

1.1 moves to amend H.F. No. 3449 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 STATE GOVERNMENT APPROPRIATIONS

1.5 Section 1. APPROPRIATIONS.

1.6 The sums shown in the columns marked "APPROPRIATIONS" are added to or, if
 1.7 shown in parentheses, subtracted from the appropriations in Laws 2009, chapter 101,
 1.8 article 1, to the agencies and for the purposes specified in this article. The appropriations
 1.9 are from the general fund, or another named fund, and are available for the fiscal years
 1.10 indicated for each purpose. The figures "2010" and "2011" used in this article mean
 1.11 that the addition to or subtraction from the appropriation listed under them is available
 1.12 for the fiscal year ending June 30, 2010, or June 30, 2011, respectively. Supplemental
 1.13 appropriations and reductions to appropriations for the fiscal year ending June 30, 2010,
 1.14 are effective the day following final enactment.

1.15		<u>APPROPRIATIONS</u>	
1.16		<u>Available for the Year</u>	
1.17		<u>Ending June 30</u>	
1.18		<u>2010</u>	<u>2011</u>

1.19 Sec. 2. LEGISLATURE

1.20	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>(431,000)</u>	<u>\$</u>	<u>(1,580,000)</u>
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1.21 Appropriations by Fund

1.22		<u>2010</u>	<u>2011</u>
1.23	<u>General</u>	<u>(426,000)</u>	<u>(1,575,000)</u>
1.24	<u>Health Care Access</u>	<u>(5,000)</u>	<u>(5,000)</u>

1.25	<u>Subd. 2. Senate</u>	<u>(205,000)</u>	<u>(668,000)</u>
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2.1 The base budget for the Senate is \$21,824,000
 2.2 in fiscal year 2012 and \$21,824,000 in fiscal
 2.3 year 2013.

2.4 **Subd. 3. House of Representatives** -0- (599,000)

2.5 During the biennium ending June 30, 2011,
 2.6 any revenues received by the house of
 2.7 representatives from voluntary donations
 2.8 to support broadcast or print media are
 2.9 appropriated to the house of representatives.

2.10 **Subd. 4. Legislative Coordinating Commission** (226,000) (313,000)

2.11	<u>Reductions by Fund</u>		
2.12	<u>General</u>	<u>(221,000)</u>	<u>(308,000)</u>
2.13	<u>Health Care Access</u>	<u>(5,000)</u>	<u>(5,000)</u>

2.14 The following amounts are canceled to the
 2.15 general fund from the accounts established
 2.16 under Minnesota Statutes, section 16A.281.
 2.17 These are onetime transfers.

2.18 \$395,000 in fiscal year 2010 and \$299,000
 2.19 in fiscal year 2011 is canceled to the general
 2.20 fund from the house of representatives
 2.21 carryforward account.

2.22 \$154,000 in fiscal year 2011 is canceled
 2.23 to the general fund from the Legislative
 2.24 Coordinating Commission's carryforward
 2.25 account.

2.26 **Sec. 3. GOVERNOR AND LIEUTENANT**
 2.27 **GOVERNOR** \$ (64,000) \$ (146,000)

2.28 \$10,000 in fiscal year 2010 and \$85,000
 2.29 in fiscal year 2011 are transferred from
 2.30 the interagency agreements account in the
 2.31 special revenue fund to the general fund.
 2.32 These are onetime transfers.

2.33 **Sec. 4. STATE AUDITOR** \$ (32,000) \$ (78,000)

3.1	Sec. 5. <u>ATTORNEY GENERAL</u>	\$	<u>(436,000)</u>	\$	<u>(954,000)</u>
3.2	Sec. 6. <u>SECRETARY OF STATE</u>	\$	<u>(104,000)</u>	\$	<u>(250,000)</u>
3.3	Sec. 7. <u>CAMPAIGN FINANCE AND PUBLIC</u>				
3.4	<u>DISCLOSURE BOARD</u>	\$	<u>(28,000)</u>	\$	<u>(8,000)</u>
3.5	<u>The base budget for the Campaign Finance</u>				
3.6	<u>and Public Disclosure Board is \$726,000 in</u>				
3.7	<u>fiscal year 2012 and \$726,000 in fiscal year</u>				
3.8	<u>2013.</u>				
3.9	Sec. 8. <u>INVESTMENT BOARD</u>	\$	<u>(2,000)</u>	\$	<u>(5,000)</u>
3.10	Sec. 9. <u>OFFICE OF ENTERPRISE</u>				
3.11	<u>TECHNOLOGY</u>	\$	<u>(111,000)</u>	\$	<u>(169,000)</u>
3.12	<u>These reductions are from the enterprise</u>				
3.13	<u>planning and management program.</u>				
3.14	Sec. 10. <u>ADMINISTRATIVE HEARINGS</u>	\$	<u>(8,000)</u>	\$	<u>(8,000)</u>
3.15	Sec. 11. <u>ADMINISTRATION</u>	\$	<u>-0-</u>	\$	<u>(335,000)</u>
3.16	<u>(a) These reductions are from the government</u>				
3.17	<u>and citizens services program. \$8,000 of</u>				
3.18	<u>the reductions in fiscal year 2011 is</u>				
3.19	<u>from the transfer to the commissioner</u>				
3.20	<u>of human services for a grant to the</u>				
3.21	<u>Council of Developmental Disabilities. The</u>				
3.22	<u>appropriation for this grant shall be included</u>				
3.23	<u>in the base budget for the commissioner of</u>				
3.24	<u>human services for the biennium beginning</u>				
3.25	<u>July 1, 2011, and is reduced by \$8,000 each</u>				
3.26	<u>year of the biennium.</u>				
3.27	<u>(b) \$209,000 in fiscal year 2010 is transferred</u>				
3.28	<u>from the central stores fund to the general</u>				
3.29	<u>fund. This is a onetime transfer.</u>				

4.1 (c) The balance in the commuter van program
 4.2 account in the special revenue fund shall be
 4.3 transferred to the general fund on or before
 4.4 June 30, 2010. This is a onetime transfer.

4.5 (d) The balance in the archaeology burial
 4.6 account of the special revenue fund shall be
 4.7 transferred to the general fund on or before
 4.8 June 30, 2010. This is a onetime transfer.

4.9 (e) \$1,492 in fiscal year 2010 is transferred
 4.10 from the utility rebates account in the special
 4.11 revenue fund to the general fund. This is a
 4.12 onetime transfer.

4.13 **Sec. 12. CAPITOL AREA**
 4.14 **ARCHITECTURAL AND PLANNING**
 4.15 **BOARD** **\$ (6,000) \$ (11,000)**

4.16 **Sec. 13. MANAGEMENT AND BUDGET** **\$ (386,000) \$ (599,000)**

4.17 (a) \$300 in fiscal year 2010 and \$300 in
 4.18 fiscal year 2011 are transferred from the
 4.19 combined charities administration account in
 4.20 the special revenue fund to the general fund.
 4.21 These are onetime transfers.

4.22 (b) \$8,700 in fiscal year 2010 and \$10,700
 4.23 in fiscal year 2011 are transferred from the
 4.24 information systems division account in the
 4.25 special revenue fund to the general fund.
 4.26 These are onetime transfers.

4.27 **Sec. 14. REVENUE**

4.28 **Subdivision 1. Total Appropriation** **\$ (779,000) \$ 5,362,000**

4.29	<u>Appropriations by Fund</u>	
4.30	<u>2010</u>	<u>2011</u>
4.31	<u>General</u>	<u>5,379,000</u>
4.32	<u>Health Care Access</u>	<u>(17,000)</u>

4.33 **Subd. 2. Tax System Management** **(779,000) 3,492,000**

	<u>Appropriations by Fund</u>	
	<u>2010</u>	<u>2011</u>
5.1		
5.2		
5.3	<u>General</u>	<u>(768,000)</u>
5.4	<u>Health Care Access</u>	<u>(11,000)</u>
		<u>3,509,000</u>
		<u>(17,000)</u>

5.5 (a) \$4,857,000 is for additional activities
 5.6 to identify and collect tax liabilities from
 5.7 individuals and business that currently do not
 5.8 pay all taxes owed. This initiative is expected
 5.9 to result in new general fund revenues of
 5.10 \$13,065,000 for fiscal year 2011.

5.11 (b) The department must report to the chairs
 5.12 of the house of representative Ways and
 5.13 Means and senate Finance Committees by
 5.14 March 15, 2011, and January 15, 2012, on
 5.15 the following performance indicators:

5.16 (1) the number of corporations noncompliant
 5.17 with the corporate tax system each year and
 5.18 the percentage and dollar amounts of valid
 5.19 tax liabilities collected;

5.20 (2) the number of businesses noncompliant
 5.21 with the sales and use tax system and the
 5.22 percentage and dollar amount of the valid tax
 5.23 liabilities collected; and

5.24 (3) the number of individual noncompliant
 5.25 cases resolved and the percentage and dollar
 5.26 amount of valid tax liabilities collected.

5.27 (c) The reports must also identify base-level
 5.28 expenditures and staff positions related to
 5.29 compliance and audit activities, including
 5.30 baseline information as of January 1, 2009.

5.31 The information must be provided at the
 5.32 budget activity level.

5.33 Subd. 3. Debt Collection Management -0- 1,870,000

6.1 \$1,870,000 is for additional activities to
 6.2 identify and collect tax liabilities from
 6.3 individuals and businesses that currently
 6.4 do not pay all taxes owed. This initiative
 6.5 is expected to result in new general fund
 6.6 revenues of \$13,800,000 for fiscal year 2011.

6.7 Sec. 15. **GAMBLING CONTROL** \$ (51,000) \$ (88,000)

6.8 \$51,000 in fiscal year 2010 and \$88,000
 6.9 in fiscal year 2011 are transferred from
 6.10 the lawful gambling account in the special
 6.11 revenue fund to the general fund. These are
 6.12 onetime transfers.

6.13 Sec. 16. **RACING COMMISSION** \$ (19,000) \$ (29,000)

6.14 \$19,000 in fiscal year 2010 and \$29,000 in
 6.15 fiscal year 2011 are transferred from the
 6.16 racing and card playing regulation accounts
 6.17 in the special revenue fund to the general
 6.18 fund. These are onetime transfers.

6.19 Sec. 17. **GENERAL CONTINGENT**
 6.20 **ACCOUNTS** \$ (750,000) \$ -0-

6.21 This reduction is from the appropriation for
 6.22 potential state matching requirements under
 6.23 the American Reinvestment and Recovery
 6.24 Act of 2009.

6.25 Sec. 18. Laws 2009, chapter 101, article 1, section 31, is amended to read:

6.26 Sec. 31. **PROBLEM GAMBLING APPROPRIATION.**

6.27 \$225,000 in fiscal year 2010 and ~~\$225,000~~ \$175,000 in fiscal year 2011 are
 6.28 appropriated from the lottery prize fund to the Gambling Control Board for a grant to the
 6.29 state affiliate recognized by the National Council on Problem Gambling. The affiliate
 6.30 must provide services to increase public awareness of problem gambling, education
 6.31 and training for individuals and organizations providing effective treatment services to
 6.32 problem gamblers and their families, and research relating to problem gambling. These

7.1 services must be complimentary to and not duplicative of the services provided through
 7.2 the problem gambling program administered by the commissioner of human services. Of
 7.3 this appropriation, \$50,000 in fiscal year 2010 ~~and \$50,000 in fiscal year 2011~~ are is
 7.4 contingent on the contribution of nonstate matching funds. Matching funds may be either
 7.5 cash or qualifying in-kind contributions. The commissioner of finance may disburse the
 7.6 state portion of the matching funds in increments of \$25,000 upon receipt of a commitment
 7.7 for an equal amount of matching nonstate funds. These are onetime appropriations.

7.8 Sec. 19. **ADDITIONAL OPERATING BUDGET REDUCTIONS.**

7.9 By July 30, 2010, the commissioner of management and budget must allocate
 7.10 a reduction of \$2,630,000 for the fiscal year ending June 30, 2011, to the operating
 7.11 budgets of executive branch state agencies, as defined in Minnesota Statutes, section
 7.12 16A.011, subdivision 12a. To the extent possible, this reduction must be achieved through
 7.13 estimated savings in expenditures for space, out-of-state travel, energy usage in state
 7.14 buildings, contracts for professional or technical services, and through increased employee
 7.15 telecommuting, and through consolidation of information technology functions. If
 7.16 expenditure reductions are achieved in dedicated funds other than those established in
 7.17 the state constitution or protected by federal law, the commissioner of management and
 7.18 budget may transfer the amount of the savings to the general fund. Executive branch state
 7.19 agencies must cooperate with the commissioner of management and budget in developing
 7.20 and implementing these reductions. Any amount of the reduction that cannot be achieved
 7.21 through savings in the expenditure types described in this section must be allocated to
 7.22 executive state agency operating budgets by the commissioner. Reductions in fiscal year
 7.23 2011 must cancel to the general fund and shall be reflected as reductions in agency base
 7.24 budgets for fiscal years 2012 and 2013. The commissioner of management and budget
 7.25 must report to the chairs and ranking minority members of the senate Finance Committee
 7.26 and the house of representatives Ways and Means and Finance Committees regarding the
 7.27 amount of reductions in spending by each agency under this section.

7.28 **ARTICLE 2**

7.29 **STATE GOVERNMENT OPERATIONS**

7.30 Section 1. Minnesota Statutes 2008, section 4.51, is amended to read:

7.31 **4.51 EXPENSES OF GOVERNOR-ELECT.**

7.32 Subdivision 1. **Definitions.** This section applies after a state general election
 7.33 in which a person who is not the current governor is elected to take office as the next
 7.34 governor. The commissioner of administration must request a transfer from the general

8.1 ~~fund contingent account of an amount equal to 1.5 percent of the amount appropriated~~
 8.2 ~~for operation of the Office of the Governor and Lieutenant Governor for the current~~
 8.3 ~~fiscal year. This request is subject to the review and advice of the Legislative Advisory~~
 8.4 ~~Commission pursuant to section 3.30. If the transfer is approved, the commissioner of~~
 8.5 ~~administration must make this amount available to the governor-elect before he or she~~
 8.6 ~~takes office. The commissioner must provide office space for the governor-elect and for~~
 8.7 ~~any employees the governor-elect hires. (a) "Governor-elect" means the person who is~~
 8.8 ~~not currently governor and is the apparent successful candidate for the office of governor~~
 8.9 ~~following a general election.~~

8.10 (b) "Commissioner" means the commissioner of the Department of Management
 8.11 and Budget.

8.12 Subd. 2. **Transition expenses.** In the fiscal year of a gubernatorial election and
 8.13 subject to availability of funds, the commissioner shall transfer up to \$162,000 from the
 8.14 general contingent account in the general fund to the Department of Management and
 8.15 Budget. This transfer is subject to the review and advice of the Legislative Advisory
 8.16 Commission pursuant to section 3.30. In consultation with the governor-elect, the
 8.17 commissioner shall use the transferred funds to pay expenses of the governor-elect
 8.18 associated with preparing for the assumption of official duties as governor. The
 8.19 commissioner may use the transferred funds for expenses necessary and prudent for
 8.20 establishment of a transition office prior to the election and for dissolution of the office if
 8.21 the incumbent governor is reelected or after the inauguration of a new governor. Expenses
 8.22 of the governor-elect may include suitable office space and equipment, communications
 8.23 and technology support, consulting services, compensation and travel costs, and other
 8.24 reasonable expenses. Compensation rates for temporary employees hired to support the
 8.25 governor-elect and rates paid for consulting services for the governor-elect shall be
 8.26 determined by the governor-elect.

8.27 Subd. 3. **Unused funds.** No new obligations shall be incurred for expenses of
 8.28 the governor-elect after the date of the inauguration. By March 31 of the year of the
 8.29 inauguration, the commissioner shall return to the general contingent account any funds
 8.30 transferred under this section that the commissioner determines are not needed to pay
 8.31 expenses of the governor-elect.

8.32 Sec. 2. Minnesota Statutes 2008, section 5.30, is amended to read:

8.33 **5.30 HELP AMERICA VOTE ACT ACCOUNT.**

8.34 Subdivision 1. **Establishment.** The Help America Vote Act account is established
 8.35 as an account in the state treasury. Money received from the federal government under the

9.1 Help America Vote Act, Public Law 107-252, must be deposited in the state treasury and
 9.2 credited to the account. ~~Money appropriated from the general fund~~ If the secretary of state
 9.3 determines that this state is otherwise eligible to receive an additional payment of this
 9.4 federal money, the secretary of state must certify to the commissioner of management and
 9.5 budget the amount, if any, needed to meet the matching requirement of section 253(b)(5)
 9.6 of the Help America Vote Act must be transferred to the account. In the certification, the
 9.7 secretary of state shall specify the portion of the match that should be taken from an
 9.8 unencumbered general fund appropriation to the secretary of state not designated for a
 9.9 different purpose. Upon receipt of that certification or as soon as an unencumbered general
 9.10 fund appropriation becomes available, whichever occurs later, the commissioner must
 9.11 transfer the specified amount to the account. Money earned from investing the assets of
 9.12 the account must be credited to the account. Money in the account does not cancel but
 9.13 remains available until expended. The account is subject to the requirements of section
 9.14 254(b) of the Help America Vote Act.

9.15 Subd. 2. **Appropriation.** ~~Notwithstanding section 4.07, money in the Help America~~
 9.16 ~~Vote Act account may be spent only pursuant to direct appropriations enacted from time~~
 9.17 ~~to time by law.~~ Money in the account is appropriated to the secretary of state and must
 9.18 be spent to improve administration of elections in accordance with the Help America
 9.19 Vote Act, the state plan certified by the governor under the act, and for reporting and
 9.20 administrative requirements under the act and plan. Money in the account must be used
 9.21 in a manner that is consistent with the maintenance of effort requirements of section
 9.22 254(a)(7) of the Help America Vote Act, Public Law 107-252, based on the level of state
 9.23 expenditures for the fiscal year ending June 30, 2000.

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

9.25 Sec. 3. **[10.61] TWO-SIDED PRINTING.**

9.26 A printer operated by an entity in the state executive, legislative, or judicial branch
 9.27 must be configured so that the default print option is for two-sided printing if it is feasible
 9.28 to set two-sided printing as the default.

9.29 Sec. 4. **[15B.055] PUBLIC ACCESS TO PARKING SPACES.**

9.30 To provide the public with greater access to legislative proceedings, all parking
 9.31 space on Aurora Avenue in front of the Capitol building must be reserved for the public.
 9.32 Revenue derived from public parking in these spaces must be deposited in the general fund.

9.33 Sec. 5. Minnesota Statutes 2009 Supplement, section 16A.82, is amended to read:

10.1 **16A.82 TECHNOLOGY LEASE-PURCHASE APPROPRIATION.**

10.2 ~~\$3,548,000 in fiscal year 2010; \$3,546,000 in fiscal year 2011; and \$10,054,000 in~~
 10.3 ~~each fiscal year 2012 through 2019~~ The following amounts are appropriated from the
 10.4 general fund to the commissioner to make payments under a lease-purchase agreement
 10.5 as defined in section 16A.81 for replacement of the state's accounting and procurement
 10.6 systems, provided that the state is not obligated to continue such appropriation of funds or
 10.7 to make lease payments in any future fiscal year.

10.8	<u>Fiscal year 2010</u>	<u>\$ 2,828,038</u>
10.9	<u>Fiscal year 2011</u>	<u>\$ 3,063,950</u>
10.10	<u>Fiscal year 2012</u>	<u>\$ 8,967,850</u>
10.11	<u>Fiscal year 2013</u>	<u>\$ 8,968,950</u>
10.12	<u>Fiscal year 2014</u>	<u>\$ 8,970,850</u>
10.13	<u>Fiscal year 2015</u>	<u>\$ 8,971,150</u>
10.14	<u>Fiscal year 2016</u>	<u>\$ 8,966,450</u>
10.15	<u>Fiscal year 2017</u>	<u>\$ 8,967,500</u>
10.16	<u>Fiscal year 2018</u>	<u>\$ 8,970,750</u>
10.17	<u>Fiscal year 2019</u>	<u>\$ 8,968,500</u>

10.18 Of these appropriations, up to \$2,000 per year may be used to pay the annual trustee
 10.19 fees for the lease-purchase agreements authorized in this section and section 270C.145.
 10.20 Any unexpended portions of this appropriation cancel to the general fund at the close of
 10.21 each biennium. This section expires June 30, ~~2020~~ 2019.

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

10.23 Sec. 6. Minnesota Statutes 2008, section 16B.04, subdivision 2, is amended to read:

10.24 Subd. 2. **Powers and duties, generally.** Subject to other provisions of this chapter,
 10.25 the commissioner is authorized to:

10.26 (1) supervise, control, review, and approve all state contracts and purchasing;

10.27 (2) provide agencies with supplies and equipment and operate all central store or
 10.28 supply rooms serving more than one agency;

10.29 (3) investigate and study the management and organization of agencies, and
 10.30 reorganize them when necessary to ensure their effective and efficient operation;

10.31 (4) manage and control state property, real and personal;

10.32 (5) maintain and operate all state buildings, as described in section 16B.24,
 10.33 subdivision 1;

10.34 (6) supervise, control, review, and approve all capital improvements to state
 10.35 buildings and the capitol building and grounds;

10.36 (7) provide central duplicating, printing, and mail facilities;

- 11.1 (8) oversee publication of official documents and provide for their sale;
- 11.2 (9) manage and operate parking facilities for state employees and a central motor
- 11.3 pool for travel on state business;
- 11.4 (10) provide rental space within the capitol complex for a private day care center for
- 11.5 children of state employees. The commissioner shall contract for services as provided
- 11.6 in this chapter; ~~and~~
- 11.7 (11) settle state employee workers' compensation claims; and
- 11.8 (12) operate a state recycling center.

11.9 **EFFECTIVE DATE.** This section is effective July 1, 2010.

11.10 Sec. 7. Minnesota Statutes 2008, section 16B.24, subdivision 3, is amended to read:

11.11 Subd. 3. **Disposal of old buildings.** (a) Upon request from the head of an agency

11.12 with control of a state-owned building with an estimated market value of less than

11.13 \$50,000, as determined by the commissioner, the commissioner may sell, demolish, or

11.14 otherwise dispose of the building if the commissioner determines that the building is no

11.15 longer used or is a fire or safety hazard.

11.16 ~~The commissioner, (b) Upon request of the head of an agency which has~~ with control

11.17 ~~of a state-owned building which is no longer used or which is a fire or safety hazard, shall,~~

11.18 with an estimated market value of \$50,000 or more, as determined by the commissioner,

11.19 the commissioner may sell, demolish, or otherwise dispose of the building after

11.20 determining that the building is no longer used or is a fire or safety hazard and obtaining

11.21 approval of the chairs of the senate Finance Committee and house of representatives Ways

11.22 and Means Committee, sell, wreck, or otherwise dispose of the building.

11.23 (c) In the event a sale is made under this subdivision, the proceeds shall be deposited

11.24 in the proper account or in the general fund from which the appropriation to acquire

11.25 the building was made.

11.26 Sec. 8. Minnesota Statutes 2008, section 16B.48, subdivision 2, is amended to read:

11.27 Subd. 2. **Purpose of funds.** Money in the state treasury credited to the general

11.28 services revolving fund and money that is deposited in the fund is appropriated annually to

11.29 the commissioner for the following purposes:

- 11.30 (1) to operate a central store and equipment service;
- 11.31 (2) to operate the central mailing service, including purchasing postage and related
- 11.32 items and refunding postage deposits;
- 11.33 (3) to operate a documents service as prescribed by section 16B.51;

12.1 (4) to provide services for the maintenance, operation, and upkeep of buildings and
 12.2 grounds managed by the commissioner of administration;

12.3 (5) to operate a materials handling service, including interagency mail and product
 12.4 delivery, solid waste removal, courier service, equipment rental, and vehicle and
 12.5 equipment maintenance;

12.6 (6) to provide analytical, statistical, and organizational development services to
 12.7 state agencies, local units of government, metropolitan and regional agencies, and school
 12.8 districts;

12.9 (7) to operate a records center and provide micrographics products and services; ~~and~~

12.10 (8) to perform services for any other agency. Money may be expended for this
 12.11 purpose only when directed by the governor. The agency receiving the services shall
 12.12 reimburse the fund for their cost, and the commissioner shall make the appropriate
 12.13 transfers when requested. The term "services" as used in this clause means compensation
 12.14 paid officers and employees of the state government; supplies, materials, equipment,
 12.15 and other articles and things used by or furnished to an agency; and utility services and
 12.16 other services for the maintenance, operation, and upkeep of buildings and offices of
 12.17 the state government; and

12.18 (9) to operate a state recycling center.

12.19 **EFFECTIVE DATE.** This section is effective July 1, 2010.

12.20 Sec. 9. Minnesota Statutes 2009 Supplement, section 16E.02, subdivision 1, is
 12.21 amended to read:

12.22 Subdivision 1. **Office management and structure.** (a) The chief information officer
 12.23 is appointed by the governor. The chief information officer serves in the unclassified
 12.24 service at the pleasure of the governor. The chief information officer must have experience
 12.25 leading enterprise-level information technology organizations. The chief information
 12.26 officer is the state's chief information officer and information and telecommunications
 12.27 technology advisor to the governor.

12.28 (b) The chief information officer may appoint other employees of the office.
 12.29 The staff of the office must include individuals knowledgeable in information and
 12.30 telecommunications technology systems and services and individuals with specialized
 12.31 training in information security and accessibility.

12.32 (c) The chief information officer shall appoint a Webmaster responsible for the
 12.33 supervision and development of state Web sites under the control of the office including,
 12.34 but not limited to, Web sites maintained under section 16E.07. The Webmaster shall
 12.35 ensure that these Web sites are maintained in an easily accessible format that is consistent

13.1 throughout state government and are consistent with the accessibility standards developed
13.2 under section 16E.03, subdivision 9. The Webmaster shall provide assistance and
13.3 guidance consistent with the requirements of this paragraph to other state agencies for the
13.4 maintenance of other Web sites not under the direct control of the office.

13.5 Sec. 10. Minnesota Statutes 2008, section 16E.04, subdivision 2, is amended to read:

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

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

13.9 (1) that state agency development and purchase of information and communications
13.10 systems, equipment, and services is designed to ensure that individual agency information
13.11 systems complement and do not needlessly duplicate or conflict with the systems of other
13.12 agencies; and

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

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

13.21 (c) The office shall assist state agencies in the planning and management of
13.22 information systems so that an individual information system reflects and supports the
13.23 state agency's mission and the state's requirements and functions. The office shall review
13.24 and approve agency technology plans to ensure consistency with enterprise information
13.25 and telecommunications technology strategy. By January 15 of each year, the chief
13.26 information officer must report to the chairs and the ranking minority members of
13.27 the legislative committees and divisions with jurisdiction over the office regarding the
13.28 assistance provided under this paragraph. The report must include a listing of agencies
13.29 that have developed or are developing plans under this paragraph.

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

13.33 (e) The office shall review major purchases of information systems equipment to:

13.34 (1) ensure that the equipment follows the standards and guidelines of the state
13.35 information architecture;

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

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

14.6 (f) The office shall review the operation of information systems by state agencies
 14.7 and ensure that these systems are operated efficiently and securely and continually meet
 14.8 the standards and guidelines established by the office. The standards and guidelines must
 14.9 emphasize uniformity that is cost-effective for the enterprise, that encourages information
 14.10 interchange, open systems environments, and portability of information whenever
 14.11 practicable and consistent with an agency's authority and chapter 13.

14.12 (g) The office shall conduct a comprehensive review at least every three years of
 14.13 the information systems investments that have been made by state agencies and higher
 14.14 education institutions. The review must include recommendations on any information
 14.15 systems applications that could be provided in a more cost-beneficial manner by an outside
 14.16 source. The office must report the results of its review to the legislature and the governor.

14.17 Sec. 11. Minnesota Statutes 2008, section 16E.05, is amended by adding a subdivision
 14.18 to read:

14.19 Subd. 4. **Standards for transparency.** The chief information officer shall develop
 14.20 standards to enhance public access to electronic data maintained by state government,
 14.21 consistent with the requirements of chapter 13. The standards must ensure that:

14.22 (1) the state information architecture facilitates public access to agency data;

14.23 (2) publicly available data is managed using an approved state metadata model; and

14.24 (3) all geospatial data conform to an approved state geocode model.

14.25 Sec. 12. Minnesota Statutes 2008, section 79.34, subdivision 1, is amended to read:

14.26 Subdivision 1. **Conditions requiring membership.** The nonprofit association
 14.27 known as the Workers' Compensation Reinsurance Association may be incorporated under
 14.28 chapter 317A with all the powers of a corporation formed under that chapter, except that
 14.29 if the provisions of that chapter are inconsistent with sections 79.34 to 79.40, sections
 14.30 79.34 to 79.40 govern. Each insurer as defined by section 79.01, subdivision 2, shall, as
 14.31 a condition of its authority to transact workers' compensation insurance in this state, be
 14.32 a member of the reinsurance association and is bound by the plan of operation of the
 14.33 reinsurance association; provided, that all affiliated insurers within a holding company
 14.34 system as defined in chapter 60D are considered a single entity for purposes of the exercise

15.1 of all rights and duties of membership in the reinsurance association. Each self-insurer
 15.2 approved under section 176.181 and each political subdivision that self-insures shall, as a
 15.3 condition of its authority to self-insure workers' compensation liability in this state, be a
 15.4 member of the reinsurance association and is bound by its plan of operation; provided that:

15.5 (1) all affiliated companies within a holding company system, as determined by
 15.6 the commissioner of labor and industry in a manner consistent with the standards and
 15.7 definitions in chapter 60D, are considered a single entity for purposes of the exercise of all
 15.8 rights and duties of membership in the reinsurance association; and

15.9 (2) all group self-insurers granted authority to self-insure pursuant to section
 15.10 176.181 are considered single entities for purposes of the exercise of all the rights and
 15.11 duties of membership in the reinsurance association. As a condition of its authority to
 15.12 self-insure workers' compensation liability, and for losses incurred after December 31,
 15.13 1983, the state is a member of the reinsurance association and is bound by its plan of
 15.14 operation. The commissioner of ~~management and budget~~ administration represents
 15.15 the state in the exercise of all the rights and duties of membership in the reinsurance
 15.16 association. The amounts necessary to pay the state's premiums required for coverage by
 15.17 the Workers' Compensation Reinsurance Association are appropriated from the general
 15.18 fund to the commissioner of ~~management and budget~~ administration. The University
 15.19 of Minnesota shall pay its portion of workers' compensation reinsurance premiums
 15.20 directly to the Workers' Compensation Reinsurance Association. For the purposes of
 15.21 this section, "state" means the administrative branch of state government, the legislative
 15.22 branch, the judicial branch, the University of Minnesota, and any other entity whose
 15.23 workers' compensation liability is paid from the state revolving fund. The commissioner
 15.24 of management and budget may calculate, prorate, and charge a department or agency
 15.25 the portion of premiums paid to the reinsurance association for employees who are
 15.26 paid wholly or in part by federal funds, dedicated funds, or special revenue funds. The
 15.27 reinsurance association is not a state agency. Actions of the reinsurance association and its
 15.28 board of directors and actions of the commissioner of labor and industry with respect to
 15.29 the reinsurance association are not subject to chapters 13 and 15. All property owned by
 15.30 the association is exempt from taxation. The reinsurance association is not obligated to
 15.31 make any payments or pay any assessments to any funds or pools established pursuant to
 15.32 this chapter or chapter 176 or any other law.

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

15.34 Sec. 13. Minnesota Statutes 2008, section 115A.15, subdivision 6, is amended to read:

16.1 Subd. 6. **Use of funds.** ~~All funds appropriated by the state for the resource recovery~~
 16.2 ~~program, all revenues resulting from the sale of recyclable and reusable commodities made~~
 16.3 ~~available for sale as a result of the resource recovery program, and all reimbursements~~
 16.4 ~~to the commissioner of expenses incurred by the commissioner in developing and~~
 16.5 ~~administering resource recovery systems for state agencies, governmental units, and~~
 16.6 ~~nonprofit organizations must be deposited in the general fund. The commissioner shall~~
 16.7 ~~determine the waste disposal cost savings associated with recycling and reuse activities.~~
 16.8 will be used by the service provider to offset the cost of the recycling.

16.9 **EFFECTIVE DATE.** This section is effective July 1, 2010.

16.10 Sec. 14. Minnesota Statutes 2009 Supplement, section 270C.145, is amended to read:

16.11 **270C.145 TECHNOLOGY LEASE-PURCHASE APPROPRIATION.**

16.12 ~~\$855,000 in fiscal year 2010; \$853,000 in fiscal year 2011; and \$2,519,000 in each~~
 16.13 ~~fiscal year 2012 through 2019 is~~ The following amounts are appropriated from the general
 16.14 fund to the commissioner to make payments under a lease-purchase agreement as defined
 16.15 in section 16A.81 for completing the purchase and development of an integrated tax
 16.16 software package; provided that the state is not obligated to continue the appropriation of
 16.17 funds or to make lease payments in any future fiscal year.

16.18	<u>Fiscal year 2010</u>	<u>\$ 670,213</u>
16.19	<u>Fiscal year 2011</u>	<u>\$ 748,550</u>
16.20	<u>Fiscal year 2012</u>	<u>\$ 2,250,150</u>
16.21	<u>Fiscal year 2013</u>	<u>\$ 2,251,550</u>
16.22	<u>Fiscal year 2014</u>	<u>\$ 2,250,350</u>
16.23	<u>Fiscal year 2015</u>	<u>\$ 2,251,550</u>
16.24	<u>Fiscal year 2016</u>	<u>\$ 2,249,950</u>
16.25	<u>Fiscal year 2017</u>	<u>\$ 2,251,250</u>
16.26	<u>Fiscal year 2018</u>	<u>\$ 2,249,000</u>
16.27	<u>Fiscal year 2019</u>	<u>\$ 2,247,000</u>

16.28 Any unexpended portions of this appropriation cancel to the general fund at the
 16.29 close of each biennium. This section expires June 30, 2019.

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

16.31 Sec. 15. Minnesota Statutes 2009 Supplement, section 289A.08, subdivision 16,
 16.32 is amended to read:

16.33 Subd. 16. **Tax refund or return preparers; electronic filing; paper filing fee**
 16.34 **imposed.** (a) A "tax refund or return preparer," as defined in section 289A.60, subdivision

17.1 13, paragraph (f), who ~~prepared~~ is a tax return preparer for purposes of section 6011(e)
 17.2 of the Internal Revenue Code, and who reasonably expects to prepare more than ~~100~~
 17.3 ten Minnesota individual income tax returns for the prior calendar year must file all
 17.4 Minnesota individual income tax returns prepared for ~~the current~~ that calendar year by
 17.5 electronic means.

17.6 (b) Paragraph (a) does not apply to a return if the taxpayer has indicated on the return
 17.7 that the taxpayer did not want the return filed by electronic means.

17.8 (c) For each return that is not filed electronically by a tax refund or return preparer
 17.9 under this subdivision, including returns filed under paragraph (b), a paper filing fee
 17.10 of \$5 is imposed upon the preparer. The fee is collected from the preparer in the same
 17.11 manner as income tax. The fee does not apply to returns that the commissioner requires
 17.12 to be filed in paper form.

17.13 **EFFECTIVE DATE.** This section is effective for tax returns filed after December
 17.14 31, 2010.

17.15 Sec. 16. Minnesota Statutes 2008, section 471.6175, subdivision 4, is amended to read:

17.16 Subd. 4. **Account maintenance.** (a) A political subdivision or other public entity
 17.17 may establish a trust account to be held under the supervision of the trust administrator for
 17.18 the purposes of this section. A trust administrator shall establish a separate account for
 17.19 each participating political subdivision or public entity. The trust administrator may charge
 17.20 participating political subdivisions and public entities fees for reasonable administrative
 17.21 costs. The amount of any fees charged by the Public Employees Retirement Association is
 17.22 appropriated to the association from the account. A trust administrator may establish other
 17.23 reasonable terms and conditions for creation and maintenance of these accounts.

17.24 (b) The trust administrator must report to the political subdivision or other public
 17.25 entity on the investment returns of invested trust assets and on all investment fees or costs
 17.26 incurred by the trust. The annual rates of return, along with investment and administrative
 17.27 fees and costs for the trust, must be disclosed in the political subdivision's or public entity's
 17.28 annual financial audit in a manner prescribed by the state auditor.

17.29 (c) Effective for fiscal years beginning after December 31, ~~2009~~ 2013, the trust
 17.30 administrator must report electronically to the state auditor the portfolio and performance
 17.31 information specified in section 356.219, subdivision 3, in the manner prescribed by
 17.32 the state auditor.

17.33 Sec. 17. **TRANSPARENCY STANDARDS REPORT.**

18.1 By January 15, 2011, the chief information officer shall report to the chairs and
18.2 ranking minority members of the legislative committees with jurisdiction over the
18.3 Office of Enterprise Technology regarding the development of the standards to enhance
18.4 public access to data required under Minnesota Statutes, section 16E.05, subdivision 4.
18.5 The report must describe the process for development of the standards, including the
18.6 opportunity provided for public comment, and specify the components of the standards
18.7 that have been implemented, including a description of the level of public use of the new
18.8 opportunities for data access under the standards.

18.9 Sec. 18. **REQUEST FOR PROPOSALS.**

18.10 (a) The commissioner of revenue shall issue a request for proposals for a contract to
18.11 implement a system of tax analytics and business intelligence tools to enhance the state's
18.12 tax collection process and revenues by improving the means of identifying candidates
18.13 for audit and collection activities and prioritizing those activities to provide the highest
18.14 returns on auditors' and collection agents' time. The request for proposals must require
18.15 that the system recommended and implemented by the contractor:

18.16 (1) leverage the Department of Revenue's existing data and other available data
18.17 sources to build models that more effectively and efficiently identify accounts for audit
18.18 review and collections;

18.19 (2) leverage advanced analytical techniques and technology such as pattern
18.20 detection, predictive modeling, clustering, outlier detection, and link analysis to identify
18.21 suspect accounts for audit review and collections;

18.22 (3) leverage a variety of approaches and analytical techniques to rank accounts and
18.23 improve the success rate and the return on investment of department employees engaged
18.24 in audit activities;

18.25 (4) leverage technology to make the audit process more sustainable and stable, even
18.26 with turnover of department auditing staff;

18.27 (5) provide optimization capabilities to more effectively prioritize collections and
18.28 increase the efficiency of employees engaged in collections activities; and

18.29 (6) incorporate mechanisms to decrease wrongful auditing and reduce interference
18.30 with Minnesota taxpayers who are fully complying with the laws.

18.31 (b) Based on responses to the request for proposals, the commissioner shall enter
18.32 into a contract for the services specified in paragraph (a) by July 1, 2011. The contract
18.33 must incorporate a performance-based vendor financing option whereby the vendor shares
18.34 in the risk of the project's success.

18.35 **EFFECTIVE DATE.** This section is effective January 1, 2011."

19.1 Delete the title and insert:

19.2 "A bill for an act
19.3 relating to state government; appropriating money or making reductions to
19.4 certain state government programs or activities; changing provisions for expenses
19.5 of governor-elect, Help America Vote Act account, disposal of old state-owned
19.6 buildings, public access to parking spaces, and lease purchase agreements;
19.7 providing for operation of a state recycling center and a state Webmaster for
19.8 state Web sites; requiring two-sided printing for state use; requiring standards
19.9 to enhance public access to state electronic data; modifying provisions for tax
19.10 return preparers; requiring a report; requesting proposals for enhancing the state's
19.11 tax collection process and revenues; amending Minnesota Statutes 2008, sections
19.12 4.51; 5.30; 16B.04, subdivision 2; 16B.24, subdivision 3; 16B.48, subdivision
19.13 2; 16E.04, subdivision 2; 16E.05, by adding a subdivision; 79.34, subdivision
19.14 1; 115A.15, subdivision 6; 471.6175, subdivision 4; Minnesota Statutes 2009
19.15 Supplement, sections 16A.82; 16E.02, subdivision 1; 270C.145; 289A.08,
19.16 subdivision 16; Laws 2009, chapter 101, article 1, section 31; proposing coding
19.17 for new law in Minnesota Statutes, chapters 10; 15B."