

..... moves to amend H.F. No. 2948, second engrossment, in conference committee, as follows:

On R3, House language, (H2948-2)

Page 3, delete lines 28 and 29

On R10, House language, (H2948-2)

Page 11, after line 16, insert:

"ARTICLE 3

METROPOLITAN COUNCIL

Section 1. Minnesota Statutes 2012, section 473.123, subdivision 4, is amended to read:

Subd. 4. **Chair; appointment, officers, selection; duties and compensation.** (a)

The chair of the Metropolitan Council shall be appointed by the governor as the 17th voting member thereof by and with the advice and consent of the senate to serve at the pleasure of the governor to represent the metropolitan area at large. Senate confirmation shall be as provided by section 15.066.

The chair of the Metropolitan Council shall, if present, preside at meetings of the council, have the primary responsibility for meeting with local elected officials, serve as the principal legislative liaison, present to the governor and the legislature, after council approval, the council's plans for regional governance and operations, serve as the principal spokesperson of the council, and perform other duties assigned by the council or by law.

(b) The Metropolitan Council shall elect other officers as it deems necessary for the conduct of its affairs for a one-year term. A secretary and treasurer need not be members of the Metropolitan Council. Meeting times and places shall be fixed by the Metropolitan Council and special meetings may be called by a majority of the members of the Metropolitan Council or by the chair. The chair and each Metropolitan Council member shall be reimbursed for actual and necessary expenses. ~~The annual budget of the council shall provide as a separate account anticipated expenditures for compensation, travel, and~~

~~associated expenses for the chair and members, and compensation or reimbursement shall be made to the chair and members only when budgeted.~~

(c) Each member of the council shall attend and participate in council meetings and meet regularly with local elected officials and legislative members from the council member's district. Each council member shall serve on at least one division committee for transportation, environment, or community development.

(d) In the performance of its duties the Metropolitan Council may adopt policies and procedures governing its operation, establish committees, and, when specifically authorized by law, make appointments to other governmental agencies and districts.

Sec. 2. Minnesota Statutes 2012, section 473.125, is amended to read:

473.125 REGIONAL ADMINISTRATOR.

The Metropolitan Council shall appoint a regional administrator to serve at the council's pleasure as the principal administrative officer for the Metropolitan Council. The regional administrator shall organize the work of the council staff. The regional administrator shall appoint on the basis of merit and fitness, and discipline and discharge all employees in accordance with the council's personnel policy, except ~~(1) the performance and budget analysts provided for in section 473.123, subdivision 7, (2) the general counsel, as provided in section 473.123, subdivision 8, (3) employees of the offices of wastewater services and transit operations, who are appointed, disciplined, and discharged in accordance with council personnel policies by their respective operations managers, and (4) metropolitan transit police officers.~~ The regional administrator must ensure that all policy decisions of the council are carried out. The regional administrator shall attend meetings of the council and may take part in discussions but may not vote. The regional administrator shall recommend to the council for adoption measures deemed necessary for efficient administration of the council, keep the council fully apprised of the financial condition of the council, and prepare and submit an annual budget to the council for approval. The regional administrator shall prepare and submit for approval by the council an administrative code organizing and codifying the policies of the council, and perform other duties as prescribed by the council. The regional administrator may be chosen from among the citizens of the nation at large, and shall be selected on the basis of training and experience in public administration.

Sec. 3. Minnesota Statutes 2012, section 473.129, subdivision 6, is amended to read:

3.1 Subd. 6. **On metro agencies.** (a) The Metropolitan Council shall appoint from its
3.2 membership a member to serve with each metropolitan agency. Each member of the
3.3 Metropolitan Council so appointed on each of such agencies shall serve without a vote.

3.4 ~~(b) The Metropolitan Council shall also appoint individuals to the governing body~~
3.5 ~~of the cable communications metropolitan interconnected regional channel entity under~~
3.6 ~~section 238.43, subdivision 5.~~

3.7 Sec. 4. Minnesota Statutes 2012, section 473.129, subdivision 12, is amended to read:

3.8 Subd. 12. **Best value procurement alternative.** (a) Notwithstanding the provisions
3.9 of section 471.345, the council may award a contract for the purchase of transit vehicles
3.10 to the vendor or contractor offering the best value under a request for proposals. For the
3.11 purposes of this subdivision, "transit vehicles" means buses and coaches, commuter rail
3.12 locomotives and coach cars, light rail vehicles, and paratransit vehicles that are used to
3.13 provide transit and special transportation service pursuant to sections 473.371 to 473.449.

3.14 (b) For the purposes of this subdivision, "best value" describes a result intended in
3.15 the acquisition of goods and services described in paragraph (a). Price must be one of
3.16 the evaluation criteria ~~when acquiring such goods and services~~. Other evaluation criteria
3.17 may include, but are not limited to, environmental considerations, quality, and vendor or
3.18 contractor performance. ~~A best value determination must be based on~~ The evaluation
3.19 ~~criteria detailed must be included~~ in the solicitation document. ~~If criteria other than~~
3.20 ~~price are used, the solicitation document must state as well as~~ the relative importance of
3.21 price and other factors.

3.22 Sec. 5. Minnesota Statutes 2012, section 473.173, subdivision 2, is amended to read:

3.23 Subd. 2. **Rules.** ~~By September 1, 1976,~~ The council shall adopt and put into effect
3.24 rules establishing standards, guidelines and procedures for determining whether any
3.25 proposed matter is of metropolitan significance, and establishing a procedure for the review
3.26 of and final determination on such matters in accordance with the powers and requirements
3.27 set forth in this section. The purpose of these rules shall be to promote the orderly and
3.28 ~~economie~~ economical development, public and private, of the metropolitan area.

3.29 Sec. 6. Minnesota Statutes 2012, section 473.181, subdivision 2, is amended to read:

3.30 Subd. 2. **Parks.** The council shall review local government park master plans
3.31 pursuant to section 473.313. ~~The Metropolitan Council shall approve the use of moneys~~
3.32 ~~made available for land acquisition to local units of government from the land and~~
3.33 ~~conservation fund, the open space program of HUD, the natural resources account in the~~

state treasury, if the use thereof conforms with the system of priorities established by law as part of a comprehensive plan for the development of parks; otherwise it shall disapprove of the use thereof.

Sec. 7. Minnesota Statutes 2012, section 473.254, subdivision 3a, is amended to read:

Subd. 3a. **Affordable, life-cycle housing opportunities amount after 2002.**

~~(1) Notwithstanding any other provisions of this section, commencing for calendar year 2003 and each succeeding calendar year,~~ (a) Each municipality's "affordable and life-cycle housing opportunities amount" for that year must be determined annually by the council using the method in this subdivision. The affordable and life-cycle housing opportunities amount must be determined for each calendar year for all municipalities in the metropolitan area.

~~(2)~~ (b) The council must allocate to each municipality its portion of the \$1,000,000 of the revenue generated by the levy authorized in section 473.249 which is credited to the local housing incentives account pursuant to subdivision 5, paragraph (b). The allocation must be made by determining the amount levied for and payable in each municipality in the previous calendar year pursuant to the council levy in section 473.249 divided by the total amount levied for and payable in the metropolitan area in the previous calendar year pursuant to such levy and multiplying that result by \$1,000,000.

~~(3)~~ (c) The council must also determine the amount levied for and payable in each municipality in the previous calendar year pursuant to the council levy in section 473.253, subdivision 1.

~~(4)~~ (d) A municipality's affordable and life-cycle housing opportunities amount for the calendar year is the sum of the amounts determined under ~~clauses (2) and (3)~~ paragraphs (b) and (c).

~~(5) Within 90 days after the effective date of this act, the council must notify each municipality of its affordable and life-cycle housing opportunities amount for calendar years 2003 and 2004 as determined by the method in this subdivision. These amounts replace the affordable and life-cycle housing opportunities amount for each municipality for calendar years 2003 and 2004 as previously determined by the method in subdivision 3.~~

~~(6)~~ (e) By ~~August 1, 2004, and by August 1 of each succeeding year,~~ the council must notify each municipality of its affordable and life-cycle housing opportunities amount for the following calendar year determined by the method in this subdivision.

Sec. 8. Minnesota Statutes 2012, section 473.254, subdivision 4, is amended to read:

Subd. 4. **Affordable and life-cycle housing requirement.** ~~In 1998, and thereafter,~~
(a) A municipality that does not spend 85 percent of its affordable and life-cycle housing opportunities amount to create affordable and life-cycle housing opportunities in the previous calendar year must do one of the following with the affordable and life-cycle housing opportunities amount for the previous year as determined under subdivision 3 or 3a, as applicable:

(1) distribute it to the local housing incentives account; or

(2) distribute it to the housing and redevelopment authority of the city or county in which the municipality is located to create affordable and life-cycle housing opportunities in the municipality.

(b) A municipality may enter into agreements with adjacent municipalities to cooperatively provide affordable and life-cycle housing. The housing may be provided in any of the cooperating municipalities, but must meet the combined housing goals of each participating municipality.

Sec. 9. Minnesota Statutes 2012, section 473.254, subdivision 5, is amended to read:

Subd. 5. **Sources of funds.** (a) The council shall credit to the local housing incentives account any revenues derived from municipalities under subdivision 4, paragraph ~~(b)~~ (a), clause (1).

~~(b) The council shall credit \$1,000,000 of the proceeds of solid waste bonds issued by the council under Minnesota Statutes, section 473.831, before its repeal, to the local housing incentives account in the metropolitan livable communities fund. In 1998 and each year thereafter,~~ The council shall annually credit \$1,000,000 of the revenues generated by the levy authorized in section 473.249 to the local housing incentives account.

~~(c) In 1997, and each year thereafter,~~ The council shall annually transfer \$500,000 from the livable communities demonstration account to the local housing incentives account.

Sec. 10. Minnesota Statutes 2012, section 473.315, subdivision 1, is amended to read:

Subdivision 1. **To metro local governments.** The Metropolitan Council with the advice of the commission may make grants, from any funds available to it for recreation open space purposes, to any ~~municipality, park district or county located wholly or partially within the metropolitan area~~ implementing agency, as defined in section 473.351, to cover the cost, or any portion of the cost, of acquiring or developing regional recreation open space in accordance with the policy plan; and all such agencies may enter into

contracts for this purpose or rights or interests therein. The cost of acquisition shall include any payments required for relocation pursuant to sections 117.50 to 117.56.

Sec. 11. Minnesota Statutes 2012, section 473.375, subdivision 11, is amended to read:

Subd. 11. **Ride sharing.** The council shall administer a ride-sharing program in the metropolitan area, except for the statewide vanpool leasing program conducted by the commissioner of transportation and shall cooperate with the commissioner in the conduct of ride-sharing activities in areas where the commissioner's programs and the council's program overlap. ~~The council shall establish a rideshare advisory committee to advise it in carrying out the program.~~ The council may contract for services in operating the program.

Sec. 12. Minnesota Statutes 2012, section 473.39, subdivision 1e, is amended to read:

Subd. 1e. **Obligations; additional authority.** In addition to the authority in subdivisions 1a, 1b, 1c, and 1d, the council may issue certificates of indebtedness, bonds, or other obligations under this section in an amount not exceeding \$32,500,000, which may be used for capital expenditures as prescribed in the council's transit capital improvement program and for related costs, including the costs of issuance and sale of the obligations.

~~The Metropolitan Council, the city of St. Paul, and the Minnesota Department of Transportation shall jointly assess the feasibility of locating a bus storage facility near Mississippi and Cayuga Street and I-35E in St. Paul. If the metropolitan council determines feasibility, the first priority for siting must be at that location.~~

Sec. 13. Minnesota Statutes 2012, section 473.391, subdivision 1, is amended to read:

Subdivision 1. **Contracts.** The council may contract with other operators or local governments for route planning and scheduling services in any configuration of new or reconfiguration of existing transit services and routes, ~~including route planning and scheduling necessary for the test marketing program, the service bidding program, and the interstate highway described generally as Legislative Routes Nos. 10 and 107 between I-494 and the Hawthorne interchange in the city of Minneapolis, commonly known as I-394.~~

Sec. 14. Minnesota Statutes 2012, section 473.405, subdivision 5, is amended to read:

Subd. 5. **Acquisition of transit systems.** The council may acquire by purchase, lease, gift, or condemnation proceedings any existing public transit system or any part thereof, including all or any part of the plant, equipment, shares of stock, property, real, personal, or mixed, rights in property, reserve funds, special funds, franchises, licenses, patents, permits and papers, documents and records belonging to any operator of a public

transit system within the metropolitan area, and may in connection therewith assume any or all liabilities of any operator of a public transit system. The council may take control of and operate a system immediately following the filing and approval of the initial petition for condemnation, if the council, in its discretion, determines this to be necessary, and may take possession of all right, title and other powers of ownership in all properties and facilities described in the petition. Control must be taken by resolution which is effective upon service of a copy on the condemnee and the filing of the resolution in the condemnation action. In the determination of the fair value of the existing public transit system, there must not be included any value attributable to expenditures for improvements made by the former Metropolitan Transit Commission or council.

~~The council may continue or terminate within three months of acquisition any advertising contract in existence by and between any advertiser and a transit system that the council has acquired. If the council determines to terminate the advertising contract, it shall acquire all of the advertiser's rights under the contract by purchase or eminent domain proceedings as provided by law.~~

Sec. 15. Minnesota Statutes 2012, section 473.42, is amended to read:

473.42 EMPLOYER CONTRIBUTIONS FOR CERTAIN EMPLOYEES.

Notwithstanding any contrary provisions of section 352.029, the council shall make the employer contributions required pursuant to section 352.04, subdivision 3, for any employee who was on authorized leave of absence from the transit operating division of the former Metropolitan Transit Commission who is employed by the labor organization which is the exclusive bargaining agent representing Metro Transit Division employees of the Office of Transit Operations council and who is covered by the Minnesota State Retirement System in addition to all other employer contributions the council is required to make.

Sec. 16. Minnesota Statutes 2012, section 473.504, subdivision 5, is amended to read:

Subd. 5. **Gifts, grants, loans.** The council may accept gifts, may apply for and accept grants or loans of money or other property from the United States, the state, or any person for any of its purposes, ~~including any grant available under the federal Water Pollution Act amendments of 1972,~~ whether for construction, research, or pilot project implementation, may enter into any agreement required in connection therewith, and may hold, use, and dispose of such money or property in accordance with the terms of the gift, grant, loan, or agreement relating thereto. ~~The council has all powers necessary to comply with the federal Water Pollution Control Act amendments of 1972 and any grant offered to it thereunder including, but not limited to, the power to enter into such contracts with,~~

~~or to impose such charges upon, persons using the metropolitan disposal system as it shall determine to be necessary for the recovery of treatment works and interceptor costs paid with federal grant funds. Insofar as possible these costs shall be recovered by local government units on behalf of the council.~~

Sec. 17. Minnesota Statutes 2012, section 473.504, subdivision 11, is amended to read:

Subd. 11. **Surplus property.** The council may sell or otherwise dispose of any real or personal property acquired by it which is no longer required for accomplishment of its purposes. ~~Such property may be sold in the manner provided by section 469.065, insofar as practical. The council may give such notice of sale as it shall deem appropriate. When the council determines that any property or any interceptor or treatment works or any part thereof which has been acquired from a local government unit without compensation is no longer required, but is required as a local facility by the government unit from which it was acquired, the council may by resolution transfer it to such government unit.~~

Sec. 18. Minnesota Statutes 2012, section 473.858, subdivision 1, is amended to read:

Subdivision 1. **No conflicting zoning, fiscal device, official control.** Within nine months following the receipt of a metropolitan system statement for an amendment to a metropolitan system plan and within three years following the receipt of a metropolitan system statement issued in conjunction with the decennial review required under section 473.864, subdivision 2, every local governmental unit shall have reviewed and, if necessary, amended its comprehensive plan in accordance with sections 462.355, 473.175, and 473.851 to 473.871 and the applicable planning statute and shall have submitted the plan to the Metropolitan Council for review pursuant to section 473.175. The provisions of sections 462.355, 473.175, and 473.851 to 473.871 shall supersede the provisions of the applicable planning statute wherever a conflict may exist. If the comprehensive municipal plan is in conflict with the zoning ordinance, the zoning ordinance shall be brought into conformance with the plan by local government units in conjunction with the review and, if necessary, amendment of its comprehensive plan required under section 473.864, subdivision 2. ~~After August 1, 1995,~~ A local government unit shall not adopt any fiscal device or official control which is in conflict with its comprehensive plan, including any amendments to the plan, or which permits activity in conflict with metropolitan system plans, as defined by section 473.852, subdivision 8. The comprehensive plan shall provide guidelines for the timing and sequence of the adoption of official controls to ensure planned, orderly, and staged development and redevelopment consistent with the comprehensive plan. For purposes of this section, a fiscal device or official control shall not be considered

9.1 to be in conflict with a local government unit's comprehensive plan or to permit an activity
9.2 in conflict with metropolitan system plans if such fiscal device or official control is adopted
9.3 to ensure the planned, orderly, and staged development of urbanization or redevelopment
9.4 areas designated in the comprehensive plan pursuant to section 473.859, subdivision 5.

9.5 Sec. 19. Minnesota Statutes 2012, section 473.859, subdivision 6, is amended to read:

9.6 Subd. 6. **Plan review.** The council shall, ~~by January 1, 1994,~~ prepare guidelines
9.7 for the preparation of the water supply plans required in subdivision 3, clause (4). The
9.8 plans must be submitted to the council ~~by January 1, 1996~~ as part of the decennial review
9.9 required under section 473.864, subdivision 2. The council shall review the plans under
9.10 section 473.175, subdivision 1, after submitting them to affected counties that have
9.11 adopted groundwater plans under section 103B.255 for their review and comment.

9.12 Sec. 20. Minnesota Statutes 2012, section 473.861, subdivision 2, is amended to read:

9.13 Subd. 2. ~~By 1976~~ **Plan preparation.** ~~By December 31, 1976,~~ Each town within
9.14 the counties of Anoka, Carver, Dakota, Scott and Washington, authorized to plan under
9.15 sections 462.351 to 462.364, or under special law, shall by resolution determine whether it
9.16 will prepare the comprehensive plan for its jurisdiction. Each such town also shall specify,
9.17 pursuant to agreement with the county within which it is situated, any parts of its plan and
9.18 official controls, if any, the preparation of which it delegates to the county.

9.19 Sec. 21. Minnesota Statutes 2012, section 473.862, subdivision 2, is amended to read:

9.20 Subd. 2. ~~Towns with no plan by 1976~~ **Town planning.** Each county other than
9.21 Hennepin, Ramsey, Anoka, and Dakota shall prepare, with the participation and assistance
9.22 of the town, the comprehensive plan for any town within the county which ~~fails by~~
9.23 ~~December 31, 1976, to take~~ has not taken action by resolution pursuant to section 473.861,
9.24 subdivision 2 and shall prepare all or part of any plan delegated to it pursuant to section
9.25 473.861, subdivision 2.

9.26 Sec. 22. **REPEALER.**

9.27 Minnesota Statutes 2012, sections 473.123, subdivision 7; 473.13, subdivision 1c;
9.28 473.23; 473.241; 473.243; 473.244; 473.254, subdivision 3; 473.315, subdivision 2;
9.29 473.326; 473.333; 473.375, subdivision 9; 473.382; 473.388, subdivision 8; 473.392;
9.30 473.516, subdivision 5; 473.523, subdivision 2; 473.535; and 473.852, subdivision 11,
9.31 and Minnesota Statutes 2013 Supplement, section 473.517, subdivision 9, are repealed.

~~(7) participate in the activities of standards bodies and other appropriate conferences related to information and communications technology issues;~~

~~(8)~~ (6) review the technology infrastructure of regions of the state and cooperate with and make recommendations to the governor, legislature, state agencies, local governments, local technology development agencies, the federal government, private businesses, and individuals for the realization of information and communications technology infrastructure development potential;

~~(9)~~ (7) sponsor, support, and facilitate innovative and collaborative economic and community development and government services projects, including technology initiatives related to culture and the arts, with public and private organizations; and

~~(10)~~ (8) review and recommend alternative sourcing strategies for state information and communications systems.

Subd. 3. **Duties.** (a) The office shall:

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

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

(3) ensure cooperation and collaboration among state and local governments in developing intergovernmental information and telecommunications technology systems and services, and define the structure and responsibilities of a representative governance structure;

(4) cooperate and collaborate with the legislative and judicial branches in the development of information and communications systems in those branches;

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

(6) promote and collaborate with the state's agencies in the state's transition to an effectively competitive telecommunications market;

(7) collaborate with entities carrying out education and lifelong learning initiatives to assist Minnesotans in developing technical literacy and obtaining access to ongoing learning resources;

12.1 (8) promote and coordinate public information access and network initiatives,
12.2 consistent with chapter 13, to connect Minnesota's citizens and communities to each
12.3 other, to their governments, and to the world;

12.4 (9) promote and coordinate electronic commerce initiatives to ensure that Minnesota
12.5 businesses and citizens can successfully compete in the global economy;

12.6 (10) manage and promote the regular and periodic reinvestment in the information
12.7 and telecommunications technology systems and services infrastructure so that state and
12.8 local government agencies can effectively and efficiently serve their customers;

12.9 (11) facilitate the cooperative development of and ensure compliance with standards
12.10 and policies for information and telecommunications technology systems and services,
12.11 electronic data practices and privacy, and electronic commerce among international,
12.12 national, state, and local public and private organizations;

12.13 (12) eliminate unnecessary duplication of existing information and
12.14 telecommunications technology systems and services provided by ~~other public and private~~
12.15 ~~organizations while building on the existing governmental, educational, business, health~~
12.16 ~~care, and economic development infrastructures~~ state agencies;

12.17 (13) identify, sponsor, develop, and execute shared information and
12.18 telecommunications technology projects and ongoing operations;

12.19 (14) ensure overall security of the state's information and technology systems and
12.20 services; and

12.21 (15) manage and direct compliance with accessibility standards for informational
12.22 technology, including hardware, software, Web sites, online forms, and online surveys.

12.23 (b) The chief information officer, in consultation with the commissioner of
12.24 management and budget, must determine when it is cost-effective for agencies to develop
12.25 and use shared information and telecommunications technology systems and services for
12.26 the delivery of electronic government services. The chief information officer may require
12.27 agencies to use shared information and telecommunications technology systems and
12.28 services. The chief information officer shall establish reimbursement rates in cooperation
12.29 with the commissioner of management and budget to be billed to agencies and other
12.30 governmental entities sufficient to cover the actual development, operating, maintenance,
12.31 and administrative costs of the shared systems. The methodology for billing may include
12.32 the use of interagency agreements, or other means as allowed by law.

12.33 (c) A state agency that has an information and telecommunications technology
12.34 project with a total expected project cost of more than \$1,000,000, whether funded as part
12.35 of the biennial budget or by any other means, shall register with the office by submitting
12.36 basic project startup documentation, as specified by the chief information officer in both

format and content, before any project funding is requested or committed and before the project commences. State agency project leaders must demonstrate that the project will be properly managed, provide updates to the project documentation as changes are proposed, and regularly report on the current status of the project on a schedule agreed to with the chief information officer.

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

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

(f) The chief information officer shall report by January 15 of each year to the chairs and ranking minority members of the legislative committees and divisions with jurisdiction over the office regarding projects the office has reviewed under paragraph (a), clause ~~(2)~~ (13). The report must include the reasons for the determinations made in the review of each project and a description of its current status.

Sec. 2. Minnesota Statutes 2012, section 16E.03, subdivision 2, is amended to read:

Subd. 2. **Chief information officer's responsibility.** ~~The chief information officer shall coordinate the state's information and telecommunications technology systems and services to serve the needs of the state government.~~ The chief information officer shall:

(1) design a master plan for information and telecommunications technology systems and services in the state and its political subdivisions and shall report on the plan to the governor and legislature at the beginning of each regular session;

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

(3) establish and enforce compliance with standards for information and telecommunications technology systems and services that are cost-effective and support

14.1 open systems environments and that are compatible with state, national, and international
14.2 standards, including accessibility standards;

14.3 (4) maintain a library of systems and programs developed by the state and its
14.4 political subdivisions for use by agencies of government;

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

14.7 (6) establish and enforce standards and ensure acquisition of hardware and software
14.8 necessary to protect data and systems in state agency networks connected to the Internet.

14.9 Sec. 3. Minnesota Statutes 2012, section 16E.035, is amended to read:

14.10 **16E.035 TECHNOLOGY INVENTORY.**

14.11 The chief information officer must prepare ~~an~~ a financial inventory of technology
14.12 owned or leased by ~~state agencies~~ MN.IT Services. The inventory must include: (1)
14.13 information on how the technology fits into the state's information technology architecture;
14.14 and (2) a projected replacement schedule. The chief information officer must report the
14.15 inventory to the legislative committees with primary jurisdiction over state technology
14.16 issues by July 1 of each even-numbered year.

14.17 Sec. 4. Minnesota Statutes 2013 Supplement, section 16E.04, subdivision 2, is
14.18 amended to read:

14.19 Subd. 2. **Responsibilities.** ~~(a) In addition to other activities prescribed by law, the~~
14.20 ~~office shall carry out the duties set out in this subdivision.~~

14.21 ~~(b)~~ (a) The office shall develop and establish a state information architecture to ensure:

14.22 (1) that state agency ~~development and purchase of~~ information and communications
14.23 systems, equipment, and services ~~is designed to ensure that individual agency information~~
14.24 ~~systems complement and~~ do not needlessly duplicate or conflict with the systems of other
14.25 agencies; and

14.26 (2) enhanced public access to data can be provided consistent with standards
14.27 developed under section 16E.05, subdivision 4.

14.28 When state agencies have need for the same or similar public data, the chief information
14.29 officer, in coordination with the affected agencies, shall manage the most efficient and
14.30 cost-effective method of producing and storing data for or sharing data between those
14.31 agencies. The development of this information architecture must include the establishment
14.32 of standards and guidelines to be followed by state agencies. The office shall ensure
14.33 compliance with the architecture.

15.1 ~~(e) The office shall, in cooperation with state agencies, plan and manage the~~
15.2 ~~development and improvement of information systems so that an individual information~~
15.3 ~~system reflects and supports the state agency's mission and the state's requirements and~~
15.4 ~~functions.~~

15.5 ~~(d)~~ (b) The office shall review and approve agency requests for funding for the
15.6 development or purchase of information systems equipment or software before the
15.7 requests may be included in the governor's budget.

15.8 ~~(e)~~ (c) The office shall review and approve agency requests for grant funding that
15.9 have an information and technology component.

15.10 ~~(f)~~ (d) The office shall review major purchases of information systems equipment to:
15.11 (1) ensure that the equipment follows the standards and guidelines of the state
15.12 information architecture;

15.13 (2) ensure the agency's proposed purchase reflects a cost-effective policy regarding
15.14 volume purchasing; and

15.15 (3) ensure that the equipment is consistent with other systems in other state agencies
15.16 so that data can be shared among agencies, unless the office determines that the agency
15.17 purchasing the equipment has special needs justifying the inconsistency.

15.18 ~~(g)~~ (e) The office shall review the operation of information systems by state agencies
15.19 and ensure that these systems are operated efficiently and securely and continually meet
15.20 the standards and guidelines established by the office. The standards and guidelines must
15.21 emphasize uniformity that is cost-effective for the enterprise, that encourages information
15.22 interchange, open systems environments, and portability of information whenever
15.23 practicable and consistent with an agency's authority and chapter 13.

15.24 Sec. 5. Minnesota Statutes 2012, section 16E.05, subdivision 1, is amended to read:

15.25 Subdivision 1. **Duties.** The office, in consultation with interested persons, shall:

15.26 (1) coordinate statewide efforts by units of state and local government to plan for
15.27 and develop a system for providing access to government services; and

15.28 ~~(2) make recommendations to facilitate coordination and assistance of demonstration~~
15.29 ~~projects; and~~

15.30 ~~(3)~~ (2) explore ways and means to improve citizen and business access to public
15.31 services, including implementation of technological improvements.

15.32 Sec. 6. Minnesota Statutes 2013 Supplement, section 16E.18, subdivision 8, is
15.33 amended to read:

16.1 Subd. 8. **Exemption.** The state information network is exempt from the five-
16.2 and ten-year limitation on contracts set by sections ~~16C.03, subdivision 17~~; 16C.05,
16.3 subdivision 2, paragraph (b); 16C.06, subdivision 3b; 16C.08, subdivision 3, clause (5);
16.4 and 16C.09, clause (6). A contract compliance review must be performed by the office on
16.5 a five-year basis for any contract that has a total term greater than five years. The review
16.6 must detail any compliance or performance issues on the part of the contractor.

16.7 Sec. 7. **REPEALER.**

16.8 Minnesota Statutes 2012, sections 16E.02, subdivisions 2 and 3; 16E.03, subdivision
16.9 8; and 16E.0475, are repealed the day following final enactment."