

1.1 A bill for an act

1.2 relating to the state budget; balancing proposed general fund spending and
1.3 anticipated general fund revenue; modifying certain payment schedules to
1.4 improve cash flow; making reductions in appropriations for E-12 education,
1.5 higher education, environment and natural resources, energy and commerce,
1.6 agriculture, economic development, transportation, public safety, state
1.7 government, human services, and health; modifying calculation of state tax aids
1.8 and credits; providing for deposit of certain receipts in the special revenue fund
1.9 rather than the general fund; appropriating money; amending Minnesota Statutes
1.10 2008, sections 3.9741, subdivision 2; 8.15, subdivision 3; 13.03, subdivision
1.11 10; 16C.23, subdivision 6; 103B.101, subdivision 9; 103G.705, subdivision
1.12 2; 103I.681, subdivision 11; 116J.551, subdivision 1; 123B.75, subdivisions
1.13 5, 9, by adding a subdivision; 126C.48, subdivision 7; 127A.441; 127A.45,
1.14 subdivision 2; 190.32; 257.69, subdivision 2; 260C.331, subdivision 6; 276.112;
1.15 289A.60, by adding a subdivision; 299C.48; 299E.02; 446A.086, subdivision 2;
1.16 469.177, subdivision 11; 518.165, subdivision 3; 609.3241; 611.20, subdivision
1.17 3; Minnesota Statutes 2009 Supplement, sections 123B.54; 137.025, subdivision
1.18 1; 270.97; 289A.20, subdivision 4; 290.06, subdivision 2c; Laws 1994, chapter
1.19 531, section 1; Laws 2009, chapter 96, article 1, section 24, subdivisions 2,
1.20 5, 6, 7; article 2, section 67, subdivisions 2, 3, 4, 7, 9; article 3, section 21,
1.21 subdivisions 2, 3, 4, 5; article 4, section 12, subdivisions 2, 3, 4, 6; article 5,
1.22 section 13, subdivisions 4, 6, 7, 9; article 6, section 11, subdivisions 2, 3, 4, 6,
1.23 7, 8, 9, 12; article 7, section 3, subdivision 2; proposing coding for new law
1.24 in Minnesota Statutes, chapter 477A.

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

1.26 **ARTICLE 1**

1.27 **SUMMARY**

1.28 Section 1. **GENERAL FUND SUMMARY.**

1.29 The amounts shown in this section summarize general fund direct appropriations,
1.30 and transfers into the general fund from other funds, made in this act, after forecast
1.31 adjustments and after voiding certain allotment reductions.

	<u>2010</u>	<u>2011</u>	<u>Total</u>
2.1			
2.2	<u>E-12 Education</u>	\$ (1,069,361,000)	\$ (686,073,000) \$ (1,755,434,000)
2.3	<u>Higher Education</u>	(77,000)	(77,000) (154,000)
2.4	<u>Environment and Natural</u>		
2.5	<u>Resources</u>	(1,571,000)	(1,564,000) (3,135,000)
2.6	<u>Energy</u>	(247,000)	(247,000) (494,000)
2.7	<u>Agriculture</u>	(493,000)	(492,000) (985,000)
2.8	<u>Economic Development</u>	(745,000)	(745,000) (1,490,000)
2.9	<u>Transportation</u>	(1,649,000)	(1,649,000) (3,298,000)
2.10	<u>Public Safety</u>	(79,000)	(79,000) (158,000)
2.11	<u>State Government</u>	(1,694,000)	(1,820,000) (3,514,000)
2.12	<u>Health & Human Services</u>	(4,346,999)	(4,167,000) (8,513,000)
2.13	<u>Tax Aids and Credits</u>	(33,000,000)	(67,000,000) (100,000,000)
2.14	<u>Subtotal of Appropriations</u>	(1,113,186,000)	(763,913,000) (1,877,099,000)
2.15	<u>Transfers In</u>	516,000	99,000 615,000
2.16	<u>Total</u>	\$ (1,113,702,000)	\$ (764,012,000) (1,877,714,000)

2.17 **Sec. 2. ALLOTMENT REDUCTIONS VOID.**

2.18 The allotment reductions made by the commissioner of management and budget
 2.19 from July 1, 2009, to the effective date of this section are void.

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

2.21 **ARTICLE 2**
 2.22 **CASH FLOW**

2.23 Section 1. Minnesota Statutes 2009 Supplement, section 137.025, subdivision 1,
 2.24 is amended to read:

2.25 Subdivision 1. **Monthly payments.** The commissioner of management and budget
 2.26 shall pay 1/12 of the annual appropriation to the University of Minnesota ~~on~~ by the ~~21st~~
 2.27 25th day of each month. If the ~~21st~~ 25th day of the month falls on a Saturday or Sunday,
 2.28 the monthly payment must be made ~~on~~ by the first business day immediately following
 2.29 the ~~21st~~ 25th day of the month.

2.30 Sec. 2. Minnesota Statutes 2008, section 276.112, is amended to read:

2.31 **276.112 STATE PROPERTY TAXES; COUNTY TREASURER.**

2.32 ~~On or before January 25 each year, for the period ending December 31 of the~~
 2.33 ~~prior year, and on or before June 28 each year, for the period ending on the most recent~~
 2.34 ~~settlement day determined in section 276.09, and on or before December 2 each year,~~

3.1 ~~for the period ending November 20,~~ the settlement dates provided in this chapter for
3.2 the settlement of taxes levied by school districts, the county treasurer must make full
3.3 settlement with the county auditor ~~according to sections 276.09, 276.10, and 276.11~~ for
3.4 all receipts of state property taxes levied under section 275.025, and must transmit those
3.5 receipts to the commissioner of revenue by electronic means on the dates and according to
3.6 the provisions applicable to distributions to school districts.

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

3.8 Sec. 3. Minnesota Statutes 2009 Supplement, section 289A.20, subdivision 4, is
3.9 amended to read:

3.10 Subd. 4. **Sales and use tax.** (a) The taxes imposed by chapter 297A are due and
3.11 payable to the commissioner monthly on or before the 20th day of the month following
3.12 the month in which the taxable event occurred, or following another reporting period
3.13 as the commissioner prescribes or as allowed under section 289A.18, subdivision 4,
3.14 paragraph (f) or (g), except that:

3.15 (1) use taxes due on an annual use tax return as provided under section 289A.11,
3.16 subdivision 1, are payable by April 15 following the close of the calendar year; and

3.17 (2) for a vendor having a liability of \$120,000 or more during a fiscal year ending
3.18 June 30, 2009, and fiscal years thereafter, the taxes imposed by chapter 297A are due and
3.19 payable to the commissioner monthly in the following manner:

3.20 (i) On or before the 14th day of the month following the month in which the taxable
3.21 event occurred, the vendor must remit to the commissioner 90 percent of the estimated
3.22 liability for the month in which the taxable event occurred.

3.23 (ii) On or before the 20th day of the month following the month in which the taxable
3.24 event occurred, the vendor must pay any additional amount of tax not remitted on or
3.25 before the 14th day of the month following the month in which the taxable event occurred.

3.26 (b) A vendor having a liability of \$120,000 or more during a fiscal year ending June
3.27 30 must remit the June liability for the next year in the following manner:

3.28 (1) Two business days before June 30 of the year, the vendor must remit 90 percent
3.29 of the estimated June liability to the commissioner.

3.30 (2) On or before August ~~20~~ 14 of the year, the vendor must pay any additional
3.31 amount of tax not remitted in June.

3.32 (c) A vendor having a liability of:

3.33 ~~(1) \$20,000 or more in the fiscal year ending June 30, 2005; or~~

3.34 ~~(2) (1) \$10,000 or more in the,~~ but less than \$120,000 during a fiscal year ending
3.35 June 30, ~~2006~~ 2009, and fiscal years thereafter,

4.1 must remit all liabilities on returns due for periods beginning in the subsequent calendar
4.2 year by electronic means on or before the 20th day of the month following the month in
4.3 which the taxable event occurred, or on or before the 20th day of the month following the
4.4 month in which the sale is reported under section 289A.18, subdivision 4, ~~except for 90~~
4.5 ~~percent of the estimated June liability, which is due two business days before June 30. The~~
4.6 ~~remaining amount of the June liability is due on August 20.~~

4.7 (2) \$120,000 or more, during a fiscal year ending June 30, 2009, and fiscal years
4.8 thereafter, must remit all liabilities in the manner provided in paragraph (a), clause (2), on
4.9 returns due for periods beginning in the subsequent calendar year by electronic means,
4.10 except for 90 percent of the estimated June liability, which is due two business days before
4.11 June 30. The remaining amount of the June liability is due on August 14.

4.12 (d) Notwithstanding paragraph (b) or (c), a person prohibited by the person's
4.13 religious beliefs from paying electronically shall be allowed to remit the payment by mail.
4.14 The filer must notify the commissioner of revenue of the intent to pay by mail before
4.15 doing so on a form prescribed by the commissioner. No extra fee may be charged to a
4.16 person making payment by mail under this paragraph. The payment must be postmarked
4.17 at least two business days before the due date for making the payment in order to be
4.18 considered paid on a timely basis.

4.19 (e) Whenever the liability is \$120,000 or more separately for (1) the tax imposed
4.20 under chapter 297A, (2) a fee that is to be reported on the same return as and paid with the
4.21 chapter 297A taxes, or (3) any other tax that is to be reported on the same return as and
4.22 paid with the chapter 297A taxes, then the payment of all the liabilities on the return must
4.23 be accelerated as provided in this subdivision.

4.24 **EFFECTIVE DATE.** This section is effective for taxes due and payable after
4.25 September 1, 2010.

4.26 Sec. 4. Minnesota Statutes 2008, section 289A.60, is amended by adding a subdivision
4.27 to read:

4.28 **Subd. 31. Accelerated payment of monthly sales tax liability; penalty for**
4.29 **underpayment.** For payments made after September 1, 2010, if a vendor is required by
4.30 section 289A.20, subdivision 4, to remit a 90 percent payment by the 14th of the month
4.31 following the month in which the taxable event occurred, as an estimation of monthly
4.32 sales tax liabilities, including the liability of any fee or other tax that is to be reported on
4.33 the same return as and paid with the chapter 297A taxes, for the month in which the
4.34 taxable event occurred, the vendor shall pay a penalty equal to ten percent of the amount
4.35 of liability that was required to be paid by the 14th of the month less the amount remitted

5.1 by the 14th of the month. The penalty must not be imposed, however, if the amount
5.2 remitted by the 14th of the month equals the lesser of 90 percent of the liability for the
5.3 month preceding the month in which the taxable event occurred or 90 percent of the
5.4 average monthly liability for the previous calendar year.

5.5 **EFFECTIVE DATE.** This section is effective for taxes due and payable after
5.6 September 1, 2010.

5.7 **ARTICLE 3**

5.8 **E-12 EDUCATION**

5.9 Section 1. Minnesota Statutes 2008, section 123B.75, is amended by adding a
5.10 subdivision to read:

5.11 Subd. 1a. **Definition.** For the purpose of this section, "school district tax settlement
5.12 revenue" means the current, delinquent, and manufactured home property tax receipts
5.13 collected by the county and distributed to the school district.

5.14 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

5.15 Sec. 2. Minnesota Statutes 2008, section 123B.75, subdivision 5, is amended to read:

5.16 Subd. 5. **Levy recognition.** (a) "School district tax settlement revenue" means the
5.17 current, delinquent, and manufactured home property tax receipts collected by the county
5.18 and distributed to the school district.

5.19 ~~(b)~~ For fiscal year ~~2004 and later~~ years 2009 and 2010, in June of each year, the
5.20 school district must recognize as revenue, in the fund for which the levy was made, the
5.21 lesser of:

5.22 (1) the sum of May, June, and July school district tax settlement revenue received in
5.23 that calendar year, plus general education aid according to section 126C.13, subdivision
5.24 4, received in July and August of that calendar year; or

5.25 (2) the sum of:

5.26 (i) 31 percent of the referendum levy certified according to section 126C.17, in
5.27 calendar year 2000; and

5.28 (ii) the entire amount of the levy certified in the prior calendar year according to
5.29 section 124D.86, subdivision 4, for school districts receiving revenue under sections
5.30 124D.86, subdivision 3, clauses (1), (2), and (3); 126C.41, subdivisions 1, 2, paragraph
5.31 (b), and 3, paragraphs (b), (c), and (d); 126C.43, subdivision 2; 126C.457; and 126C.48,
5.32 subdivision 6; plus

6.1 (iii) zero percent of the amount of the levy certified in the prior calendar year for the
6.2 school district's general and community service funds, plus or minus auditor's adjustments,
6.3 not including the levy portions that are assumed by the state, that remains after subtracting
6.4 the referendum levy certified according to section 126C.17 and the amount recognized
6.5 according to item (ii).

6.6 (b) For fiscal year 2011 and later years, in June of each year, the school district must
6.7 recognize as revenue, in the fund for which the levy was made, the lesser of:

6.8 (1) the sum of May, June, and July school district tax settlement revenue received in
6.9 that calendar year, plus general education aid according to section 126C.13, subdivision
6.10 4, received in July and August of that calendar year; or

6.11 (2) the sum of:

6.12 (i) the greater of 48.6 percent of the referendum levy certified according to section
6.13 126C.17 in the prior calendar year, or 31 percent of the referendum levy certified
6.14 according to section 126C.17 in calendar year 2000; plus

6.15 (ii) the entire amount of the levy certified in the prior calendar year according to
6.16 section 124D.86, subdivision 4, for school districts receiving revenue under sections
6.17 124D.86, subdivision 3, clauses (1), (2), and (3); 126C.41, subdivisions 1, 2, paragraph
6.18 (b), and 3, paragraphs (b), (c), and (d); 126C.43, subdivision 2; 126C.457; and 126C.48,
6.19 subdivision 6.

6.20 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

6.21 Sec. 3. Minnesota Statutes 2008, section 123B.75, subdivision 9, is amended to read:

6.22 Subd. 9. **Commissioner shall specify fiscal year.** The commissioner shall specify
6.23 the fiscal year or years to which the revenue from any aid or tax levy is applicable if
6.24 Minnesota Statutes do not so specify. The commissioner must report to the chair and
6.25 ranking minority member of the house of representatives and senate committees with
6.26 jurisdiction over education finance by January 15 of each year any adjustments under this
6.27 subdivision in the previous year.

6.28 Sec. 4. Minnesota Statutes 2008, section 126C.48, subdivision 7, is amended to read:

6.29 Subd. 7. **Reporting.** For each tax settlement, the county auditor shall report to each
6.30 school district by fund, the district tax settlement revenue defined in section 123B.75,
6.31 subdivision 5, ~~paragraph (a)~~ 1a, on the form specified in section 276.10. The county auditor
6.32 shall send to the district a copy of the spread levy report specified in section 275.124.

6.33 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

7.1 Sec. 5. Minnesota Statutes 2008, section 127A.441, is amended to read:

7.2 **127A.441 AID REDUCTION; LEVY REVENUE RECOGNITION CHANGE.**

7.3 Each year, the state aids payable to any school district for that fiscal year that are
7.4 recognized as revenue in the school district's general and community service funds shall
7.5 be adjusted by an amount equal to (1) the amount the district recognized as revenue for the
7.6 prior fiscal year pursuant to section 123B.75, subdivision 5, paragraph (a) or (b), minus (2)
7.7 the amount the district recognized as revenue for the current fiscal year pursuant to section
7.8 123B.75, subdivision 5, paragraph (a) or (b). For purposes of making the aid adjustments
7.9 under this section, the amount the district recognizes as revenue for either the prior fiscal
7.10 year or the current fiscal year pursuant to section 123B.75, subdivision 5, paragraph (b),
7.11 shall not include any amount levied pursuant to section 124D.86, subdivision 4, for school
7.12 districts receiving revenue under sections 124D.86, subdivision 3, clauses (1), (2), and (3);
7.13 126C.41, subdivisions 1, 2, and 3, paragraphs (b), (c), and (d); 126C.43, subdivision 2;
7.14 126C.457; and 126C.48, subdivision 6. Payment from the permanent school fund shall not
7.15 be adjusted pursuant to this section. The school district shall be notified of the amount of
7.16 the adjustment made to each payment pursuant to this section.

7.17 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

7.18 Sec. 6. Minnesota Statutes 2008, section 127A.45, subdivision 2, is amended to read:

7.19 Subd. 2. **Definitions.** (a) The term "other district receipts" means payments by
7.20 county treasurers pursuant to section 276.10, apportionments from the school endowment
7.21 fund pursuant to section 127A.33, apportionments by the county auditor pursuant to
7.22 section 127A.34, subdivision 2, and payments to school districts by the commissioner of
7.23 revenue pursuant to chapter 298.

7.24 (b) ~~The term~~ "Cumulative amount guaranteed" means the product of

7.25 (1) the cumulative disbursement percentage shown in subdivision 3; times

7.26 (2) the sum of

7.27 (i) the current year aid payment percentage of the estimated aid and credit
7.28 entitlements paid according to subdivision 13; plus

7.29 (ii) 100 percent of the entitlements paid according to subdivisions 11 and 12; plus

7.30 (iii) the other district receipts.

7.31 (c) ~~The term~~ "Payment date" means the date on which state payments to districts
7.32 are made by the electronic funds transfer method. If a payment date falls on a Saturday,
7.33 a Sunday, or a weekday which is a legal holiday, the payment shall be made on the
7.34 immediately preceding business day. The commissioner may make payments on dates

8.1 other than those listed in subdivision 3, but only for portions of payments from any
8.2 preceding payment dates which could not be processed by the electronic funds transfer
8.3 method due to documented extenuating circumstances.

8.4 (d) The current year aid payment percentage equals 73 in fiscal year 2010 and 2011
8.5 and 90 in fiscal year 2012 and later.

8.6 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

8.7 Sec. 7. Laws 2009, chapter 96, article 6, section 11, subdivision 6, is amended to read:

8.8 Subd. 6. **Educate parents partnership.** For the educate parents partnership under
8.9 Minnesota Statutes, section 124D.129:

8.10 \$ ~~50,000~~ 49,000 2010

8.11 \$ ~~50,000~~ 49,000 2011

8.12 Any balance in the first year does not cancel but is available in the second year.

8.13 Sec. 8. Laws 2009, chapter 96, article 6, section 11, subdivision 7, is amended to read:

8.14 Subd. 7. **Kindergarten entrance assessment initiative and intervention**
8.15 **program.** For the kindergarten entrance assessment initiative and intervention program
8.16 under Minnesota Statutes, section 124D.162:

8.17 \$ ~~287,000~~ 281,000 2010

8.18 \$ ~~287,000~~ 281,000 2011

8.19 Any balance in the first year does not cancel but is available in the second year.

8.20 Sec. 9. Laws 2009, chapter 96, article 7, section 3, subdivision 2, is amended to read:

8.21 Subd. 2. **Department.** (a) For the Department of Education:

8.22 ~~20,943,000~~

8.23 \$ 20,147,600 2010

8.24 ~~20,943,000~~

8.25 \$ 19,811,000 2011

8.26 Any balance in the first year does not cancel but is available in the second year. The
8.27 base appropriation for fiscal year 2012 and later is \$20,285,000.

8.28 (b) \$260,000 each year is for the Minnesota Children's Museum.

8.29 (c) \$41,000 each year is for the Minnesota Academy of Science.

8.30 (d) ~~\$632,000~~ \$618,000 each year is for the Board of Teaching. Any balance in the
8.31 first year does not cancel but is available in the second year.

8.32 (e) ~~\$171,000~~ \$167,000 each year is for the Board of School Administrators. Any
8.33 balance in the first year does not cancel but is available in the second year.

9.1 (f) ~~\$40,000 each year~~ \$10,000 is for an early hearing loss intervention coordinator
9.2 under Minnesota Statutes, section 125A.63, subdivision 5. This appropriation is for
9.3 fiscal year 2010 only. If the department expends federal funds to employ a hearing
9.4 loss coordinator under Minnesota Statutes, section 125A.63, subdivision 5, then the
9.5 appropriation under this paragraph is reallocated for purposes of employing a world
9.6 languages coordinator.

9.7 (g) \$50,000 each year is for the Duluth Children's Museum.

9.8 (h) None of the amounts appropriated under this subdivision may be used for
9.9 Minnesota's Washington, D.C., office.

9.10 (i) The expenditures of federal grants and aids as shown in the biennial budget
9.11 document and its supplements are approved and appropriated and shall be spent as
9.12 indicated. The commissioner must provide, to the K-12 Education Finance Division in
9.13 the house of representatives and the E-12 Budget Division in the senate, details about the
9.14 distribution of state incentive grants, education technology state grants, teacher incentive
9.15 funds, and statewide data system funds as outlined in the supplemental federal funds
9.16 submission dated March 25, 2009.

9.17 Sec. 10. **ADVANCE FINAL PAYMENT; FISCAL YEARS 2010 AND 2011.**

9.18 (a) Notwithstanding Minnesota Statutes, section 127A.45, subdivisions 3 and
9.19 7, for fiscal years 2010 and 2011 only, a school district or charter school exceeding its
9.20 expenditure limitations under Minnesota Statutes, section 123B.83, as of June 30, 2009,
9.21 or June 30, 2010, may receive a portion of its final payment for the current fiscal year
9.22 on June 20, if requested by the district or charter school. The amount paid under this
9.23 subdivision must not exceed the lesser of:

9.24 (1) the difference between 90 percent and the current year aid payment percentage
9.25 under Minnesota Statutes, section 127A.45, subdivision 2, paragraph (d), in the current
9.26 fiscal year times the sum of the district or charter school's general education aid plus the
9.27 aid adjustment in Minnesota Statutes, section 127A.50, for the current fiscal year; or

9.28 (2) the amount by which the district or charter school's net negative unreserved
9.29 general fund balance as of June 30 of the prior fiscal year exceeds 2.5 percent of the
9.30 district or charter school's expenditures for that fiscal year.

9.31 (b) The state total advance final payment under this subdivision for any fiscal year
9.32 must not exceed \$7,500,000. If the amount exceeds \$7,500,000, the advance final payment
9.33 for each eligible district must be reduced proportionately.

9.34 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

ARTICLE 4

E-12 EDUCATION FORECAST ADJUSTMENTS

Section 1. Minnesota Statutes 2009 Supplement, section 123B.54, is amended to read:

123B.54 DEBT SERVICE APPROPRIATION.

(a) ~~\$9,109,000 in fiscal year 2009, \$7,948,000 in fiscal year 2010, \$9,275,000 in fiscal year 2011, \$9,574,000~~ \$16,900,000 in fiscal year 2012, and ~~\$8,904,000~~ \$19,175,000 in fiscal year 2013 and later are appropriated from the general fund to the commissioner of education for payment of debt service equalization aid under section 123B.53.

(b) The appropriations in paragraph (a) must be reduced by the amount of any money specifically appropriated for the same purpose in any year from any state fund.

Sec. 2. Laws 2009, chapter 96, article 1, section 24, subdivision 2, is amended to read:

Subd. 2. **General education aid.** For general education aid under Minnesota Statutes, section 126C.13, subdivision 4:

	5,195,504,000		
\$	<u>4,291,422,000</u>	.....	2010
	5,626,994,000		
\$	<u>4,959,881,000</u>	.....	2011

The 2010 appropriation includes ~~\$555,864,000~~ \$553,591,000 for 2009 and ~~\$4,639,640,000~~ \$3,737,831,000 for 2010.

The 2011 appropriation includes ~~\$500,976,000~~ \$1,363,306,000 for 2010 and ~~\$5,126,018,000~~ \$3,596,575,000 for 2011.

Sec. 3. Laws 2009, chapter 96, article 1, section 24, subdivision 5, is amended to read:

Subd. 5. **Consolidation transition.** For districts consolidating under Minnesota Statutes, section 123A.485:

	854,000 <u>684,000</u>	.....	2010
	927,000 <u>590,000</u>	.....	2011

The 2010 appropriation includes \$0 for 2009 and ~~\$854,000~~ \$684,000 for 2010.

The 2011 appropriation includes ~~\$94,000~~ \$252,000 for 2010 and ~~\$833,000~~ \$338,000 for 2011.

Sec. 4. Laws 2009, chapter 96, article 1, section 24, subdivision 6, is amended to read:

Subd. 6. **Nonpublic pupil education aid.** For nonpublic pupil education aid under Minnesota Statutes, sections 123B.40 to 123B.43 and 123B.87:

H.F. No. 2037, 1st Unofficial Engrossment - 86th Legislative Session (2009-2010)
[UEH2037-1]

11.1 ~~17,250,000~~
11.2 \$ 12,861,000 2010
11.3 ~~17,889,000~~
11.4 \$ 16,663,000 2011

11.5 The 2010 appropriation includes ~~\$1,647,000~~ \$1,067,000 for 2009 and ~~\$15,603,000~~
11.6 \$11,794,000 for 2010.

11.7 The 2011 appropriation includes ~~\$1,733,000~~ \$4,362,000 for 2010 and ~~\$16,156,000~~
11.8 \$12,301,000 for 2011.

11.9 Sec. 5. Laws 2009, chapter 96, article 1, section 24, subdivision 7, is amended to read:

11.10 Subd. 7. **Nonpublic pupil transportation.** For nonpublic pupil transportation aid
11.11 under Minnesota Statutes, section 123B.92, subdivision 9:

11.12 ~~22,159,000~~
11.13 \$ 17,297,000 2010
11.14 ~~22,712,000~~
11.15 \$ 20,333,000 2011

11.16 The 2010 appropriation includes \$2,077,000 for 2009 and ~~\$20,082,000~~ \$15,220,000
11.17 for 2010.

11.18 The 2011 appropriation includes ~~\$2,231,000~~ \$5,629,000 for 2010 and ~~\$20,481,000~~
11.19 \$14,704,000 for 2011.

11.20 Sec. 6. Laws 2009, chapter 96, article 2, section 67, subdivision 2, is amended to read:

11.21 Subd. 2. **Charter school building lease aid.** For building lease aid under Minnesota
11.22 Statutes, section 124D.11, subdivision 4:

11.23 ~~40,453,000~~
11.24 \$ 34,833,000 2010
11.25 ~~44,775,000~~
11.26 \$ 46,370,000 2011

11.27 The 2010 appropriation includes \$3,704,000 for 2009 and ~~\$36,749,000~~ \$31,129,000
11.28 for 2010.

11.29 The 2011 appropriation includes ~~\$4,083,000~~ \$11,513,000 for 2010 and ~~\$40,692,000~~
11.30 \$34,857,000 for 2011.

11.31 Sec. 7. Laws 2009, chapter 96, article 2, section 67, subdivision 3, is amended to read:

11.32 Subd. 3. **Charter school startup aid.** For charter school startup cost aid under
11.33 Minnesota Statutes, section 124D.11:

H.F. No. 2037, 1st Unofficial Engrossment - 86th Legislative Session (2009-2010)
[UEH2037-1]

12.1 ~~1,488,000~~
12.2 \$ 1,218,000 2010
12.3 ~~1,064,000~~
12.4 \$ 759,000 2011

12.5 The 2010 appropriation includes \$202,000 for 2009 and ~~\$1,286,000~~ \$1,016,000
12.6 for 2010.

12.7 The 2011 appropriation includes ~~\$142,000~~ \$375,000 for 2010 and ~~\$922,000~~
12.8 \$384,000 for 2011.

12.9 Sec. 8. Laws 2009, chapter 96, article 2, section 67, subdivision 4, is amended to read:

12.10 Subd. 4. **Integration aid.** For integration aid under Minnesota Statutes, section
12.11 124D.86, subdivision 5:

12.12 ~~65,358,000~~
12.13 \$ 50,812,000 2010
12.14 ~~65,484,000~~
12.15 \$ 63,717,000 2011

12.16 The 2010 appropriation includes ~~\$6,110,000~~ \$5,832,000 for 2009 and ~~\$59,248,000~~
12.17 \$44,980,000 for 2010.

12.18 The 2011 appropriation includes ~~\$6,583,000~~ \$16,636,000 for 2010 and ~~\$58,901,000~~
12.19 \$47,081,000 for 2011.

12.20 Sec. 9. Laws 2009, chapter 96, article 2, section 67, subdivision 7, is amended to read:

12.21 Subd. 7. **Success for the future.** For American Indian success for the future grants
12.22 under Minnesota Statutes, section 124D.81:

12.23 ~~2,137,000~~
12.24 \$ 1,774,000 2010
12.25 \$ 2,137,000 2011

12.26 The 2010 appropriation includes \$213,000 for 2009 and ~~\$1,924,000~~ \$1,561,000
12.27 for 2010.

12.28 The 2011 appropriation includes ~~\$213,000~~ \$576,000 for 2010 and ~~\$1,924,000~~
12.29 \$1,561,000 for 2011.

12.30 Sec. 10. Laws 2009, chapter 96, article 2, section 67, subdivision 9, is amended to read:

12.31 Subd. 9. **Tribal contract schools.** For tribal contract school aid under Minnesota
12.32 Statutes, section 124D.83:

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13.1 ~~2,030,000~~
13.2 \$ 1,702,000 2010
13.3 ~~2,211,000~~
13.4 \$ 2,186,000 2011

13.5 The 2010 appropriation includes \$191,000 for 2009 and ~~\$1,839,000~~ \$1,511,000 for
13.6 2010.

13.7 The 2011 appropriation includes ~~\$204,000~~ \$558,000 for 2010 and ~~\$2,007,000~~
13.8 \$1,628,000 for 2011.

13.9 Sec. 11. Laws 2009, chapter 96, article 3, section 21, subdivision 2, is amended to read:

13.10 Subd. 2. **Special education; regular.** For special education aid under Minnesota
13.11 Statutes, section 125A.75:

13.12 ~~734,071,000~~
13.13 \$ 609,003,000 2010
13.14 ~~781,497,000~~
13.15 \$ 772,845,000 2011

13.16 The 2010 appropriation includes \$71,947,000 for 2009 and ~~\$662,124,000~~
13.17 \$537,056,000 for 2010.

13.18 The 2011 appropriation includes ~~\$73,569,000~~ \$198,637,000 for 2010 and
13.19 ~~\$707,928,000~~ \$574,208,000 for 2011.

13.20 Sec. 12. Laws 2009, chapter 96, article 3, section 21, subdivision 3, is amended to read:

13.21 Subd. 3. **Aid for children with disabilities.** For aid under Minnesota Statutes,
13.22 section 125A.75, subdivision 3, for children with disabilities placed in residential facilities
13.23 within the district boundaries for whom no district of residence can be determined:

13.24 ~~1,717,000~~
13.25 \$ 1,125,000 2010
13.26 ~~1,895,000~~
13.27 \$ 1,193,000 2011

13.28 If the appropriation for either year is insufficient, the appropriation for the other
13.29 year is available.

13.30 Sec. 13. Laws 2009, chapter 96, article 3, section 21, subdivision 4, is amended to read:

13.31 Subd. 4. **Travel for home-based services.** For aid for teacher travel for home-based
13.32 services under Minnesota Statutes, section 125A.75, subdivision 1:

13.33 ~~\$ 258,000~~ 224,000 2010
13.34 ~~\$ 282,000~~ 291,000 2011

13.35 The 2010 appropriation includes \$24,000 for 2009 and ~~\$234,000~~ \$200,000 for 2010.

14.1 The 2011 appropriation includes ~~\$26,000~~ \$73,000 for 2010 and ~~\$256,000~~ \$218,000
14.2 for 2011.

14.3 Sec. 14. Laws 2009, chapter 96, article 3, section 21, subdivision 5, is amended to read:

14.4 Subd. 5. **Special education; excess costs.** For excess cost aid under Minnesota
14.5 Statutes, section 125A.79, subdivision 7:

14.6	110,871,000		
14.7	\$ <u>96,926,000</u>	.....	2010
14.8	110,877,000		
14.9	\$ <u>110,871,000</u>	.....	2011

14.10 The 2010 appropriation includes \$37,046,000 for 2009 and ~~\$73,825,000~~ \$59,880,000
14.11 for 2010.

14.12 The 2011 appropriation includes ~~\$37,022,000~~ \$50,967,000 for 2010 and ~~\$73,855,000~~
14.13 \$59,904,000 for 2011.

14.14 Sec. 15. Laws 2009, chapter 96, article 4, section 12, subdivision 2, is amended to read:

14.15 Subd. 2. **Health and safety revenue.** For health and safety aid according to
14.16 Minnesota Statutes, section 123B.57, subdivision 5:

14.17	\$161,000 <u>132,000</u>	.....	2010
14.18	\$160,000 <u>139,000</u>	.....	2011

14.19 The 2010 appropriation includes \$10,000 for 2009 and ~~\$151,000~~ \$122,000 for 2010.

14.20 The 2011 appropriation includes ~~\$16,000~~ \$44,000 for 2010 and ~~\$144,000~~ \$95,000
14.21 for 2011.

14.22 Sec. 16. Laws 2009, chapter 96, article 4, section 12, subdivision 3, is amended to read:

14.23 Subd. 3. **Debt service equalization.** For debt service aid according to Minnesota
14.24 Statutes, section 123B.53, subdivision 6:

14.25	7,948,000		
14.26	\$ <u>6,608,000</u>	.....	2010
14.27	9,275,000		
14.28	\$ <u>8,465,000</u>	.....	2011

14.29 The 2010 appropriation includes \$851,000 for 2009 and ~~\$7,097,000~~ \$5,757,000
14.30 for 2010.

14.31 The 2011 appropriation includes ~~\$788,000~~ \$2,128,000 for 2010 and ~~\$8,487,000~~
14.32 \$6,337,000 for 2011.

14.33 Sec. 17. Laws 2009, chapter 96, article 4, section 12, subdivision 4, is amended to read:

15.1 Subd. 4. **Alternative facilities bonding aid.** For alternative facilities bonding aid,
15.2 according to Minnesota Statutes, section 123B.59, subdivision 1:

15.3		19,287,000		
15.4	\$	<u>16,008,000</u>	.....	2010
15.5	\$	19,287,000	.....	2011

15.6 The 2010 appropriation includes \$1,928,000 for 2009 and ~~\$17,359,000~~ \$14,080,000
15.7 for 2010.

15.8 The 2011 appropriation includes ~~\$1,928,000~~ \$5,207,000 for 2010 and ~~\$17,359,000~~
15.9 \$14,080,000 for 2011.

15.10 Sec. 18. Laws 2009, chapter 96, article 4, section 12, subdivision 6, is amended to read:

15.11 Subd. 6. **Deferred maintenance aid.** For deferred maintenance aid, according to
15.12 Minnesota Statutes, section 123B.591, subdivision 4:

15.13		2,302,000		
15.14	\$	<u>1,918,000</u>	.....	2010
15.15		2,073,000		
15.16	\$	<u>2,211,000</u>	.....	2011

15.17 The 2010 appropriation includes \$260,000 for 2009 and ~~\$2,042,000~~ \$1,658,000 for
15.18 2010.

15.19 The 2011 appropriation includes ~~\$226,000~~ \$613,000 for 2010 and ~~\$1,847,000~~
15.20 \$1,598,000 for 2011.

15.21 Sec. 19. Laws 2009, chapter 96, article 5, section 13, subdivision 4, is amended to read:

15.22 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,
15.23 section 124D.118:

15.24		1,098,000		
15.25	\$	<u>1,104,000</u>	.....	2010
15.26		1,120,000		
15.27	\$	<u>1,126,000</u>	.....	2011

15.28 Sec. 20. Laws 2009, chapter 96, article 5, section 13, subdivision 6, is amended to read:

15.29 Subd. 6. **Basic system support.** For basic system support grants under Minnesota
15.30 Statutes, section 134.355:

15.31		13,570,000		
15.32	\$	<u>11,264,000</u>	.....	2010
15.33	\$	13,570,000	.....	2011

15.34 The 2010 appropriation includes \$1,357,000 for 2009 and ~~\$12,213,000~~ \$9,907,000
15.35 for 2010.

16.1 The 2011 appropriation includes ~~\$1,357,000~~ \$3,663,000 for 2010 and ~~\$12,213,000~~
16.2 \$9,907,000 for 2011.

16.3 Sec. 21. Laws 2009, chapter 96, article 5, section 13, subdivision 7, is amended to read:

16.4 Subd. 7. **Multicounty, multitype library systems.** For grants under Minnesota
16.5 Statutes, sections 134.353 and 134.354, to multicounty, multitype library systems:

16.6		1,300,000		
16.7	\$	<u>1,079,000</u>	.....	2010
16.8	\$	1,300,000	.....	2011

16.9 The 2010 appropriation includes \$130,000 for 2009 and ~~\$1,170,000~~ \$949,000 for
16.10 2010.

16.11 The 2011 appropriation includes ~~\$130,000~~ \$351,000 for 2010 and ~~\$1,170,000~~
16.12 \$949,000 for 2011.

16.13 Sec. 22. Laws 2009, chapter 96, article 5, section 13, subdivision 9, is amended to read:

16.14 Subd. 9. **Regional library telecommunications aid.** For regional library
16.15 telecommunications aid under Minnesota Statutes, section 134.355:

16.16		2,300,000		
16.17	\$	<u>1,909,000</u>	.....	2010
16.18	\$	2,300,000	.....	2011

16.19 The 2010 appropriation includes \$230,000 for 2009 and ~~\$2,070,000~~ \$1,679,000 for
16.20 2010.

16.21 The 2011 appropriation includes ~~\$230,000~~ \$621,000 for 2010 and ~~\$2,070,000~~
16.22 \$1,679,000 for 2011.

16.23 Sec. 23. Laws 2009, chapter 96, article 6, section 11, subdivision 2, is amended to read:

16.24 Subd. 2. **School readiness.** For revenue for school readiness programs under
16.25 Minnesota Statutes, sections 124D.15 and 124D.16:

16.26		10,095,000		
16.27	\$	<u>8,379,000</u>	.....	2010
16.28	\$	10,095,000	.....	2011

16.29 The 2010 appropriation includes \$1,009,000 for 2009 and ~~\$9,086,000~~ \$7,370,000
16.30 for 2010.

16.31 The 2011 appropriation includes ~~\$1,009,000~~ \$2,725,000 for 2010 and ~~\$9,086,000~~
16.32 \$7,370,000 for 2011.

16.33 Sec. 24. Laws 2009, chapter 96, article 6, section 11, subdivision 3, is amended to read:

17.1 Subd. 3. **Early childhood family education aid.** For early childhood family
17.2 education aid under Minnesota Statutes, section 124D.135:

17.3 ~~22,955,000~~
17.4 \$ 19,005,000 2010
17.5 ~~22,547,000~~
17.6 \$ 22,126,000 2011

17.7 The 2010 appropriation includes \$3,020,000 for 2009 and ~~\$19,935,000~~ \$15,985,000
17.8 for 2010.

17.9 The 2011 appropriation includes ~~\$2,214,000~~ \$5,911,000 for 2010 and ~~\$20,333,000~~
17.10 \$16,215,000 for 2011.

17.11 Sec. 25. Laws 2009, chapter 96, article 6, section 11, subdivision 4, is amended to read:

17.12 Subd. 4. **Health and developmental screening aid.** For health and developmental
17.13 screening aid under Minnesota Statutes, sections 121A.17 and 121A.19:

17.14 ~~3,694,000~~
17.15 \$ 2,922,000 2010
17.16 ~~3,800,000~~
17.17 \$ 3,531,000 2011

17.18 The 2010 appropriation includes \$367,000 for 2009 and ~~\$3,327,000~~ \$2,555,000 for
17.19 2010.

17.20 The 2011 appropriation includes ~~\$369,000~~ \$945,000 for 2010 and ~~\$3,431,000~~
17.21 \$2,586,000 for 2011.

17.22 Sec. 26. Laws 2009, chapter 96, article 6, section 11, subdivision 8, is amended to read:

17.23 Subd. 8. **Community education aid.** For community education aid under
17.24 Minnesota Statutes, section 124D.20:

17.25 \$ ~~585,000~~ 476,000 2010
17.26 \$ ~~467,000~~ 486,000 2011

17.27 The 2010 appropriation includes \$73,000 for 2009 and ~~\$512,000~~ \$403,000 for 2010.

17.28 The 2011 appropriation included ~~\$56,000~~ \$148,000 for 2010 and ~~\$411,000~~ \$338,000
17.29 for 2011.

17.30 Sec. 27. Laws 2009, chapter 96, article 6, section 11, subdivision 9, is amended to read:

17.31 Subd. 9. **Adults with disabilities program aid.** For adults with disabilities
17.32 programs under Minnesota Statutes, section 124D.56:

17.33 \$ ~~710,000~~ 588,000 2010
17.34 \$ 710,000 2011

18.1 The 2010 appropriation includes ~~\$71,000~~ \$69,000 for 2009 and ~~\$639,000~~ \$519,000
18.2 for 2010.

18.3 The 2011 appropriation includes ~~\$71,000~~ \$191,000 for 2010 and ~~\$639,000~~ \$519,000
18.4 for 2011.

18.5 Sec. 28. Laws 2009, chapter 96, article 6, section 11, subdivision 12, is amended to
18.6 read:

18.7 Subd. 12. **Adult basic education aid.** For adult basic education aid under
18.8 Minnesota Statutes, section 124D.531:

18.9		42,975,000		
18.10	\$	<u>35,671,000</u>	.....	2010
18.11		44,258,000		
18.12	\$	<u>44,065,000</u>	.....	2011

18.13 The 2010 appropriation includes \$4,187,000 for 2009 and ~~\$38,788,000~~ \$31,484,000
18.14 for 2010.

18.15 The 2011 appropriation includes ~~\$4,309,000~~ \$11,644,000 for 2010 and ~~\$39,949,000~~
18.16 \$32,421,000 for 2011.

18.17 ARTICLE 5

18.18 HIGHER EDUCATION

18.19 Section 1. SUMMARY OF APPROPRIATIONS.

18.20 The amounts shown in this section summarize direct appropriations, by fund, made
18.21 in this article.

18.22		<u>2010</u>		<u>2011</u>		<u>Total</u>
18.23	<u>General</u>	\$	<u>(77,000)</u>	\$	<u>(77,000)</u>	<u>(154,000)</u>

18.24 Sec. 2. APPROPRIATIONS.

18.25 The sums shown in the columns marked "Appropriations" are added to or, if shown
18.26 in parentheses, subtracted from the appropriations in Laws 2009, chapter 95, article 1, to
18.27 the agencies and for the purposes specified in this article. The appropriations are from the
18.28 general fund, or another named fund, and are available for the fiscal years indicated for
18.29 each purpose. The figures "2010" and "2011" used in this article mean that the addition
18.30 to or subtraction from the appropriation listed under them is available for the fiscal year
18.31 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and
18.32 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
18.33 day following final enactment.

19.1				
19.2				<u>APPROPRIATIONS</u>
19.3				<u>Available for the Year</u>
19.4				<u>Ending June 30</u>
				<u>2010</u> <u>2011</u>

19.5	Sec. 3. <u>MINNESOTA OFFICE OF HIGHER</u>			
19.6	<u>EDUCATION</u>	\$	(77,000)	\$ (77,000)

19.7 This reduction is from the appropriation for
 19.8 agency administration.

19.9 **ARTICLE 6**

19.10 **ENVIRONMENT AND NATURAL RESOURCES**

19.11 Section 1. SUMMARY OF APPROPRIATIONS.

19.12 The amounts shown in this section summarize changes to direct appropriations, by
 19.13 fund, made in this article.

19.14			<u>2010</u>		<u>2011</u>		<u>Total</u>
19.15	<u>General</u>	\$	(1,571,000)	\$	(1,564,000)	\$	(3,135,000)

19.16 Sec. 2. APPROPRIATIONS.

19.17 The sums shown in the columns marked "Appropriations" are added to or, if shown
 19.18 in parentheses, subtracted from the appropriations in Laws 2009, chapter 37, article 1, to
 19.19 the agencies and for the purposes specified in this article. The appropriations are from the
 19.20 general fund, or another named fund, and are available for the fiscal years indicated for
 19.21 each purpose. The figures "2010" and "2011" used in this article mean that the addition to
 19.22 or subtraction from the appropriation listed under them are available for the fiscal year
 19.23 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and
 19.24 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
 19.25 day following final enactment.

19.26				
19.27				<u>APPROPRIATIONS</u>
19.28				<u>Available for the Year</u>
19.29				<u>Ending June 30</u>
				<u>2010</u> <u>2011</u>

19.30 Sec. 3. POLLUTION CONTROL AGENCY

19.31	<u>Subdivision 1. Total Appropriation</u>	\$	(110,000)	\$	(99,000)
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20.1 The appropriation reductions for each
 20.2 purpose are shown in the following
 20.3 subdivisions.

20.4	<u>Subd. 2. Water</u>	<u>(98,000)</u>	<u>(38,000)</u>
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20.5 The \$98,000 reduction in fiscal year 2010
 20.6 is from the agency's activities to develop
 20.7 minimal impact design standards for urban
 20.8 stormwater runoff.

20.9	<u>Subd. 3. Land</u>	<u>-0-</u>	<u>(30,000)</u>
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20.10 The \$30,000 reduction in the second year is
 20.11 from the environmental health tracking and
 20.12 biomonitoring activities of the agency.

20.13	<u>Subd. 4. Environmental</u>		
20.14	<u>Assistance and Cross Media</u>	<u>-0-</u>	<u>(16,000)</u>

20.15	<u>Subd. 5. Administrative</u>		
20.16	<u>Support</u>	<u>(12,000)</u>	<u>(15,000)</u>

20.17 **Sec. 4. NATURAL RESOURCES**

20.18	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>(1,375,000)</u>	<u>\$</u>	<u>(1,379,000)</u>
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20.19 The appropriation reductions for each
 20.20 purpose are shown in the following
 20.21 subdivisions.

20.22	<u>Subd. 2. Lands and</u>		
20.23	<u>Minerals</u>	<u>(30,000)</u>	<u>(30,000)</u>

20.24	<u>Subd. 3. Water Resources</u>		
20.25	<u>Management</u>	<u>(84,000)</u>	<u>(84,000)</u>

20.26	<u>Subd. 4. Forest</u>		
20.27	<u>Management</u>	<u>(188,000)</u>	<u>(188,000)</u>

20.28 \$53,000 of the reduction each year is from
 20.29 activities supporting the Forest Resources
 20.30 Council with implementation of the
 20.31 Sustainable Forest Resources Act.

20.32	<u>Subd. 5. Parks and Trails</u>		
20.33	<u>Management</u>	<u>(420,000)</u>	<u>(422,000)</u>

21.1	<u>Subd. 6. Fish and Wildlife</u>		
21.2	<u>Management</u>	(265,000)	(265,000)
21.3	<u>\$265,000 of the reduction each year is from</u>		
21.4	<u>activities for preserving, restoring, and</u>		
21.5	<u>enhancing grassland/wetland complexes on</u>		
21.6	<u>public or private land.</u>		
21.7	<u>Subd. 7. Ecological Services</u>	(46,000)	(47,000)
21.8	<u>Subd. 8. Enforcement</u>	(230,000)	(230,000)
21.9	<u>Subd. 9. Operations</u>		
21.10	<u>Support</u>	(112,000)	(113,000)
21.11	Sec. 5. <u>METROPOLITAN COUNCIL</u>	\$ (86,000)	\$ (86,000)

21.12 Sec. 6. Minnesota Statutes 2008, section 103G.705, subdivision 2, is amended to read:

21.13 Subd. 2. **Stream protection and improvement fund.** There is established in the
 21.14 state treasury a stream protection and redevelopment fund. All repayments of loans
 21.15 made and administrative fees assessed under subdivision 1 must be deposited in this
 21.16 fund. Interest earned on money in the fund accrues to the fund and money in the fund
 21.17 is appropriated to the commissioner of natural resources for purposes of the stream
 21.18 protection and redevelopment program, including costs incurred by the commissioner to
 21.19 establish and administer the program. In fiscal years 2010 and 2011, all repayments of
 21.20 loans made and administrative fees assessed under subdivision 1 must be transferred
 21.21 to the general fund. This includes any balance within the fund from repayments and
 21.22 administrative fees assessed prior to July 1, 2009. The transfers are estimated to total
 21.23 \$98,000 in 2010 and \$99,000 in 2011.

21.24 **ARTICLE 7**

21.25 **ENERGY**

21.26 Section 1. **SUMMARY OF APPROPRIATIONS.**

21.27 The amounts shown in this section summarize direct appropriations, by fund, made
 21.28 in this article.

21.29		<u>2010</u>	<u>2011</u>	<u>Total</u>
21.30	<u>General</u>	\$ (247,000)	\$ (247,000)	(494,000)

21.31 Sec. 2. **APPROPRIATIONS.**

22.1 The sums shown in the columns marked "Appropriations" are added to or, if shown
 22.2 in parentheses, subtracted from the appropriations in Laws 2009, chapter 37, article 2, to
 22.3 the agencies and for the purposes specified in this article. The appropriations are from the
 22.4 general fund, or another named fund, and are available for the fiscal years indicated for
 22.5 each purpose. The figures "2010" and "2011" used in this article mean that the addition
 22.6 to or subtraction from the appropriation listed under them is available for the fiscal year
 22.7 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and
 22.8 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
 22.9 day following final enactment.

APPROPRIATIONS
Available for the Year
Ending June 30
2010 **2011**

22.14 **Sec. 3. DEPARTMENT OF COMMERCE**

22.15 **Subdivision 1. Total Appropriation** \$ **(247,000)** \$ **(247,000)**

22.16 The appropriation reductions for each
 22.17 purpose are shown in the following
 22.18 subdivisions.

22.19 **Subd. 2. Administrative Services** **(97,000)** **(97,000)**

22.20 **Subd. 3. Market Assurance** **(150,000)** **(150,000)**

ARTICLE 8

AGRICULTURE

22.23 **Section 1. SUMMARY OF APPROPRIATIONS.**

22.24 The amounts shown in this section summarize direct appropriations, by fund, made
 22.25 in this article.

		<u>2010</u>		<u>2011</u>		<u>Total</u>
<u>General</u>	\$	<u>(493,000)</u>	\$	<u>(492,000)</u>	\$	<u>(985,000)</u>

22.28 **Sec. 2. AGRICULTURAL APPROPRIATIONS.**

22.29 The sums shown in the columns marked "Appropriations" are added to or, if shown
 22.30 in parentheses, subtracted from the appropriations in Laws 2009, chapter 94, article 1, to
 22.31 the agencies and for the purposes specified in this article. The appropriations are from the
 22.32 general fund, or another named fund, and are available for the fiscal years indicated for
 22.33 each purpose. The figures "2010" and "2011" used in this article mean that the addition to

23.1 or subtraction from the appropriations listed under them are available for the fiscal year
 23.2 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and
 23.3 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
 23.4 day following final enactment.

23.5		<u>APPROPRIATIONS</u>	
23.6		<u>Available for the Year</u>	
23.7		<u>Ending June 30</u>	
23.8		<u>2010</u>	<u>2011</u>

23.9 **Sec. 3. DEPARTMENT OF AGRICULTURE**

23.10	<u>Subdivision 1. Total Appropriation</u>	\$	<u>(493,000)</u>	\$	<u>(492,000)</u>
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23.11 The appropriation reductions for each
 23.12 purpose are shown in the following
 23.13 subdivisions.

23.14	<u>Subd. 2. Protection Services</u>		<u>(228,000)</u>		<u>(228,000)</u>
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23.15 \$13,000 in fiscal year 2010 and \$13,000 in
 23.16 fiscal year 2011 are reductions from plant
 23.17 pest surveys.

23.18	<u>Subd. 3. Agricultural Marketing and</u>				
23.19	<u>Development</u>		<u>(127,000)</u>		<u>(127,000)</u>

23.20 \$77,000 in fiscal year 2010 and \$77,000 in
 23.21 fiscal year 2011 are reductions for integrated
 23.22 pest management activities.

23.23	<u>Subd. 4. Administration and Financial</u>				
23.24	<u>Assistance</u>		<u>(138,000)</u>		<u>(137,000)</u>

23.25 \$69,000 in fiscal year 2010 and \$69,000 in
 23.26 fiscal year 2011 are reductions from the dairy
 23.27 and profitability enhancement and dairy
 23.28 business planning grant programs established
 23.29 under Laws 1997, chapter 216, section 7,
 23.30 subdivision 2, and Laws 2001, First Special
 23.31 Session chapter 2, section 9, subdivision 2.

23.32 \$1,000 in fiscal year 2010 is a reduction from
 23.33 the appropriation for the administration of
 23.34 the Feeding Minnesota Task Force.

ARTICLE 9

ECONOMIC DEVELOPMENT

Section 1. SUMMARY OF APPROPRIATIONS.

The amounts shown in this section summarize direct appropriations, by fund, made in this article.

	<u>2010</u>	<u>2011</u>	<u>Total</u>
<u>General</u>	\$ (489,000)	\$ (745,000)	\$ (1,234,000)

Sec. 2. APPROPRIATIONS.

The sums shown in the columns marked "Appropriations" are added to, or if shown in parentheses, subtracted from the appropriations in Laws 2009, chapter 78, article 1, to the agencies and for the purposes specified in this article. The appropriations are from the general fund, or another named fund, and are available for the fiscal years indicated for each purpose. The figures "2010" and "2011" used in this article mean that the addition to or subtraction from the appropriation listed under them is available for the fiscal year ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and reductions to appropriations for the fiscal year ending June 30, 2010, are effective the day following final enactment.

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2010</u>	<u>2011</u>

Sec. 3. EMPLOYMENT AND ECONOMIC DEVELOPMENT

<u>Subdivision 1. Total Appropriation</u>	\$	<u>(285,000)</u>	\$	<u>(285,000)</u>
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The appropriation reductions for each purpose are shown in the following subdivisions.

<u>Subd. 2. Business and Community Development</u>		<u>(87,000)</u>		<u>(87,000)</u>
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\$25,000 in 2010 and \$25,000 in 2011 are from the appropriation for the Office of Science and Technology.

<u>Subd. 3. Workforce Development</u>		<u>(115,000)</u>		<u>(115,000)</u>
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25.1 \$15,000 in 2010 and \$15,000 in 2011 are
25.2 from the appropriation for the Minnesota job
25.3 skills partnership program under Minnesota
25.4 Statutes, sections 116L.01 to 116L.17.

25.5 \$11,000 in 2010 and \$11,000 in 2011 are from
25.6 the appropriation for administrative expenses
25.7 to programs that provide employment
25.8 support services to persons with mental
25.9 illness under Minnesota Statutes, sections
25.10 268A.13 and 268A.14.

25.11 \$89,000 in 2010 and \$89,000 in 2011 are
25.12 from the appropriation for state services for
25.13 the blind activities.

25.14 Subd. 4. **State-Funded Administration** (83,000) (83,000)

25.15 Sec. 4. **HOUSING FINANCE AGENCY** \$ -0- \$ (256,000)

25.16 This reduction is from the appropriation to
25.17 the Housing Finance Agency for the housing
25.18 rehabilitation program under Minnesota
25.19 Statutes, section 462A.05, subdivision 14,
25.20 for rental housing developments.

25.21 On or before June 30, 2010, the Housing
25.22 Finance Agency shall transfer \$256,000
25.23 from the housing rehabilitation program in
25.24 the housing development fund to the general
25.25 fund.

25.26 Sec. 5. **DEPARTMENT OF LABOR AND**
25.27 **INDUSTRY** \$ (20,000) \$ (20,000)

25.28 This reduction is from the general
25.29 fund appropriation for labor
25.30 standards/apprenticeship.

25.31 Sec. 6. **BUREAU OF MEDIATION**
25.32 **SERVICES** \$ (16,000) \$ (16,000)

28.1		<u>2010</u>	<u>2011</u>	<u>Total</u>
28.2	<u>General</u>	\$ (79,000)	\$ (79,000)	\$ (158,000)

28.3 Sec. 2. APPROPRIATIONS.

28.4 The sums shown in the columns marked "Appropriations" are added to or, if shown
 28.5 in parentheses, subtracted from the appropriations in Laws 2009, chapter 83, article 1, to
 28.6 the agencies and for the purposes specified in this article. The appropriations are from the
 28.7 general fund, or another named fund, and are available for the fiscal years indicated for
 28.8 each purpose. The figures "2010" and "2011" used in this article mean that the addition
 28.9 to or subtraction from the appropriation listed under them is available for the fiscal year
 28.10 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and
 28.11 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
 28.12 day following final enactment.

28.13	<u>APPROPRIATIONS</u>
28.14	<u>Available for the Year</u>
28.15	<u>Ending June 30</u>
28.16	<u>2010</u> <u>2011</u>

28.17	Sec. 3. <u>HUMAN RIGHTS</u>	\$	\$ (79,000)	\$ (79,000)
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28.18 **ARTICLE 12**

28.19 **STATE GOVERNMENT**

28.20 Section 1. SUMMARY OF APPROPRIATIONS.

28.21 The amounts shown in this section summarize direct appropriations, by fund, made
 28.22 in this article.

28.23		<u>2010</u>	<u>2011</u>	<u>Total</u>
28.24	<u>General</u>	\$ (1,694,000)	\$ (1,820,000)	\$ (3,514,000)

28.25 Sec. 2. APPROPRIATIONS.

28.26 The sums shown in the columns marked "Appropriations" are added to or, if shown
 28.27 in parentheses, subtracted from, the appropriations in Laws 2009, chapter 101, article 1, to
 28.28 the agencies and for the purposes specified in this article. The appropriations are from the
 28.29 general fund, or another named fund, and are available for the fiscal years indicated for
 28.30 each purpose. The figures "2010" and "2011" used in this article mean that the addition
 28.31 to or subtraction from the appropriation listed under them is available for the fiscal year
 28.32 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and

29.1 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
29.2 day following final enactment.

29.3		<u>APPROPRIATIONS</u>	
29.4		<u>Available for the Year</u>	
29.5		<u>Ending June 30</u>	
29.6		<u>2010</u>	<u>2011</u>

29.7	Sec. 3. <u>GOVERNOR AND LIEUTENANT</u>			
29.8	<u>GOVERNOR</u>	<u>\$</u>	<u>(81,000)</u>	<u>\$</u>
				<u>(81,000)</u>

29.9 \$13,000 of the reduction in each of
29.10 fiscal years 2010 and 2011 are from the
29.11 appropriation for necessary expenses in the
29.12 normal performance of the governor's and
29.13 lieutenant governor's duties for which no
29.14 other reimbursement is provided.

29.15	Sec. 4. <u>OFFICE OF ENTERPRISE</u>			
29.16	<u>TECHNOLOGY</u>	<u>\$</u>	<u>(130,000)</u>	<u>\$</u>
				<u>(130,000)</u>

29.17 \$96,000 of the reduction in each of
29.18 fiscal years 2010 and 2011 are from the
29.19 appropriation for information technology
29.20 security.

29.21	Sec. 5. <u>ADMINISTRATION</u>	<u>\$</u>	<u>(100,000)</u>	<u>\$</u>
				<u>(200,000)</u>

29.22 These reductions are from the Government
29.23 and Citizen Services Program.

29.24 \$162,000 of the balance in the central stores
29.25 fund is transferred to the general fund on
29.26 or before June 30, 2010. This is a onetime
29.27 transfer.

29.28	Sec. 6. <u>MANAGEMENT AND BUDGET</u>	<u>\$</u>	<u>(459,000)</u>	<u>\$</u>
				<u>(459,000)</u>

29.29	Sec. 7. <u>REVENUE</u>	<u>\$</u>	<u>(924,000)</u>	<u>\$</u>
				<u>(950,000)</u>

29.30 These reductions are from the tax system
29.31 management program.

ARTICLE 13

HEALTH AND HUMAN SERVICES

Section 1. SUMMARY OF APPROPRIATIONS.

The amounts shown in this section summarize direct appropriations, by fund, made in this article.

	<u>2010</u>	<u>2011</u>	<u>Total</u>
<u>General</u>	\$ (4,346,000)	\$ (4,167,000)	\$ (8,513,000)

Sec. 2. APPROPRIATIONS.

The sums shown in the columns marked "Appropriations" are added to or, if shown in parentheses, subtracted from the appropriations in Laws 2009, chapter 79, article 13, as amended by Laws 2009, chapter 173, article 2, to the agencies and for the purposes specified in this article. The appropriations are from the general fund and are available for the fiscal years indicated for each purpose. The figures "2010" and "2011" used in this article mean that the addition to or subtraction from the appropriation listed under them is available for the fiscal year ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and reductions to appropriations for the fiscal year ending June 30, 2010, are effective the day following final enactment unless a different effective date is explicit.

<u>APPROPRIATIONS</u>
<u>Available for the Year</u>
<u>Ending June 30</u>
<u>2010</u> <u>2011</u>

Sec. 3. DEPARTMENT OF HUMAN SERVICES

<u>Subdivision 1. Total Appropriation</u>	\$ (3,819,000)	\$ (3,642,000)
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The appropriation reductions for each purpose are shown in the following subdivisions.

<u>Subd. 2. Agency Management; Financial Operations</u>	(3,289,000)	(3,282,000)
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<u>Subd. 3. Health Care Management; Administration</u>	(180,000)	(360,000)
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Incentive Program and Outreach Grants.

The general fund appropriation for the

31.1 incentive program under Laws 2008, chapter
31.2 358, article 5, section 3, subdivision 4,
31.3 paragraph (b), is canceled. This paragraph is
31.4 effective retroactively from January 1, 2010.

31.5 **Base Adjustment.** The general fund base
31.6 for the incentive program under Minnesota
31.7 Statutes, section 256.962, subdivision 5, is
31.8 \$0 in fiscal year 2011.

31.9 **Subd. 4. Continuing Care Management** (350,000) -0-

31.10 **County Maintenance of Effort.** The general
31.11 fund appropriation for the State-County
31.12 Results Accountability and Service Delivery
31.13 Reform under Minnesota Statutes, chapter
31.14 402A, is canceled. This paragraph is
31.15 effective retroactively from July 1, 2009.

31.16 **Sec. 4. DEPARTMENT OF HEALTH**

31.17 **Subdivision. 1. Total Appropriation** (527,000) (525,000)

31.18 The appropriation reductions for each
31.19 purpose are shown in the following
31.20 subdivisions.

31.21 **Subd. 2. Community and Family Health**
31.22 **Promotion** (53,000) (355,000)

31.23 **Subd. 3. Policy Quality and Compliance** (118,000) (74,000)

31.24 **Subd. 4. Health Protection** (225,000) (74,000)

31.25 **Subd. 5. Administrative Support Services** (131,000) (22,000)

31.26 **ARTICLE 14**

31.27 **TAX AIDS AND CREDITS**

31.28 **Section 1. [477A.0133] 2009 AND 2010 AID REDUCTIONS.**

31.29 **Subdivision 1. Definitions.** (a) For the purposes of this section, the following terms
31.30 have the meanings given them in this subdivision.

31.31 (b) The "2009 revenue base" for a county is the sum of the county's certified property
31.32 tax levy for taxes payable in 2009, plus the amount of county program aid under section

32.1 477A.0124 that the county was certified to receive in 2009, plus the amount of taconite
32.2 aids under sections 298.28 and 298.282 that the county was certified to receive in 2009,
32.3 including any amounts required to be placed in a special fund for distribution in a later year.

32.4 (c) "Population" means the population of the county for 2007 based on information
32.5 available to the commissioner of revenue in July 2009.

32.6 (d) "Adjusted net tax capacity" means the amount of net tax capacity for the county,
32.7 computed using equalized market values according to section 477A.011, subdivision 20,
32.8 for aid payable in 2009.

32.9 (e) "Adjusted net tax capacity per capita" means the jurisdiction's adjusted net tax
32.10 capacity divided by its population.

32.11 Subd. 2. **2009 aid reductions.** The commissioner of revenue must compute a
32.12 2009 aid reduction amount for each county.

32.13 The aid reduction amount is zero for a county with a population of less than 5,000,
32.14 and is zero for a county containing the Shooting Star Casino property that was removed
32.15 from the tax rolls in 2009.

32.16 For all other counties, the aid reduction amount is equal to 1.189 percent of the
32.17 county's 2009 revenue base.

32.18 The reduction amount is limited to the sum of the amount of county program aid
32.19 under section 477A.0124 that the county was certified to receive in 2009, plus the amount
32.20 of market value credit reimbursements under section 273.1384 payable to the county in
32.21 2009 before the reductions in this section.

32.22 The reduction amount is applied first to reduce the amount payable to the county
32.23 in 2009 as county program aid under section 477A.013 and then, if necessary, to reduce
32.24 the amount payable to the county in 2009 as market value credit reimbursements under
32.25 section 273.1384.

32.26 No county's aid or reimbursements are reduced to less than zero under this section.

32.27 Subd. 3. **2010 aid reductions.** The commissioner of revenue must compute a
32.28 2010 aid reduction amount for each county.

32.29 The aid reduction amount is zero for a county with a population of less than 5,000,
32.30 and is zero for a county containing the Shooting Star Casino property that was removed
32.31 from the tax rolls in 2009.

32.32 For all other counties, the aid reduction amount is equal to 2.414 percent of the
32.33 county's 2009 revenue base.

32.34 The reduction amount is limited to the sum of the amount of county program aid
32.35 under section 477A.0124 that the county was certified to receive in 2009, plus the amount

33.1 of market value credit reimbursements under section 273.1384 payable to the county in
33.2 2009 before the reductions in this section.

33.3 The reduction amount is applied first to reduce the amount payable to the county
33.4 in 2010 as county program aid under section 477A.013 and then, if necessary, to reduce
33.5 the amount payable to the county in 2010 as market value credit reimbursements under
33.6 section 273.1384.

33.7 No county's aid or reimbursements are reduced to less than zero under this section.

33.8 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

33.9 **ARTICLE 15**

33.10 **SPECIAL REVENUE FUND**

33.11 Section 1. Minnesota Statutes 2008, section 3.9741, subdivision 2, is amended to read:

33.12 Subd. 2. **Postsecondary Education Board.** The legislative auditor may enter into
33.13 an interagency agreement with the Board of Trustees of the Minnesota State Colleges and
33.14 Universities to conduct financial audits, in addition to audits conducted under section
33.15 3.972, subdivision 2. All payments received for audits requested by the board shall be
33.16 ~~added to the appropriation for~~ deposited in the special revenue fund and appropriated to
33.17 the legislative auditor to pay audit expenses.

33.18 Sec. 2. Minnesota Statutes 2008, section 8.15, subdivision 3, is amended to read:

33.19 Subd. 3. **Agreements.** (a) To facilitate the delivery of legal services, the attorney
33.20 general may:

33.21 (1) enter into agreements with executive branch agencies, political subdivisions, or
33.22 quasi-state agencies to provide legal services for the benefit of the citizens of Minnesota;
33.23 and

33.24 (2) in addition to funds otherwise appropriated by the legislature, accept and spend
33.25 funds received under any agreement authorized in clause (1) for the purpose set forth in
33.26 clause (1), subject to a report of receipts to the chairs of the senate Finance Committee and
33.27 the house of representatives Ways and Means Committee by October 15 each year.

33.28 (b) When entering into an agreement for legal services, the attorney general must
33.29 notify the committees responsible for funding the Office of the Attorney General. When
33.30 the attorney general enters into an agreement with a state agency, the attorney general
33.31 must also notify the committees responsible for funding that agency.

34.1 Funds received under this subdivision must be deposited in ~~the general~~ an account in
34.2 the special revenue fund and are appropriated to the attorney general for the purposes set
34.3 forth in this subdivision.

34.4 Sec. 3. Minnesota Statutes 2008, section 13.03, subdivision 10, is amended to read:

34.5 Subd. 10. **Costs for providing copies of data.** Money may be collected by a
34.6 responsible authority in a state agency for the actual cost to the agency of providing
34.7 copies or electronic transmittal of government data ~~is appropriated to the agency and~~
34.8 ~~added to the appropriations from which the costs were paid.~~ When money collected for
34.9 purposes in this subdivision is of a magnitude sufficient to warrant a separate account in
34.10 the state treasury, that money must be deposited in a fund other than the general fund
34.11 and is appropriated to the agency.

34.12 Sec. 4. Minnesota Statutes 2008, section 16C.23, subdivision 6, is amended to read:

34.13 Subd. 6. **State surplus property.** The commissioner may do any of the following to
34.14 dispose of state surplus property:

34.15 (1) transfer it to or between state agencies;

34.16 (2) transfer it to a governmental unit or nonprofit organization in Minnesota; or

34.17 (3) sell it and charge a fee to cover expenses incurred by the commissioner in the
34.18 disposal of the surplus property.

34.19 The proceeds of the sale less the fee must be deposited in an account in a fund other
34.20 than the general fund and are appropriated to the agency for whose account the sale was
34.21 made, to be used and expended by that agency to purchase similar state property.

34.22 Sec. 5. Minnesota Statutes 2008, section 103B.101, subdivision 9, is amended to read:

34.23 Subd. 9. **Powers and duties.** In addition to the powers and duties prescribed
34.24 elsewhere, the board shall:

34.25 (1) coordinate the water and soil resources planning activities of counties, soil and
34.26 water conservation districts, watershed districts, watershed management organizations,
34.27 and any other local units of government through its various authorities for approval of
34.28 local plans, administration of state grants, and by other means as may be appropriate;

34.29 (2) facilitate communication and coordination among state agencies in cooperation
34.30 with the Environmental Quality Board, and between state and local units of government,
34.31 in order to make the expertise and resources of state agencies involved in water and soil
34.32 resources management available to the local units of government to the greatest extent
34.33 possible;

35.1 (3) coordinate state and local interests with respect to the study in southwestern
35.2 Minnesota under United States Code, title 16, section 1009;

35.3 (4) develop information and education programs designed to increase awareness
35.4 of local water and soil resources problems and awareness of opportunities for local
35.5 government involvement in preventing or solving them;

35.6 (5) provide a forum for the discussion of local issues and opportunities relating
35.7 to water and soil resources management;

35.8 (6) adopt an annual budget and work program that integrate the various functions
35.9 and responsibilities assigned to it by law; and

35.10 (7) report to the governor and the legislature by October 15 of each even-numbered
35.11 year with an assessment of board programs and recommendations for any program
35.12 changes and board membership changes necessary to improve state and local efforts
35.13 in water and soil resources management.

35.14 The board may accept grants, gifts, donations, or contributions in money, services,
35.15 materials, or otherwise from the United States, a state agency, or other source to achieve
35.16 an authorized purpose. The board may enter into a contract or agreement necessary or
35.17 appropriate to accomplish the transfer. The board may receive and expend money to
35.18 acquire conservation easements, as defined in chapter 84C, on behalf of the state and
35.19 federal government consistent with the Camp Ripley's Army Compatible Use Buffer
35.20 Project.

35.21 Any money received is hereby deposited in an account in a fund other than the
35.22 general fund and appropriated and dedicated for the purpose for which it is granted.

35.23 Sec. 6. Minnesota Statutes 2008, section 103I.681, subdivision 11, is amended to read:

35.24 Subd. 11. **Permit fee schedule.** (a) The commissioner of natural resources shall
35.25 adopt a permit fee schedule under chapter 14. The schedule may provide minimum fees
35.26 for various classes of permits, and additional fees, which may be imposed subsequent
35.27 to the application, based on the cost of receiving, processing, analyzing, and issuing
35.28 the permit, and the actual inspecting and monitoring of the activities authorized by the
35.29 permit, including costs of consulting services.

35.30 (b) A fee may not be imposed on a state or federal governmental agency applying
35.31 for a permit.

35.32 (c) The fee schedule may provide for the refund of a fee, in whole or in part, under
35.33 circumstances prescribed by the commissioner of natural resources. Fees received must
35.34 be deposited in the state treasury and credited to ~~the general~~ an account in the natural
35.35 resources fund. Permit fees received are appropriated annually from the ~~general~~ natural

36.1 resources fund to the commissioner of natural resources for the costs of inspecting and
36.2 monitoring the activities authorized by the permit, including costs of consulting services.

36.3 Sec. 7. Minnesota Statutes 2008, section 116J.551, subdivision 1, is amended to read:

36.4 Subdivision 1. **Grant account.** A contaminated site cleanup and development grant
36.5 account is created in the ~~general~~ special revenue fund. Money in the account may be used,
36.6 as appropriated by law, to make grants as provided in section 116J.554 and to pay for the
36.7 commissioner's costs in reviewing applications and making grants. Notwithstanding
36.8 section 16A.28, money appropriated to the account for this program from any source
36.9 is available until spent.

36.10 Sec. 8. Minnesota Statutes 2008, section 190.32, is amended to read:

36.11 **190.32 FEDERAL REIMBURSEMENT RECEIPTS.**

36.12 The Department of Military Affairs may deposit federal reimbursement receipts into
36.13 ~~the general fund~~ an account in the special revenue fund, maintenance of military training
36.14 facilities. These receipts are for services, supplies, and materials initially purchased by the
36.15 Camp Ripley maintenance account.

36.16 Sec. 9. Minnesota Statutes 2008, section 257.69, subdivision 2, is amended to read:

36.17 Subd. 2. **Guardian; legal fees.** (a) The court may order expert witness and guardian
36.18 ad litem fees and other costs of the trial and pretrial proceedings, including appropriate
36.19 tests, to be paid by the parties in proportions and at times determined by the court. The
36.20 court shall require a party to pay part of the fees of court-appointed counsel according
36.21 to the party's ability to pay, but if counsel has been appointed the appropriate agency
36.22 shall pay the party's proportion of all other fees and costs. The agency responsible for
36.23 child support enforcement shall pay the fees and costs for blood or genetic tests in a
36.24 proceeding in which it is a party, is the real party in interest, or is acting on behalf of the
36.25 child. However, at the close of a proceeding in which paternity has been established under
36.26 sections 257.51 to 257.74, the court shall order the adjudicated father to reimburse the
36.27 public agency, if the court finds he has sufficient resources to pay the costs of the blood or
36.28 genetic tests. When a party bringing an action is represented by the county attorney, no
36.29 filing fee shall be paid to the court administrator.

36.30 (b) In each fiscal year, the commissioner of management and budget shall deposit
36.31 guardian ad litem reimbursements in the ~~general~~ special revenue fund and credit them to a
36.32 separate account with the trial courts. The balance of this account is appropriated to the
36.33 trial courts and does not cancel but is available until expended. Expenditures by the state

37.1 court administrator's office from this account must be based on the amount of the guardian
37.2 ad litem reimbursements received by the state from the courts in each judicial district.

37.3 Sec. 10. Minnesota Statutes 2008, section 260C.331, subdivision 6, is amended to read:

37.4 Subd. 6. **Guardian ad litem fees.** (a) In proceedings in which the court appoints a
37.5 guardian ad litem pursuant to section 260C.163, subdivision 5, clause (a), the court may
37.6 inquire into the ability of the parents to pay for the guardian ad litem's services and,
37.7 after giving the parents a reasonable opportunity to be heard, may order the parents to
37.8 pay guardian fees.

37.9 (b) In each fiscal year, the commissioner of management and budget shall deposit
37.10 guardian ad litem reimbursements in the ~~general~~ special revenue fund and credit them to a
37.11 separate account with the trial courts. The balance of this account is appropriated to the
37.12 trial courts and does not cancel but is available until expended. Expenditures by the state
37.13 court administrator's office from this account must be based on the amount of the guardian
37.14 ad litem reimbursements received by the state from the courts in each judicial district.

37.15 Sec. 11. Minnesota Statutes 2009 Supplement, section 270.97, is amended to read:

37.16 **270.97 DEPOSIT OF REVENUES.**

37.17 The commissioner shall deposit all revenues derived from the tax, interest, and
37.18 penalties received from the county in the contaminated site cleanup and development
37.19 account in the ~~general~~ special revenue fund and is annually appropriated to the
37.20 commissioner of the Department of Employment and Economic Development, for the
37.21 purposes of section 116J.551.

37.22 Sec. 12. Minnesota Statutes 2008, section 299C.48, is amended to read:

37.23 **299C.48 CONNECTION BY AUTHORIZED AGENCY; FEE,**
37.24 **APPROPRIATION.**

37.25 (a) An agency authorized under section 299C.46, subdivision 3, may connect with
37.26 and participate in the criminal justice data communications network upon approval
37.27 of the commissioner of public safety; provided, that the agency shall first agree to pay
37.28 installation charges as may be necessary for connection and monthly operational charges
37.29 as may be established by the commissioner of public safety. Before participation by a
37.30 criminal justice agency may be approved, the agency must have executed an agreement
37.31 with the commissioner providing for security of network facilities and restrictions on
37.32 access to data supplied to and received through the network.

38.1 (b) In addition to any fee otherwise authorized, the commissioner of public safety
38.2 shall impose a fee for providing secure dial-up or Internet access for criminal justice
38.3 agencies and noncriminal justice agencies. The following monthly fees apply:

38.4 (1) criminal justice agency accessing via Internet, \$15;

38.5 (2) criminal justice agency accessing via dial-up, \$35;

38.6 (3) noncriminal justice agency accessing via Internet, \$35; and

38.7 (4) noncriminal justice agency accessing via dial-up, \$35.

38.8 (c) The installation and monthly operational charges collected by the commissioner
38.9 of public safety under paragraphs (a) and (b) must be deposited in an account in the special
38.10 revenue fund and are annually appropriated to the commissioner to administer sections
38.11 299C.46 to 299C.50.

38.12 Sec. 13. Minnesota Statutes 2008, section 299E.02, is amended to read:

38.13 **299E.02 CONTRACT SERVICES; APPROPRIATION.**

38.14 Fees charged for contracted security services provided by the Capitol Complex
38.15 Security Division of the Department of Public Safety must be deposited in an account in
38.16 the special revenue fund and are annually appropriated to the commissioner of public
38.17 safety to administer and provide these services.

38.18 Sec. 14. Minnesota Statutes 2008, section 446A.086, subdivision 2, is amended to read:

38.19 Subd. 2. **Application.** (a) This section provides a state guarantee of the payment of
38.20 principal and interest on debt obligations if:

38.21 (1) the obligations are issued after June 30, 2000;

38.22 (2) application to the Public Facilities Authority is made before issuance; and

38.23 (3) the obligations are covered by an agreement meeting the requirements of
38.24 subdivision 3.

38.25 (b) Applications to be covered by the provisions of this section must be made in a
38.26 form and contain the information prescribed by the authority. Applications are subject to
38.27 either a fee of \$500 for each bond issue requested by a county or governmental unit or the
38.28 applicable fees under section 446A.087.

38.29 (c) Application fees paid under this section must be deposited in a separate credit
38.30 enhancement bond guarantee account in the ~~general~~ special revenue fund. Money in the
38.31 credit enhancement bond guarantee account is appropriated to the authority for purposes
38.32 of administering this section.

39.1 (d) Neither the authority nor the commissioner is required to promulgate
39.2 administrative rules under this section and the procedures and requirements established by
39.3 the authority or commissioner under this section are not subject to chapter 14.

39.4 Sec. 15. Minnesota Statutes 2008, section 469.177, subdivision 11, is amended to read:

39.5 Subd. 11. **Deduction for enforcement costs; appropriation.** (a) The county
39.6 treasurer shall deduct an amount equal to 0.25 percent of any increment distributed to an
39.7 authority or municipality. The county treasurer shall pay the amount deducted to the
39.8 commissioner of management and budget for deposit in ~~the state general~~ an account in
39.9 the special revenue fund.

39.10 (b) The amounts deducted and paid under paragraph (a) are appropriated to the state
39.11 auditor for the cost of (1) the financial reporting of tax increment financing information
39.12 and (2) the cost of examining and auditing of authorities' use of tax increment financing
39.13 as provided under section 469.1771, subdivision 1. Notwithstanding section 16A.28 or
39.14 any other law to the contrary, this appropriation does not cancel and remains available
39.15 until spent.

39.16 (c) For taxes payable in 2002 and thereafter, the commissioner of revenue shall
39.17 increase the percent in paragraph (a) to a percent equal to the product of the percent in
39.18 paragraph (a) and the amount that the statewide tax increment levy for taxes payable in
39.19 2002 would have been without the class rate changes in this act and the elimination of
39.20 the general education levy in this act divided by the statewide tax increment levy for
39.21 taxes payable in 2002.

39.22 Sec. 16. Minnesota Statutes 2008, section 518.165, subdivision 3, is amended to read:

39.23 Subd. 3. **Fees.** (a) A guardian ad litem appointed under either subdivision 1 or 2
39.24 may be appointed either as a volunteer or on a fee basis. If a guardian ad litem is appointed
39.25 on a fee basis, the court shall enter an order for costs, fees, and disbursements in favor
39.26 of the child's guardian ad litem. The order may be made against either or both parties,
39.27 except that any part of the costs, fees, or disbursements which the court finds the parties
39.28 are incapable of paying shall be borne by the state courts. The costs of court-appointed
39.29 counsel to the guardian ad litem shall be paid by the county in which the proceeding is
39.30 being held if a party is incapable of paying for them. Until the recommendations of the
39.31 task force created in Laws 1999, chapter 216, article 7, section 42, are implemented, the
39.32 costs of court-appointed counsel to a guardian ad litem in the Eighth Judicial District shall
39.33 be paid by the state courts if a party is incapable of paying for them. In no event may the
39.34 court order that costs, fees, or disbursements be paid by a party receiving public assistance

40.1 or legal assistance or by a party whose annual income falls below the poverty line as
40.2 established under United States Code, title 42, section 9902(2).

40.3 (b) In each fiscal year, the commissioner of management and budget shall deposit
40.4 guardian ad litem reimbursements in the ~~general~~ special revenue fund and credit them to a
40.5 separate account with the trial courts. The balance of this account is appropriated to the
40.6 trial courts and does not cancel but is available until expended. Expenditures by the state
40.7 court administrator's office from this account must be based on the amount of the guardian
40.8 ad litem reimbursements received by the state from the courts in each judicial district.

40.9 Sec. 17. Minnesota Statutes 2008, section 609.3241, is amended to read:

40.10 **609.3241 PENALTY ASSESSMENT AUTHORIZED.**

40.11 When a court sentences an adult convicted of violating section 609.322 or 609.324,
40.12 while acting other than as a prostitute, the court shall impose an assessment of not less
40.13 than \$250 and not more than \$500 for a violation of section 609.324, subdivision 2, or a
40.14 misdemeanor violation of section 609.324, subdivision 3; otherwise the court shall impose
40.15 an assessment of not less than \$500 and not more than \$1,000. The mandatory minimum
40.16 portion of the assessment is to be used for the purposes described in section 626.558,
40.17 subdivision 2a, and is in addition to the surcharge required by section 357.021, subdivision
40.18 6. Any portion of the assessment imposed in excess of the mandatory minimum amount
40.19 shall be ~~forwarded to the general~~ deposited in an account in the special revenue fund and
40.20 is appropriated annually to the commissioner of public safety. The commissioner, with the
40.21 assistance of the General Crime Victims Advisory Council, shall use money received under
40.22 this section for grants to agencies that provide assistance to individuals who have stopped
40.23 or wish to stop engaging in prostitution. Grant money may be used to provide these
40.24 individuals with medical care, child care, temporary housing, and educational expenses.

40.25 Sec. 18. Minnesota Statutes 2008, section 611.20, subdivision 3, is amended to read:

40.26 Subd. 3. **Reimbursement.** In each fiscal year, the commissioner of management
40.27 and budget shall deposit the payments in the ~~general~~ special revenue fund and credit them
40.28 to a separate account with the Board of Public Defense. The amount credited to this
40.29 account is appropriated to the Board of Public Defense.

40.30 The balance of this account does not cancel but is available until expended.
40.31 Expenditures by the board from this account for each judicial district public defense office
40.32 must be based on the amount of the payments received by the state from the courts in
40.33 each judicial district. A district public defender's office that receives money under this
40.34 subdivision shall use the money to supplement office overhead payments to part-time

41.1 attorneys providing public defense services in the district. By January 15 of each year,
41.2 the Board of Public Defense shall report to the chairs and ranking minority members of
41.3 the senate and house of representatives divisions having jurisdiction over criminal justice
41.4 funding on the amount appropriated under this subdivision, the number of cases handled
41.5 by each district public defender's office, the number of cases in which reimbursements
41.6 were ordered, the average amount of reimbursement ordered, and the average amount of
41.7 money received by part-time attorneys under this subdivision.

41.8 Sec. 19. Laws 1994, chapter 531, section 1, is amended to read:

41.9 Section 1. **SALE OF WILDLIFE LANDS.**

41.10 Notwithstanding Minnesota Statutes, sections 84.027, subdivision 10; 92.45; 94.09
41.11 to 94.165; 97A.135; 103F.535, or any other law, the commissioner of administration may
41.12 sell lands located in the Gordy Yaeger wildlife management area in Olmsted county. The
41.13 consideration for the lands described in sections 2 and 3 shall be \$950 per acre. The
41.14 conveyances shall be by ~~quitclaim~~ quitclaim deed in a form approved by the attorney
41.15 general and shall reserve to the state all minerals and mineral rights. The proceeds received
41.16 from the sales are to be deposited in an account in the general natural resources fund and
41.17 are appropriated to the commissioner of natural resources for acquisition of replacement
41.18 wildlife management area lands. These sales are pursuant to the recommendation of the
41.19 Gordy Yaeger wildlife management area advisory committee.

41.20 **ARTICLE 16**

41.21 **TAXES**

41.22 Section 1. Minnesota Statutes 2009 Supplement, section 290.06, subdivision 2c,
41.23 is amended to read:

41.24 Subd. 2c. **Schedules of rates for individuals, estates, and trusts.** (a) The income
41.25 taxes imposed by this chapter upon married individuals filing joint returns and surviving
41.26 spouses as defined in section 2(a) of the Internal Revenue Code must be computed by
41.27 applying to their taxable net income the following schedule of rates:

- 41.28 (1) On the first \$25,680, 5.35 percent;
41.29 (2) On all over \$25,680, but not over \$102,030, 7.05 percent;
41.30 (3) On all over \$102,030, 7.85 percent.

41.31 Married individuals filing separate returns, estates, and trusts must compute their
41.32 income tax by applying the above rates to their taxable income, except that the income
41.33 brackets will be one-half of the above amounts.

42.1 (b) The income taxes imposed by this chapter upon unmarried individuals must be
42.2 computed by applying to taxable net income the following schedule of rates:

42.3 (1) On the first \$17,570, 5.35 percent;

42.4 (2) On all over \$17,570, but not over \$57,710, 7.05 percent;

42.5 (3) On all over \$57,710, 7.85 percent.

42.6 (c) The income taxes imposed by this chapter upon unmarried individuals qualifying
42.7 as a head of household as defined in section 2(b) of the Internal Revenue Code must be
42.8 computed by applying to taxable net income the following schedule of rates:

42.9 (1) On the first \$21,630, 5.35 percent;

42.10 (2) On all over \$21,630, but not over \$86,910, 7.05 percent;

42.11 (3) On all over \$86,910, 7.85 percent.

42.12 (d) In lieu of a tax computed according to the rates set forth in this subdivision, the
42.13 tax of any individual taxpayer whose taxable net income for the taxable year is less than
42.14 an amount determined by the commissioner must be computed in accordance with tables
42.15 prepared and issued by the commissioner of revenue based on income brackets of not
42.16 more than \$100. The amount of tax for each bracket shall be computed at the rates set
42.17 forth in this subdivision, provided that the commissioner may disregard a fractional part of
42.18 a dollar unless it amounts to 50 cents or more, in which case it may be increased to \$1.

42.19 (e) An individual who is not a Minnesota resident for the entire year must compute
42.20 the individual's Minnesota income tax as provided in this subdivision. After the
42.21 application of the nonrefundable credits provided in this chapter, the tax liability must
42.22 then be multiplied by a fraction in which:

42.23 (1) the numerator is the individual's Minnesota source federal adjusted gross income
42.24 as defined in section 62 of the Internal Revenue Code and increased by the additions
42.25 required under section 290.01, subdivision 19a, clauses (1), (5), (6), (7), (8), (9), (12),
42.26 (13), (16), and (17), and reduced by the Minnesota assignable portion of the subtraction
42.27 for United States government interest under section 290.01, subdivision 19b, clause
42.28 (1), and the subtractions under section 290.01, subdivision 19b, clauses (9), (10), (14),
42.29 (15), (16), and (18), after applying the allocation and assignability provisions of section
42.30 290.081, clause (a), or 290.17; and

42.31 (2) the denominator is the individual's federal adjusted gross income as defined in
42.32 section 62 of the Internal Revenue Code of 1986, increased by the amounts specified in
42.33 section 290.01, subdivision 19a, clauses (1), (5), (6), (7), (8), (9), (12), (13), (16), and (17),
42.34 and reduced by the amounts specified in section 290.01, subdivision 19b, clauses (1), (9),
42.35 (10), (14), (15), (16), and (18).