

1.1 moves to amend S.F. No. 47, the first engrossment, as follows:

1.2 Page 1, after line 5, insert:

1.3 "ARTICLE 1
1.4 LOCAL GOVERNMENT COVID-19 RELIEF"

1.5 Page 5, after line 22, insert:

1.6 "ARTICLE 2
1.7 SUPPLEMENTAL BUDGET

1.8 Section 1. Minnesota Statutes 2018, section 119B.125, subdivision 1, is amended to read:

1.9 Subdivision 1. **Authorization.** ~~Except as provided in subdivision 5,~~ A county or the
1.10 commissioner must authorize the provider chosen by an applicant or a participant before
1.11 the county can authorize payment for care provided by that provider. The commissioner
1.12 must establish the requirements necessary for authorization of providers. A provider must
1.13 be reauthorized every two years. ~~A legal, nonlicensed family child care provider also must~~
1.14 ~~be reauthorized when another person over the age of 13 joins the household, a current~~
1.15 ~~household member turns 13, or there is reason to believe that a household member has a~~
1.16 ~~factor that prevents authorization. The provider is required to report all family changes that~~
1.17 ~~would require reauthorization. When a provider has been authorized for payment for~~
1.18 ~~providing care for families in more than one county, the county responsible for~~
1.19 ~~reauthorization of that provider is the county of the family with a current authorization for~~
1.20 ~~that provider and who has used the provider for the longest length of time.~~

1.21 **EFFECTIVE DATE.** This section is effective January 4, 2021.

2.1 Sec. 2. Minnesota Statutes 2018, section 119B.125, subdivision 1a, is amended to read:

2.2 Subd. 1a. **Background study required.** This subdivision only applies to legal,
2.3 nonlicensed ~~family~~ child care providers.

2.4 (a) Prior to authorization, and as part of each reauthorization required in subdivision 1,
2.5 the county shall perform the commissioner shall perform a background study on every
2.6 member of the provider's household who is age 13 and older. The county shall also perform
2.7 a background study on an individual who has reached age ten but is not yet age 13 and is
2.8 living in the household where the nonlicensed child care will be provided when the county
2.9 has reasonable cause as defined under section 245C.02, subdivision 15 individuals identified
2.10 under section 245C.02, subdivision 6a.

2.11 (b) After authorization, the commissioner shall perform a background study when an
2.12 individual identified under section 245C.02, subdivision 6a, joins the household. The provider
2.13 must report all family changes that would require a new background study.

2.14 (c) At each reauthorization, the county shall perform a background study of all individuals
2.15 in the provider's household for whom paragraphs (a) and (b) require a background study.

2.16 (d) Prior to a background study expiring, the commissioner shall perform another
2.17 background study of all individuals for whom the background study will expire.

2.18 **EFFECTIVE DATE.** This section is effective January 4, 2021.

2.19 Sec. 3. Minnesota Statutes 2018, section 119B.125, subdivision 2, is amended to read:

2.20 Subd. 2. **Persons who cannot be authorized.** (a) The provider seeking authorization
2.21 under this section shall collect the information required under section 245C.05, subdivision
2.22 1, and forward the information to the county agency. ~~The background study must include~~
2.23 ~~a review of the information required under section 245C.08, subdivisions 2, 3, and 4,~~
2.24 ~~paragraph (b).~~ The county shall collect and forward the information to the commissioner
2.25 as directed under section 245C.05, subdivision 2b. A legal nonlicensed family child care
2.26 provider is not authorized under this section if the commissioner determines that any
2.27 household member who is the subject of a background study is determined to have a
2.28 disqualifying characteristic under paragraphs (b) to (e) or under section 245C.14 or 245C.15.
2.29 ~~If a county has determined that a provider is able to be authorized in that county, and a~~
2.30 ~~family in another county later selects that provider, the provider is able to be authorized in~~
2.31 ~~the second county without undergoing a new background investigation unless one of the~~
2.32 ~~following conditions exists:~~ disqualified from direct contact with, or from access to, persons

3.1 served by the program, unless the disqualified individual is subsequently set aside under
 3.2 section 245C.22.

3.3 ~~(1) two years have passed since the first authorization;~~

3.4 ~~(2) another person age 13 or older has joined the provider's household since the last~~
 3.5 ~~authorization;~~

3.6 ~~(3) a current household member has turned 13 since the last authorization; or~~

3.7 ~~(4) there is reason to believe that a household member has a factor that prevents~~
 3.8 ~~authorization.~~

3.9 ~~(b) The person has refused to give written consent for disclosure of criminal history~~
 3.10 ~~records.~~

3.11 ~~(c) The person has been denied a family child care license or has received a fine or a~~
 3.12 ~~sanction as a licensed child care provider that has not been reversed on appeal.~~

3.13 ~~(d) The person has a family child care licensing disqualification that has not been set~~
 3.14 ~~aside.~~

3.15 ~~(e) The person has admitted or a county has found that there is a preponderance of~~
 3.16 ~~evidence that fraudulent information was given to the county for child care assistance~~
 3.17 ~~application purposes or was used in submitting child care assistance bills for payment.~~

3.18 **EFFECTIVE DATE.** This section is effective January 4, 2021.

3.19 Sec. 4. Minnesota Statutes 2018, section 119B.13, subdivision 1, is amended to read:

3.20 Subdivision 1. **Subsidy restrictions.** (a) ~~Beginning February 3, 2014,~~ The maximum
 3.21 rate paid for child care assistance in any county or county price cluster under the child care
 3.22 fund shall be the greater of the ~~25th~~ 30th percentile of the ~~2011~~ most recent child care
 3.23 provider rate survey under section 119B.02, subdivision 7, or the ~~maximum rate effective~~
 3.24 ~~November 28, 2011~~ rates in effect at the time of the update. The first maximum rate update
 3.25 must be based on the 2018 rate survey and must be implemented on September 21, 2020.

3.26 Thereafter, maximum rate updates are effective the first biweekly period following January
 3.27 1 after the most recent rate survey. For a child care provider located within the boundaries

3.28 of a city located in two or more of the counties of Benton, Sherburne, and Stearns, the

3.29 maximum rate paid for child care assistance shall be equal to the maximum rate paid in the

3.30 county with the highest maximum reimbursement rates or the provider's charge, whichever

3.31 is less. The commissioner may: (1) assign a county with no reported provider prices to a

4.1 similar price cluster; and (2) consider county level access when determining final price
4.2 clusters.

4.3 (b) A rate which includes a special needs rate paid under subdivision 3 may be in excess
4.4 of the maximum rate allowed under this subdivision.

4.5 (c) The department shall monitor the effect of this paragraph on provider rates. The
4.6 county shall pay the provider's full charges for every child in care up to the maximum
4.7 established. The commissioner shall determine the maximum rate for each type of care on
4.8 an hourly, full-day, and weekly basis, including special needs and disability care.

4.9 (d) If a child uses one provider, the maximum payment for one day of care must not
4.10 exceed the daily rate. The maximum payment for one week of care must not exceed the
4.11 weekly rate.

4.12 (e) If a child uses two providers under section 119B.097, the maximum payment must
4.13 not exceed:

4.14 (1) the daily rate for one day of care;

4.15 (2) the weekly rate for one week of care by the child's primary provider; and

4.16 (3) two daily rates during two weeks of care by a child's secondary provider.

4.17 (f) Child care providers receiving reimbursement under this chapter must not be paid
4.18 activity fees or an additional amount above the maximum rates for care provided during
4.19 nonstandard hours for families receiving assistance.

4.20 (g) If the provider charge is greater than the maximum provider rate allowed, the parent
4.21 is responsible for payment of the difference in the rates in addition to any family co-payment
4.22 fee.

4.23 (h) Unless otherwise specified in this subdivision, all maximum provider rates changes
4.24 shall be implemented on the Monday following the effective date of the maximum provider
4.25 rate.

4.26 (i) Notwithstanding Minnesota Rules, part 3400.0130, subpart 7, maximum registration
4.27 fees in effect on January 1, 2013, shall remain in effect. The maximum registration fee paid
4.28 for child care assistance in any county or county price cluster under the child care fund shall
4.29 be the greater of the 30th percentile of the most recent child care provider rate survey under
4.30 section 119B.02, subdivision 7, or the registration fee in effect at the time of the update.
4.31 The first maximum registration fee update must be based on the 2018 rate survey and is
4.32 effective September 21, 2020. Thereafter, maximum registration fee updates are effective

5.1 the first biweekly period following January 1 after the most recent rate survey. Maximum
5.2 registration fees must be set for licensed family child care and for child care centers. For a
5.3 child care provider located in the boundaries of a city located in two or more of the counties
5.4 of Benton, Sherburne, and Stearns, the maximum registration fee paid for child care assistance
5.5 shall be equal to the maximum registration fee paid in the county with the highest maximum
5.6 registration fee or the provider's charge, whichever is less.

5.7 **EFFECTIVE DATE.** This section is effective September 21, 2020.

5.8 Sec. 5. Minnesota Statutes 2019 Supplement, section 256B.0659, subdivision 11, as
5.9 amended by Laws 2020, chapter 115, article 4, section 128, is amended to read:

5.10 Subd. 11. **Personal care assistant; requirements.** (a) A personal care assistant must
5.11 meet the following requirements:

5.12 (1) be at least 18 years of age with the exception of persons who are 16 or 17 years of
5.13 age with these additional requirements:

5.14 (i) supervision by a qualified professional every 60 days; and

5.15 (ii) employment by only one personal care assistance provider agency responsible for
5.16 compliance with current labor laws;

5.17 (2) be employed by a personal care assistance provider agency;

5.18 (3) enroll with the department as a personal care assistant after clearing a background
5.19 study. Except as provided in subdivision 11a, before a personal care assistant provides
5.20 services, the personal care assistance provider agency must initiate a background study on
5.21 the personal care assistant under chapter 245C, and the personal care assistance provider
5.22 agency must have received a notice from the commissioner that the personal care assistant
5.23 is:

5.24 (i) not disqualified under section 245C.14; or

5.25 (ii) disqualified, but the personal care assistant has received a set aside of the
5.26 disqualification under section 245C.22;

5.27 (4) be able to effectively communicate with the recipient and personal care assistance
5.28 provider agency;

5.29 (5) be able to provide covered personal care assistance services according to the recipient's
5.30 personal care assistance care plan, respond appropriately to recipient needs, and report
5.31 changes in the recipient's condition to the supervising qualified professional, physician, or
5.32 advanced practice registered nurse;

6.1 (6) not be a consumer of personal care assistance services;

6.2 (7) maintain daily written records including, but not limited to, time sheets under
6.3 subdivision 12;

6.4 (8) effective January 1, 2010, complete standardized training as determined by the
6.5 commissioner before completing enrollment. The training must be available in languages
6.6 other than English and to those who need accommodations due to disabilities. Personal care
6.7 assistant training must include successful completion of the following training components:
6.8 basic first aid, vulnerable adult, child maltreatment, OSHA universal precautions, basic
6.9 roles and responsibilities of personal care assistants including information about assistance
6.10 with lifting and transfers for recipients, emergency preparedness, orientation to positive
6.11 behavioral practices, fraud issues, and completion of time sheets. Upon completion of the
6.12 training components, the personal care assistant must demonstrate the competency to provide
6.13 assistance to recipients;

6.14 (9) complete training and orientation on the needs of the recipient; and

6.15 (10) be limited to providing and being paid for up to ~~275~~ 310 hours per month of personal
6.16 care assistance services regardless of the number of recipients being served or the number
6.17 of personal care assistance provider agencies enrolled with. The number of hours worked
6.18 per day shall not be disallowed by the department unless in violation of the law.

6.19 (b) A legal guardian may be a personal care assistant if the guardian is not being paid
6.20 for the guardian services and meets the criteria for personal care assistants in paragraph (a).

6.21 (c) Persons who do not qualify as a personal care assistant include parents, stepparents,
6.22 and legal guardians of minors; spouses; paid legal guardians of adults; family foster care
6.23 providers, except as otherwise allowed in section 256B.0625, subdivision 19a; and staff of
6.24 a residential setting.

6.25 (d) Personal care assistance services qualify for the enhanced rate described in subdivision
6.26 17a if the personal care assistant providing the services:

6.27 (1) provides covered services to a recipient who qualifies for 12 or more hours per day
6.28 of personal care assistance services; and

6.29 (2) satisfies the current requirements of Medicare for training and competency or
6.30 competency evaluation of home health aides or nursing assistants, as provided in the Code
6.31 of Federal Regulations, title 42, section 483.151 or 484.36, or alternative state-approved
6.32 training or competency requirements.

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

7.1 Sec. 6. Minnesota Statutes 2019 Supplement, section 256B.85, subdivision 16, is amended
7.2 to read:

7.3 Subd. 16. **Support workers requirements.** (a) Support workers shall:

7.4 (1) enroll with the department as a support worker after a background study under chapter
7.5 245C has been completed and the support worker has received a notice from the
7.6 commissioner that the support worker:

7.7 (i) is not disqualified under section 245C.14; or

7.8 (ii) is disqualified, but has received a set-aside of the disqualification under section
7.9 245C.22;

7.10 (2) have the ability to effectively communicate with the participant or the participant's
7.11 representative;

7.12 (3) have the skills and ability to provide the services and supports according to the
7.13 participant's CFSS service delivery plan and respond appropriately to the participant's needs;

7.14 (4) complete the basic standardized CFSS training as determined by the commissioner
7.15 before completing enrollment. The training must be available in languages other than English
7.16 and to those who need accommodations due to disabilities. CFSS support worker training
7.17 must include successful completion of the following training components: basic first aid,
7.18 vulnerable adult, child maltreatment, OSHA universal precautions, basic roles and
7.19 responsibilities of support workers including information about basic body mechanics,
7.20 emergency preparedness, orientation to positive behavioral practices, orientation to
7.21 responding to a mental health crisis, fraud issues, time cards and documentation, and an
7.22 overview of person-centered planning and self-direction. Upon completion of the training
7.23 components, the support worker must pass the certification test to provide assistance to
7.24 participants;

7.25 (5) complete employer-directed training and orientation on the participant's individual
7.26 needs;

7.27 (6) maintain the privacy and confidentiality of the participant; and

7.28 (7) not independently determine the medication dose or time for medications for the
7.29 participant.

7.30 (b) The commissioner may deny or terminate a support worker's provider enrollment
7.31 and provider number if the support worker:

7.32 (1) does not meet the requirements in paragraph (a);

8.1 (2) fails to provide the authorized services required by the employer;

8.2 (3) has been intoxicated by alcohol or drugs while providing authorized services to the
8.3 participant or while in the participant's home;

8.4 (4) has manufactured or distributed drugs while providing authorized services to the
8.5 participant or while in the participant's home; or

8.6 (5) has been excluded as a provider by the commissioner of human services, or by the
8.7 United States Department of Health and Human Services, Office of Inspector General, from
8.8 participation in Medicaid, Medicare, or any other federal health care program.

8.9 (c) A support worker may appeal in writing to the commissioner to contest the decision
8.10 to terminate the support worker's provider enrollment and provider number.

8.11 (d) A support worker must not provide or be paid for more than ~~275~~ 310 hours of CFSS
8.12 per month, regardless of the number of participants the support worker serves or the number
8.13 of agency-providers or participant employers by which the support worker is employed.
8.14 The department shall not disallow the number of hours per day a support worker works
8.15 unless it violates other law.

8.16 (e) CFSS qualify for an enhanced rate if the support worker providing the services:

8.17 (1) provides services, within the scope of CFSS described in subdivision 7, to a participant
8.18 who qualifies for 12 or more hours per day of CFSS; and

8.19 (2) satisfies the current requirements of Medicare for training and competency or
8.20 competency evaluation of home health aides or nursing assistants, as provided in the Code
8.21 of Federal Regulations, title 42, section 483.151 or 484.36, or alternative state-approved
8.22 training or competency requirements.

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

8.24 Sec. 7. Minnesota Statutes 2018, section 609.855, subdivision 1, is amended to read:

8.25 Subdivision 1. **Unlawfully obtaining services; misdemeanor.** (a) A person is guilty
8.26 of a misdemeanor who intentionally obtains or attempts to obtain service for himself, herself,
8.27 or another person from a provider of public transit or from a public conveyance by doing
8.28 any of the following:

8.29 (1) occupies or rides in any public transit vehicle without paying the applicable fare or
8.30 otherwise obtaining the consent of the transit provider including:

8.31 (i) the use of a reduced fare when a person is not eligible for the fare; or

9.1 (ii) the use of a fare medium issued solely for the use of a particular individual by another
9.2 individual;

9.3 (2) presents a falsified, counterfeit, photocopied, or other deceptively manipulated fare
9.4 medium as fare payment or proof of fare payment;

9.5 (3) sells, provides, copies, reproduces, or creates any version of any fare medium without
9.6 the consent of the transit provider; or

9.7 (4) puts or attempts to put any of the following into any fare box, pass reader, ticket
9.8 vending machine, or other fare collection equipment of a transit provider:

9.9 (i) papers, articles, instruments, or items other than fare media or currency; or

9.10 (ii) a fare medium that is not valid for the place or time at, or the manner in, which it is
9.11 used.

9.12 (b) Where self-service barrier-free fare collection is utilized by a public transit provider,
9.13 it is a violation of this subdivision to intentionally fail to exhibit proof of fare payment upon
9.14 the request of an authorized transit representative when entering, riding upon, or leaving a
9.15 transit vehicle or when present in a designated paid fare zone located in a transit facility.

9.16 **EFFECTIVE DATE.** This section is effective August 1, 2021.

9.17 Sec. 8. Minnesota Statutes 2018, section 609.855, subdivision 7, is amended to read:

9.18 Subd. 7. **Definitions.** (a) The definitions in this subdivision apply in this section.

9.19 (b) "Public transit" or "transit" has the meaning given in section 174.22, subdivision 7.

9.20 (c) "Public transit vehicle" or "transit vehicle" means any vehicle used for the purpose
9.21 of providing public transit, whether or not the vehicle is owned or operated by a public
9.22 entity.

9.23 (d) "Public transit facilities" or "transit facilities" means any vehicles, equipment,
9.24 property, structures, stations, improvements, plants, parking or other facilities, or rights that
9.25 are owned, leased, held, or used for the purpose of providing public transit, whether or not
9.26 the facility is owned or operated by a public entity.

9.27 (e) "Fare medium" means a ticket, smart card, pass, coupon, token, transfer, or other
9.28 medium sold or distributed by a public transit provider, or its authorized agents, for use in
9.29 gaining entry to or use of the public transit facilities or vehicles of the provider.

9.30 (f) "Proof of fare payment" means a fare medium valid for the place or time at, or the
9.31 manner in, which it is used. If using a reduced-fare medium, proof of fare payment also

10.1 includes proper identification demonstrating a person's eligibility for the reduced fare. If
10.2 using a fare medium issued solely for the use of a particular individual, proof of fare payment
10.3 also includes an identification document bearing a photographic likeness of the individual
10.4 and demonstrating that the individual is the person to whom the fare medium is issued.

10.5 (g) "Authorized transit representative" means the person authorized by the transit provider
10.6 to operate the transit vehicle, a peace officer, a transit agent, or any other person designated
10.7 by the transit provider as an authorized transit ~~provider~~ representative under this section.

10.8 (h) "Transit agent" means a peace officer, a community service officer, or a person who
10.9 is authorized by the transit provider to issue administrative citations as provided in this
10.10 section.

10.11 **EFFECTIVE DATE.** This section is effective August 1, 2021.

10.12 Sec. 9. Minnesota Statutes 2018, section 609.855, is amended by adding a subdivision to
10.13 read:

10.14 **Subd. 8. Administrative citations.** (a) Subject to requirements established by the transit
10.15 provider, a transit agent may issue an administrative citation to a person who commits a
10.16 violation under subdivision 1, paragraph (a), clause (1), or paragraph (b), or under subdivision
10.17 3, if:

10.18 (1) the violation occurs in a transit vehicle or transit facility;

10.19 (2) the transit vehicle or transit facility utilizes self-service barrier-free fare collection;

10.20 and

10.21 (3) the public transit service is operated, whether in whole or in part, in the metropolitan
10.22 area, as defined in section 473.121, subdivision 2.

10.23 (b) A transit agent has the exclusive authority to issue an administrative citation under
10.24 this subdivision.

10.25 (c) Issuance of an administrative citation prevents imposition of a citation under
10.26 subdivision 1, paragraph (a), clause (1), or paragraph (b), or under subdivision 3, as
10.27 appropriate, and any criminal citation arising from the same conduct.

10.28 (d) A person who is issued an administrative citation under this subdivision must, within
10.29 90 days of issuance, pay a fine of \$35 or contest the citation. A person who fails to either
10.30 pay the fine or contest the citation within the specified period is considered to have waived
10.31 the contested citation process and is subject to collections, including collection costs.

11.1 (e) The transit provider must provide a civil process that allows a person to contest an
 11.2 administrative citation before a neutral third party. The transit provider may employ a person
 11.3 not associated with its transit operations, or enter into an agreement with another unit of
 11.4 government, to hear and rule on challenges to administrative citations.

11.5 (f) Fines under this subdivision must be collected by the transit provider and maintained
 11.6 in a separate account that is only used to cover the costs of enforcement activities under
 11.7 this section.

11.8 (g) An administrative citation must include notification that the person has the right to
 11.9 contest the citation, basic procedures for contesting the citation, and information on the
 11.10 timeline and consequences related to the citation.

11.11 **EFFECTIVE DATE.** This section is effective August 1, 2020, and applies to violations
 11.12 committed on or after that date.

11.13 **Sec. 10. TRANSPORTATION APPROPRIATIONS.**

11.14 The sums shown in the columns marked "Appropriations" are added to the appropriations
 11.15 in Laws 2019, First Special Session chapter 3, article 1, to the agencies and for the purposes
 11.16 specified in sections 11 and 12. The appropriations are from the trunk highway fund, or
 11.17 another named fund, and are available for the fiscal years indicated for each purpose. The
 11.18 figures "2020" and "2021" used below mean that the appropriations listed under them in
 11.19 sections 11 and 12 are available for the fiscal year ending June 30, 2020, or June 30, 2021,
 11.20 respectively.

11.21	<u>APPROPRIATIONS</u>	
11.22	<u>Available for the Year</u>	
11.23	<u>Ending June 30</u>	
11.24	<u>2020</u>	<u>2021</u>

11.25 **Sec. 11. METROPOLITAN COUNCIL**

11.26	<u>Transit System Operations</u>	<u>-0-</u>	<u>3,703,000</u>
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11.27 This appropriation is from the general fund to
 11.28 the Metropolitan Council for transit system
 11.29 operations under Minnesota Statutes, sections
 11.30 473.371 to 473.449, to provide additional
 11.31 transit safety improvements and fare
 11.32 compliance measures on Metro Transit light
 11.33 rail and transitway service, including an
 11.34 administrative citations program, additional

13.1 Sec. 13. TEMPORARY PERSONAL CARE ASSISTANCE COMPENSATION FOR
13.2 SERVICES PROVIDED BY A PARENT OR SPOUSE.

13.3 (a) Notwithstanding Minnesota Statutes, section 256B.0659, subdivisions 3, paragraph
13.4 (a), clause (1); 11, paragraph (c); and 19, paragraph (b), clause (3), during a peacetime
13.5 emergency declared by the governor under Minnesota Statutes, section 12.31, subdivision
13.6 2, for an outbreak of COVID-19, a parent, stepparent, or legal guardian of a minor who is
13.7 a personal care assistance recipient or a spouse of a personal care assistance recipient may
13.8 provide and be paid for providing personal care assistance services.

13.9 (b) This section expires January 31, 2021, or 60 days after the peacetime emergency
13.10 declared by the governor under Minnesota Statutes, section 12.31, subdivision 2, for an
13.11 outbreak of COVID-19, is terminated or rescinded by proper authority, whichever is earlier.

13.12 **EFFECTIVE DATE.** This section is effective the day following final enactment or
13.13 upon federal approval, whichever is later. The commissioner of human services shall notify
13.14 the revisor of statutes when federal approval is obtained.

13.15 Sec. 14. PERSONAL CARE ASSISTANCE TEMPORARY RATE INCREASE.

13.16 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have
13.17 the meanings given.

13.18 (b) "Commissioner" means the commissioner of human services.

13.19 (c) "Covered program" has the meaning given in Minnesota Statutes, section 256B.0711,
13.20 subdivision 1, paragraph (b).

13.21 (d) "Direct support professional" means an individual employed to personally provide
13.22 personal care assistance services covered by medical assistance under Minnesota Statutes,
13.23 section 256B.0625, subdivisions 19a and 19c; or to personally provide medical assistance
13.24 services covered under Minnesota Statutes, sections 256B.0913, 256B.092, 256B.49, or
13.25 chapter 256S. Direct support professional does not include managerial or administrative
13.26 staff who do not personally provide the services described in this paragraph.

13.27 (e) "Direct support services" has the meaning given in Minnesota Statutes, section
13.28 256B.0711, subdivision 1, paragraph (c).

13.29 Subd. 2. **Temporary rates for direct support services.** (a) To respond to the infectious
13.30 disease known as COVID-19, the commissioner must temporarily increase rates and enhanced
13.31 rates by 15 percent for direct support services provided under a covered program or under
13.32 Minnesota Statutes, section 256B.0659, while this section is effective.

14.1 (b) Providers that receive a rate increase under this section must:

14.2 (1) use at least 80 percent of the additional revenue to increase wages, salaries, and
14.3 benefits for personal care assistants and any corresponding increase in the employer's share
14.4 of FICA taxes, Medicare taxes, state and federal unemployment taxes, and workers'
14.5 compensation premiums; and

14.6 (2) use any remainder of the additional revenue for activities and items necessary to
14.7 support compliance with Centers for Disease Control and Prevention guidance on sanitation
14.8 and personal protective equipment.

14.9 Subd. 3. **Capitation rates and directed payments.** (a) To implement the temporary
14.10 rate increase under this section, managed care plans and county-based purchasing plans
14.11 shall increase rates and enhanced rates by 15 percent for the direct support services.

14.12 (b) In combination with contract amendments instructing plans to increase reimbursement
14.13 rates for direct support services, the commissioner shall adjust capitation rates paid to
14.14 managed care plans and county-based purchasing plans as needed to maintain managed
14.15 care plans' expected medical loss ratios.

14.16 (c) Contracts between managed care plans and providers and between county-based
14.17 purchasing plans and providers must allow recovery of payments from providers if federal
14.18 approval for the provisions of this subdivision is not received and the commissioner reduces
14.19 capitation payments as a result. Payment recoveries must not exceed the amount equal to
14.20 any decrease in rates that results from this paragraph.

14.21 Subd. 4. **Consumer-directed community supports budgets.** Lead agencies shall
14.22 temporarily increase the budget for each recipient of consumer-directed community supports
14.23 to reflect a 15 percent rate increase for direct support services.

14.24 Subd. 5. **Consumer support grants; increased maximum allowable grant.** The
14.25 commissioner shall temporarily increase the maximum allowable monthly grant level for
14.26 each recipient of consumer support grants to reflect a 15 percent rate increase for direct
14.27 support services.

14.28 Subd. 6. **Distribution plans.** (a) A provider agency or individual provider that receives
14.29 a rate increase under subdivision 2 shall prepare and, upon request, submit to the
14.30 commissioner a distribution plan that specifies the anticipated amount and proposed uses
14.31 of the additional revenue the provider will receive under subdivision 2.

14.32 (b) By September 15, 2020, the provider must post the distribution plan for a period of
14.33 at least six weeks in an area of the provider's operation to which all direct support

15.1 professionals have access. The provider must post with the distribution plan instructions on
15.2 how to contact the commissioner if direct support professionals do not believe they have
15.3 received the wage increase or benefits specified in the distribution plan. The instructions
15.4 must include a mailing address, e-mail address, and telephone number that the direct support
15.5 professional may use to contact the commissioner or the commissioner's representative.

15.6 Subd. 7. **Expiration.** This section expires January 31, 2021, or 60 days after the peacetime
15.7 emergency declared by the governor in an executive order that relates to the infectious
15.8 disease known as COVID-19 is terminated or rescinded by proper authority, whichever is
15.9 earlier.

15.10 **EFFECTIVE DATE.** This section is effective the day following final enactment or
15.11 upon federal approval, whichever is later. The commissioner shall notify the revisor of
15.12 statutes when federal approval is obtained.

15.13 Sec. 15. **APPROPRIATION; PERSONAL CARE ASSISTANCE.**

15.14 \$43,000 in fiscal year 2020 and \$26,170,000 in fiscal year 2021 are appropriated from
15.15 the general fund to the commissioner of human services to implement the personal care
15.16 assistance provisions in this act. These are onetime appropriations and available until June
15.17 30, 2021.

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

15.19 Sec. 16. **APPROPRIATION; CHILD CARE SYSTEMS.**

15.20 (a) \$53,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
15.21 of human services for information technology systems costs related to implementing the
15.22 change in child care assistance rates under Minnesota Statutes, section 119B.13, subdivision
15.23 1. The base for this appropriation is \$53,000 in fiscal year 2022 and \$11,000 in fiscal year
15.24 2023. The base for the basic sliding fee child care program is increased by \$16,976,000 in
15.25 fiscal year 2022 and \$22,717,000 in fiscal year 2023.

15.26 (b) Notwithstanding Minnesota Statutes, section 119B.03, subdivisions 6, 6a, and 6b,
15.27 the commissioner of human services must allocate the additional basic sliding fee child care
15.28 funds for calendar year 2021 to counties for updated maximum rates based on relative need
15.29 to cover maximum rate increases. In distributing the additional funds, the commissioner
15.30 shall consider the following factors by county:

15.31 (1) number of children;

15.32 (2) provider type;

16.1 (3) age of children; and

16.2 (4) amount of the increase in maximum rates.

16.3 **Sec. 17. APPROPRIATION; SELF-ADMINISTERED MEDICATION-ASSISTED**
16.4 **TREATMENT.**

16.5 \$28,909,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
16.6 of human services for repayment to the federal Centers for Medicare and Medicaid Services
16.7 for the federal share of identified overpayments to the Leech Lake Band of Ojibwe and the
16.8 White Earth Band of Ojibwe for self-administered medication-assisted treatment from the
16.9 beginning of fiscal year 2014 through the end of fiscal year 2019. If the Leech Lake Band
16.10 of Ojibwe and the White Earth Band of Ojibwe are required by law to repay the
16.11 overpayments, the commissioner of human services may pay up to \$14,666,000 to the Leech
16.12 Lake Band of Ojibwe and up to \$14,242,000 to the White Earth Band of Ojibwe for each
16.13 to comply with repayment requirements. This is a onetime appropriation.

16.14 **Sec. 18. APPROPRIATION; INSTITUTIONS FOR MENTAL DISEASE**
16.15 **PAYMENTS.**

16.16 \$8,812,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
16.17 of human services to reimburse counties for the value of the commissioner's estimate of the
16.18 statewide county share of costs for which federal funds were claimed, but were not eligible
16.19 for federal funding for substance use disorder services provided in institutions for mental
16.20 disease, for claims paid between January 1, 2014, and June 30, 2019. The commissioner of
16.21 human services shall allocate this appropriation between counties in proportion to each
16.22 county's estimated county share versus the estimated statewide county share. Prior to payment
16.23 of the allocated amount to a county, the county must pay in full any unpaid consolidated
16.24 chemical dependency treatment fund invoiced county share. This is a onetime appropriation.

16.25 **Sec. 19. APPROPRIATIONS; DIRECT CARE AND TREATMENT.**

16.26 (a) \$6,124,000 in fiscal year 2021 is appropriated from the general fund to the
16.27 commissioner of human services for forensic services programs.

16.28 (b) \$4,715,000 in fiscal year 2021 is appropriated from the general fund to the
16.29 commissioner of human services for the sex offender program.

16.30 (c) \$463,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
16.31 of human services for direct care and treatment program operations costs.

17.1 (d) \$5,742,000 in fiscal year 2021 is appropriated from the general fund to the
17.2 commissioner of human services for direct care and treatment mental health and substance
17.3 abuse treatment services.

17.4 (e) \$21,066,000 in fiscal year 2021 is appropriated from the general fund to the
17.5 commissioner of human services for direct care and treatment community-based services.

17.6 **Sec. 20. APPROPRIATION; MFIP SUPPLEMENTAL PAYMENT.**

17.7 (a) \$13,852,000 in fiscal year 2021 is appropriated from the TANF fund to the
17.8 commissioner of human services to provide a onetime cash benefit of up to \$500 for each
17.9 household enrolled in the Minnesota family investment program or diversionary work
17.10 program under Minnesota Statutes, chapter 256J, at the time that the cash benefit is
17.11 distributed. The commissioner shall distribute these funds through existing systems and in
17.12 a manner that minimizes the burden to families. This is a onetime appropriation.

17.13 (b) \$92,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
17.14 of human services for administrative costs associated with distributing the cash benefit in
17.15 paragraph (a). This is a onetime appropriation.

17.16 (c) \$6,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
17.17 of human services for information technology to administer the cash benefit in paragraph
17.18 (a). This is a onetime appropriation.

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

17.20 **Sec. 21. DEPARTMENT OF NATURAL RESOURCES; APPROPRIATIONS.**

17.21 Subdivision 1. **Chronic wasting disease.** (a) \$1,300,000 in fiscal year 2021 is
17.22 appropriated from the general fund to the commissioner of natural resources for surveillance
17.23 and response to chronic wasting disease. This is a onetime appropriation and is available
17.24 until June 30, 2022.

17.25 (b) \$200,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
17.26 of natural resources for enforcement activities related to chronic wasting disease. This is a
17.27 onetime appropriation and is available until June 30, 2022.

17.28 (c) \$672,000 in fiscal year 2021 is appropriated from the game and fish fund to the
17.29 commissioner of natural resources for deer research to maintain and promote a healthy deer
17.30 population. The base for this appropriation is \$546,000 in fiscal year 2023.

18.1 Subd. 2. **Aquatic invasive species.** \$5,000,000 in fiscal year 2021 is appropriated from
18.2 the general fund to the commissioner of natural resources for aquatic invasive species
18.3 prevention, response, education, and grants. This is a onetime appropriation and is available
18.4 until June 30, 2023.

18.5 Subd. 3. **Legal costs.** \$500,000 in fiscal year 2020 and \$3,500,000 in fiscal year 2021
18.6 are appropriated from the general fund to the commissioner of natural resources for legal
18.7 costs. Of this amount, up to \$500,000 in fiscal year 2020 and \$1,500,000 in fiscal year 2021
18.8 may be transferred to the Minnesota Pollution Control Agency. This is a onetime
18.9 appropriation and is available until June 30, 2023.

18.10 **Sec. 22. MINNESOTA ZOO; APPROPRIATION.**

18.11 \$6,000,000 in fiscal year 2021 is appropriated from the general fund to the Minnesota
18.12 Zoological Board for the Minnesota Zoological Garden. This is a onetime appropriation.

18.13 **Sec. 23. VETERANS AFFAIRS; APPROPRIATIONS.**

18.14 (a) \$1,000,000 in fiscal year 2021 is appropriated from the general fund to the
18.15 commissioner of veterans affairs for the operation of a Veterans Suicide Office within the
18.16 Department of Veterans Affairs. The Veterans Suicide Office must address the problem of
18.17 veteran suicide in Minnesota. The base for this appropriation is \$650,000 in fiscal year 2022
18.18 and \$550,000 in fiscal year 2023.

18.19 (b) \$3,165,000 in fiscal year 2021 is appropriated from the general fund to the
18.20 commissioner of veterans affairs for the provision of housing vouchers and other services
18.21 dedicated to alleviating homelessness for veterans and former service members in Minnesota.

18.22 **Sec. 24. APPROPRIATION; DEPARTMENT OF CORRECTIONS.**

18.23 Subdivision 1. **Total appropriation.** \$1,208,000 in fiscal year 2020 and \$17,338,000
18.24 in fiscal year 2021 are appropriated from the general fund to the commissioner of corrections
18.25 for overtime and staffing, investment in community supervision partners, and operations
18.26 support. The appropriation for fiscal year 2020 is available for the purposes specified in
18.27 this section until June 30, 2021.

18.28 Subd. 2. **Correctional institutions.** (a) Of the amounts appropriated in subdivision 1,
18.29 \$481,000 in fiscal year 2020 and \$9,888,000 in fiscal year 2021 are for additional
18.30 compensation costs, including overtime. The base for this appropriation is \$12,338,000 in
18.31 fiscal year 2022 and \$12,338,000 in fiscal year 2023.

19.1 (b) A base reduction of \$2,469,000 in fiscal year 2021 is for an anticipated reduction in
19.2 state prison beds needed by using community-based alternatives for supervision revocations.
19.3 The base reduction is \$4,938,000 in fiscal year 2022 and \$7,407,000 in fiscal year 2023.

19.4 Subd. 3. **Community services.** (a) Of the amounts appropriated in subdivision 1,
19.5 \$543,000 in fiscal year 2020 and \$9,333,000 in fiscal year 2021 are for community services
19.6 as provided in this subdivision.

19.7 (b) \$205,000 in fiscal year 2020 and \$8,065,000 in fiscal year 2021 are for investment
19.8 in community supervision partners as follows:

19.9 (1) \$3,925,000 in fiscal year 2021 is added to the Community Corrections Act subsidy
19.10 under Minnesota Statutes, section 401.14. The base for this appropriation is \$4,911,000 in
19.11 fiscal year 2022 and \$4,911,000 in fiscal year 2023;

19.12 (2) \$310,000 in fiscal year 2021 is for county probation officer reimbursement under
19.13 Minnesota Statutes, section 244.19, subdivision 6;

19.14 (3) \$205,000 in fiscal year 2020 and \$430,000 in fiscal year 2021 are to provide offender
19.15 supervision services in Meeker and Renville Counties. These expenditures must be offset
19.16 by revenue to the general fund collected under Minnesota Statutes, section 244.19,
19.17 subdivision 5;

19.18 (4) \$422,000 in fiscal year 2021 is to increase offender supervision by the Department
19.19 of Corrections. The base for this appropriation is \$844,000 in fiscal year 2022 and \$844,000
19.20 in fiscal year 2023;

19.21 (5) \$2,613,000 in fiscal year 2021 is to establish county and regional revocation
19.22 intervention service centers for offenders who would otherwise be returned to prison. The
19.23 base for this appropriation is \$5,100,000 in fiscal year 2022 and \$5,100,000 in fiscal year
19.24 2023; and

19.25 (6) \$365,000 in fiscal year 2021 is for cognitive behavioral treatment, for
19.26 community-based sex offender treatment, and to increase housing alternatives for offenders
19.27 under community supervision. The base for this appropriation is \$730,000 in fiscal year
19.28 2022 and \$730,000 in fiscal year 2023.

19.29 (c) \$338,000 in fiscal year 2020 and \$1,268,000 in fiscal year 2021 are for additional
19.30 compensation costs, including overtime.

19.31 Subd. 4. **Operations support.** Of the amounts appropriated in subdivision 1, \$184,000
19.32 in fiscal year 2020 and \$586,000 in fiscal year 2021 are for additional compensation costs,
19.33 including overtime.

20.1 Sec. 25. **APPROPRIATION; DEPARTMENT OF PUBLIC SAFETY; BUREAU OF**
20.2 **CRIMINAL APPREHENSION.**

20.3 (a) \$4,482,000 in fiscal year 2021 is appropriated from the general fund to the
20.4 commissioner of public safety for use by the Bureau of Criminal Apprehension in storing,
20.5 tracking, and testing sexual assault examination kits; and forensic testing to combat violent
20.6 crime.

20.7 (b) Of the amount appropriated in paragraph (a), \$3,096,000 in fiscal year 2021 is to
20.8 pay for the testing of unrestricted sexual assault examination kits, storage of restricted kits,
20.9 and the development of an informational website for sexual assault survivors to learn the
20.10 status of the testing of the survivor's individual sexual assault examination kit. The base for
20.11 this appropriation is \$2,067,000 in fiscal year 2022 and each year thereafter.

20.12 (c) Of the amount appropriated in paragraph (a), \$1,386,000 in fiscal year 2021 is for
20.13 staffing and operating costs to provide for training, supplies, and equipment; and renovate
20.14 space to enhance the capacity for forensic testing to combat violent crime. The base for this
20.15 appropriation is \$844,000 in fiscal year 2022 and each year thereafter.

20.16 Sec. 26. **APPROPRIATIONS GIVEN EFFECT ONCE.**

20.17 If an appropriation in this act is enacted more than once during the 2020 First Special
20.18 Session, it shall be given effect only once.

20.19 Sec. 27. **REPEALER.**

20.20 Minnesota Statutes 2018, section 119B.125, subdivision 5, are repealed.

20.21 **ARTICLE 3**

20.22 **COVID-19 APPROPRIATIONS; CANCELLATIONS**

20.23 Section 1. Laws 2020, chapter 70, article 2, section 2, is amended to read:

20.24 Sec. 2. **TRANSFER; HEALTH CARE RESPONSE FUND.**

20.25 The commissioner of management and budget shall make a onetime transfer in fiscal
20.26 year 2020 of ~~\$150,000,000~~ \$42,521,185 from the general fund to the health care response
20.27 fund under section 1, for the uses specified in section 1. ~~Any unobligated and unexpended~~
20.28 ~~amount in the fund on February 1, 2021, shall transfer to the general fund.~~

20.29 **EFFECTIVE DATE.** This section is effective the day following final enactment and
20.30 is retroactive to March 18, 2020.

21.1 Sec. 2. Laws 2020, chapter 71, article 1, section 2, subdivision 9, is amended to read:

21.2 Subd. 9. **Appropriation.** (a) \$29,964,000 in fiscal year 2020 is appropriated from the
21.3 ~~general~~ coronavirus relief federal fund to the commissioner of human services for grants
21.4 under this section. Of this amount, up to \$450,000 is for Child Care Aware to administer
21.5 the grants in accordance with subdivision 1.

21.6 (b) This is a onetime appropriation and is available until December ~~31~~ 30, 2020.

21.7 **EFFECTIVE DATE.** This section is effective the day following final enactment and
21.8 is retroactive to March 29, 2020.

21.9 Sec. 3. Laws 2020, chapter 71, article 1, section 9, is amended to read:

21.10 Sec. 9. **TRANSFER.**

21.11 ~~\$200,000,000~~ \$189,048,000 in fiscal year 2020 is transferred from the general fund to
21.12 the COVID-19 Minnesota fund under section 7. This is a onetime transfer.

21.13 **EFFECTIVE DATE.** This section is effective the day following final enactment and
21.14 is retroactive to March 29, 2020.

21.15 Sec. 4. **APPROPRIATION.**

21.16 \$107,478,815 is appropriated from the coronavirus relief federal fund to fund grants
21.17 authorized under Laws 2020, chapter 70, article 2, section 1, and for the uses authorized
21.18 under Laws 2020, chapter 70, article 2, section 1.

21.19 **EFFECTIVE DATE.** This section is effective the day following final enactment and
21.20 is retroactive to March 18, 2020.

21.21 Sec. 5. **COVID-19 MINNESOTA FUND CANCELLATION; COVID-19**
21.22 **MINNESOTA FEDERAL ACCOUNT USE; APPROPRIATION.**

21.23 (a) The commissioner of management and budget shall cancel expenditures authorized
21.24 from the COVID-19 Minnesota fund identified as Legislative COVID-19 Response
21.25 Commission Action Order No. 11.

21.26 (b) The commissioner of management and budget shall pay for the costs of the action
21.27 orders canceled in paragraph (a) from the coronavirus relief federal fund.

22.1 (c) \$10,952,000 in fiscal year 2020 is appropriated from the coronavirus relief federal
 22.2 fund for expenses related to Legislative COVID-19 Response Commission Action Order
 22.3 No. 11.

22.4 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 22.5 is retroactive to March 29, 2020.

22.6 **ARTICLE 4**
 22.7 **STATE LANDS**

22.8 Section 1. Minnesota Statutes 2018, section 84.63, is amended to read:

22.9 **84.63 CONVEYANCE OF INTERESTS IN LANDS TO STATE AND₂ FEDERAL,**
 22.10 **AND TRIBAL GOVERNMENTS.**

22.11 (a) Notwithstanding any existing law to the contrary, the commissioner of natural
 22.12 resources is hereby authorized on behalf of the state to convey to the United States, to a
 22.13 federally recognized Indian tribe, or to the state of Minnesota or any of its subdivisions,
 22.14 upon state-owned lands under the administration of the commissioner of natural resources,
 22.15 permanent or temporary easements for specified periods or otherwise for trails, highways,
 22.16 roads including limitation of right of access from the lands to adjacent highways and roads,
 22.17 flowage for development of fish and game resources, stream protection, flood control, and
 22.18 necessary appurtenances thereto, such conveyances to be made upon such terms and
 22.19 conditions including provision for reversion in the event of non-user as the commissioner
 22.20 of natural resources may determine.

22.21 (b) In addition to the fee for the market value of the easement, the commissioner of
 22.22 natural resources shall assess the applicant the following fees:

22.23 (1) an application fee of \$2,000 to cover reasonable costs for reviewing the application
 22.24 and preparing the easement; and

22.25 (2) a monitoring fee to cover the projected reasonable costs for monitoring the
 22.26 construction of the improvement for which the easement was conveyed and preparing special
 22.27 terms and conditions for the easement. The commissioner must give the applicant an estimate
 22.28 of the monitoring fee before the applicant submits the fee.

22.29 (c) The applicant shall pay these fees to the commissioner of natural resources. The
 22.30 commissioner shall not issue the easement until the applicant has paid in full the application
 22.31 fee, the monitoring fee, and the market value payment for the easement.

23.1 (d) Upon completion of construction of the improvement for which the easement was
 23.2 conveyed, the commissioner shall refund the unobligated balance from the monitoring fee
 23.3 revenue. The commissioner shall not return the application fee, even if the application is
 23.4 withdrawn or denied.

23.5 (e) Money received under paragraph (b) must be deposited in the land management
 23.6 account in the natural resources fund and is appropriated to the commissioner of natural
 23.7 resources to cover the reasonable costs incurred for issuing and monitoring easements.

23.8 (f) A county or joint county regional railroad authority is exempt from all fees specified
 23.9 under this section for trail easements on state-owned land.

23.10 Sec. 2. Minnesota Statutes 2018, section 92.502, is amended to read:

23.11 **92.502 LEASE OF TAX-FORFEITED AND STATE LANDS.**

23.12 (a) Notwithstanding section 282.04 or other law to the contrary, St. Louis County may
 23.13 enter a 30-year lease of tax-forfeited land for a wind energy project.

23.14 (b) The commissioner of natural resources may enter a 30-year lease of land administered
 23.15 by the commissioner for a wind energy project.

23.16 (c) The commissioner of natural resources may enter a 30-year lease of land administered
 23.17 by the commissioner for recreational trails and facilities. The commissioner may assess the
 23.18 lease applicant a monitoring fee to cover the projected reasonable costs of monitoring
 23.19 construction of the recreational trail or facility and preparing special terms and conditions
 23.20 of the license to ensure proper construction. The commissioner must give the applicant an
 23.21 estimate of the monitoring fee before the applicant is required to submit the fee. Upon
 23.22 completion of construction of the trail or facility, the commissioner must refund the
 23.23 unobligated balance from the monitoring fee revenue.

23.24 (d) Notwithstanding section 282.04 or other law to the contrary, Lake and St. Louis
 23.25 Counties may enter into 30-year leases of tax-forfeited land for recreational trails and
 23.26 facilities.

23.27 Sec. 3. **ADDITION TO STATE PARK.**

23.28 **[85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The following areas
 23.29 are added to Fort Snelling State Park, Dakota County:

24.1 (1) that part of Section 28, Township 28 North, Range 23 West, Dakota County,
24.2 Minnesota, bounded by the Dakota County line along the Minnesota River and the following
24.3 described lines:

24.4 Beginning at the intersection of the south line of Lot 18 of Auditor's Subdivision Number
24.5 29 of Mendota, according to the plat on file in the Office of the Dakota County Recorder,
24.6 with the westerly right-of-way line of the existing Sibley Memorial Highway; thence
24.7 northerly along said westerly right-of-way line to the north line of said Lot 18; thence
24.8 westerly along the north line of said Lot 18 to the easterly right-of-way line of the
24.9 Chicago and Northwestern Railroad; thence northerly and northeasterly along said
24.10 easterly right-of-way to the east line of said Section 28;

24.11 (2) that part of Section 33, Township 28 North, Range 23 West, Dakota County,
24.12 Minnesota, lying westerly of the easterly right-of-way of the Chicago and Northwestern
24.13 Railroad;

24.14 (3) that part of Government Lot 6 of Section 33, Township 28 North, Range 23 West,
24.15 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
24.16 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway
24.17 and North of the South 752 feet of said Government Lot 6;

24.18 (4) the North 152 feet of the South 752 feet of that part of Government Lot 6 of Section
24.19 33, Township 28 North, Range 23 West, Dakota County, Minnesota, lying East of the
24.20 easterly right-of-way of the Chicago and Northwestern Railroad and West of the westerly
24.21 right-of-way of Sibley Memorial Highway;

24.22 (5) the North 270 feet of the South 600 feet of that part of Government Lot 6 lying
24.23 between the westerly right-of-way of Sibley Memorial Highway and the easterly right-of-way
24.24 of the Chicago and Northwestern Railroad in Section 33, Township 28 North, Range 23
24.25 West, Dakota County, Minnesota;

24.26 (6) that part of the South 20 rods of Government Lot 6 of Section 33, Township 28
24.27 North, Range 23 West, Dakota County, Minnesota, lying East of the easterly right-of-way
24.28 of the Chicago and Northwestern Railroad and West of the westerly right-of-way of Sibley
24.29 Memorial Highway, excepting therefrom that part described as follows:

24.30 Commencing at the southeast corner of said Government Lot 6; thence North 89 degrees
24.31 56 minutes 54 seconds West assumed bearing along the south line of said Government
24.32 Lot 6 a distance of 260.31 feet to the point of beginning of the property to be described;
24.33 thence continue North 89 degrees 56 minutes 54 seconds West a distance of 71.17 feet;
24.34 thence northwesterly a distance of 37.25 feet along a nontangential curve concave to

25.1 the East having a radius of 4,098.00 feet and a central angle of 00 degrees 31 minutes
25.2 15 seconds the chord of said curve bears North 23 degrees 31 minutes 27 seconds West;
25.3 thence northerly a distance of 127.39 feet along a compound curve concave to the East
25.4 having a radius of 2,005.98 feet and a central angle of 03 degrees 38 minutes 19 seconds;
25.5 thence North 70 degrees 22 minutes 29 seconds East not tangent to said curve a distance
25.6 of 65.00 feet; thence southerly a distance of 123.26 feet along a nontangential curve
25.7 concave to the East having a radius of 1,940.98 feet and a central angle of 03 degrees
25.8 38 minutes 19 seconds the chord of said curve bears South 21 degrees 26 minutes 40
25.9 seconds East; thence southerly a distance of 65.42 feet to the point of beginning along
25.10 a compound curve concave to the East having a radius of 4,033.00 feet and a central
25.11 angle of 00 degrees 55 minutes 46 seconds;

25.12 (7) that part of Government Lot 5 of Section 33, Township 28 North, Range 23 West,
25.13 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
25.14 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway,
25.15 excepting therefrom that part described as follows:

25.16 Commencing at the southeast corner of said Government Lot 5; thence North 89 degrees
25.17 56 minutes 18 seconds West assumed bearing along the south line of said Government
25.18 Lot 5 a distance of 70.48 feet to the point of beginning of the property to be described;
25.19 thence continue North 89 degrees 56 minutes 18 seconds West along said south line of
25.20 Government Lot 5 a distance of 40.01 feet; thence North 01 degree 30 minutes 25 seconds
25.21 East a distance of 6.08 feet; thence northerly a distance of 185.58 feet along a tangential
25.22 curve concave to the West having a radius of 4,427.00 feet and a central angle of 02
25.23 degrees 24 minutes 07 seconds; thence South 89 degrees 06 minutes 18 seconds West
25.24 not tangent to said curve a distance of 25.00 feet; thence North 00 degrees 53 minutes
25.25 42 seconds West a distance of 539.13 feet; thence northerly a distance of 103.77 feet
25.26 along a tangential curve concave to the West having a radius of 1,524.65 feet and a
25.27 central angle of 03 degrees 53 minutes 59 seconds; thence northerly a distance of 159.33
25.28 feet along a compound curve concave to the West having a radius of 522.45 feet and a
25.29 central angle of 17 degrees 28 minutes 23 seconds; thence northwesterly a distance of
25.30 86.78 feet along a tangential curve concave to the West having a radius of 1,240.87 feet
25.31 and a central angle of 04 degrees 00 minutes 25 seconds; thence North 26 degrees 16
25.32 minutes 30 seconds West tangent to said curve a distance of 92.39 feet; thence
25.33 northwesterly a distance of 178.12 feet along a tangential curve concave to the East
25.34 having a radius of 4,098.00 feet and a central angle of 02 degrees 29 minutes 25 seconds
25.35 to a point on the north line of said Government Lot 5 which is 331.48 feet from the

26.1 northeast corner thereof as measured along said north line; thence South 89 degrees 56
26.2 minutes 54 seconds East along said north line of Government Lot 5 a distance of 71.17
26.3 feet; thence southeasterly a distance of 146.53 feet along a nontangential curve concave
26.4 to the East having a radius of 4,033.00 feet and a central angle of 02 degrees 04 minutes
26.5 54 seconds the chord of said curve bears South 25 degrees 14 minutes 03 seconds East;
26.6 thence South 26 degrees 16 minutes 30 seconds East tangent to said curve a distance of
26.7 92.39 feet; thence southerly a distance of 91.33 feet along a tangential curve concave
26.8 to the West having a radius of 1,305.87 feet and a central angle of 04 degrees 00 minutes
26.9 25 seconds; thence southerly a distance of 179.15 feet along a tangential curve concave
26.10 to the West having a radius of 587.45 feet and a central angle of 17 degrees 28 minutes
26.11 23 seconds; thence southerly a distance of 108.20 feet along a compound curve concave
26.12 to the West having a radius of 1,589.65 feet and a central angle of 03 degrees 53 minutes
26.13 59 seconds; thence South 00 degrees 53 minutes 42 seconds East tangent to said curve
26.14 a distance of 539.13 feet; thence southerly a distance of 187.26 feet along a tangential
26.15 curve concave to the West having a radius of 4,467.00 feet and a central angle of 02
26.16 degrees 24 minutes 07 seconds; thence South 01 degree 30 minutes 25 seconds West
26.17 tangent to said curve a distance of 5.07 feet to the point of beginning; and

26.18 (8) that part of Government Lot 4 of Section 33, Township 28 North, Range 23 West,
26.19 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
26.20 Northwestern Railroad and northerly of the following described line:

26.21 Commencing at the southeast corner of said Government Lot 4; thence North 89 degrees
26.22 55 minutes 42 seconds West assumed bearing along the south line of said Government
26.23 Lot 4 a distance of 312.44 feet to corner B205, MNDOT Right-of-Way Plat No. 19-93,
26.24 according to the recorded map thereof; thence continue North 89 degrees 55 minutes 42
26.25 seconds West along said south line of Government Lot 4 a distance of 318.00 feet to the
26.26 easterly right-of-way of Chicago and Northwestern Railroad; thence northerly along
26.27 said railroad right-of-way a distance of 387.97 feet along a nontangential curve concave
26.28 to the West having a radius of 2,963.54 feet and a central angle of 07 degrees 30 minutes
26.29 03 seconds, the chord of said curve bears North 00 degrees 42 minutes 41 seconds East;
26.30 thence North 03 degrees 02 minutes 21 seconds West tangent to said curve along said
26.31 railroad right-of-way a distance of 619.45 feet to the point of beginning of the line to
26.32 be described; thence North 89 degrees 35 minutes 27 seconds East a distance of 417.92
26.33 feet; thence North 18 degrees 18 minutes 58 seconds East a distance of 317.52 feet to a
26.34 point on the north line of said Government Lot 4 which is 135.00 feet from the northeast
26.35 corner thereof as measured along said north line and there terminating.

27.1 Sec. 4. **ADDITION TO STATE RECREATION AREA.**

27.2 **[85.013] [Subd. 12a.] Iron Range Off-Highway Vehicle Recreation Area, St. Louis**
27.3 **County.** The following area is added to Iron Range Off-Highway Vehicle Recreation Area,
27.4 St. Louis County: that part of the South Half of the Northwest Quarter of Section 15,
27.5 Township 58 North, Range 17 West, St. Louis County, Minnesota, lying northerly of the
27.6 following described line:

27.7 Commencing at the West quarter corner of said Section 15; thence North 01 degree 24
27.8 minutes 27 seconds West, bearing assumed, along the west line of said South Half of
27.9 the Northwest Quarter a distance of 1,034.09 feet to a 3/4-inch rebar with plastic cap
27.10 stamped "MN DNR LS 44974" (DM) and the point of beginning; thence South 62 degrees
27.11 44 minutes 07 seconds East 405.24 feet to a DM; thence South 82 degrees 05 minutes
27.12 24 seconds East 314.95 feet to a DM; thence South 86 degrees 18 minutes 01 second
27.13 East 269.23 feet to a DM; thence North 81 degrees 41 minutes 24 seconds East 243.61
27.14 feet to a DM; thence North 71 degrees 48 minutes 05 seconds East 478.17 feet to a DM;
27.15 thence North 60 degrees 53 minutes 38 seconds East 257.32 feet to a DM; thence South
27.16 09 degrees 16 minutes 07 seconds East 179.09 feet to a DM; thence South 49 degrees
27.17 16 minutes 00 seconds East 127.27 feet to a DM; thence South 50 degrees 16 minutes
27.18 11 seconds East 187.13 feet to a DM; thence South 67 degrees 11 minutes 35 seconds
27.19 East 189.33 feet to a DM; thence South 67 degrees 13 minutes 16 seconds East 209.43
27.20 feet to a DM; thence South 80 degrees 39 minutes 19 seconds East 167.59 feet to a DM
27.21 on the east line of said South Half of the Northwest Quarter, and there terminating.

27.22 Sec. 5. **DELETIONS FROM STATE PARKS.**

27.23 Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County. The
27.24 following areas are deleted from Fort Snelling State Park, Dakota County:

27.25 (1) all of Section 33, Township 28 North, Range 23 West of the 4th Principal Meridian
27.26 lying westerly of the westerly right-of-way line of the existing Minnesota Trunk Highway
27.27 No. 13, excepting the right-of-way owned by the Chicago and Northwestern railway
27.28 company; and

27.29 (2) all of Section 28, Township 28 North, Range 23 West of the 4th Principal Meridian
27.30 bounded by the Dakota County line along the Minnesota River and the following described
27.31 lines: Beginning at the south line of said Section 28 at its intersection with the westerly
27.32 right-of-way line of the existing Minnesota Trunk Highway No. 13; thence northerly along
27.33 the said westerly right-of-way line of existing Minnesota Trunk Highway No. 13 to the
27.34 southerly right-of-way line of existing Minnesota Trunk Highway Nos. 55 and 100; thence

28.1 along the existing southerly right-of-way line of Minnesota Trunk Highway Nos. 55 and
28.2 100 to the westerly right-of-way line owned by the Chicago and Northwestern railway
28.3 company; thence northeasterly along the said westerly right-of-way line of the Chicago and
28.4 Northwestern railway to the east line of said Section 28, excepting therefrom the right-of-way
28.5 owned by the Chicago and Northwestern railway company.

28.6 Subd. 2. [85.012] [Subd. 60.] William O'Brien State Park, Washington County. The
28.7 following areas are deleted from William O'Brien State Park, Washington County:

28.8 (1) those parts of Section 25, Township 32 North, Range 20 West, Washington County,
28.9 Minnesota, described as follows:

28.10 The West two rods of the Southwest Quarter of the Northeast Quarter, the West two
28.11 rods of the North two rods of the Northwest Quarter of the Southeast Quarter, and the
28.12 East two rods of the Southeast Quarter of the Northwest Quarter; and

28.13 (2) the East two rods over and across the Northeast Quarter of the Northwest Quarter,
28.14 excepting therefrom the North 200 feet of said Northeast Quarter of the Northwest Quarter.
28.15 Also, the West 2 rods of the Northwest Quarter of the Northeast Quarter, excepting therefrom
28.16 the North 266 feet of said Northwest Quarter of the Northeast Quarter. Also, the South 66
28.17 feet of the North 266 feet of that part of said Northwest Quarter of the Northeast Quarter
28.18 lying southwesterly of the existing public road known as 199th Street North.

28.19 Sec. 6. PRIVATE SALE OF SURPLUS STATE LAND; CASS COUNTY.

28.20 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
28.21 natural resources may sell by private sale the surplus land that is described in paragraph (c).

28.22 (b) The commissioner may make necessary changes to the legal description to correct
28.23 errors and ensure accuracy.

28.24 (c) The land to be conveyed is located in Cass County and is described as: the westerly
28.25 20.00 feet of the West Half of the Northeast Quarter, Section 16, Township 139 North,
28.26 Range 30 West, Cass County, Minnesota. The Grantor, its employees and agents only,
28.27 reserves a perpetual easement for ingress and egress over and across the above described
28.28 land.

28.29 (d) The Department of Natural Resources has determined that the land is not needed for
28.30 natural resource purposes and that the state's land management interests would best be
28.31 served if the land was returned to private ownership.

29.1 **Sec. 7. PRIVATE SALE OF SURPLUS STATE LAND; LAKE OF THE WOODS**
29.2 **COUNTY.**

29.3 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
29.4 natural resources may sell by private sale the surplus land that is described in paragraph (c).

29.5 (b) The commissioner may make necessary changes to the legal description to correct
29.6 errors and ensure accuracy.

29.7 (c) The land to be conveyed is located in Lake of the Woods County and is described
29.8 as: a strip of land lying in Government Lot 3, Section 5, Township 163 North, Range 34
29.9 West of the Fifth Principal Meridian, Lake of the Woods County, Minnesota; said strip of
29.10 land being 33.00 feet in width lying 16.50 feet on each side of the following described
29.11 centerline:

29.12 Commencing at the southeast corner of said Government Lot 3; thence North 00 degrees
29.13 09 minutes 28 seconds West, assumed bearing, along the east line of said Government
29.14 Lot 3, a distance of 690 feet, more or less, to the south line of that particular tract of land
29.15 deeded to the State of Minnesota according to Document No. 75286, on file and of record
29.16 in the Office of the Recorder, Lake of the Woods County, Minnesota; thence South 89
29.17 degrees 50 minutes 32 seconds West, along said south line of that particular tract of
29.18 land, a distance of 200.00 feet; thence South 00 degrees 09 minutes 28 seconds East,
29.19 parallel with the east line of said Government Lot 3, a distance of 40.00 feet; thence
29.20 South 89 degrees 50 minutes 32 seconds West, a distance of 16.50 feet to the point of
29.21 beginning of the centerline to be herein described; thence South 00 degrees 09 minutes
29.22 28 seconds East, parallel with the east line of said Government Lot 3, a distance of 650.5
29.23 feet, more or less, to the south line of said Government Lot 3 and said centerline there
29.24 terminating.

29.25 (d) The Department of Natural Resources has determined that the land is not needed for
29.26 natural resource purposes and that the state's land management interests would best be
29.27 served if the land was returned to private ownership.

29.28 **Sec. 8. PRIVATE SALE OF SURPLUS STATE LAND; ST. LOUIS COUNTY.**

29.29 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
29.30 natural resources may convey the surplus land that is described in paragraph (c) to a local
29.31 unit of government for no consideration.

29.32 (b) The commissioner may make necessary changes to the legal description to correct
29.33 errors and ensure accuracy.

30.1 (c) The land to be conveyed is located in St. Louis County and is described as: that part
30.2 of the Southwest Quarter of the Northwest Quarter of Section 27, Township 52 North, Range
30.3 17 West, St. Louis County, Minnesota, described as follows:

30.4 Commencing at the quarter corner between Sections 27 and 28 of said Township 52
30.5 North, Range 17 West; thence running East 624 feet; thence North 629 feet to the point
30.6 of beginning; thence North 418 feet; thence East 208 feet; thence South 418 feet; thence
30.7 West 208 feet to the point of beginning.

30.8 (d) The Department of Natural Resources has determined that the land is not needed for
30.9 natural resource purposes and that the state's land management interests would best be
30.10 served if the land were conveyed to a local unit of government.

30.11 **Sec. 9. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

30.12 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
30.13 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
30.14 described in paragraph (c).

30.15 (b) The conveyances must be in a form approved by the attorney general. The attorney
30.16 general may make changes to the land descriptions to correct errors and ensure accuracy.

30.17 (c) The lands to be sold are located in St. Louis County and are described as:

30.18 (1) Lot 5, Block 9, including part of vacated Seafield Street adjacent, Bristol Beach 1st
30.19 Division, Duluth (parcel 010-0300-01030); and

30.20 (2) that part of the Southeast Quarter of the Northwest Quarter, Township 58, Range
30.21 15, Section 5, lying northerly of the northerly right-of-way line of the town of White road
30.22 running in an east-west direction connecting County Road No. 138 with State Highway No.
30.23 135 and lying westerly of the following described line: commencing at the northeast corner
30.24 of Government Lot 3; thence South 89 degrees 46 minutes 22 seconds West along the north
30.25 line of Government Lot 3 558.28 feet; thence South 27 degrees 50 minutes 01 second West
30.26 102.75 feet; thence South 41 degrees 51 minutes 46 seconds West 452.29 feet; thence South
30.27 28 degrees 19 minutes 22 seconds West 422.74 feet; thence South 30 degrees 55 minutes
30.28 42 seconds West 133.79 feet; thence southwesterly 210.75 feet along a tangential curve
30.29 concave to the southeast having a radius of 300 feet and a central angle of 40 degrees 15
30.30 minutes 00 seconds; thence South 09 degrees 19 minutes 19 seconds East tangent to said
30.31 curve 100.30 feet, more or less, to the north line of said Southeast Quarter of the Northwest
30.32 Quarter; thence North 89 degrees 09 minutes 31 seconds East along said north line 40.44
30.33 feet to the point of beginning of the line; thence South 09 degrees 19 minutes 19 seconds

31.1 East 148 feet, more or less, to said right-of-way line and said line there terminating. Surface
31.2 only (parcel 570-0021-00112).

31.3 (d) The county has determined that the county's land management interests would best
31.4 be served if the lands were returned to private ownership.

31.5 Sec. 10. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
31.6 **WATER; WADENA COUNTY.**

31.7 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
31.8 resources may sell by public sale the surplus land bordering public water that is described
31.9 in paragraph (c).

31.10 (b) The commissioner may make necessary changes to the legal description to correct
31.11 errors and ensure accuracy.

31.12 (c) The land that may be sold is located in Wadena County and is described as: the
31.13 Northeast Quarter of the Southwest Quarter of Section 26, Township 136 North, Range 34
31.14 West, Wadena County, Minnesota, except that part described as follows:

31.15 Beginning at the northeast corner of said Northeast Quarter of the Southwest Quarter;
31.16 thence West 10 rods; thence South 8 rods; thence East 10 rods; thence North 8 rods to
31.17 the point of beginning and there terminating.

31.18 (d) The land borders the Redeye River. The Department of Natural Resources has
31.19 determined that the land is not needed for natural resource purposes and that the state's land
31.20 management interests would best be served if the land were returned to private ownership."

31.21 Renumber the sections in sequence and correct the internal references

31.22 Amend the title accordingly