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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 3829

04/06/2016 Authored by Urdahl  
The bill was read for the first time and referred to the Committee on Legacy Funding Finance

1.1 A bill for an act  
1.2 relating to legacy funds; amending requirements for requesting parks and trails  
1.3 funds; amending requirements for requesting arts and cultural heritage funds;  
1.4 amending Minnesota Statutes 2015 Supplement, sections 85.53, subdivision 2;  
1.5 129D.17, subdivision 2.

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

1.7 Section 1. Minnesota Statutes 2015 Supplement, section 85.53, subdivision 2, is  
1.8 amended to read:

1.9 Subd. 2. **Expenditures; accountability.** (a) A project or program receiving funding  
1.10 from the parks and trails fund must meet or exceed the constitutional requirement to  
1.11 support parks and trails of regional or statewide significance. A project or program  
1.12 receiving funding from the parks and trails fund must include measurable outcomes, as  
1.13 defined in section 3.303, subdivision 10, and a plan for measuring and evaluating the  
1.14 results. A project or program must be consistent with current science and incorporate  
1.15 state-of-the-art technology, except when the project or program is a portrayal or restoration  
1.16 of historical significance.

1.17 (b) Money from the parks and trails fund shall be expended to balance the benefits  
1.18 across all regions and residents of the state.

1.19 (c) A state agency or other recipient of a direct appropriation from the parks and  
1.20 trails fund must compile and submit all information for funded projects or programs,  
1.21 including the proposed measurable outcomes and all other items required under section  
1.22 3.303, subdivision 10, to the Legislative Coordinating Commission as soon as practicable  
1.23 or by January 15 of the applicable fiscal year, whichever comes first. The Legislative  
1.24 Coordinating Commission must post submitted information on the Web site required  
1.25 under section 3.303, subdivision 10, as soon as it becomes available.

2.1 (d) Grants funded by the parks and trails fund must be implemented according to  
2.2 section 16B.98 and must account for all expenditures. Proposals must specify a process  
2.3 for any regrating envisioned. Priority for grant proposals must be given to proposals  
2.4 involving grants that will be competitively awarded.

2.5 (e) Money from the parks and trails fund may only be spent on projects located  
2.6 in Minnesota.

2.7 (f) When practicable, a direct recipient of an appropriation from the parks and  
2.8 trails fund shall prominently display on the recipient's Web site home page the legacy  
2.9 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws  
2.10 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more  
2.11 information." When a person clicks on the legacy logo image, the Web site must direct  
2.12 the person to a Web page that includes both the contact information that a person may  
2.13 use to obtain additional information, as well as a link to the Legislative Coordinating  
2.14 Commission Web site required under section 3.303, subdivision 10.

2.15 (g) Future eligibility for money from the parks and trails fund is contingent upon a  
2.16 state agency or other recipient satisfying all applicable requirements in this section, as  
2.17 well as any additional requirements contained in applicable session law. If the Office of  
2.18 the Legislative Auditor, in the course of an audit or investigation, publicly reports that a  
2.19 recipient of money from the parks and trails fund has not complied with the laws, rules, or  
2.20 regulations in this section or other laws applicable to the recipient, the recipient must be  
2.21 listed in an annual report to the legislative committees with jurisdiction over the legacy  
2.22 funds. The list must be publicly available. The legislative auditor shall remove a recipient  
2.23 from the list upon determination that the recipient is in compliance. A recipient on the  
2.24 list is not eligible for future funding from the parks and trails fund until the recipient  
2.25 demonstrates compliance to the legislative auditor.

2.26 (h) Any entity requesting funding from the legislature for an appropriation from the  
2.27 parks and trails fund must inform the legislature if the entity funded the same project  
2.28 or program, or a similar project or program, before 2006 and how the previous project  
2.29 or program was funded.

2.30 Sec. 2. Minnesota Statutes 2015 Supplement, section 129D.17, subdivision 2, is  
2.31 amended to read:

2.32 Subd. 2. **Expenditures; accountability.** (a) Funding from the arts and cultural  
2.33 heritage fund may be spent only for arts, arts education, and arts access, and to preserve  
2.34 Minnesota's history and cultural heritage. A project or program receiving funding from  
2.35 the arts and cultural heritage fund must include measurable outcomes, and a plan for

3.1 measuring and evaluating the results. A project or program must be consistent with current  
3.2 scholarship, or best practices, when appropriate and must incorporate state-of-the-art  
3.3 technology when appropriate.

3.4 (b) Funding from the arts and cultural heritage fund may be granted for an entire  
3.5 project or for part of a project so long as the recipient provides a description and cost for  
3.6 the entire project and can demonstrate that it has adequate resources to ensure that the  
3.7 entire project will be completed.

3.8 (c) Money from the arts and cultural heritage fund shall be expended for benefits  
3.9 across all regions and residents of the state.

3.10 (d) A state agency or other recipient of a direct appropriation from the arts and  
3.11 cultural heritage fund must compile and submit all information for funded projects or  
3.12 programs, including the proposed measurable outcomes and all other items required  
3.13 under section 3.303, subdivision 10, to the Legislative Coordinating Commission as soon  
3.14 as practicable or by January 15 of the applicable fiscal year, whichever comes first. The  
3.15 Legislative Coordinating Commission must post submitted information on the Web site  
3.16 required under section 3.303, subdivision 10, as soon as it becomes available.

3.17 (e) Grants funded by the arts and cultural heritage fund must be implemented  
3.18 according to section 16B.98 and must account for all expenditures of funds. Priority for  
3.19 grant proposals must be given to proposals involving grants that will be competitively  
3.20 awarded.

3.21 (f) All money from the arts and cultural heritage fund must be for projects located  
3.22 in Minnesota.

3.23 (g) When practicable, a direct recipient of an appropriation from the arts and cultural  
3.24 heritage fund shall prominently display on the recipient's Web site home page the legacy  
3.25 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws  
3.26 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more  
3.27 information." When a person clicks on the legacy logo image, the Web site must direct  
3.28 the person to a Web page that includes both the contact information that a person may  
3.29 use to obtain additional information, as well as a link to the Legislative Coordinating  
3.30 Commission Web site required under section 3.303, subdivision 10.

3.31 (h) Future eligibility for money from the arts and cultural heritage fund is contingent  
3.32 upon a state agency or other recipient satisfying all applicable requirements in this section,  
3.33 as well as any additional requirements contained in applicable session law. If the Office of  
3.34 the Legislative Auditor, in the course of an audit or investigation, publicly reports that a  
3.35 recipient of money from the arts and cultural heritage fund has not complied with the laws,  
3.36 rules, or regulations in this section or other laws applicable to the recipient, the recipient

4.1 must be listed in an annual report to the legislative committees with jurisdiction over the  
4.2 legacy funds. The list must be publicly available. The legislative auditor shall remove a  
4.3 recipient from the list upon determination that the recipient is in compliance. A recipient  
4.4 on the list is not eligible for future funding from the arts and cultural heritage fund until  
4.5 the recipient demonstrates compliance to the legislative auditor.

4.6 (i) Any entity requesting funding from the legislature for an appropriation from the  
4.7 arts and cultural heritage fund must inform the legislature if the entity funded the same  
4.8 project or program, or a similar project or program, before 2006 and how the previous  
4.9 project or program was funded.