit the council's biennial budget request to the
31.10 commissioner of management and budget as provided under chapter 16A.

31.11 Subd. 5. **Duties of council.** (a) The council must work for the implementation of
31.12 economic, social, legal, and political equality for Minnesota's LGBTQIA community. The
31.13 council shall work with the legislature and governor to carry out this work by performing
31.14 the duties in this section.

31.15 (b) The council shall advise the governor and the legislature on issues confronting the
31.16 LGBTQIA community. This may include but is not limited to presenting the results of
31.17 surveys, studies, and community forums to the appropriate executive departments and
31.18 legislative committees.

31.19 (c) The council shall advise the governor and the legislature of administrative and
31.20 legislative changes needed to improve the economic and social condition of Minnesota's
31.21 LGBTQIA community. This may include but is not limited to working with legislators to
31.22 develop legislation to address issues and to work for passage of legislation. This may also
31.23 include making recommendations regarding the state's affirmative action program and the
31.24 state's targeted group small business program or working with state agencies and
31.25 organizations to develop business opportunities and promote economic development for
31.26 the LGBTQIA community.

31.27 (d) The council shall advise the governor and the legislature of the implications and
31.28 effect of proposed administrative and legislative changes on the constituency of the council.
31.29 This may include but is not limited to tracking legislation, testifying as appropriate, and
31.30 meeting with executive departments and legislators.

31.31 (e) The council shall serve as a liaison between state government and organizations that
31.32 serve Minnesota's LGBTQIA community. This may include but is not limited to working
31.33 with these organizations to carry out the duties in paragraphs (a) to (d) and working with

32.1 these organizations to develop informational programs or publications to involve and
 32.2 empower the community in seeking improvement in their economic and social conditions.

32.3 (f) The council shall perform or contract for the performance of studies designed to
 32.4 suggest solutions to the problems of Minnesota's LGBTQIA community in the areas of
 32.5 education, employment, human rights, health, housing, social welfare, and other related
 32.6 areas.

32.7 (g) In carrying out duties under this subdivision, the council may act to advise on issues
 32.8 that affect the shared constituencies with the councils established in section 15.0145.

32.9 Subd. 6. Duties of council members. A council member shall:

32.10 (1) attend and participate in scheduled meetings and be prepared by reviewing meeting
 32.11 notes;

32.12 (2) maintain and build communication with Minnesota's LGBTQIA community;

32.13 (3) collaborate with the council and executive director in carrying out the council's duties;
 32.14 and

32.15 (4) participate in activities the council or executive director deem appropriate and
 32.16 necessary to facilitate the goals and duties of the council.

32.17 Subd. 7. Reports. The council must report on the measurable outcomes achieved in the
 32.18 council's current strategic plan to meet its statutory duties, along with the specific objectives
 32.19 and outcome measures proposed for the following year. The council must submit the report
 32.20 by January 15 each year to the chairs and ranking minority members of the legislative
 32.21 committees with primary jurisdiction over state government operations. Each report must
 32.22 cover the calendar year of the year before the report is submitted. The specific objectives
 32.23 and outcome measures for the following current year must focus on three or four achievable
 32.24 objectives, action steps, and measurable outcomes for which the council will be held
 32.25 accountable. The strategic plan may include other items that support the statutory purposes
 32.26 of the council but should not distract from the primary statutory proposals presented. The
 32.27 biennial budget of the council must be submitted to the Legislative Coordinating Commission
 32.28 by February 1 in each odd-numbered year.

32.29 Sec. 11. [15B.18] CAPITOL CAMPUS DESIGN FRAMEWORK.

32.30 (a) An update to the Capitol Campus Design Framework must include:

32.31 (1) plans to integrate green space campuswide, including but not limited to the addition
 32.32 of green space on the following sites at the approximate sizes indicated:

33.1 (i) the southwest corner of Rice Street and University Avenue, with a minimum size of
 33.2 20,700 square feet;

33.3 (ii) the northeast corner of Rice Street and University Avenue, with a minimum size of
 33.4 32,000 square feet; and

33.5 (iii) the north side of the State Capitol building adjacent to University Avenue;

33.6 (2) plans for visual markers and welcome information for the Capitol campus at one or
 33.7 more corners of Rice Street and University Avenue, anchoring a pathway to the State Capitol
 33.8 building and Capitol Mall that features interpretive markers honoring the importance and
 33.9 stature of the Capitol campus as both a historic site and as a modern, active public gathering
 33.10 space for all Minnesotans; and

33.11 (3) plans to plant trees throughout the Capitol campus, prioritizing the creation of a
 33.12 mature tree canopy to provide an area of shade for users of the Capitol Mall between or
 33.13 adjacent to the State Capitol building and Martin Luther King, Jr. Boulevard.

33.14 (b) The Capitol Area Architectural and Planning Board must contract with one or more
 33.15 professional design consultants with expertise on horticulture, landscape architecture, civic
 33.16 space design, infrastructure assessment, and operations and maintenance planning to develop
 33.17 the framework updates. The board must additionally consult with the commissioners of
 33.18 administration and public safety and the senate majority leader and the speaker of the house
 33.19 or their designees before any proposed framework update is approved. The board must
 33.20 approve the updated design framework no later than December 31, 2023.

33.21 Sec. 12. Minnesota Statutes 2022, section 16A.055, is amended by adding a subdivision
 33.22 to read:

33.23 Subd. 7. **Grant acceptance.** The commissioner may apply for and receive grants from
 33.24 any source for the purpose of fulfilling any of the duties of the department. All funds received
 33.25 under this subdivision are appropriated to the commissioner for the purposes for which the
 33.26 funds are received.

33.27 Sec. 13. [16A.091] PLANNING, STRATEGY, AND PERFORMANCE
 33.28 MANAGEMENT.

33.29 (a) The commissioner of management and budget is responsible for the coordination,
 33.30 development, assessment, and communication of information, performance measures,
 33.31 planning, and policy concerning the state's future.

34.1 (b) The commissioner must develop a statewide system of economic, social, and
 34.2 environmental performance measures. The commissioner must provide information to assist
 34.3 public and elected officials with understanding the status of these performance measures.

34.4 (c) The commissioner may appoint one deputy with principal responsibility for planning,
 34.5 strategy, and performance management.

34.6 Sec. 14. Minnesota Statutes 2022, section 16A.126, subdivision 1, is amended to read:

34.7 Subdivision 1. **Set rates.** The commissioner shall approve the rates an agency must pay
 34.8 to a revolving fund for services. Funds subject to this subdivision include, but are not limited
 34.9 to, the revolving funds established in sections 14.46; 14.53; 16B.2975, subdivision 4; 16B.48;
 34.10 16B.54; 16B.58; 16B.85; 16E.14; 43A.55; and 176.591; ~~and~~ the fund established in section
 34.11 43A.30; and the account established in section 16A.1286.

34.12 **EFFECTIVE DATE.** This section is effective July 1, 2024.

34.13 Sec. 15. Minnesota Statutes 2022, section 16A.1286, subdivision 2, is amended to read:

34.14 Subd. 2. **Billing procedures.** The commissioner may bill up to \$10,000,000 in each
 34.15 fiscal year for statewide systems services provided to state agencies, ~~judicial branch agencies,~~
 34.16 ~~the University of Minnesota~~ in the executive, judicial, and legislative branches, the Minnesota
 34.17 State Colleges and Universities, and other entities. Each agency shall transfer from agency
 34.18 operating appropriations to the statewide systems account the amount billed by the
 34.19 commissioner. ~~Billing policies and procedures related to statewide systems services must~~
 34.20 ~~be developed by the commissioner in consultation with the commissioners of management~~
 34.21 ~~and budget and administration, the University of Minnesota, and the Minnesota State Colleges~~
 34.22 ~~and Universities.~~ The commissioner shall develop billing policies and procedures.

34.23 **EFFECTIVE DATE.** This section is effective July 1, 2025.

34.24 Sec. 16. **[16B.312] CONSTRUCTION MATERIALS; ENVIRONMENTAL**
 34.25 **ANALYSIS.**

34.26 Subdivision 1. **Definitions.** For purposes of this section, the following terms have the
 34.27 meanings given.

34.28 (a) "Carbon steel" means steel in which the main alloying element is carbon and whose
 34.29 properties are chiefly dependent on the percentage of carbon present.

34.30 (b) "Commissioner" means the commissioner of administration.

35.1 (c) "Electric arc furnace" means a furnace that produces molten alloy metal and heats
35.2 the charge materials with electric arcs from carbon electrodes.

35.3 (d) "Eligible material" means:

35.4 (1) carbon steel rebar;

35.5 (2) structural steel;

35.6 (3) concrete; or

35.7 (4) asphalt paving mixtures.

35.8 (e) "Eligible project" means:

35.9 (1) new construction of a state building larger than 50,000 gross square feet of occupied
35.10 or conditioned space;

35.11 (2) renovation of more than 50,000 gross square feet of occupied or conditioned space
35.12 in a state building whose renovation cost exceeds 50 percent of the building's assessed value;

35.13 or

35.14 (3) new construction or reconstruction of two or more lane-miles of a trunk highway.

35.15 (f) "Environmental product declaration" means a supply chain specific type III
35.16 environmental product declaration that:

35.17 (1) contains a lifecycle assessment of the environmental impacts of manufacturing a
35.18 specific product by a specific firm, including the impacts of extracting and producing the
35.19 raw materials and components that compose the product;

35.20 (2) is verified by a third party; and

35.21 (3) meets the ISO 14025 standard developed and maintained by the International
35.22 Organization for Standardization (ISO).

35.23 (g) "Global warming potential" has the meaning given in section 216H.10, subdivision
35.24 6.

35.25 (h) "Greenhouse gas" has the meaning given to "statewide greenhouse gas emissions"
35.26 in section 216H.01, subdivision 2.

35.27 (i) "Integrated steel manufacturing" means the production of iron and subsequently steel
35.28 from primarily iron ore or iron ore pellets. An integrated steel manufacturing process can
35.29 include a blast furnace, a basic oxygen furnace for refining molten iron into steel, but may
35.30 also include furnaces that continuously feed direct-reduced iron ore pellets as the primary
35.31 source of iron.

36.1 (j) "Lifecycle" means an analysis that includes the environmental impacts of all stages
36.2 of a specific product's production, from mining and processing its raw materials to the
36.3 process of manufacturing the product itself.

36.4 (k) "Rebar" means a steel reinforcing bar or rod encased in concrete.

36.5 (l) "Secondary steel manufacturing" means the production of steel where primarily
36.6 ferrous scrap and other metallic inputs are recycled by melting and refining in electric arc
36.7 furnaces.

36.8 (m) "State building" means a building that is owned by the state of Minnesota or a
36.9 Minnesota state agency.

36.10 (n) "Structural steel" means steel that is classified by the shapes of its cross-sections,
36.11 such as I, T, and C shapes.

36.12 (o) "Supply chain specific" means an environmental product declaration that includes
36.13 specific data for the production processes of the materials and components composing a
36.14 product that contribute at least 80 percent of the product's lifecycle global warming potential,
36.15 as defined in International Organization for Standardization standard 21930.

36.16 Subd. 2. **Standard; maximum global warming potential.** (a) The commissioner must,
36.17 based upon a recommendation from the Environmental Standards Procurement Task Force
36.18 in subdivision 5, establish and publish a maximum acceptable global warming potential for
36.19 each eligible material used in an eligible project, in accordance with the following schedule:

36.20 (1) for concrete used in buildings, no later than January 15, 2026; and

36.21 (2) for carbon steel rebar and structural steel and, after conferring with the commissioner
36.22 of transportation, for asphalt paving mixtures and concrete pavement, no later than January
36.23 15, 2028.

36.24 (b) The commissioner must, after considering nationally or internationally recognized
36.25 databases of environmental product declarations for an eligible material, establish the
36.26 maximum acceptable global warming potential for that eligible material.

36.27 (c) The commissioner may set different maximum global warming potentials for different
36.28 specific products and sub product categories that are examples of the same eligible material
36.29 based on distinctions between eligible material production and manufacturing processes
36.30 such as integrated versus secondary steel production.

36.31 (d) The commissioner must establish maximum global warming potentials that are
36.32 consistent with criteria in an environmental product declaration.

37.1 (e) Not later than three years after establishing the maximum global warming potential
 37.2 for an eligible material under paragraph (a), and not longer than every three years thereafter,
 37.3 the commissioner, after conferring with the commissioner of transportation with respect to
 37.4 asphalt paving mixtures and concrete pavement, must review the maximum acceptable
 37.5 global warming potential for each eligible material and for specific eligible material products.
 37.6 The commissioner may adjust any of those values downward to reflect industry improvements
 37.7 if, based on the process described in paragraph (b), the commissioner determines that the
 37.8 industry average has declined.

37.9 Subd. 3. **Procurement process.** The commissioners of administration and transportation
 37.10 must, based upon the recommendations of the Environmental Procurement Task Force,
 37.11 establish processes for incorporating the maximum allowable global warming potential of
 37.12 eligible materials into their bidding processes by the effective dates established in subdivision
 37.13 2.

37.14 Subd. 4. **Pilot program.** (a) No later than July 1, 2024, the commissioner of
 37.15 administration must establish a pilot program that seeks to obtain from vendors an estimate
 37.16 of the lifecycle greenhouse gas emissions of products selected by the department from
 37.17 among those procured. The pilot program must encourage, but may not require, a vendor
 37.18 to submit the following data for each selected product that represents at least 90 percent of
 37.19 the total cost of the materials or components composing the selected product:

37.20 (1) the quantity of the product purchased by the department;

37.21 (2) a current environmental product declaration for the product;

37.22 (3) the name and location of the product's manufacturer;

37.23 (4) a copy of the vendor's Supplier Code of Conduct, if any;

37.24 (5) the names and locations of the product's actual production facilities; and

37.25 (6) an assessment of employee working conditions at the product's production facilities.

37.26 (b) The commissioner must construct a publicly accessible or adopt an existing publicly
 37.27 accessible database that must be posted on the department website and must contain the
 37.28 data reported to the department under this subdivision. The data must be reported in a manner
 37.29 that does not disclose, directly or in combination with other publicly available data, the
 37.30 identification of the product manufacturer.

37.31 Subd. 5. **Environmental Standards Procurement Task Force.** (a) No later than October
 37.32 1, 2023, the commissioners of administration and transportation must establish an
 37.33 Environmental Standards Procurement Task Force to examine issues surrounding the

38.1 implementation of a program requiring vendors of certain construction materials purchased
38.2 by the state to:

38.3 (1) submit environmental product declarations that assess the lifecycle environmental
38.4 impacts of those materials to state officials as part of the procurement process; and

38.5 (2) meet standards established by the commissioner that limit greenhouse gas emission
38.6 impacts of those materials.

38.7 (b) The task force must examine, at a minimum, the following:

38.8 (1) which construction materials should be subject to the program requirements;

38.9 (2) what factors should be considered in establishing greenhouse gas emission standards
38.10 including distinctions between eligible material production and manufacturing processes
38.11 such as integrated versus secondary steel production;

38.12 (3) a schedule for the development of standards for specific materials and for
38.13 incorporating the standards into the purchasing process including distinctions between
38.14 eligible material production and manufacturing processes;

38.15 (4) the development and use of financial incentives to reward vendors for developing
38.16 products whose greenhouse gas emissions are below the standards;

38.17 (5) the provision of grants to defer a vendor's cost to obtain environmental product
38.18 declarations;

38.19 (6) how the issues in clauses (1) to (5) are addressed by existing programs in other states
38.20 and countries;

38.21 (7) how to coordinate with the federal Buy Clean Task Force established under Executive
38.22 Order 14057 and representatives of the United States Departments of Commerce, Energy,
38.23 Housing and Urban Development, Transportation; the Environmental Protection Agency;
38.24 the General Services Administration; the White House Office of Management and Budget;
38.25 and the White House Domestic Climate Policy Council; and

38.26 (8) any other issues the task force deems relevant.

38.27 (c) The task force must make recommendations to the commissioners of administration
38.28 and transportation regarding:

38.29 (1) how the agencies must implement requirements requiring maximum global warming
38.30 impacts for eligible materials are integrated into the bidding process for eligible projects;

39.1 (2) what incentive structures can be included in bidding processes to encourage the use
39.2 of materials below the maximum global warming potential;

39.3 (3) how a successful bidder for a contract will notify the commissioner of the specific
39.4 environmental product declaration for a material used on a project;

39.5 (4) a process for waiving the requirements to procure materials below the maximum
39.6 global warming potential in case of product supply problems, geographic impracticability,
39.7 or financial hardship;

39.8 (5) a system for awarding grants to manufacturers of eligible materials located in
39.9 Minnesota to offset the cost of obtaining environmental product declarations or otherwise
39.10 collect environmental product declaration data from manufacturers based in Minnesota;

39.11 (6) whether to use an industry average or a different method to set the maximum allowable
39.12 global warming potential, or whether that average could be used for some materials but not
39.13 others; and

39.14 (7) any other items it deems appropriate for the implementation of this section.

39.15 (d) Members of the task force must include, but may not be limited to, representatives
39.16 of:

39.17 (1) the Departments of Administration and Transportation;

39.18 (2) the Center for Sustainable Building Research at the University of Minnesota;

39.19 (3) the Aggregate and Ready Mix Association of Minnesota;

39.20 (4) the Concrete Paving Association of Minnesota;

39.21 (5) the Minnesota Asphalt Pavement Association;

39.22 (6) the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape
39.23 Architecture, Geoscience, and Interior Design;

39.24 (7) a representative of the Minnesota steel industry;

39.25 (8) building and transportation construction firms;

39.26 (9) suppliers of eligible materials;

39.27 (10) organized labor in the construction trades;

39.28 (11) organized labor in the manufacturing or industrial sectors;

39.29 (12) environmental advocacy organizations; and

39.30 (13) environmental justice organizations.

40.1 (e) The Department of Administration must provide meeting space and serve as staff to
 40.2 the task force.

40.3 (f) The commissioner, or the commissioner's designee, must serve as chair of the task
 40.4 force. The task force must meet at least four times annually, and must convene additional
 40.5 meetings at the call of the chair.

40.6 (g) The commissioner must summarize the findings and recommendations of the task
 40.7 force in a report submitted to the chairs and ranking minority members of the senate and
 40.8 house of representatives committees with primary jurisdiction for state government,
 40.9 transportation, and energy no later than December 1, 2025, and annually thereafter until the
 40.10 task force expires.

40.11 (h) The task force is subject to section 15.059, subdivision 6.

40.12 (i) The task force must sunset on January 1, 2029.

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

40.14 Sec. 17. **[16B.372] ENVIRONMENTAL SUSTAINABILITY GOVERNMENT**
 40.15 **OPERATIONS; OFFICE CREATED.**

40.16 Subdivision 1. **Enterprise sustainability.** The Office of Enterprise Sustainability is
 40.17 established to assist all state agencies in making measurable progress toward improving the
 40.18 sustainability of government operations by reducing the impact on the environment,
 40.19 controlling unnecessary waste of natural resources and public funds, and spurring innovation.
 40.20 The office shall create new tools and share best practices, assist state agencies to plan for
 40.21 and implement improvements, and monitor progress toward achieving intended outcomes.
 40.22 Specific duties include but are not limited to:

40.23 (1) managing a sustainability metrics and reporting system, including a public dashboard
 40.24 that allows Minnesotans to track progress and is updated annually;

40.25 (2) assisting agencies in developing and executing sustainability plans; and

40.26 (3) implementing the state building energy conservation improvement revolving loan
 40.27 in Minnesota Statutes, sections 16B.86 and 16B.87.

40.28 Subd. 2. **State agency responsibilities.** Each cabinet-level agency is required to
 40.29 participate in the sustainability effort by developing a sustainability plan and by making
 40.30 measurable progress toward improving associated sustainability outcomes. State agencies
 40.31 and boards that are not members of the cabinet shall take steps toward improving

41.1 sustainability outcomes. However, they are not required to participate at the level of
 41.2 cabinet-level agencies.

41.3 Subd. 3. **Local governments.** The Office of Enterprise Sustainability shall make
 41.4 reasonable attempts to share tools and best practices with local governments.

41.5 Sec. 18. [16B.373] OFFICE OF ENTERPRISE TRANSLATIONS.

41.6 Subdivision 1. **Office establishment.** (a) The commissioner shall establish an Office of
 41.7 Enterprise Translations. The office must:

41.8 (1) provide translation services for written material for executive agencies;

41.9 (2) create and maintain language-specific landing webpages in Spanish, Hmong, and
 41.10 Somali with links to translated materials at state agency websites; and

41.11 (3) serve as a resource to executive agencies in areas such as best practices and standards
 41.12 for the translation of written materials.

41.13 (b) The commissioner shall determine the process and requirements for state agencies
 41.14 to request translations of written materials.

41.15 Subd. 2. **Language access service account established.** The language access service
 41.16 account is created in the special revenue fund for reimbursing state agencies for expenses
 41.17 incurred in providing language translation services.

41.18 Sec. 19. Minnesota Statutes 2022, section 16B.4805, subdivision 1, is amended to read:

41.19 Subdivision 1. **Definitions.** "Reasonable accommodation" as used in this section has
 41.20 the meaning given in section 363A.08. "State agency" as used in this section has the meaning
 41.21 given in section 16A.011, subdivision 12. "Reasonable accommodations eligible for
 41.22 reimbursement" means:

41.23 (1) reasonable accommodations provided to applicants for employment;

41.24 (2) reasonable accommodations for employees for services that will need to be provided
 41.25 on a periodic or ongoing basis; or

41.26 (3) reasonable accommodations that involve onetime expenses that total more than
 41.27 ~~\$1,000~~ \$500 for an employee in a fiscal year.

41.28 Sec. 20. Minnesota Statutes 2022, section 16B.97, subdivision 2, is amended to read:

41.29 Subd. 2. **Grants governance.** The commissioner shall provide leadership and direction
 41.30 for policy related to grants management in Minnesota in order to foster more consistent,

42.1 streamlined interaction between executive agencies, funders, and grantees that will enhance
 42.2 access to grant opportunities and information and lead to greater program accountability
 42.3 and transparency. The commissioner has the duties and powers stated in this section. ~~An~~
 42.4 ~~executive agency~~ Executive agencies shall fully cooperate with the commissioner in the
 42.5 creation, management, and oversight of state grants and must do what the commissioner
 42.6 requires under this section. The commissioner may adopt rules to carry out grants governance,
 42.7 oversight, and management.

42.8 **EFFECTIVE DATE.** This section is effective August 1, 2023.

42.9 Sec. 21. Minnesota Statutes 2022, section 16B.97, subdivision 3, is amended to read:

42.10 Subd. 3. **Discretionary powers.** The commissioner has the authority to:

42.11 (1) review grants management practices and ~~propose~~ establish and enforce policy and
 42.12 procedure improvements ~~to the governor, legislature, executive agencies, and the federal~~
 42.13 ~~government;~~

42.14 (2) sponsor, support, and facilitate innovative and collaborative grants management
 42.15 projects with public and private organizations;

42.16 (3) review, recommend, and implement alternative strategies for grants management;

42.17 (4) collect and disseminate information, issue reports relating to grants management,
 42.18 and sponsor and conduct conferences and studies; ~~and~~

42.19 (5) participate in conferences and other appropriate activities related to grants
 42.20 management issues;

42.21 (6) suspend or debar grantees from eligibility to receive state-issued grants for up to
 42.22 three years for reasons specified in Minnesota Rules, part 1230.1150, subpart 2. A grantee
 42.23 may obtain an administrative hearing pursuant to sections 14.57 to 14.62 before a suspension
 42.24 or debarment is effective by filing a written request for hearing within 20 days of notification
 42.25 of suspension or debarment;

42.26 (7) establish offices for the purpose of carrying out grants governance, oversight, and
 42.27 management; and

42.28 (8) require granting agencies to submit grant solicitation documents for review prior to
 42.29 issuance at dollar levels determined by the commissioner.

42.30 **EFFECTIVE DATE.** This section is effective August 1, 2023.

43.1 Sec. 22. Minnesota Statutes 2022, section 16B.97, subdivision 4, is amended to read:

43.2 Subd. 4. **Duties.** (a) The commissioner shall:

43.3 (1) create general grants management policies and procedures that are applicable to all
43.4 executive agencies. The commissioner may approve exceptions to these policies and
43.5 procedures for particular grant programs. Exceptions shall expire or be renewed after five
43.6 years. Executive agencies shall retain management of individual grants programs;

43.7 (2) provide a central point of contact concerning statewide grants management policies
43.8 and procedures;

43.9 (3) serve as a resource to executive agencies in such areas as training, evaluation,
43.10 collaboration, and best practices in grants management;

43.11 (4) ensure grants management needs are considered in the development, upgrade, and
43.12 use of statewide administrative systems and leverage existing technology wherever possible;

43.13 (5) oversee and approve future professional and technical service contracts and other
43.14 information technology spending related to executive agency grants management systems
43.15 and activities;

43.16 (6) provide a central point of contact for comments about executive agencies violating
43.17 statewide grants governance policies and about fraud and waste in grants processes;

43.18 (7) forward received comments to the appropriate agency for further action, and may
43.19 follow up as necessary;

43.20 (8) provide a single listing of all available executive agency competitive grant
43.21 opportunities and resulting grant recipients;

43.22 (9) selectively review development and implementation of executive agency grants,
43.23 policies, and practices; and

43.24 (10) selectively review executive agency compliance with best practices.

43.25 (b) The commissioner may determine that it is cost-effective for agencies to develop
43.26 and use shared grants management technology systems. This system would be governed
43.27 under section 16E.01, subdivision 3, paragraph (b).

43.28 **EFFECTIVE DATE.** This section is effective August 1, 2023.

43.29 Sec. 23. Minnesota Statutes 2022, section 16B.98, subdivision 5, is amended to read:

43.30 Subd. 5. **Creation and validity of grant agreements.** (a) A grant agreement is and
43.31 amendments are not valid and ~~the state is not bound by the grant~~ do not bind unless:

44.1 (1) ~~the grant has~~ the grant agreement and amendments have been executed by the head
44.2 of the agency or a delegate who is party to the grant;

44.3 (2) the grant agreement and amendments have been approved by the commissioner;

44.4 ~~(2)~~ (3) the accounting system shows an encumbrance for the amount of the grant in
44.5 accordance with policy approved by the commissioner except as provided in subdivision
44.6 11; and

44.7 ~~(3)~~ (4) the grant agreement includes an effective date that references either section
44.8 16C.05, subdivision 2, or 16B.98, subdivisions 5 and 7, as determined by the granting
44.9 agency.

44.10 (b) The combined grant agreement and amendments must not exceed five years without
44.11 specific, written approval by the commissioner according to established policy, procedures,
44.12 and standards, or unless the commissioner determines that a longer duration is in the best
44.13 interest of the state.

44.14 (c) A fully executed copy of the grant agreement with all amendments and other required
44.15 records relating to the grant must be kept on file at the granting agency for a time equal to
44.16 that required of grantees in subdivision 8.

44.17 (d) Grant agreements must comply with policies established by the commissioner for
44.18 minimum grant agreement standards and practices.

44.19 (e) The attorney general may periodically review and evaluate a sample of state agency
44.20 grants to ensure compliance with applicable laws.

44.21 **EFFECTIVE DATE.** This section is effective April 1, 2024, and applies to grants issued
44.22 on or after that date.

44.23 Sec. 24. Minnesota Statutes 2022, section 16B.98, subdivision 6, is amended to read:

44.24 Subd. 6. **Grant administration.** A granting agency shall diligently administer and
44.25 monitor any grant it has entered into. A granting agency must report to the commissioner
44.26 at any time at the commissioner's request on the status of any grant to which the agency is
44.27 a party.

44.28 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to grants
44.29 issued on or after that date.

45.1 Sec. 25. Minnesota Statutes 2022, section 16B.98, subdivision 8, is amended to read:

45.2 Subd. 8. **Audit.** (a) A grant agreement made by an executive agency must include an
45.3 audit clause that provides that the books, records, documents, and accounting procedures
45.4 and practices of the grantee or other party that are relevant to the grant or transaction are
45.5 subject to examination by the commissioner, the granting agency and either the legislative
45.6 auditor or the state auditor, as appropriate, for a minimum of six years from the grant
45.7 agreement end date, receipt and approval of all final reports, or the required period of time
45.8 to satisfy all state and program retention requirements, whichever is later. If a grant agreement
45.9 does not include an express audit clause, the audit authority under this subdivision is implied.

45.10 (b) If the granting agency is a local unit of government, and the governing body of the
45.11 local unit of government requests that the state auditor examine the books, records,
45.12 documents, and accounting procedures and practices of the grantee or other party according
45.13 to this subdivision, the granting agency shall be liable for the cost of the examination. If
45.14 the granting agency is a local unit of government, and the grantee or other party requests
45.15 that the state auditor examine all books, records, documents, and accounting procedures
45.16 and practices related to the grant, the grantee or other party that requested the examination
45.17 shall be liable for the cost of the examination.

45.18 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to grants
45.19 issued on or after that date.

45.20 Sec. 26. Minnesota Statutes 2022, section 16B.98, is amended by adding a subdivision to
45.21 read:

45.22 **Subd. 12. Grantee evaluations.** (a) The head of the agency or delegate entering into a
45.23 grant agreement in excess of \$25,000 must submit a report to the commissioner who must
45.24 make the report publicly available online.

45.25 (b) The report must:

45.26 (1) summarize the purpose of the grant;

45.27 (2) state the amount provided to the grantee; and

45.28 (3) include a written performance evaluation of the work done under the grant. The
45.29 evaluation must include an appraisal of the grantee's timeliness, quality, and overall
45.30 performance in meeting the terms and objectives of the grant. Grantees may request copies
45.31 of evaluations prepared under this subdivision and may respond in writing. Grantee responses
45.32 must be maintained with the grant file.

46.1 **EFFECTIVE DATE.** This section is effective April 1, 2024, and applies to grants issued
 46.2 on or after that date.

46.3 Sec. 27. Minnesota Statutes 2022, section 16B.991, is amended to read:

46.4 **16B.991 TERMINATION OF GRANT.**

46.5 **Subdivision 1. Criminal conviction.** Each grant agreement subject to sections 16B.97
 46.6 and 16B.98 must provide that the agreement will immediately be terminated if the recipient
 46.7 is convicted of a criminal offense relating to a state grant agreement.

46.8 **Subd. 2. Authority.** A grant agreement must by its terms permit the commissioner to
 46.9 unilaterally terminate the grant agreement prior to completion if the commissioner determines
 46.10 that further performance under the grant agreement would not serve agency purposes or is
 46.11 not in the best interests of the state.

46.12 Sec. 28. Minnesota Statutes 2022, section 43A.08, subdivision 1, is amended to read:

46.13 **Subdivision 1. Unclassified positions.** Unclassified positions are held by employees
 46.14 who are:

46.15 (1) chosen by election or appointed to fill an elective office;

46.16 (2) heads of agencies required by law to be appointed by the governor or other elective
 46.17 officers, and the executive or administrative heads of departments, bureaus, divisions, and
 46.18 institutions specifically established by law in the unclassified service;

46.19 (3) deputy and assistant agency heads and one confidential secretary in the agencies
 46.20 listed in subdivision 1a ~~and in the Office of Strategic and Long-Range Planning;~~

46.21 (4) the confidential secretary to each of the elective officers of this state and, for the
 46.22 secretary of state and state auditor, an additional deputy, clerk, or employee;

46.23 (5) intermittent help employed by the commissioner of public safety to assist in the
 46.24 issuance of vehicle licenses;

46.25 (6) employees in the offices of the governor and of the lieutenant governor and one
 46.26 confidential employee for the governor in the Office of the Adjutant General;

46.27 (7) employees of the Washington, D.C., office of the state of Minnesota;

46.28 (8) employees of the legislature and of legislative committees or commissions; provided
 46.29 that employees of the Legislative Audit Commission, except for the legislative auditor, the

47.1 deputy legislative auditors, and their confidential secretaries, shall be employees in the
47.2 classified service;

47.3 (9) presidents, vice-presidents, deans, other managers and professionals in academic
47.4 and academic support programs, administrative or service faculty, teachers, research
47.5 assistants, and student employees eligible under terms of the federal Economic Opportunity
47.6 Act work study program in the Perpich Center for Arts Education and the Minnesota State
47.7 Colleges and Universities, but not the custodial, clerical, or maintenance employees, or any
47.8 professional or managerial employee performing duties in connection with the business
47.9 administration of these institutions;

47.10 (10) officers and enlisted persons in the National Guard;

47.11 (11) attorneys, legal assistants, and three confidential employees appointed by the attorney
47.12 general or employed with the attorney general's authorization;

47.13 (12) judges and all employees of the judicial branch, referees, receivers, jurors, and
47.14 notaries public, except referees and adjusters employed by the Department of Labor and
47.15 Industry;

47.16 (13) members of the State Patrol; provided that selection and appointment of State Patrol
47.17 troopers must be made in accordance with applicable laws governing the classified service;

47.18 (14) examination monitors and intermittent training instructors employed by the
47.19 Departments of Management and Budget and Commerce and by professional examining
47.20 boards and intermittent staff employed by the technical colleges for the administration of
47.21 practical skills tests and for the staging of instructional demonstrations;

47.22 (15) student workers;

47.23 (16) executive directors or executive secretaries appointed by and reporting to any
47.24 policy-making board or commission established by statute;

47.25 (17) employees unclassified pursuant to other statutory authority;

47.26 (18) intermittent help employed by the commissioner of agriculture to perform duties
47.27 relating to pesticides, fertilizer, and seed regulation;

47.28 (19) the administrators and the deputy administrators at the State Academies for the
47.29 Deaf and the Blind; and

47.30 (20) chief executive officers in the Department of Human Services.

48.1 Sec. 29. Minnesota Statutes 2022, section 43A.18, subdivision 6, is amended to read:

48.2 Subd. 6. **Legislative and judicial branch compensation.** Total compensation plans for
48.3 unclassified employees of the legislature and of legislative commissions shall be determined
48.4 by the legislature consistent with chapter 3 and consistent with terms and conditions of
48.5 employment under applicable collective bargaining agreements, provided that insurance
48.6 benefits for these employees and for legislators shall be determined by the Legislative
48.7 Coordinating Commission, consistent with sections 43A.22 to 43A.30. Total compensation
48.8 plans for unclassified employees of the judicial branch shall be determined by the appointing
48.9 authority, unless other law provides a different method for establishing this compensation.
48.10 Judicial branch compensation plans shall be consistent with sections 43A.22 to 43A.30.

48.11 Sec. 30. Minnesota Statutes 2022, section 145.951, is amended to read:

48.12 **145.951 IMPLEMENTATION PLAN; STATEWIDE PROGRAM FOR FAMILIES.**

48.13 The commissioner of health, in consultation with the commissioners of education;
48.14 corrections; public safety; and human services, and with the ~~directors~~ director of the ~~Office~~
48.15 ~~of Strategic and Long-Range Planning~~, the Council on Disability, and the councils and
48.16 commission under sections 3.922, 3.9221, and 15.0145, may develop an implementation
48.17 plan for the establishment of a statewide program to assist families in developing the full
48.18 potential of their children. The program must be designed to strengthen the family, to reduce
48.19 the risk of abuse to children, and to promote the long-term development of children in their
48.20 home environments. The program must also be designed to use volunteers to provide support
48.21 to parents, and to link parents with existing public health, education, and social services as
48.22 appropriate.

48.23 Sec. 31. Minnesota Statutes 2022, section 155A.23, subdivision 8, is amended to read:

48.24 Subd. 8. **Manager.** A "manager" is any person who is a cosmetologist, esthetician,
48.25 advanced practice esthetician, hair technician, nail technician practitioner, or eyelash
48.26 technician practitioner, and who has a manager license and provides any services under that
48.27 license, as defined in subdivision 3.

48.28 Sec. 32. Minnesota Statutes 2022, section 155A.23, subdivision 18, is amended to read:

48.29 Subd. 18. **Practitioner.** A "practitioner" is any person licensed as an operator or manager
48.30 in the practice of cosmetology, esthiology, hair technology services, nail technology services,
48.31 or eyelash technology services.

49.1 Sec. 33. Minnesota Statutes 2022, section 155A.23, is amended by adding a subdivision
49.2 to read:

49.3 Subd. 21. **Hair technician.** A "hair technician" is any person who, for compensation,
49.4 performs personal services for the cosmetic care of the hair on the scalp. Hair technician
49.5 services include cutting the hair and the application of dyes, bleach, reactive chemicals,
49.6 keratin, or other preparations to color or alter the structure of the hair. A person who only
49.7 performs hairstyling as defined by subdivision 19, is not a hair technician.

49.8 **EFFECTIVE DATE.** This section is effective on or after July 1, 2024.

49.9 Sec. 34. Minnesota Statutes 2022, section 155A.27, subdivision 1, is amended to read:

49.10 Subdivision 1. **Licensing.** A person must hold an individual license to practice in the
49.11 state as a cosmetologist, esthetician, hair technician, nail technician, eyelash technician,
49.12 advanced practice esthetician, manager, or instructor.

49.13 Sec. 35. Minnesota Statutes 2022, section 155A.27, subdivision 5a, is amended to read:

49.14 Subd. 5a. **Temporary military license.** The board shall establish temporary licenses
49.15 for a cosmetologist, hair technician, nail technician, and esthetician in accordance with
49.16 section 197.4552.

49.17 Sec. 36. Minnesota Statutes 2022, section 155A.27, subdivision 10, is amended to read:

49.18 Subd. 10. **Nonresident licenses.** (a) A nonresident cosmetologist, hair technician, nail
49.19 technician, ~~or~~ esthetician may be licensed in Minnesota if the individual has completed
49.20 cosmetology school in a state or country with the same or greater school hour requirements,
49.21 has an active license in that state or country, and has passed a board-approved theory and
49.22 practice-based examination, the Minnesota-specific written operator examination for
49.23 cosmetologist, hair technician, nail technician, ~~or~~ esthetician. If a test is used to verify the
49.24 qualifications of trained cosmetologists, the test should be translated into the nonresident's
49.25 native language within the limits of available resources. Licenses shall not be issued under
49.26 this subdivision for managers or instructors.

49.27 (b) If an individual has less than the required number of school hours, the individual
49.28 must have had a current active license in another state or country for at least three years and
49.29 have passed a board-approved theory and practice-based examination, and the
49.30 Minnesota-specific written operator examination for cosmetologist, hair technician, nail
49.31 technician, ~~or~~ esthetician. If a test is used to verify the qualifications of trained
49.32 cosmetologists, the test should be translated into the nonresident's native language within

50.1 the limits of available resources. Licenses must not be issued under this subdivision for
 50.2 managers or instructors.

50.3 (c) Applicants claiming training and experience in a foreign country shall supply official
 50.4 English-language translations of all required documents from a board-approved source.

50.5 **Sec. 37. [155A.2705] HAIR TECHNICIAN REQUIREMENTS AND TRAINING.**

50.6 **Subdivision 1. Age requirement.** An applicant for a hair technician license must be at
 50.7 least 17 years of age.

50.8 **Subd. 2. Application.** A complete application for a hair technician license must include
 50.9 the following:

50.10 (1) a completed application form;

50.11 (2) payment of the fees required by section 155A.25;

50.12 (3) passing test results achieved no more than one year before the submission of the
 50.13 application of the following board-approved tests for the license for a hair technician:

50.14 (i) the general theory test;

50.15 (ii) the written practical test; and

50.16 (iii) the test on Minnesota Laws and Rules related to providing hair technician services;

50.17 and

50.18 (4) proof of completion of training in the form of the original course completion certificate
 50.19 with the notarized signatures of the school manager or owner documenting the successful
 50.20 completion of the required training under subdivision 3. If the completed training is more
 50.21 than five years old, a skills course certificate no more than one year old must also be
 50.22 submitted.

50.23 **Subd. 3. Training.** Hair technician training must be completed at a Minnesota-licensed
 50.24 cosmetology school. The training must consist of 800 hours of coursework and planned
 50.25 clinical instruction and experience that includes:

50.26 (1) the first 300 hours of the hair technology course that includes:

50.27 (i) student orientation;

50.28 (ii) preclinical instruction in the theory of sciences, including:

50.29 (A) muscle and bone structure and function;

50.30 (B) properties of the hair and scalp;

- 51.1 (C) disorders and diseases of the hair and scalp;
- 51.2 (D) chemistry as related to hair technology; and
- 51.3 (E) electricity and light related to the practice of hair technology;
- 51.4 (iii) theory and preclinical instruction on client and service safety prior to students
51.5 offering services;
- 51.6 (iv) introductory service skills that are limited to the observation of an instructor
51.7 demonstration, student use of mannequins, or student-to-student application of basic services
51.8 related to hair technology;
- 51.9 (v) Minnesota statutes and rules pertaining to the regulation of hair technology;
- 51.10 (vi) health and safety instruction that includes:
- 51.11 (A) chemical safety;
- 51.12 (B) safety data sheets;
- 51.13 (C) personal protective equipment (PPE);
- 51.14 (D) hazardous substances; and
- 51.15 (E) laws and regulations related to health and public safety; and
- 51.16 (vii) infection control to protect the health and safety of the public and technician that
51.17 includes:
- 51.18 (A) disinfectants;
- 51.19 (B) disinfectant procedures;
- 51.20 (C) cleaning and disinfection;
- 51.21 (D) single use items;
- 51.22 (E) storage of tools, implements, and linens; and
- 51.23 (F) other implements and equipment used in salons and schools;
- 51.24 (2) 200 hours in hair cutting and styling that includes hair and scalp analysis, cleaning,
51.25 scalp and hair conditioning, hair design and shaping, drying, arranging, curling, dressing,
51.26 waving, and nonchemical straightening; and
- 51.27 (3) 300 hours in chemical hair services that includes hair and scalp analysis, dying,
51.28 bleaching, reactive chemicals, keratin, hair coloring, permanent straightening, permanent

52.1 waving, predisposition and strand tests, safety precautions, chemical mixing, color
 52.2 formulation, and the use of dye removers.

52.3 **EFFECTIVE DATE.** This section is effective July 1, 2024.

52.4 Sec. 38. Minnesota Statutes 2022, section 155A.271, subdivision 1, is amended to read:

52.5 Subdivision 1. **Continuing education requirements.** (a) To qualify for license renewal
 52.6 under this chapter as an individual cosmetologist, hair technician, nail technician, esthetician,
 52.7 advanced practice esthetician, eyelash technician, or salon manager, the applicant must
 52.8 complete four hours of continuing education credits from a board-approved continuing
 52.9 education provider during the three years prior to the applicant's renewal date. One credit
 52.10 hour of the requirement must include instruction pertaining to state laws and rules governing
 52.11 the practice of cosmetology. Three credit hours must include instruction pertaining to health,
 52.12 safety, and infection control matters consistent with the United States Department of Labor's
 52.13 Occupational Safety and Health Administration standards applicable to the practice of
 52.14 cosmetology, or other applicable federal health, infection control, and safety standards, and
 52.15 must be regularly updated so as to incorporate newly developed standards and accepted
 52.16 professional best practices. Credit hours earned are valid for three years and may be applied
 52.17 simultaneously to all individual licenses held by a licensee under this chapter.

52.18 (b) ~~Effective August 1, 2017,~~ In addition to the hours of continuing education credits
 52.19 required under paragraph (a), to qualify for license renewal under this chapter as an individual
 52.20 cosmetologist, hair technician, nail technician, esthetician, advanced practice esthetician,
 52.21 or salon manager, the applicant must also complete a four credit hour continuing education
 52.22 course from a board-approved continuing education provider based on any of the following
 52.23 within the licensee's scope of practice:

52.24 (1) product chemistry and chemical interaction;

52.25 (2) proper use and maintenance of machines and instruments;

52.26 (3) business management, professional ethics, and human relations; or

52.27 (4) techniques relevant to the type of license held.

52.28 Credits are valid for three years and must be completed with a board-approved provider of
 52.29 continuing education during the three years prior to the applicant's renewal date and may
 52.30 be applied simultaneously to other individual licenses held as applicable, except that credits
 52.31 completed under this paragraph must not duplicate credits completed under paragraph (a).

53.1 (c) Paragraphs (a) and (b) do not apply to an instructor license, a school manager license,
53.2 or an inactive license.

53.3 Sec. 39. Minnesota Statutes 2022, section 155A.29, subdivision 1, is amended to read:

53.4 Subdivision 1. **Licensing.** A person must not offer cosmetology services for compensation
53.5 unless the services are provided by a licensee in a licensed salon or as otherwise provided
53.6 in this section. ~~Each salon must be licensed as a cosmetology salon, a nail salon, esthetician~~
53.7 ~~salon, advanced practice esthetician salon, or eyelash extension salon. A salon may hold~~
53.8 ~~more than one type of salon license.~~

53.9 Sec. 40. Minnesota Statutes 2022, section 179A.01, is amended to read:

53.10 **179A.01 PUBLIC POLICY.**

53.11 (a) It is the public policy of this state and the purpose of sections 179A.01 to 179A.25
53.12 to promote orderly and constructive relationships between all public employers and their
53.13 employees. This policy is subject to the paramount right of the citizens of this state to keep
53.14 inviolate the guarantees for their health, education, safety, and welfare.

53.15 (b) The relationships between the public, public employees, and employer governing
53.16 bodies involve responsibilities to the public and a need for cooperation and employment
53.17 protection which are different from those found in the private sector. The importance or
53.18 necessity of some services to the public can create imbalances in the relative bargaining
53.19 power between public employees and employers. As a result, unique approaches to
53.20 negotiations and resolutions of disputes between public employees and employers are
53.21 necessary.

53.22 (c) Unresolved disputes between the public employer and its employees are injurious
53.23 to the public as well as to the parties. Adequate means must be established for minimizing
53.24 them and providing for their resolution. Within these limitations and considerations, the
53.25 legislature has determined that overall policy is best accomplished by:

53.26 (1) granting public employees certain rights to organize and choose freely their
53.27 representatives;

53.28 (2) requiring public employers to meet and negotiate with public employees in an
53.29 appropriate bargaining unit and providing that the result of bargaining be in written
53.30 agreements; and

54.1 (3) establishing special rights, responsibilities, procedures, and limitations regarding
 54.2 public employment relationships which will provide for the protection of the rights of the
 54.3 public employee, the public employer, and the public at large.

54.4 ~~(d) Nothing in sections 179A.01 to 179A.25 impairs, modifies, or alters the authority~~
 54.5 ~~of the legislature to establish rates of pay, or retirement or other benefits for its employees.~~

54.6 Sec. 41. Minnesota Statutes 2022, section 179A.03, subdivision 15, is amended to read:

54.7 Subd. 15. **Public employer or employer.** (a) "Public employer" or "employer" means:

54.8 (1) the state of Minnesota for employees of the state not otherwise provided for in this
 54.9 subdivision or section 179A.10 for executive branch employees;

54.10 (2) the Board of Regents of the University of Minnesota for its employees;

54.11 (3) the state court administrator for court employees;

54.12 (4) the secretary of the senate for senate employees, the chief clerk of the house of
 54.13 representatives for employees of the house of representatives, and the executive director of
 54.14 the Legislative Coordinating Commission for employees of the joint offices and commissions;

54.15 (5) the state Board of Public Defense for its employees;

54.16 ~~(5)~~ (6) Hennepin Healthcare System, Inc.; and

54.17 ~~(6)~~ (7) notwithstanding any other law to the contrary, the governing body of a political
 54.18 subdivision or its agency or instrumentality which has final budgetary approval authority
 54.19 for its employees. However, the views of elected appointing authorities who have standing
 54.20 to initiate interest arbitration, and who are responsible for the selection, direction, discipline,
 54.21 and discharge of individual employees shall be considered by the employer in the course
 54.22 of the discharge of rights and duties under sections 179A.01 to 179A.25.

54.23 (b) When two or more units of government subject to sections 179A.01 to 179A.25
 54.24 undertake a project or form a new agency under law authorizing common or joint action,
 54.25 the employer is the governing person or board of the created agency. The governing official
 54.26 or body of the cooperating governmental units shall be bound by an agreement entered into
 54.27 by the created agency according to sections 179A.01 to 179A.25.

54.28 (c) "Public employer" or "employer" does not include a "charitable hospital" as defined
 54.29 in section 179.35, subdivision 2, except that a charitable hospital as defined by section
 54.30 179.35, subdivision 2, is a public employer for purposes of sections 179A.051, 179A.052,
 54.31 and 179A.13.

55.1 (d) Nothing in this subdivision diminishes the authority granted pursuant to law to an
 55.2 appointing authority with respect to the selection, direction, discipline, or discharge of an
 55.3 individual employee if this action is consistent with general procedures and standards relating
 55.4 to selection, direction, discipline, or discharge which are the subject of an agreement entered
 55.5 into under sections 179A.01 to 179A.25.

55.6 Sec. 42. Minnesota Statutes 2022, section 307.08, is amended to read:

55.7 **307.08 DAMAGES; ILLEGAL MOLESTATION OF HUMAN REMAINS;**
 55.8 **BURIALS; CEMETERIES; PENALTY; ~~AUTHENTICATION~~ ASSESSMENT.**

55.9 Subdivision 1. **Legislative intent; scope.** It is a declaration and statement of legislative
 55.10 intent that all human burials, human remains, and human burial grounds shall be accorded
 55.11 equal treatment and respect for human dignity without reference to their ethnic origins,
 55.12 cultural backgrounds, or religious affiliations. The provisions of this section shall apply to
 55.13 all human burials, human remains, or human burial grounds found on or in all public or
 55.14 private lands or waters in Minnesota. Within the boundaries of Tribal Nation reservations,
 55.15 nothing in this section should be interpreted to conflict with federal law, including the Native
 55.16 American Graves Protection and Repatriation Act (NAGPRA), United States Code, title
 55.17 25, section 3001 et seq., and its implementing regulations, Code of Federal Regulations,
 55.18 title 43, part 10.

55.19 Subd. 2. **Felony; gross misdemeanor.** (a) A person who intentionally, willfully, and
 55.20 knowingly does any of the following is guilty of a felony:

55.21 (1) destroys, mutilates, or injures human burials or human burial grounds; or

55.22 (2) without the consent of the appropriate authority, disturbs human burial grounds or
 55.23 removes human remains.

55.24 (b) A person who, without the consent of the appropriate authority and the landowner,
 55.25 intentionally, willfully, and knowingly does any of the following is guilty of a gross
 55.26 misdemeanor:

55.27 (1) removes any tombstone, monument, or structure placed in any public or private
 55.28 cemetery or authenticated human burial ground; or

55.29 (2) removes any fence, railing, or other work erected for protection or ornament, or any
 55.30 tree, shrub, or plant or grave goods and artifacts within the limits of a public or private
 55.31 cemetery or authenticated human burial ground; or

56.1 (3) discharges any firearms upon or over the grounds of any public or private cemetery
56.2 or authenticated burial ground.

56.3 Subd. 3. **Protective posting.** Upon the agreement of the appropriate authority and the
56.4 landowner, an authenticated or recorded human burial ground may be posted for protective
56.5 purposes every 75 feet around its perimeter with signs listing the activities prohibited by
56.6 subdivision 2 and the penalty for violation of it. Posting is at the discretion of the Indian
56.7 affairs council in the case of American Indian burials or at the discretion of the state
56.8 archaeologist in the case of ~~non-Indian~~ non-American Indian burials. This subdivision does
56.9 not require posting of a burial ground. The size, description, location, and information on
56.10 the signs used for protective posting must be approved by the appropriate authority and the
56.11 landowner.

56.12 Subd. 3a. ~~**Authentication Cemeteries; records and condition assessments.**~~ The state
56.13 ~~archaeologist shall authenticate all burial grounds for purposes of this section. The state~~
56.14 ~~archaeologist may retain the services of a qualified professional archaeologist, a qualified~~
56.15 ~~physical anthropologist, or other appropriate experts for the purpose of gathering information~~
56.16 ~~that the state archaeologist can use to authenticate or identify burial grounds. If probable~~
56.17 ~~Indian burial grounds are to be disturbed or probable Indian remains analyzed, the Indian~~
56.18 ~~Affairs Council must approve the professional archaeologist, qualified anthropologist, or~~
56.19 ~~other appropriate expert. Authentication is at the discretion of the state archaeologist based~~
56.20 ~~on the needs identified in this section or upon request by an agency, a landowner, or other~~
56.21 ~~appropriate authority.~~ (a) Cemeteries shall be assessed according to this subdivision.

56.22 (b) The state archaeologist shall implement and maintain a system of records identifying
56.23 the location of known, recorded, or suspected cemeteries. The state archaeologist shall
56.24 provide access to the records as provided in subdivision 11.

56.25 (c) The cemetery condition assessment of non-American Indian cemeteries is at the
56.26 discretion of the state archaeologist based on the needs identified in this section or upon
56.27 request by an agency, a landowner, or other appropriate authority.

56.28 (d) The cemetery condition assessment of American Indian cemeteries is at the discretion
56.29 of the Indian Affairs Council based on the needs identified in this section or upon request
56.30 by an agency, a landowner, or other appropriate authority. If the Indian Affairs Council has
56.31 possession or takes custody of remains they may follow United States Code, title 25, sections
56.32 3001 to 3013.

56.33 (e) The cemetery condition assessment of cemeteries that include American Indian and
56.34 non-American Indian remains or include remains whose ancestry cannot be determined

57.1 shall be assessed at the discretion of the state archaeologist in collaboration with the Indian
 57.2 Affairs Council based on the needs identified in this section or upon request by an agency,
 57.3 a landowner, or other appropriate authority.

57.4 (f) The state archaeologist and the Indian Affairs Council shall have 90 days from the
 57.5 date a request is received to begin a cemetery condition assessment or provide notice to the
 57.6 requester whether or not a condition assessment of a cemetery is needed.

57.7 (g) The state archaeologist and the Indian Affairs Council may retain the services of a
 57.8 qualified professional archaeologist, a qualified forensic anthropologist, or other appropriate
 57.9 experts for the purpose of gathering information that the state archaeologist or the Indian
 57.10 Affairs Council can use to assess or identify cemeteries.

57.11 Subd. 5. ~~Cost; use of data.~~ The cost of ~~authentication~~ condition assessment, recording,
 57.12 surveying, and marking burial grounds and the cost of identification, analysis, rescue, and
 57.13 reburial of human remains on public lands or waters shall be the responsibility of the state
 57.14 or political subdivision controlling the lands or waters. On private lands or waters these
 57.15 costs ~~shall~~ may be borne by the state, ~~but may be borne by~~ or the landowner upon mutual
 57.16 agreement with the state. ~~The state archaeologist must make the data collected for this~~
 57.17 ~~activity available using standards adopted by the Department of Information Technology~~
 57.18 ~~Services and geospatial technology standards and guidelines published by the Minnesota~~
 57.19 ~~Geospatial Information Office. Costs associated with this data delivery must be borne by~~
 57.20 ~~the state.~~

57.21 Subd. 7. **Remains found outside of recorded cemeteries.** (a) All unidentified human
 57.22 remains or burials found outside of recorded cemeteries or unplatted graves or burials found
 57.23 within recorded cemeteries and in contexts which indicate antiquity greater than 50 years
 57.24 shall be treated with the utmost respect for all human dignity and dealt with according to
 57.25 the provisions of this section.

57.26 (b) If such burials are not American Indian or their ethnic identity cannot be ascertained,
 57.27 as determined by the state archaeologist, they shall be dealt with in accordance with
 57.28 provisions established by the state archaeologist and other appropriate authority.

57.29 (c) If such burials are American Indian, as determined by the state archaeologist and
 57.30 Indian Affairs Council, efforts shall be made ~~by the state archaeologist and the Indian Affairs~~
 57.31 ~~Council to ascertain their tribal identity. If their probable tribal identity can be determined~~
 57.32 ~~and the remains have been removed from their original context, such remains shall be turned~~
 57.33 ~~over to contemporary tribal leaders for disposition. If tribal identity cannot be determined,~~
 57.34 ~~the Indian remains must be dealt with in accordance with provisions established by the state~~

58.1 ~~archaeologist and the Indian Affairs Council if they are from public land. If removed Indian~~
 58.2 ~~remains are from private land they shall be dealt with in accordance with provisions~~
 58.3 ~~established by the Indian Affairs Council. If it is deemed desirable by the state archaeologist~~
 58.4 ~~or the Indian Affairs Council, removed remains shall be studied in a timely and respectful~~
 58.5 ~~manner by a qualified professional archaeologist or a qualified physical anthropologist~~
 58.6 ~~before being delivered to tribal leaders or before being reburied~~ to follow procedures as
 58.7 defined in United States Code, title 25, section 3001 et seq., and its implementing regulations,
 58.8 Code of Federal Regulations, title 43, part 10, within reservation boundaries. For burials
 58.9 outside of reservation boundaries, the procedures defined in United States Code, title 25,
 58.10 section 3001 et seq., and its implementing regulations, Code of Federal Regulations, title
 58.11 43, part 10, are at the discretion of the Indian Affairs Council.

58.12 Subd. 7a. **Landowner responsibilities.** Application by a landowner for permission to
 58.13 develop or disturb nonburial areas within ~~authenticated~~ assessed or recorded burial grounds
 58.14 shall be made to:

58.15 (1) the state archaeologist and other appropriate authority in the case of ~~non-Indian~~
 58.16 ~~non-American Indian~~ burials; and to

58.17 (2) the Indian Affairs Council and other appropriate authority in the case of American
 58.18 Indian burials.

58.19 (b) Landowners with ~~authenticated~~ assessed or suspected human burial grounds on their
 58.20 property are obligated to inform prospective buyers of the burial ground.

58.21 Subd. 8. **Burial ground relocation.** No ~~non-Indian~~ non-American Indian burial ground
 58.22 may be relocated without the consent of the appropriate authority. No American Indian
 58.23 burial ground may be relocated unless the request to relocate is approved by the Indian
 58.24 Affairs Council. When a burial ground is located on public lands or waters, any burial
 58.25 relocations must be duly licensed under section 138.36 and the cost of removal is the
 58.26 responsibility of and shall be paid by the state or political subdivision controlling the lands
 58.27 or waters. If burial grounds are ~~authenticated~~ assessed on private lands, efforts may be made
 58.28 by the state to purchase and protect them instead of removing them to another location.

58.29 Subd. 9. **Interagency cooperation.** (a) The state archaeologist and the Indian Affairs
 58.30 Council shall enter into a memorandum of understanding to coordinate their responsibilities
 58.31 under this section.

58.32 (b) The Department of Natural Resources, the Department of Transportation, and all
 58.33 other state agencies and local governmental units whose activities may be affected, shall

59.1 cooperate with the state archaeologist and the Indian Affairs Council to carry out the
59.2 provisions of this section.

59.3 Subd. 10. **Construction and development plan review.** When human burials are known
59.4 or suspected to exist, on public lands or waters, the state or political subdivision controlling
59.5 the lands or waters or, in the case of private lands, the landowner or developer, shall submit
59.6 construction and development plans to the state archaeologist for review ~~prior to the time~~
59.7 ~~bids are advertised~~ before plans are finalized and prior to any disturbance within the burial
59.8 area. If the known or suspected burials are thought to be American Indian, plans shall also
59.9 be submitted to the Indian Affairs Council. The state archaeologist and the Indian Affairs
59.10 Council shall review the plans within ~~30~~ 45 days of receipt and make recommendations for
59.11 the preservation in place or removal of the human burials or remains, which may be
59.12 endangered by construction or development activities.

59.13 Subd. 11. **Burial sites data.** ~~(a) Burial sites locational and related data maintained by~~
59.14 data under the authority of the Office of the State Archaeologist and accessible through the
59.15 ~~office's "Unplatted Burial Sites and Earthworks in Minnesota" website~~ or Indian Affairs
59.16 Council are security information for purposes of section 13.37. Persons who gain access to
59.17 ~~the data maintained on the site~~ this data are subject to liability under section 13.08 and the
59.18 penalty established by section 13.09 if they improperly use or further disseminate the data.
59.19 Use of this information must be approved by the appropriate authority.

59.20 Subd. 12. **Right of entry.** The state archaeologist or designee may enter on property for
59.21 the purpose of ~~authenticating~~ assessing burial sites. The Indian Affairs Council or a
59.22 designated representative of the Indian Affairs Council may enter on property for the purpose
59.23 of assessing or identifying American Indian cemeteries. Only after obtaining permission
59.24 from the property owner or lessee, descendants of persons buried in burial grounds covered
59.25 by this section may enter the burial grounds for the purpose of conducting religious or
59.26 commemorative ceremonies. This right of entry must not unreasonably burden property
59.27 owners or unnecessarily restrict their use of the property.

59.28 Subd. 13. **Definitions.** As used in this section, the following terms have the meanings
59.29 given.

59.30 (a) "Abandoned cemetery" means a cemetery where the cemetery association has
59.31 disbanded or the cemetery is neglected and contains marked graves older than 50 years.

59.32 (b) "Appropriate authority" means:

59.33 (1) the trustees when the trustees have been legally defined to administer burial grounds;

60.1 (2) the Indian Affairs Council in the case of American Indian burial grounds lacking
60.2 trustees;

60.3 (3) the county board in the case of abandoned cemeteries under section 306.243; and

60.4 (4) the state archaeologist in the case of ~~non-Indian~~ non-American Indian burial grounds
60.5 lacking trustees or not officially defined as abandoned.

60.6 (c) "Artifacts" means natural or artificial articles, objects, implements, or other items of
60.7 archaeological interest.

60.8 (d) ~~"Authenticate"~~ "Assess" means to establish the presence of or high potential of human
60.9 burials or human skeletal remains being located in a discrete area, ~~delimit the boundaries~~
60.10 ~~of human burial grounds or graves~~, and attempt to determine the ethnic, cultural, or religious
60.11 affiliation of individuals interred.

60.12 (e) "Burial" means the organic remnants of the human body that were intentionally
60.13 interred as part of a mortuary process.

60.14 (f) "Burial ground" means a discrete location that is known to contain or has high potential
60.15 to contain human remains based on physical evidence, historical records, or reliable informant
60.16 accounts.

60.17 (g) "Cemetery" means a discrete location that is known to contain or intended to be used
60.18 for the interment of human remains.

60.19 (h) "Disturb" means any activity that ~~significantly~~ harms the physical integrity or setting
60.20 of a human burial or human burial ground.

60.21 (i) "Grave goods" means objects or artifacts directly associated with human burials or
60.22 human burial grounds that were placed as part of a mortuary ritual at the time of interment.

60.23 (j) "Human remains" means the ~~calcified portion of the human body~~ of a deceased person
60.24 in whole or in part, regardless of the state of decomposition, not including isolated teeth,
60.25 ~~or cremated remains deposited in a container or discrete feature~~.

60.26 (k) "Identification" means to analyze organic materials to attempt to determine if they
60.27 represent human remains and to attempt to establish the ethnic, cultural, or religious
60.28 affiliations of such remains.

60.29 (l) "Marked" means a burial that has a recognizable tombstone or obvious grave marker
60.30 in place or a legible sign identifying an area as a burial ground or cemetery.

60.31 (m) "Qualified physical anthropologist" means a specialist in identifying human remains
60.32 who holds an advanced degree in anthropology or a closely related field.

61.1 (n) "Qualified professional archaeologist" means an archaeologist who meets the United
 61.2 States Secretary of the Interior's professional qualification standards in Code of Federal
 61.3 Regulations, title 36, part 61, appendix A, or subsequent revisions.

61.4 (o) "Recorded cemetery" means a cemetery that has a surveyed plat filed in a county
 61.5 recorder's office.

61.6 (p) "State" or "the state" means the state of Minnesota or an agency or official of the
 61.7 state acting in an official capacity.

61.8 (q) "Trustees" means the recognized representatives of the original incorporators, board
 61.9 of directors, or cemetery association.

61.10 (r) "Person" means a natural person or a business and includes both if the natural person
 61.11 is engaged in a business.

61.12 (s) "Business" means a contractor, subcontractor, supplier, consultant, or provider of
 61.13 technical, administrative, or physical services organized as a sole proprietorship, partnership,
 61.14 association, corporation, or other entity formed for the purpose of doing business for profit.

61.15 Sec. 43. Minnesota Statutes 2022, section 381.12, subdivision 2, is amended to read:

61.16 Subd. 2. **Expense, tax levy.** The county board of any county may levy a tax upon all
 61.17 the taxable property in the county for the purpose of defraying the expense incurred, or to
 61.18 be incurred, less any amount received from the public system monument grant program
 61.19 under section 381.125, for:

61.20 (1) the preservation and restoration of monuments under this section;

61.21 (2) the preservation or establishment of control monuments for mapping activities;

61.22 (3) the modernization of county land records through the use of parcel-based land
 61.23 management systems; or

61.24 (4) the establishment of geographic (GIS), land (LIS), management (MIS) information
 61.25 systems.

61.26 Sec. 44. **[381.125] PUBLIC LAND SURVEY SYSTEM MONUMENT GRANT**
 61.27 **PROGRAM.**

61.28 Subdivision 1. **Grant program.** The chief geospatial information officer, through the
 61.29 Geospatial Advisory Council established under section 16E.30, subdivision 8, shall work
 61.30 with the stakeholders licensed as land surveyors under section 326.02, to develop a process
 61.31 for accepting applications from counties for funding for the perpetuation of monuments

62.1 established by the United States in the public lands survey to mark public land survey
 62.2 corners, as provided in section 381.12, subdivision 2, clause (1). Grants may also be used
 62.3 to update records and data regarding monuments. The chief geospatial information officer
 62.4 must establish criteria for prioritizing applicants when resources available for grants are not
 62.5 sufficient to award grants to all applicants. The criteria must favor providing grants to
 62.6 counties that demonstrate financial need for assistance.

62.7 Subd. 2. **Report.** By October 1, in each odd-numbered year, the chief information officer
 62.8 must submit a report to the chairs and ranking minority members of the committees in the
 62.9 senate and the house of representatives with jurisdiction over state government and local
 62.10 government. The report must include the following:

62.11 (1) a summary of the chief information officer activities regarding administration of this
 62.12 grant program for the previous fiscal year, including the amount of money requested and
 62.13 disbursed by county;

62.14 (2) an assessment of the progress toward completion of necessary monument restoration
 62.15 and certification by county; and

62.16 (3) a forecast of the amount needed to complete monument recertification in all counties.

62.17 Subd. 3. **Nonstate match.** No nonstate match is required for grants made under this
 62.18 program.

62.19 Sec. 45. Laws 2023, chapter 5, section 1, is amended by adding an effective date to read:

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

62.21 Sec. 46. Laws 2023, chapter 5, section 2, is amended by adding an effective date to read:

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

62.23 Sec. 47. **STATE EMBLEMS REDESIGN COMMISSION.**

62.24 Subdivision 1. **Establishment.** The State Emblems Redesign Commission is established.
 62.25 The purpose of the commission is to develop and adopt a new design for the official state
 62.26 flag and the official state seal no later than January 1, 2024.

62.27 Subd. 2. **Membership; meetings.** (a) The commission consists of the following members:

62.28 (1) three members of the public, appointed by the governor;

62.29 (2) one member appointed by the Council for Minnesotans of African Heritage;

62.30 (3) one member appointed by the Minnesota Council on Latino Affairs;

- 63.1 (4) one member appointed by the Council on Asian-Pacific Minnesotans;
- 63.2 (5) one member representing the Dakota community and one member representing the
- 63.3 Ojibwe community, appointed by the executive board of the Indian Affairs Council;
- 63.4 (6) the secretary of state or the secretary's designee;
- 63.5 (7) the executive director of the Minnesota Historical Society or the director's designee;
- 63.6 (8) the chair of the Capitol Area Architectural and Planning Board or the chair's designee;
- 63.7 (9) the chair of the Minnesota Arts Board or the chair's designee; and
- 63.8 (10) the executive director of Explore Minnesota Tourism or the director's designee.
- 63.9 (b) The following serve as ex officio, nonvoting members of the commission: (1) two
- 63.10 members of the house of representatives, one each appointed by the speaker of the house
- 63.11 and the minority leader of the house; and (2) two members of the senate, one representing
- 63.12 the majority caucus appointed by the senate majority leader and one representing the minority
- 63.13 caucus appointed by the senate minority leader.
- 63.14 (c) Appointments to the commission must be made no later than August 1, 2023. The
- 63.15 voting members of the commission shall elect a chair and vice-chair. An appointee designated
- 63.16 by the governor shall convene the commission's first meeting. Decisions of the commission
- 63.17 must be made by majority vote. The Minnesota Historical Society must provide office space
- 63.18 and administrative support to the commission.
- 63.19 Subd. 3. **Meetings.** Meetings of the commission are subject to Minnesota Statutes,
- 63.20 chapter 13D.
- 63.21 Subd. 4. **Duties; form and style of recommended state emblems.** The commission
- 63.22 shall develop and adopt a new design for the official state seal and a new design for the
- 63.23 official state flag. The designs must accurately and respectfully reflect Minnesota's shared
- 63.24 history, resources, and diverse cultural communities. Symbols, emblems, or likenesses that
- 63.25 represent only a single community or person, regardless of whether real or stylized, may
- 63.26 not be included in a design. The commission may solicit and secure the voluntary service
- 63.27 and aid of vexillologists and other persons who have either technical or artistic skill in flag
- 63.28 construction and design, or the design of official seals, to assist in the work. The commission
- 63.29 must also solicit public feedback and suggestions to inform its work.
- 63.30 Subd. 5. **Report.** The commission shall certify its adopted designs in a report to the
- 63.31 legislature and governor no later than January 1, 2024. The commission's report must
- 63.32 describe the symbols and other meanings incorporated in the design.

64.1 Subd. 6. **Expiration.** The commission expires upon submission of its report.

64.2 Sec. 48. **LEGISLATIVE TASK FORCE ON AGING.**

64.3 Subdivision 1. **Establishment.** A legislative task force is established to:

64.4 (1) review and develop state resources for an aging demographic;

64.5 (2) identify and prioritize necessary support for an aging population through statewide
64.6 and local endeavors for people to remain in their communities; and

64.7 (3) ensure all aging-related state policies are inclusive of race, gender, ethnicity, culture,
64.8 sexual orientation, abilities, and other characteristics that reflect the full population of the
64.9 state.

64.10 Subd. 2. **Duties.** The task force shall review:

64.11 (1) all current aging-related governmental functions, programs, and services across all
64.12 state departments;

64.13 (2) the current plans to improve health and support services workforce demographics;

64.14 (3) current public and private strategies to:

64.15 (i) support family caregivers for older adults;

64.16 (ii) define and support quality of care and life improvements in long-term care and home
64.17 care; and

64.18 (iii) sustain neighborhoods and communities for an aging population;

64.19 (4) the necessity for planning and investment in aging in Minnesota to address:

64.20 (i) the longevity economy and the impact it has on the workforce, advancing technology,
64.21 and innovations;

64.22 (ii) housing options, land use, transportation, social services, and the health systems;

64.23 (iii) availability of safe, affordable rental housing for aging tenants; and

64.24 (iv) coordination between health services and housing supports;

64.25 (5) coordination across all state agencies, Tribal Nations, cities, and counties to encourage
64.26 resolution of aging related concerns; and

64.27 (6) from this review, determine the governmental entity to plan, lead, and implement
64.28 these recommended policies and funding for aging Minnesotans across the state.

64.29 Subd. 3. **Membership.** (a) The task force shall include the following members:

65.1 (1) two members from the house of representatives, one appointed by the speaker of the
65.2 house and one appointed by the minority leader;

65.3 (2) two members from the senate, one appointed by the majority leader and one appointed
65.4 by the minority leader;

65.5 (3) the chair of the Minnesota Board on Aging, or a board member as designee;

65.6 (4) the chair of the Minnesota Council on Disability, or an agency employee as designee;

65.7 (5) the chair of the Minnesota Indian Affairs Council, or a council member, except the
65.8 legislative council member, as designee; and

65.9 (6) the director of the University of Minnesota Center for Healthy Aging and Innovation,
65.10 or a University of Minnesota employee as a designee.

65.11 (b) The speaker of the house and the senate majority leader shall appoint a chair and a
65.12 vice-chair for the membership of the task force. The chair and the vice-chair shall rotate
65.13 after each meeting.

65.14 Subd. 4. **Meetings.** (a) The task force shall meet at least once per month. The meetings
65.15 shall take place in person in the Capitol complex, provided that the chair may direct that a
65.16 meeting be conducted electronically if doing so would facilitate public testimony or would
65.17 protect the health or safety of members of the task force.

65.18 (b) The task force shall invite input from the public, the leadership of advocacy groups,
65.19 and provider organizations.

65.20 (c) The chair designated by the speaker of the house shall convene the first meeting of
65.21 the task force no later than August 1, 2023.

65.22 Subd. 5. **Expenses; per diem.** Members serving on the task force shall receive the
65.23 following per diem:

65.24 (1) the Board on Aging task force member who is a volunteer citizen member shall
65.25 receive the per diem listed in Minnesota Statutes, section 15.059, subdivision 3;

65.26 (2) the Council on Disability task force member shall not receive a per diem;

65.27 (3) the Indian Affairs Council task force member who is a citizen member shall receive
65.28 the per diem listed in Minnesota Statutes, section 15.059, subdivision 3;

65.29 (4) the University of Minnesota task force member shall not receive a per diem; and

65.30 (5) legislative members of the task force shall not receive a per diem.

66.1 Subd. 6. **Report.** The task force shall submit a report with recommendations to the chairs
 66.2 and ranking minority members of the legislative committees with jurisdiction over health
 66.3 and human services finance and policy and state government by January 15, 2025.

66.4 Subd. 7. **Expiration.** The task force expires January 31, 2025.

66.5 **EFFECTIVE DATE.** This section is effective July 1, 2023, or when the legislative
 66.6 leaders required to make appointments to the task force name appointees beginning the day
 66.7 after final enactment.

66.8 Sec. 49. **INITIAL APPOINTMENTS; YOUTH ADVISORY COUNCIL.**

66.9 The governor and legislature must make initial appointments to the Youth Advisory
 66.10 Council under Minnesota Statutes, section 15.0146, no later than August 1, 2023. The
 66.11 commissioner of administration must convene the first meeting of the council no later than
 66.12 September 15, 2023.

66.13 Sec. 50. **INITIAL APPOINTMENTS; COUNCIL ON LGBTQIA MINNESOTANS.**

66.14 The governor and legislature must make initial appointments to the Council on LGBTQIA
 66.15 Minnesotans under Minnesota Statutes, section 15.0147, no later than August 1, 2023. The
 66.16 commissioner of administration must convene the first meeting of the council no later than
 66.17 September 15, 2023.

66.18 Sec. 51. **ENTERPRISE GRANTS MANAGEMENT SYSTEM FEASIBILITY STUDY.**

66.19 The commissioner of administration must assess the viability of implementing a single
 66.20 grants management system for executive agencies. If the results of the study determine an
 66.21 enterprise system is feasible, the study will further include:

66.22 (1) an analysis of available technology options;

66.23 (2) recommended changes to the state's organizational model, operational controls, and
 66.24 processes;

66.25 (3) staffing and other resource needs;

66.26 (4) high-level system requirements;

66.27 (5) estimated costs; and

66.28 (6) an implementation roadmap.

67.1 Sec. 52. **OFFICE OF SMALL AGENCIES; STUDY.**

67.2 **Subdivision 1. Study; requirements.** The commissioner of administration must review
67.3 the unique issues faced by small agencies other than departments of the state as defined in
67.4 section 15.01. These include boards, commissions, councils, task forces, and authorities.
67.5 The study will assess whether the current support model provides adequate support for the
67.6 agencies as well as their volunteer board members. The study will also examine how other
67.7 states support their small agencies and provide recommendations on how to most effectively
67.8 support these small agencies in their delivery of important functions of government.

67.9 **Subd. 2. Report.** By February 1, 2024, the commissioner of administration must submit
67.10 the findings and recommendations of the study to the governor and the chairs and ranking
67.11 minority members of the legislative committees with primary jurisdiction over state
67.12 government.

67.13 Sec. 53. **SALARIES FOR CONSTITUTIONAL OFFICERS.**

67.14 The salaries of the governor, lieutenant governor, attorney general, secretary of state,
67.15 and state auditor shall be increased by nine percent effective July 1, 2023. The salaries of
67.16 the governor, lieutenant governor, attorney general, secretary of state, and state auditor shall
67.17 be increased by 7.5 percent effective July 1, 2024.

67.18 Sec. 54. **REPEALER.**

67.19 (a) Minnesota Statutes 2022, sections 1.135, subdivisions 3 and 5; and 1.141, subdivisions
67.20 3, 4, and 6, are repealed.

67.21 (b) Minnesota Statutes 2022, section 124D.957, is repealed.

67.22 (c) Minnesota Statutes 2022, sections 4A.01; 4A.04; 4A.06; 4A.07; 4A.11; and 124D.23,
67.23 subdivision 9, are repealed.

67.24 (d) Laws 2014, chapter 287, section 25, as amended by Laws 2015, chapter 77, article
67.25 2, section 78, is repealed.

67.26 **EFFECTIVE DATE.** Paragraph (a) is effective May 11, 2024.

68.1 **ARTICLE 3**68.2 **INFORMATION TECHNOLOGY**

68.3 Section 1. Minnesota Statutes 2022, section 16E.01, subdivision 1a, is amended to read:

68.4 Subd. 1a. **Responsibilities.** The department shall provide oversight, leadership, and
68.5 direction for information and telecommunications technology policy and the management,
68.6 delivery, accessibility, and security of executive branch information and telecommunications
68.7 technology systems and services in Minnesota. The department shall partner with executive
68.8 branch state agencies to manage strategic investments in information and telecommunications
68.9 technology systems and services to ensure sufficient access to and efficient delivery of
68.10 accessible government services and to maximize benefits for the state government as an
68.11 enterprise.

68.12 Sec. 2. Minnesota Statutes 2022, section 16E.01, is amended by adding a subdivision to
68.13 read:

68.14 Subd. 1b. **Deputy; appointments.** The commissioner may appoint a deputy, assistant
68.15 commissioners, and a confidential secretary. Each serves at the commissioner's pleasure in
68.16 the unclassified service.

68.17 Sec. 3. Minnesota Statutes 2022, section 16E.01, subdivision 3, is amended to read:

68.18 Subd. 3. **Duties.** (a) The department shall:

68.19 (1) manage the efficient and effective use of available federal, state, local, and
68.20 public-private resources to develop statewide information and telecommunications technology
68.21 systems and services and its infrastructure;

68.22 (2) approve state agency and intergovernmental information and telecommunications
68.23 technology systems and services development efforts involving state or intergovernmental
68.24 funding, including federal funding, provide information to the legislature regarding projects
68.25 reviewed, and recommend projects for inclusion in the governor's budget under section
68.26 16A.11;

68.27 (3) promote cooperation and collaboration among state and local governments in
68.28 developing intergovernmental information and telecommunications technology systems
68.29 and services;

68.30 (4) cooperate and collaborate with the legislative and judicial branches in the development
68.31 of information and communications systems in those branches, as requested;

69.1 ~~(5) continue the development of North Star, the state's official comprehensive online~~
 69.2 ~~service and information initiative;~~

69.3 ~~(6)~~ (5) promote and coordinate public information access and network initiatives,
 69.4 consistent with chapter 13, to connect Minnesota's citizens and communities to each other,
 69.5 to their governments, and to the world;

69.6 ~~(7)~~ (6) manage and promote the regular and periodic reinvestment in the information
 69.7 and telecommunications technology systems and services infrastructure so that state and
 69.8 local government agencies can effectively and efficiently serve their customers;

69.9 ~~(8)~~ (7) facilitate the cooperative development of and ensure compliance with standards
 69.10 and policies for information and telecommunications technology systems and services and
 69.11 electronic data practices and privacy within the executive branch;

69.12 ~~(9)~~ (8) eliminate unnecessary duplication of existing information and telecommunications
 69.13 technology systems and services provided by state agencies;

69.14 ~~(10)~~ (9) identify, sponsor, develop, and execute shared information and
 69.15 telecommunications technology projects and ongoing operations;

69.16 ~~(11)~~ (10) ensure overall security of the state's information and technology systems and
 69.17 services; and

69.18 ~~(12)~~ (11) manage and direct compliance with accessibility standards for informational
 69.19 technology, including hardware, software, websites, online forms, and online surveys.

69.20 (b) The chief information officer, in consultation with the commissioner of management
 69.21 and budget, must determine when it is cost-effective for agencies to develop and use shared
 69.22 information and telecommunications technology systems, platforms, and services for the
 69.23 delivery of ~~electronic~~ digital government services. The chief information officer may require
 69.24 agencies to use shared information and telecommunications technology systems and services.
 69.25 The chief information officer shall establish reimbursement rates in cooperation with the
 69.26 commissioner of management and budget to be billed to agencies and other governmental
 69.27 entities sufficient to cover the actual development, operating, maintenance, and administrative
 69.28 costs of the shared systems. The methodology for billing may include the use of interagency
 69.29 agreements, or other means as allowed by law.

69.30 (c) A state agency that has an information and telecommunications technology project,
 69.31 whether funded as part of the biennial budget or by any other means, shall register with the
 69.32 department by submitting basic project startup documentation as specified by the chief
 69.33 information officer in both format and content. State agency project leaders, in accordance

70.1 with policies and standards set forth by the chief information officer, must demonstrate that
70.2 the project will be properly managed, provide updates to the project documentation as
70.3 changes are proposed, and regularly report on the current status of the project on a schedule
70.4 agreed to with the chief information officer. The chief information officer has the authority
70.5 to define a project for the purposes of this chapter.

70.6 (d) The chief information officer shall monitor progress on any active information and
70.7 telecommunications technology project with a total expected project cost of more than
70.8 \$5,000,000 and report on the performance of the project in comparison with the plans for
70.9 the project in terms of time, scope, and budget. The chief information officer may conduct
70.10 an independent project audit of the project. The audit analysis and evaluation of the projects
70.11 subject to paragraph (c) must be presented to agency executive sponsors, the project
70.12 governance bodies, and the chief information officer. All reports and responses must become
70.13 part of the project record.

70.14 (e) For any active information and telecommunications technology project with a total
70.15 expected project cost of more than \$10,000,000, the state agency must perform an annual
70.16 independent audit that conforms to published project audit principles adopted by the
70.17 department.

70.18 (f) The chief information officer shall report by January 15 of each year to the chairs
70.19 and ranking minority members of the legislative committees and divisions with jurisdiction
70.20 over the department regarding projects the department has reviewed under paragraph (a),
70.21 clause (10). The report must include ~~the reasons for the determinations made in the review~~
70.22 ~~of each project and a description of its current status.:~~

- 70.23 (1) each project in the IT portfolio whose status is either active or on hold;
70.24 (2) each project presented to the office for consultation in the time since the last report;
70.25 (3) the information technology cost associated with the project;
70.26 (4) the current status of the information technology project;
70.27 (5) the date the information technology project is expected to be completed; and
70.28 (6) the projected costs for ongoing support and maintenance after the project is complete.

71.1 Sec. 4. Minnesota Statutes 2022, section 16E.016, is amended to read:

71.2 **16E.016 RESPONSIBILITY FOR INFORMATION TECHNOLOGY SERVICES**
71.3 **AND EQUIPMENT.**

71.4 (a) The chief information officer is responsible for providing or entering into managed
71.5 services contracts for the provision, improvement, ~~and~~ development, and lifecycle
71.6 management of the following information technology systems and services to state agencies:

71.7 (1) state data centers;

71.8 (2) mainframes including system software;

71.9 (3) servers including system software;

71.10 (4) desktops including system software;

71.11 (5) laptop computers including system software;

71.12 (6) a data network including system software;

71.13 (7) database, electronic mail, office systems, reporting, and other standard software
71.14 tools;

71.15 (8) business application software and related technical support services;

71.16 (9) help desk for the components listed in clauses (1) to (8);

71.17 (10) maintenance, problem resolution, and break-fix for the components listed in clauses
71.18 (1) to (8);

71.19 (11) regular upgrades ~~and~~, replacement, and lifecycle management for the components
71.20 listed in clauses (1) to (8); and

71.21 (12) network-connected output devices.

71.22 (b) All state agency employees whose work primarily involves functions specified in
71.23 paragraph (a) are employees of the Department of Information Technology Services. This
71.24 includes employees who directly perform the functions in paragraph (a), as well as employees
71.25 whose work primarily involves managing, supervising, or providing administrative services
71.26 or support services to employees who directly perform these functions. The chief information
71.27 officer may assign employees of the department to perform work exclusively for another
71.28 state agency.

71.29 (c) Subject to sections 16C.08 and 16C.09, the chief information officer may allow a
71.30 state agency to obtain services specified in paragraph (a) through a contract with an outside
71.31 vendor when the chief information officer and the agency head agree that a contract would

72.1 provide best value, as defined in section 16C.02, under the service-level agreement. The
 72.2 chief information officer must require that agency contracts with outside vendors ensure
 72.3 that systems and services are compatible with standards established by the Department of
 72.4 Information Technology Services.

72.5 (d) The Minnesota State Retirement System, the Public Employees Retirement
 72.6 Association, the Teachers Retirement Association, the State Board of Investment, the
 72.7 Campaign Finance and Public Disclosure Board, the State Lottery, and the Statewide Radio
 72.8 Board are not state agencies for purposes of this section.

72.9 Sec. 5. Minnesota Statutes 2022, section 16E.03, subdivision 2, is amended to read:

72.10 Subd. 2. **Chief information officer's responsibility.** The chief information officer shall:

72.11 (1) design a ~~master~~ strategic plan for information and telecommunications technology
 72.12 systems and services in the state and shall report on the plan to the governor and legislature
 72.13 at the beginning of each regular session;

72.14 (2) coordinate, review, and approve all information and telecommunications technology
 72.15 projects and oversee the state's information and telecommunications technology systems
 72.16 and services;

72.17 (3) establish and enforce compliance with standards for information and
 72.18 telecommunications technology systems and services that are cost-effective and support
 72.19 open systems environments and that are compatible with state, national, and international
 72.20 standards, including accessibility standards;

72.21 (4) maintain a library of systems and programs developed by the state for use by agencies
 72.22 of government;

72.23 (5) direct and manage the shared operations of the state's information and
 72.24 telecommunications technology systems and services; and

72.25 (6) establish and enforce standards and ensure acquisition of hardware ~~and~~ ² software,
 72.26 and services necessary to protect data and systems in state agency networks connected to
 72.27 the Internet.

72.28 Sec. 6. Minnesota Statutes 2022, section 16E.14, subdivision 4, is amended to read:

72.29 Subd. 4. **Cash flow.** (a) The commissioner of management and budget shall make
 72.30 appropriate transfers to the revolving fund when requested by the chief information officer.
 72.31 The chief information officer may make allotments and encumbrances in anticipation of

73.1 such transfers. In addition, the chief information officer, with the approval of the
 73.2 commissioner of management and budget, may require an agency to make advance payments
 73.3 to the revolving fund sufficient to cover the office's estimated obligation for a period of at
 73.4 least 60 days. All reimbursements and other money received by the chief information officer
 73.5 under this section must be deposited in the MNIT services revolving fund.

73.6 (b) Each biennium, the commissioner of management and budget is authorized to provide
 73.7 cash flow assistance of up to \$60,000,000 from the special revenue fund or other statutory
 73.8 general fund as defined in section 16A.671, subdivision 3, paragraph (a), to the Department
 73.9 of Information Technology Services for the purpose of managing revenue and expenditure
 73.10 differences. These funds shall be repaid with interest by the end of the closing period of the
 73.11 second fiscal year of the same biennium.

73.12 Sec. 7. Minnesota Statutes 2022, section 16E.21, subdivision 1, is amended to read:

73.13 Subdivision 1. **Account established; appropriation.** The information and
 73.14 telecommunications technology systems and services account is created in the special
 73.15 revenue fund. Receipts credited to the account are appropriated to the Department of
 73.16 Information Technology Services for the purpose of defraying the costs of personnel and
 73.17 technology for activities that create government efficiencies, secure state systems, or address
 73.18 project or product backlogs in accordance with this chapter.

73.19 Sec. 8. Minnesota Statutes 2022, section 16E.21, subdivision 2, is amended to read:

73.20 Subd. 2. **Charges.** (a) Upon agreement of the participating agency, the Department of
 73.21 Information Technology Services may collect a charge or receive a fund transfer under
 73.22 section 16E.0466 for purchases of information and telecommunications technology systems
 73.23 and services by state agencies and other governmental entities through state contracts for
 73.24 purposes described in subdivision 1. Charges collected under this section must be credited
 73.25 to the information and telecommunications technology systems and services account.

73.26 (b) Notwithstanding section 16A.28, subdivision 3, any unexpended operating balance
 73.27 appropriated to a state agency may be transferred to the information and telecommunications
 73.28 technology systems and services account for the information technology cost of a specific
 73.29 project, product, or services, subject to the review of the Legislative Advisory Commission
 73.30 under subdivision 3.

74.1 **Sec. 9. [16E.35] COUNTY AND LOCAL CYBERSECURITY GRANTS.**

74.2 **Subdivision 1. Cybersecurity grant program established.** The Department of IT
 74.3 Services may make grants to political subdivisions to support addressing cybersecurity risks
 74.4 and cybersecurity threats to information systems owned or operated by, or on behalf of,
 74.5 state, local, or Tribal governments, as provided in section 70612 of Public Law 117-58.

74.6 **Subd. 2. Match requirement.** The political subdivision receiving a grant must provide
 74.7 for the remainder of the costs of the project that exceed available state match appropriated
 74.8 funds, or that exceed goals defined in the statewide cybersecurity plan.

74.9 **Subd. 3. Criteria.** The department may set criteria for program priorities and standards
 74.10 of review.

74.11 **Sec. 10. REPEALER.**

74.12 Minnesota Statutes 2022, section 16E.0466, subdivision 2, is repealed.

74.13 **ARTICLE 4**

74.14 **STATE EMPLOYEES WITH DISABILITIES**

74.15 Section 1. Minnesota Statutes 2022, section 43A.01, subdivision 2, is amended to read:

74.16 **Subd. 2. Precedence of merit principles and nondiscrimination.** It is the policy of
 74.17 this state to provide for equal employment opportunity consistent with chapter 363A by
 74.18 ensuring that all personnel actions be based on the ability to perform the duties and
 74.19 responsibilities assigned to the position without regard to age, race, creed or religion, color,
 74.20 disability, sex, national origin, marital status, status with regard to public assistance, or
 74.21 political affiliation. It is the policy of this state to take affirmative action to eliminate the
 74.22 underutilization of qualified members of protected groups in the civil service, where such
 74.23 action is not in conflict with other provisions of this chapter or chapter 179, in order to
 74.24 correct imbalances and eliminate the ~~present~~ effects of ~~past~~ discrimination and support full
 74.25 and equal participation in the social and economic life in the state. Heads of departments
 74.26 and agencies must provide training to managers and supervisors that are responsible for
 74.27 hiring and evaluating employee performance regarding bias that can be present in the hiring
 74.28 and performance evaluation processes.

74.29 No contract executed pursuant to chapter 179A shall modify, waive or abridge this
 74.30 section and sections 43A.07 to 43A.121, 43A.15, and 43A.17 to 43A.21, except to the extent
 74.31 expressly permitted in those sections.

75.1 Sec. 2. Minnesota Statutes 2022, section 43A.02, is amended by adding a subdivision to
75.2 read:

75.3 Subd. 1a. **Accommodation fund.** "Accommodation fund" means the fund created under
75.4 section 16B.4805 for reimbursing state agencies for eligible expenses incurred in providing
75.5 reasonable accommodations to state employees with disabilities.

75.6 Sec. 3. Minnesota Statutes 2022, section 43A.02, is amended by adding a subdivision to
75.7 read:

75.8 Subd. 3a. **Americans with Disabilities Act.** "Americans With Disabilities Act" or
75.9 "ADA" means the Americans with Disabilities Act of 1990, as amended, United States
75.10 Code title 42, sections 12101 to 12117.

75.11 Sec. 4. Minnesota Statutes 2022, section 43A.02, is amended by adding a subdivision to
75.12 read:

75.13 Subd. 18a. **Digital accessibility.** "Digital accessibility" means information and
75.14 communication technology, including products, devices, services, and content that are
75.15 designed and built so people with disabilities can use or participate in them, as defined by
75.16 the accessibility standard adopted under section 16E.03, subdivision 9. Any statutory
75.17 reference to accessible or accessibility in the context of information and communication
75.18 technology includes digital accessibility.

75.19 Sec. 5. Minnesota Statutes 2022, section 43A.02, is amended by adding a subdivision to
75.20 read:

75.21 Subd. 35a. **Reasonable accommodation.** "Reasonable accommodation" has the meaning
75.22 given under section 363A.08, subdivision 6.

75.23 Sec. 6. Minnesota Statutes 2022, section 43A.04, subdivision 1a, is amended to read:

75.24 Subd. 1a. **Mission; efficiency.** It is part of the department's mission that within the
75.25 department's resources the commissioner shall endeavor to:

75.26 (1) prevent the waste or unnecessary spending of public money;

75.27 (2) use innovative fiscal and human resource practices to manage the state's resources
75.28 and operate the department as efficiently as possible;

75.29 (3) coordinate the department's activities wherever appropriate with the activities of
75.30 other governmental agencies;

76.1 (4) use technology where appropriate to increase agency productivity, improve customer
 76.2 service, increase public access to information about government, and increase public
 76.3 participation in the business of government;

76.4 (5) ensure that all technology utilized is accessible to employees and provided in a timely
 76.5 manner as described in sections 363A.42 and 363A.43 and the accessibility standards under
 76.6 section 16E.03, subdivisions 2, clause (3), and 9;

76.7 ~~(5)~~ (6) utilize constructive and cooperative labor-management practices to the extent
 76.8 otherwise required by chapters 43A and 179A;

76.9 ~~(6)~~ (7) report to the legislature on the performance of agency operations and the
 76.10 accomplishment of agency goals in the agency's biennial budget according to section 16A.10,
 76.11 subdivision 1; ~~and~~

76.12 ~~(7)~~ (8) recommend to the legislature appropriate changes in law necessary to carry out
 76.13 the mission and improve the performance of the department; and

76.14 (9) endeavor to use equitable and inclusive practices to attract and recruit protected class
 76.15 employees; actively eliminate discrimination against protected group employees; and ensure
 76.16 equitable access to development and training, advancement, and promotional opportunities.

76.17 Sec. 7. Minnesota Statutes 2022, section 43A.04, subdivision 4, is amended to read:

76.18 Subd. 4. **Administrative procedures.** The commissioner shall develop administrative
 76.19 procedures, which are not subject to the rulemaking provisions of the Administrative
 76.20 Procedure Act, to effect provisions of chapter 43A which do not directly affect the rights
 76.21 of or processes available to the general public. The commissioner may also adopt
 76.22 administrative procedures, not subject to the Administrative Procedure Act, which concern
 76.23 topics affecting the general public if those procedures concern only the internal management
 76.24 of the department or other agencies and if those elements of the topics which affect the
 76.25 general public are the subject of department rules.

76.26 Administrative procedures shall be reproduced and made available for comment in
 76.27 accessible digital formats under section 16E.03 to agencies, employees, and appropriate
 76.28 exclusive representatives certified pursuant to sections 179A.01 to 179A.25, for at least 15
 76.29 days prior to implementation and shall include but are not limited to:

76.30 (1) maintenance and administration of a plan of classification for all positions in the
 76.31 classified service and for comparisons of unclassified positions with positions in the classified
 76.32 service;

77.1 (2) procedures for administration of collective bargaining agreements and plans
77.2 established pursuant to section 43A.18 concerning total compensation and the terms and
77.3 conditions of employment for employees;

77.4 (3) procedures for effecting all personnel actions internal to the state service such as
77.5 processes and requirements for agencies to publicize job openings and consider applicants
77.6 who are referred or nominate themselves, conduct of selection procedures limited to
77.7 employees, noncompetitive and qualifying appointments of employees and leaves of absence;

77.8 (4) maintenance and administration of employee performance appraisal, training and
77.9 other programs; and

77.10 (5) procedures for pilots of the reengineered employee selection process. Employment
77.11 provisions of this chapter, associated personnel rules adopted under subdivision 3, and
77.12 administrative procedures established under clauses (1) and (3) may be waived for the
77.13 purposes of these pilots. The pilots may affect the rights of and processes available to
77.14 members of the general public seeking employment in the classified service. The
77.15 commissioner will provide public notice of any pilot directly affecting the rights of and
77.16 processes available to the general public and make the administrative procedures available
77.17 for comment to the general public, agencies, employees, and appropriate exclusive
77.18 representatives certified pursuant to sections 179A.01 to 179A.25 for at least 30 days prior
77.19 to implementation. The commissioner must publish the public notice in an accessible digital
77.20 format under section 16E.03. The commissioner must provide a comment process that allows
77.21 the public to submit comments through multiple formats to ensure accessibility. These
77.22 formats must include telephone, digital content, and email.

77.23 Sec. 8. Minnesota Statutes 2022, section 43A.04, subdivision 7, is amended to read:

77.24 Subd. 7. **Reporting.** The commissioner shall issue a written report by February 1 and
77.25 August 1 of each year to the chair of the Legislative Coordinating Commission. The report
77.26 must list the number of appointments made under each of the categories in section 43A.15,
77.27 the number made to the classified service other than under section 43A.15, and the number
77.28 made under section 43A.08, subdivision 2a, during the six-month periods ending June 30
77.29 and December 31, respectively. The report must be posted online and must be accessible
77.30 under section 16E.03. The commissioner shall advertise these reports in multiple formats
77.31 to ensure broad dissemination.

78.1 Sec. 9. Minnesota Statutes 2022, section 43A.09, is amended to read:

78.2 **43A.09 RECRUITMENT.**

78.3 The commissioner in cooperation with appointing authorities of all state agencies shall
 78.4 maintain an active recruiting program publicly conducted and designed to attract sufficient
 78.5 numbers of well-qualified people to meet the needs of the civil service, and to enhance the
 78.6 image and public esteem of state service employment. Special emphasis shall be given to
 78.7 recruitment of veterans and protected group members, including qualified individuals with
 78.8 disabilities, to assist state agencies in meeting affirmative action goals to achieve a balanced
 78.9 work force. All technology and digital content related to recruiting and hiring shall be
 78.10 accessible to people with disabilities.

78.11 Sec. 10. Minnesota Statutes 2022, section 43A.10, subdivision 2a, is amended to read:

78.12 Subd. 2a. **Application requirements.** (a) The commissioner shall establish and maintain
 78.13 a database of applicants for state employment. The commissioner shall establish, publicize,
 78.14 and enforce minimum requirements for ~~application.~~ applications, and shall ensure that:

78.15 (1) all postings shall be written so as to be relevant to the duties of the job and be
 78.16 nondiscriminatory;

78.17 (2) the appointing authority ~~shall enforce~~ enforces the established minimum requirements
 78.18 for application;

78.19 (3) the 700-hour on-the-job demonstration experience is considered an alternative,
 78.20 noncompetitive hiring process for classified positions for qualified individuals ~~who express~~
 78.21 interest directly to the appointing authority. with disabilities; and

78.22 (4) hiring managers and others involved in the selection process are aware of the
 78.23 accommodation fund under section 16B.4805 to ensure that people with disabilities obtain
 78.24 timely and appropriate accommodations within the hiring process and the state agency can
 78.25 request reimbursement.

78.26 (b) The commissioner shall ensure that all online application processes and all digital
 78.27 content relating to the database referenced in paragraph (a) shall be accessible for people
 78.28 with disabilities.

78.29 Sec. 11. Minnesota Statutes 2022, section 43A.10, subdivision 7, is amended to read:

78.30 Subd. 7. **Selection process accommodations.** Upon request, the commissioner or
 78.31 appointing authority shall provide ~~selection process~~ reasonable accommodations to an

79.1 applicant with a disability that does not prevent performance of the duties of the position.
 79.2 The accommodations must provide an opportunity to fairly assess the ability of the applicant
 79.3 to perform the duties of the position notwithstanding the disability but must preserve, to the
 79.4 extent feasible, the validity of the selection process and equitable comparison of results
 79.5 with the results of competitors without disabilities. a qualified applicant with a disability
 79.6 to ensure full participation in the selection process, including use of the accommodation
 79.7 fund under section 16B.4805 during the selection process. The commissioner must ensure
 79.8 that each agency head is aware of the accommodation fund and its critical function of
 79.9 removing cost considerations from interview selection decisions.

79.10 Sec. 12. Minnesota Statutes 2022, section 43A.14, is amended to read:

79.11 **43A.14 APPOINTMENTS.**

79.12 All appointments to the classified service shall be based upon merit and ability to perform
 79.13 the duties of the position and the needs of the employing agency, including the need to
 79.14 achieve and maintain a representative work force, including representation of people with
 79.15 disabilities. For employees in a bargaining unit as defined in section 179A.10 appointments
 79.16 shall be subject to applicable provisions of collective bargaining agreements.

79.17 Sec. 13. Minnesota Statutes 2022, section 43A.15, subdivision 14, is amended to read:

79.18 Subd. 14. ~~700-hour on-the-job demonstration process and appointment~~
 79.19 ~~experience.~~ (a) The commissioner shall ~~establish~~ consult with the Department of Employment
 79.20 and Economic Development's Vocational Rehabilitation Services and State Services for the
 79.21 Blind and other disability experts in establishing, reviewing, and modifying the qualifying
 79.22 procedures for applicants whose disabilities are of such a significant nature that the applicants
 79.23 are unable to demonstrate their abilities in the selection process. The qualifying procedures
 79.24 must consist of up to 700 hours of on-the-job trial work demonstration experience. Up to
 79.25 three persons with significant disabilities and their job coach may be allowed to demonstrate
 79.26 their job competence as a unit through the on-the-job trial work experience selection
 79.27 procedure. This The 700-hour on-the-job demonstration process must be limited to applicants
 79.28 for whom there is no reasonable accommodation in the selection process experience is an
 79.29 alternative, noncompetitive hiring process for qualified applicants with disabilities. All
 79.30 permanent executive branch classified positions are eligible for a 700-hour on-the-job
 79.31 demonstration experience, and all permanent classified job postings must provide information
 79.32 regarding the on-the-job demonstration overview and certification process.

80.1 (b) The commissioner may authorize the probationary appointment of an applicant based
 80.2 on the request of the appointing authority that documents that the applicant has successfully
 80.3 demonstrated qualifications for the position through completion of an on-the-job ~~trial work~~
 80.4 demonstration experience. A qualified applicant should be converted to permanent,
 80.5 probationary appointments at the point in the 700-hour on-the-job experience when the
 80.6 applicant has demonstrated the ability to perform the essential functions of the job with or
 80.7 without reasonable accommodation. The implementation of this subdivision may not be
 80.8 deemed a violation of chapter 43A or 363A.

80.9 (c) The commissioner and the ADA and disability employment director, described in
 80.10 section 43A.19, subdivision 1, paragraph (e), are responsible for the administration and
 80.11 oversight of the 700-hour on-the-job demonstration experience, including the establishment
 80.12 of policies and procedures, data collection and reporting requirements, and compliance.

80.13 (d) The commissioner or the commissioner's designee shall design and implement a
 80.14 training curriculum for the 700-hour on-the-job demonstration experience. All executive
 80.15 leaders, managers, supervisors, human resources professionals, affirmative action officers,
 80.16 and ADA coordinators must receive annual training on the program.

80.17 (e) The commissioner or the commissioner's designee shall develop, administer, and
 80.18 make public a formal grievance process for individuals in the 700-hour on-the-job
 80.19 demonstration experience under this subdivision and supported work program under section
 80.20 43A.421, subdivision 2.

80.21 (f) An appointing authority must make reasonable accommodations in response to a
 80.22 request from an applicant with a disability, including providing accommodations in a timely
 80.23 manner during the application and hiring process and throughout the 700-hour on-the-job
 80.24 demonstration experience. Requirements for accessibility for public records under section
 80.25 363A.42, continuing education under section 363A.43, and technology under section 16E.03,
 80.26 subdivision 2, clauses (3) and (9), apply to an agency filling an appointment during the
 80.27 application and hiring process and through the on-the-job demonstration experience period.

80.28 Sec. 14. Minnesota Statutes 2022, section 43A.15, is amended by adding a subdivision to
 80.29 read:

80.30 Subd. 14a. **Report and survey.** (a) The commissioner shall annually collect
 80.31 enterprise-wide statistics on the 700-hour on-the-job demonstration experience under
 80.32 subdivision 14. The statistics collected and reported annually must include:

80.33 (1) the number of certifications submitted, granted, and rejected;

81.1 (2) the number of applicants interviewed, appointed, and converted to probationary
 81.2 status;

81.3 (3) the number of employees retained after one year in state employment;

81.4 (4) the number of employees with terminated appointments and the reason for termination;

81.5 (5) the average length of time in an on-the-job demonstration appointment;

81.6 (6) the number and category of entity certifications; and

81.7 (7) by department or agency, the number of appointments and hires and the number of
 81.8 managers and supervisors trained.

81.9 (b) The commissioner shall administer an annual survey of participants in the 700-hour
 81.10 on-the-job demonstration experience who are hired and those who are not hired, as well as
 81.11 the managers of participants in the 700-hour on-the-job demonstration experience.

81.12 (c) The commissioner must consult at least annually with the Department of Employment
 81.13 and Economic Development's Vocational Rehabilitation Services and State Services for the
 81.14 Blind and other disability experts to review the survey results, assess program satisfaction,
 81.15 and recommend areas for continuous improvement.

81.16 (d) The commissioner shall annually publish a report on the department's website that
 81.17 includes the data described in paragraph (a), survey results described in paragraph (b), and
 81.18 recommendations for continuous improvement described in paragraph (c).

81.19 Sec. 15. Minnesota Statutes 2022, section 43A.19, subdivision 1, is amended to read:

81.20 Subdivision 1. **Statewide affirmative action program.** (a) To assure that positions in
 81.21 the executive branch of the civil service are equally accessible to all qualified persons, and
 81.22 to eliminate the ~~underutilization of qualified members of protected groups~~ effects of past
 81.23 and present discrimination, intended or unintended, on the basis of protected group status,
 81.24 the commissioner shall adopt and periodically revise, if necessary, a statewide affirmative
 81.25 action program. The statewide affirmative action program must consist of at least the
 81.26 following:

81.27 (1) objectives, goals, and policies;

81.28 (2) procedures, standards, and assumptions to be used by agencies in the preparation of
 81.29 agency affirmative action plans, including methods by which goals and timetables are
 81.30 established;

82.1 (3) the analysis of separation patterns to determine the impact on protected group
82.2 members; and

82.3 (4) requirements for annual objectives and submission of affirmative action progress
82.4 reports from heads of agencies.

82.5 Agency heads must report the data in clause (3) to the state Director of Recruitment,
82.6 Retention and Affirmative Action and the state ADA coordinator, in addition to being
82.7 available to anyone upon request. The commissioner must annually post the aggregate and
82.8 agency-level reports under clause (4) on the agency's website.

82.9 (b) The commissioner shall establish statewide affirmative action goals for each of the
82.10 federal Equal Employment Opportunity (EEO) occupational categories applicable to state
82.11 employment, using at least the following factors:

82.12 (1) the percentage of members of each protected class in the recruiting area population
82.13 who have the necessary skills; and

82.14 (2) the availability for promotion or transfer of current employees who are members of
82.15 protected classes.

82.16 (c) The commissioner may use any of the following factors in addition to the factors
82.17 required under paragraph (b):

82.18 (1) the extent of unemployment of members of protected classes in the recruiting area
82.19 population;

82.20 (2) the existence of training programs in needed skill areas offered by employing agencies
82.21 and other institutions; and

82.22 (3) the expected number of available positions to be filled.

82.23 (d) The commissioner shall designate a state director of diversity and equal employment
82.24 opportunity who may be delegated the preparation, revision, implementation, and
82.25 administration of the program. The commissioner of management and budget may place
82.26 the director's position in the unclassified service if the position meets the criteria established
82.27 in section 43A.08, subdivision 1a.

82.28 (e) The commissioner shall designate a statewide ADA and disability employment
82.29 director. The commissioner may delegate the preparation, revision, implementation,
82.30 evaluation, and administration of the program to the director. The director must administer
82.31 the 700-hour on-the-job demonstration experience under the supported work program and
82.32 disabled veteran's employment programs. The ADA and disability employment director

83.1 shall have education, knowledge, and skills in disability policy, employment, and the ADA.
 83.2 The commissioner may place the director's position in the unclassified service if the position
 83.3 meets the criteria established in section 43A.08, subdivision 1a.

83.4 (f) Agency affirmative action plans, including reports and progress, must be posted on
 83.5 the agency's public and internal websites within 30 days of being approved. The
 83.6 commissioner of management and budget shall post a link to all executive branch
 83.7 agency-approved affirmative action plans on its public website. Accessible copies of the
 83.8 affirmative action plan must be available to all employees and members of the general public
 83.9 upon request.

83.10 Sec. 16. Minnesota Statutes 2022, section 43A.191, is amended to read:

83.11 **43A.191 AGENCY AFFIRMATIVE ACTION PROGRAMS.**

83.12 Subdivision 1. **Affirmative action officers.** (a) Each agency with 1,000 employees or
 83.13 more shall have at least one full-time affirmative action officer, who shall have primary
 83.14 responsibility for developing and maintaining the agency's affirmative action plan. The
 83.15 officer shall devote full time to affirmative action activities. The affirmative action officer
 83.16 shall report administratively and on policy issues directly to the agency head. The affirmative
 83.17 action officer shall be in the classified service.

83.18 (b) The agency heads shall assign affirmative action officers or designees for agencies
 83.19 with fewer than 1,000 employees. The designees shall report administratively and on policy
 83.20 issues directly to the agency head.

83.21 (c) An agency may not use authority under section 43A.08, subdivision 1a, to place the
 83.22 position of an agency affirmative action officer or designee in the unclassified service.

83.23 Subd. 2. **Agency affirmative action plans.** (a) The head of each agency in the executive
 83.24 branch shall prepare and implement an agency affirmative action plan consistent with this
 83.25 section and rules issued under section 43A.04, subdivision 3.

83.26 (b) The agency plan must include a plan for the provision of reasonable accommodation
 83.27 in the hiring and promotion of qualified ~~disabled~~ persons with disabilities. The reasonable
 83.28 accommodation plan must consist of at least the following:

83.29 (1) procedures for compliance with sections 16E.03, subdivision 9, 363A.08 to 363A.19,
 83.30 and 363A.28, subdivision 10, and, where appropriate, regulations implementing United
 83.31 States Code, title 29, section 794, as amended through December 31, 1984, which is section
 83.32 504 of the Rehabilitation Act of 1973, as amended and the Americans with Disabilities Act,

84.1 United States Code, title 42, sections 101 to 108, 201 to 231, 241 to 246, 401, 402, and 501
84.2 to 514;

84.3 (2) methods and procedures for providing timely access to reasonable accommodation
84.4 ~~for disabled job applicants, current employees, and employees~~ accommodations during the
84.5 application process, throughout current employment, and when seeking promotion;

84.6 (3) provisions for funding reasonable accommodations; and

84.7 (4) the number of requests made, the number of requests approved, and the number of
84.8 requests reimbursed from the state accommodation account under section 16B.4805.

84.9 (c) The agency plan must be prepared by the agency head with the assistance of the
84.10 agency affirmative action officer and the director of diversity and equal employment
84.11 opportunity. The agency may consult with the Council on Disability, vocational rehabilitation
84.12 services, state services for the blind, and other disability experts to review and make
84.13 recommendations on recruitment and retention of people with disabilities.

84.14 (d) The agency plan must identify any positions in the agency that can be used for
84.15 supported employment as defined in section 268A.01, subdivision 13, of persons with ~~severe~~
84.16 significant disabilities. The agency shall report this information to the commissioner. An
84.17 agency that hires more than one supported worker in the identified positions must receive
84.18 recognition for each supported worker toward meeting the agency's affirmative action goals
84.19 and objectives.

84.20 (e) An agency affirmative action plan may not be implemented without the
84.21 commissioner's approval.

84.22 **Subd. 2a. Disability recruitment, hiring, and advancement.** (a) Each agency affirmative
84.23 action plan must include a section that provides sufficient assurances, procedures, and
84.24 commitments to provide adequate hiring, placement, and advancement opportunities for
84.25 individuals with disabilities at all levels of state employment. The criteria for this section
84.26 of the agency affirmative action plan must include a section on disability hiring and
84.27 advancement, including the provisions in this subdivision.

84.28 (b) The plan must describe specific actions to ensure that a broad range of individuals
84.29 with disabilities will be aware of and be encouraged to apply for job vacancies when eligible.
84.30 The actions must include, at a minimum:

84.31 (1) the use of programs and resources that identify job applicants with disabilities who
84.32 are eligible to be appointed under a hiring authority that takes disability into account,
84.33 consistent with the demonstration program under section 43A.15, subdivision 14. The

85.1 programs may include the Department of Employment and Economic Development's
85.2 Vocational Rehabilitation Services and State Services for the Blind that provide the
85.3 qualifications necessary for positions within the agency to individuals with disabilities.
85.4 Resources may include databases of individuals with disabilities who previously applied to
85.5 the agency but were not hired for the positions they applied for, and training and internship
85.6 programs that lead directly to employment for individuals with disabilities; and

85.7 (2) establishment and maintenance of contacts, that may include formal agreements,
85.8 with organizations that specialize in providing assistance to individuals with disabilities in
85.9 securing and maintaining employment, such as the Department of Employment and Economic
85.10 Development's Vocational Rehabilitation Services, State Services for the Blind, community
85.11 rehabilitation programs, day training and habilitation programs, and employment network
85.12 service providers.

85.13 (c) The plan must ensure that the agency has designated sufficient staff to handle any
85.14 disability-related issues that arise during the application and selection process, and shall
85.15 require the agency to provide staff with sufficient training, support, and other resources to
85.16 carry out the responsibilities under this section. Responsibilities include, at a minimum:

85.17 (1) ensuring that disability-related questions from members of the public regarding the
85.18 agency's application and selection processes are answered promptly and correctly, including
85.19 questions about reasonable accommodations needed by job applicants during the application
85.20 and selection process and questions about how individuals may apply for positions under
85.21 hiring authorities that take disability into account;

85.22 (2) processing requests for reasonable accommodations needed by job applicants during
85.23 the application and placement process and ensuring that the agency provides such
85.24 accommodations when required;

85.25 (3) accepting applications for a position under hiring authorities that take disability into
85.26 account;

85.27 (4) if an individual has applied for appointment to a particular position under a hiring
85.28 authority that takes disability into account, determining whether the individual is eligible
85.29 for appointment under such authority and if so forwarding the individual's application to
85.30 the relevant hiring officials with an explanation of how and when the individual may be
85.31 appointed, consistent with all applicable laws; and

85.32 (5) overseeing any other agency programs designed to increase hiring of individuals
85.33 with disabilities.

86.1 Subd. 3. **Audits; sanctions and incentives.** (a) The commissioner shall annually audit
86.2 the record of each agency to determine the rate of compliance with affirmative action
86.3 requirements. The commissioner must report all audit findings to the governor if a state
86.4 agency fails to meet any of its affirmative action requirements for two consecutive years.

86.5 (b) By March 1 of each odd-numbered year, the commissioner shall submit a report on
86.6 affirmative action progress of each agency and the state as a whole to the governor and to
86.7 the Finance Committee of the senate, the Ways and Means Committee of the house of
86.8 representatives, the Governmental Operations Committees of both houses of the legislature,
86.9 and the Legislative Coordinating Commission. The report must include noncompetitive
86.10 appointments made under section 43A.08, subdivision 2a, or 43A.15, subdivisions 3 to 7,
86.11 10, and 12, and cover each agency's rate of compliance with affirmative action requirements.
86.12 The report must be made available to the public on the department's website.

86.13 (c) An agency that does not meet its hiring goals must justify its nonaffirmative action
86.14 hires in competitive appointments and noncompetitive appointments made under section
86.15 43A.08, subdivisions 1, clauses (9), (11), and (16), and 2a; and section 43A.15, subdivisions
86.16 3, 10, 12, and 13, according to criteria issued by the department of ~~Management and Budget~~.
86.17 In addition, an agency shall:

86.18 (1) demonstrate a good faith effort to recruit protected group members by following an
86.19 active recruitment plan;

86.20 (2) implement a coordinated retention plan; and

86.21 (3) have an established complaint resolution procedure.

86.22 (d) The commissioner shall develop reporting standards and procedures for measuring
86.23 compliance.

86.24 (e) An agency is encouraged to develop other innovative ways to promote awareness,
86.25 acceptance, and appreciation for diversity and affirmative action. These innovations will
86.26 be considered when evaluating an agency's compliance with this section.

86.27 (f) An agency not in compliance with affirmative action requirements of this section
86.28 must identify methods and programs to improve performance, to reallocate resources
86.29 internally in order to increase support for affirmative action programs, and to submit program
86.30 and resource reallocation proposals to the commissioner for approval. An agency must
86.31 submit these proposals within 120 days of being notified by the commissioner that it is out
86.32 of compliance with affirmative action requirements. The commissioner shall monitor
86.33 quarterly the affirmative action programs of an agency found to be out of compliance.

87.1 (g) The commissioner shall establish a program to recognize an agency that has made
87.2 significant and measurable progress in implementing an affirmative action plan.

87.3 (h) The commissioner must maintain and make available, on an annual basis, summary
87.4 data as defined in section 13.02, subdivision 19, on the percentage of members of each
87.5 protected group as defined in section 43A.02, subdivision 33, that were hired in the executive
87.6 branch in each of the federal Equal Employment Opportunity (EEO) occupational categories
87.7 applicable to state employment. Nothing in this provision, however, shall require any person
87.8 to disclose their protected group status, nor shall it require the commissioner or any
87.9 appointing authority to determine the protected group status of any person.

87.10 Sec. 17. Minnesota Statutes 2022, section 43A.21, subdivision 1, is amended to read:

87.11 Subdivision 1. **Authority; purpose.** The commissioner, in coordination with the statewide
87.12 ADA and disability employment director and chief inclusion officer, shall develop and
87.13 interpret policy and administer and, to the extent possible, conduct programs in training and
87.14 development for employees to, at a minimum:

87.15 (1) promote individual, group and agency efficiency and effectiveness;

87.16 (2) build employee capacity to deliver accessible and inclusive services to the public,
87.17 including people with disabilities; and

87.18 (3) support an inclusive work environment for employees with disabilities and employees
87.19 of other protected classes.

87.20 Sec. 18. Minnesota Statutes 2022, section 43A.21, subdivision 2, is amended to read:

87.21 Subd. 2. **Responsibilities.** (a) The commissioner is responsible for developing and
87.22 coordinating consistent training policy which shall be binding on all state agencies in the
87.23 executive branch. The policies shall include conditions under which employees may receive
87.24 or be assigned to training; internships and work-training programs; minimum and maximum
87.25 training standards for employee participation and agency reporting requirements. At a
87.26 minimum, state employees must receive annual training on statutes or policies related to:

87.27 (1) Title II of the Americans with Disabilities Act;

87.28 (2) the state's affirmative action policy;

87.29 (3) equal opportunity employment; and

87.30 (4) digital accessibility standards.

88.1 (b) Career development training is a permissive subject of collective bargaining. Each
88.2 appointing authority in the executive branch, including the Minnesota State Retirement
88.3 System and the Teachers Retirement Association, is primarily responsible for planning,
88.4 budgeting, conducting and evaluating training programs.

88.5 Sec. 19. Minnesota Statutes 2022, section 43A.21, subdivision 3, is amended to read:

88.6 Subd. 3. **Programs.** (a) The commissioner or the commissioner's designee shall design
88.7 and implement management training and development programs for the state service. The
88.8 programs shall include but not be limited to mandatory training and development
88.9 requirements for managers and supervisors. No person shall acquire permanent status in a
88.10 management or supervisory position in the classified service until training and development
88.11 requirements have been met.

88.12 (b) All managers and supervisors must receive training on inclusive work environments,
88.13 disability awareness, cultural competence, and other equity and diversity areas.

88.14 (c) Agencies shall conduct an annual Americans with Disabilities Act self-assessment
88.15 to ensure training programs meet the standards for universal design in learning.

88.16 Sec. 20. Minnesota Statutes 2022, section 43A.21, is amended by adding a subdivision to
88.17 read:

88.18 Subd. 6. **Accessibility.** The commissioner must ensure that all training content and
88.19 platforms meet the accessibility standards under section 16E.03, subdivisions 2, clause (3),
88.20 and 9. Reasonable accommodations must be implemented in a timely and appropriate manner
88.21 to ensure that all state employees can participate in state-offered trainings. All state
88.22 employees, including ADA coordinators and human resources staff, must have the training
88.23 and resources to implement an accessible and inclusive workplace.

88.24 Sec. 21. Minnesota Statutes 2022, section 43A.36, subdivision 1, is amended to read:

88.25 Subdivision 1. **Cooperation; state agencies.** (a) The commissioner may delegate
88.26 administrative functions associated with the duties of the commissioner to appointing
88.27 authorities who have the capability to perform such functions when the commissioner
88.28 determines that it is in the best interests of the state civil service. The commissioner shall
88.29 consult with agencies and agencies shall cooperate as appropriate in implementation of this
88.30 chapter.

88.31 (b) The commissioner, in conjunction with appointing authorities, shall analyze and
88.32 assess current and future human resource requirements of the civil service and coordinate

89.1 personnel actions throughout the civil service to meet the requirements. The commissioner
 89.2 shall provide recruiting assistance and make the applicant database available to appointing
 89.3 authorities to use in making appointments to positions in the unclassified service.

89.4 (c) The head of each agency in the executive branch shall designate an agency personnel
 89.5 officer. The agency personnel officer shall be accountable to the agency head for all personnel
 89.6 functions prescribed by laws, rules, collective bargaining agreements, the commissioner
 89.7 and the agency head. Except when otherwise prescribed by the agency head in a specific
 89.8 instance, the personnel officer shall be assumed to be the authority accountable to the agency
 89.9 head over any other officer or employee in the agency for personnel functions.

89.10 (d) The head of each agency in the executive branch shall designate an affirmative action
 89.11 officer who shall have primary responsibility for the administration of the agency's
 89.12 affirmative action plan. The officer shall report directly to the head of the agency on
 89.13 affirmative action matters.

89.14 (e) Pursuant to section 43A.431, the head of each agency in the executive branch shall
 89.15 designate an ADA coordinator who shall have primary responsibility for the administration
 89.16 of ADA policies, procedures, trainings, requests, and arbitration. The coordinator shall
 89.17 report directly to the commissioner.

89.18 Sec. 22. Minnesota Statutes 2022, section 43A.421, is amended to read:

89.19 **43A.421 SUPPORTED WORK PROGRAM.**

89.20 Subdivision 1. Program established. ~~A total of 50 full-time~~ Active positions within
 89.21 agencies of state government may be selected for inclusion for a supported work program
 89.22 for persons with ~~severe~~ significant disabilities. A full-time position may be shared by up to
 89.23 three persons with ~~severe~~ significant disabilities and their job coach. The job coach is not
 89.24 a state employee within the scope of section 43A.02, subdivision 21, or 179A.03, subdivision
 89.25 14, unless the job coach holds another position within the scope of section 43A.02,
 89.26 subdivision 21, or 179A.03, subdivision 14. All classified supported work job postings need
 89.27 to link to the overview and application process for the supported work program.

89.28 Subd. 2. Responsibilities. (a) The commissioner is responsible for the administration
 89.29 and oversight of the supported work program, including the establishment of policies and
 89.30 procedures, data collection and reporting requirements, and compliance.

89.31 (b) The commissioner or the commissioner's designee shall design and implement a
 89.32 training curriculum for the supported work program. All executive leaders, managers,

90.1 supervisors, human resources professionals, affirmative action officers, and Americans with
 90.2 Disabilities Act coordinators must receive annual training regarding the program.

90.3 (c) The commissioner or the commissioner's designee shall develop, administer, and
 90.4 make public a formal grievance process for individuals in the program.

90.5 **Sec. 23. [43A.431] AMERICANS WITH DISABILITIES ACT COORDINATORS.**

90.6 (a) Each state agency shall designate at least one ADA coordinator who is responsible
 90.7 for implementation of Title I of the ADA, to advance the prohibition on discrimination
 90.8 against qualified individuals with disabilities in job application procedures, hiring, firing,
 90.9 advancement, compensation, job training and other terms, conditions, and privileges of
 90.10 employment. The ADA coordinator must have demonstrated knowledge and experience in:

90.11 (1) the recruitment, selection, development, and retention of people with disabilities;

90.12 (2) workforce data analysis;

90.13 (3) disability employment laws and regulations; and

90.14 (4) strategy development for universal and inclusive workplaces.

90.15 (b) The ADA coordinator is responsible for overseeing the development, implementation,
 90.16 monitoring, and evaluation of effective strategies to attract, engage, and advance people
 90.17 with disabilities. This includes assisting employees with identifying, acquiring, and
 90.18 maintaining effective accommodations and submitting reimbursement requests to the
 90.19 statewide accommodation fund under section 16B.4805.

90.20 (c) The ADA coordinator is responsible for collecting data and preparing reports to
 90.21 ensure transparency and accountability and must serve as a key liaison for disability
 90.22 employment and training initiatives.

90.23 **Sec. 24. ADVISORY COMMITTEE ON SERVICE WORKER STANDARDS.**

90.24 The commissioner of management and budget shall convene an advisory committee to
 90.25 review and make recommendations regarding updates and clarifications to the service worker
 90.26 class specifications under Minnesota Statutes, section 43A.071. By January 15, 2024, the
 90.27 commissioner shall report to the legislative committees with jurisdiction over state
 90.28 government employees on recommendations for changes to Minnesota Statutes, section
 90.29 43A.071.

1.135 STATE SEAL.

Subd. 3. **Design.** The design of the seal is as described in this subdivision.

(a) The seal is composed of two concentric borders. The outside forms the border of the seal and the inside forms the border for the illustrations within the seal. The area between the two borders contains lettering.

(b) The seal is two inches in diameter. The outside border has a radius of one inch and resembles the serrated edge of a coin. The width of the border is 1/16 of an inch.

(c) The inside border has a radius of three-fourths of an inch and is composed of a series of closely spaced dots measuring 1/32 of an inch in diameter.

(d) Within the area between the borders "The Great Seal of the State of Minnesota" is printed in capital letters. Under that is the date "1858" with two dagger symbols separating the date and the letters. The lettering is 14-point century bold.

(e) In the area within the inside border is the portrayal of an 1858 Minnesota scene made up of various illustrations that serve to depict a settler plowing the ground near the Falls of St. Anthony while he watches an Indian on horseback riding in the distance.

(f) For the purposes of description, when the area within the inside border is divided into quadrants, the following illustrations should be clearly visible in the area described.

(1) In the upper parts of quadrants one and two, the inscription "L'Etoile du Nord" is found on the likeness of a scroll whose length is equal to twice the length of the inscription, but whose ends are twice folded underneath and serve to enhance the inscription. The lettering is 7-point century bold.

(2) In quadrant two is found a likeness of a sun whose ambient rays form a background for a male Indian in loincloth and plume riding on horseback at a gallop. The Indian is sitting erect and is holding a spear in his left hand at an upward 60-degree angle to himself and is looking toward the settler in quadrant four.

(3) In quadrant one, three pine trees form a background for a picturesque resemblance of St. Anthony Falls in 1858.

(4) In quadrants three and four, cultivated ground is found across the lower half of the seal, which provides a background for the scenes in quadrants three and four.

(5) In quadrant three, a tree stump is found with an ax embedded in the stump and a period muzzleloader resting on it. A powder flask is hanging towards the end of the barrel.

(6) In quadrant four, a white barefoot male pioneer wearing clothing and a hat of that period is plowing the earth, using an animal-drawn implement from that period. The animal is not visible. The torso of the man continues into quadrant two, and he has his legs spread apart to simulate movement. He is looking at the Indian.

Subd. 5. **Historical symbolism of seal.** The sun, visible on the western horizon, signifies summer in the northern hemisphere. The horizon's visibility signifies the flat plains covering much of Minnesota. The Indian on horseback is riding due south and represents the great Indian heritage of Minnesota. The Indian's horse and spear and the Pioneer's ax, rifle, and plow represent tools that were used for hunting and labor. The stump symbolizes the importance of the lumber industry in Minnesota's history. The Mississippi River and St. Anthony Falls are depicted to note the importance of these resources in transportation and industry. The cultivated ground and the plow symbolize the importance of agriculture in Minnesota. Beyond the falls three pine trees represent the state tree and the three great pine regions of Minnesota; the St. Croix, Mississippi, and Lake Superior.

1.141 STATE FLAG.

Subd. 3. **Description.** The design of the flag shall conform substantially to the following description: The staff is surmounted by a bronze eagle with outspread wings; the flag is rectangular in shape and is on a medium blue background with a narrow gold border and a golden fringe. A circular emblem is contained in the center of the blue field. The circular emblem is on a general white background with a yellow border. The word MINNESOTA is inscribed in red lettering on the lower part of the white field. The white emblem background surrounding a center design contains 19 five pointed stars arranged symmetrically in four groups of four stars each and one group of three stars. The latter group is in the upper part of the center circular white emblem. The group of stars at the top in the white emblem consists of three stars of which the uppermost star is the largest

and represents the North Star. A center design is contained on the white emblem and is made up of the scenes from the Great Seal of the State of Minnesota, surrounded by a border of intertwining *Cypripedium reginae*, the state flower, on a blue field of the same color as the general flag background. The flower border design contains the figures 1819, 1858, 1893.

The coloring is the same on both sides of the flag, but the lettering and the figures appear reversed on one side.

Subd. 4. **Official flag.** The flag described above is the official flag of the state of Minnesota.

Subd. 6. **Folding of state flag for presentation or display.** The following procedures constitute the proper way to fold the Minnesota State Flag for presentation or display. Fold the flag four times lengthwise so that one section displays the three stars of the state crest and the text "L'Etoile du Nord." Fold each side behind the displayed section at a 90-degree angle so that the display section forms a triangle. Take the section ending with the hoist and fold it at a 90-degree angle across the bottom of the display section and then fold the hoist back over so it is aligned with the middle of the display section. Fold the other protruding section directly upwards so that its edge is flush with the display section and then fold it upwards along a 45-degree angle so that a mirror of the display section triangle is formed. Fold the mirror section in half from the point upwards, then fold the remaining portion upwards, tucking it between the display section and the remainder of the flag.

4A.01 STRATEGIC AND LONG-RANGE PLANNING.

Subdivision 1. **Duties.** The commissioner of administration is the state planning officer and is responsible for the coordination, development, assessment, and communication of information, performance measures, planning, and policy concerning the state's future. The commissioner may contract with another agency for the provision of administrative services.

Subd. 2. **Long-range plan.** By September 15, 2010, and every five years thereafter, the commissioner must develop an integrated long-range plan for the state based upon the plans and strategies of state agencies, public advice about the future, and other information developed under this chapter. The commissioner must coordinate activities among all levels of government and must stimulate public interest and participation in the future of the state.

The commissioner must act in coordination with the commissioner of management and budget, affected state agencies, and the legislature in the planning and financing of major public programs.

Subd. 3. **Report.** The commissioner must submit a report to the governor and chairs and ranking minority members of the senate and house of representatives committees with jurisdiction on state government finance by January 15 of each year that provides economic, social, and environmental demographic information to assist public and elected officials with long-term management decisions. The report must identify and assess the information important to understanding the state's two-, ten-, and 50-year outlook. The report must include the demographic forecast required by section 4A.02, paragraph (e), and information to assist with the preparation of the milestones report required by section 4A.11, and may include policy recommendations based upon the information and assessment provided.

4A.04 COOPERATIVE CONTRACTS.

(a) The director may apply for, receive, and expend money from municipal, county, regional, and other planning agencies; apply for, accept, and disburse grants and other aids for planning purposes from the federal government and from other public or private sources; and may enter into contracts with agencies of the federal government, local governmental units, the University of Minnesota, and other educational institutions, and private persons as necessary to perform the director's duties. Contracts made pursuant to this section are not subject to the provisions of chapter 16C, as they relate to competitive bidding.

(b) The director may apply for, receive, and expend money made available from federal sources or other sources for the purposes of carrying out the duties and responsibilities of the director relating to local and urban affairs.

(c) All money received by the director pursuant to this section shall be deposited in the state treasury and is appropriated to the director for the purposes for which the money has been received. The money shall not cancel and is available until expended.

4A.06 FIREARMS REPORT REQUIRED.

The Criminal Justice Statistical Analysis Center of the Office of Strategic and Long-Range Planning shall report to the legislature no later than January 31 of each year on the number of

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persons arrested, charged, convicted, and sentenced for violations of each state law affecting the use or possession of firearms. The report must include complete statistics, including the make, model, and serial number of each firearm involved, where that information is available, on each crime committed affecting the use or possession of firearms and a breakdown by county of the crimes committed.

4A.07 SUSTAINABLE DEVELOPMENT FOR LOCAL GOVERNMENT.

Subdivision 1. **Definitions.** (a) "Local unit of government" means a county, statutory or home rule charter city, town, or watershed district.

(b) "Sustainable development" means development that maintains or enhances economic opportunity and community well-being while protecting and restoring the natural environment upon which people and economies depend. Sustainable development meets the needs of the present without compromising the ability of future generations to meet their own needs.

Subd. 2. **Planning guide.** The Office of Strategic and Long-Range Planning must develop and publish a planning guide for local units of government to plan for sustainable development, based on the principles of sustainable development adopted by the Environmental Quality Board with advice of the Governor's Round Table on Sustainable Development. The office must make the planning guide available to local units of government within the state.

Subd. 3. **Model ordinance.** The Office of Strategic and Long-Range Planning, in consultation with appropriate and affected parties, must prepare a model ordinance to guide sustainable development.

Subd. 4. **Specificity and distribution.** The model ordinance must specify the technical and administrative procedures to guide sustainable development. When adopted by a local unit of government, the model ordinance is the minimum regulation to guide sustainable development that may be adopted. Upon completion, the Office of Strategic and Long-Range Planning must notify local units of government that the model ordinance is available, and must distribute it to interested local units.

Subd. 5. **Periodic review.** At least once every five years, the planning office must review the model ordinance and its use with local units of government to ensure its continued applicability and relevance.

4A.11 MILESTONES REPORT.

The commissioner must review the statewide system of economic, social, and environmental performance measures in use under section 16A.10, subdivision 1c, and known as Minnesota milestones. The commissioner must provide the economic, social, and environmental information necessary to assist public and elected officials with understanding and evaluating Minnesota milestones. The commissioner must report on the trends and their implications for Minnesota milestones each year and provide the commissioner of management and budget with recommendations for the use of Minnesota milestones in budget documents. The commissioner may contract for the development of information and measures.

16E.0466 STATE AGENCY TECHNOLOGY PROJECTS.

Subd. 2. **Legislative report.** No later than October 1, 2017, and annually thereafter, the state chief information officer must submit a comprehensive project portfolio report to the chairs and ranking minority members of the house of representatives and senate committees with jurisdiction over state government finance on projects requiring consultation under subdivision 1. The report must itemize:

- (1) each project presented to the office for consultation in the time since the last report;
 - (2) the information technology cost associated with the project, including the information technology cost as a percentage of the project's complete budget;
 - (3) the status of the information technology components of the project's development;
 - (4) the date the information technology components of the project are expected to be completed;
- and
- (5) the projected costs for ongoing support and maintenance of the information technology components after the project is complete.

124D.23 FAMILY SERVICES AND COMMUNITY-BASED COLLABORATIVES.

Subd. 9. **Receipt of funds.** The Office of Strategic and Long-Range Planning may receive and administer public and private funds for the purposes of Laws 1993, chapter 224.

124D.957 MINNESOTA YOUTH COUNCIL COMMITTEE.

Subdivision 1. **Establishment and membership.** The Minnesota Youth Council Committee is established within and under the auspices of the Minnesota Alliance With Youth. The committee consists of four members from each congressional district in Minnesota and four members selected at-large. Members must be selected through an application and interview process conducted by the Minnesota Alliance With Youth. In making its appointments, the Minnesota Alliance With Youth should strive to ensure gender and ethnic diversity in the committee's membership. Members must be between the ages of 13 and 19 and serve two-year terms, except that one-half of the initial members must serve a one-year term. Members may serve a maximum of two terms.

Subd. 2. **Duties.** The Minnesota Youth Council Committee shall:

(1) provide advice and recommendations to the legislature and the governor on issues affecting youth;

(2) serve as a liaison for youth around the state to the legislature and the governor; and

(3) submit an annual report of the council's activities and goals.

Subd. 3. **Partnerships.** The Minnesota Youth Council Committee shall partner with nonprofits, the private sector, and educational resources to fulfill its duties.

Subd. 4. **Youth Council Committee in the legislature.** (a) The Minnesota Youth Council Committee shall meet at least twice each year during the regular session of the legislature.

(b) The committee may:

(1) select introduced bills in the house of representatives and senate for consideration for a public hearing before the committee;

(2) propose youth legislation;

(3) provide advisory opinions to the legislature on bills heard before the committee; and

(4) prepare a youth omnibus bill.

(c) The leaders of the majority and minority parties of the house of representatives and senate shall each appoint one legislator to serve as a legislative liaison to the committee. Leadership of the house of representatives and senate, on rotating years, may appoint a staff member to staff the committee.

APPENDIX
Repealed Minnesota Session Laws: S1426-1

Laws 2014, chapter 287, section 25, as amended by Laws 2015, chapter 77, article 2, section 78

Sec. 78. Laws 2014, chapter 287, section 25, is amended to read:

Sec. 25. PARKING RAMP; REQUIRED USER FINANCING.

The amount equivalent to debt service on the design and construction costs allocated to the parking garage to be located on the block bounded by Sherburne Avenue on the north, Park Street on the west, University Avenue on the south, and North Capitol Boulevard on the east must be transferred from parking fees collected and deposited into the state parking account to the general fund to offset any direct appropriations made to the senate for debt service payments for the legislative parking garage.