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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2405

- 03/02/2023 Authored by Koegel, Curran, Clardy and Smith
- 03/09/2023 The bill was read for the first time and referred to the Committee on Sustainable Infrastructure Policy
- 03/09/2023 Adoption of Report: Re-referred to the Committee on State and Local Government Finance and Policy
- 03/20/2023 Adoption of Report: Re-referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act

1.2 relating to sustainable infrastructure; establishing an Infrastructure Resilience

1.3 Advisory Task Force; requiring a report.

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

1.5 Section 1. **INFRASTRUCTURE RESILIENCE ADVISORY TASK FORCE.**

1.6 Subdivision 1. Definition. For purposes of this section, "task force" means the

1.7 Infrastructure Resilience Advisory Task Force established in this section.

1.8 Subd. 2. Establishment. The Infrastructure Resilience Advisory Task Force is established

1.9 to evaluate issues related to coordination, sustainability, resiliency, and federal funding on

1.10 state, local, and private infrastructure in the state.

1.11 Subd. 3. Membership. (a) The task force consists of the following members:

1.12 (1) two members of the senate, with one appointed by the senate majority leader and

1.13 one appointed by the senate minority leader;

1.14 (2) two members of the house of representatives, with one appointed by the speaker of

1.15 the house and one appointed by the house minority leader;

1.16 (3) the commissioner of administration;

1.17 (4) the commissioner of agriculture;

1.18 (5) the commissioner of commerce;

1.19 (6) the commissioner of employment and economic development;

1.20 (7) the commissioner of health;

- 2.1 (8) the commissioner of management and budget;
- 2.2 (9) the commissioner of natural resources;
- 2.3 (10) the commissioner of the Pollution Control Agency;
- 2.4 (11) the commissioner of transportation;
- 2.5 (12) two members appointed by the governor;
- 2.6 (13) one representative from a federally recognized Tribal government, appointed by  
2.7 the governor;
- 2.8 (14) one member appointed by the Association of Minnesota Counties;
- 2.9 (15) one member appointed by the League of Minnesota Cities;
- 2.10 (16) one member appointed by Minnesota Association of Townships;
- 2.11 (17) one member appointed by the Minnesota chapter of the American Public Works  
2.12 Association;
- 2.13 (18) one member appointed by the Associated General Contractors of Minnesota;
- 2.14 (19) one member appointed by each public utility that owns a nuclear-powered electric  
2.15 generating plant in this state; and
- 2.16 (20) one member appointed by the Minnesota Municipal Utilities Association.
- 2.17 (b) At its first meeting, the task force must elect a chair or cochaIRS by a majority vote  
2.18 of those members present and may elect a vice-chair as necessary.
- 2.19 Subd. 4. **Appointments.** (a) The appointing authorities under subdivision 3 must make  
2.20 the appointments by July 31, 2023.
- 2.21 (b) A commissioner under subdivision 3 may appoint a designee who is an employee  
2.22 of the respective agency.
- 2.23 (c) An appointing authority under subdivision 3, paragraph (a), clauses (12) to (20), may  
2.24 only appoint an individual who has expertise and experience in asset management, financial  
2.25 management and procurement, or state and local infrastructure, whether from the public or  
2.26 private sector. Expertise and experience may include but is not limited to the following  
2.27 areas:
- 2.28 (1) asset management planning, design, construction, management, and operations and  
2.29 maintenance;

3.1 (2) infrastructure for agriculture, communications, drinking water, energy, health, natural  
3.2 resources, public utilities, stormwater, transportation, or wastewater; and

3.3 (3) asset management planning across jurisdictions and infrastructure sectors.

3.4 Subd. 5. **Duties.** At a minimum, the task force must:

3.5 (1) develop objectives and strategies to:

3.6 (i) provide for effective and efficient management of state, local, and private  
3.7 infrastructure;

3.8 (ii) enhance sustainability and resiliency of infrastructure throughout the state;

3.9 (iii) respond to and mitigate the effects of adverse weather events across the state,  
3.10 including natural disasters, droughts, and floods; and

3.11 (iv) provide for equitable treatment in areas of persistent poverty and historically  
3.12 disadvantaged communities;

3.13 (2) identify approaches to enhance infrastructure coordination across jurisdictions,  
3.14 agencies, state and local government, and public and private sectors, including in planning,  
3.15 design, engineering, construction, maintenance, and operations;

3.16 (3) identify methods to maximize federal formula and discretionary funds provided to  
3.17 recipients in the state for infrastructure purposes;

3.18 (4) evaluate options for organizational design of state agencies to meet the purposes  
3.19 under clauses (1) to (3), including consideration of:

3.20 (i) options for establishment of a board, council, office, or other agency; and

3.21 (ii) models in other states; and

3.22 (5) develop findings and recommendations related to the duties specified in this  
3.23 subdivision.

3.24 Subd. 6. **Meetings.** (a) The commissioner of transportation must convene the first meeting  
3.25 of the task force no later than October 1, 2023.

3.26 (b) The task force must establish a schedule for meetings and meet as necessary to  
3.27 accomplish the duties under subdivision 5.

3.28 (c) The task force is subject to the Minnesota Open Meeting Law under Minnesota  
3.29 Statutes, chapter 13D.

4.1 Subd. 7. **Administration.** (a) The Legislative Coordinating Commission must provide  
4.2 administrative support to the task force and must assist in creation of the report under  
4.3 subdivision 8.

4.4 (b) Upon request of the task force, a commissioner under subdivision 3 must provide  
4.5 information and technical support.

4.6 (c) Members of the task force serve without compensation.

4.7 Subd. 8. **Report required.** By February 1, 2024, the task force must submit a report to  
4.8 the governor and the legislative committees with jurisdiction over climate, economic  
4.9 development, energy, infrastructure, natural resources, and transportation. At a minimum,  
4.10 the report must:

4.11 (1) summarize the activities of the task force;

4.12 (2) provide findings and recommendations adopted by the task force; and

4.13 (3) include any draft legislation to implement the recommendations.

4.14 Subd. 9. **Expiration.** The task force expires June 30, 2024.

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