

1.1 moves to amend H.F. No. 1952 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. STATE GOVERNMENT APPROPRIATIONS.

1.6 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
 1.7 and for the purposes specified in this article. The appropriations are from the general fund,
 1.8 or another named fund, and are available for the fiscal years indicated for each purpose.
 1.9 The figures "2022" and "2023" used in this article mean that the appropriations listed under
 1.10 them are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively.
 1.11 "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium"
 1.12 is fiscal years 2022 and 2023.

1.13 APPROPRIATIONS

1.14 Available for the Year

1.15 Ending June 30

1.16 2022

2023

1.17 Sec. 2. LEGISLATURE

1.18 <u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>97,415,000</u>	<u>\$</u>	<u>98,222,000</u>
--	-----------	-------------------	-----------	-------------------

1.19 The amounts that may be spent for each
1.20 purpose are specified in the following
1.21 subdivisions.

1.22 <u>Subd. 2. Senate</u>	<u>35,654,000</u>	<u>35,654,000</u>
-----------------------------	-------------------	-------------------

1.23 <u>Subd. 3. House of Representatives</u>	<u>39,932,000</u>	<u>40,431,000</u>
---	-------------------	-------------------

1.24 <u>Subd. 4. Legislative Coordinating Commission</u>	<u>21,829,000</u>	<u>22,137,000</u>
--	-------------------	-------------------

2.1 From its funds, \$10,000 each year is for
 2.2 purposes of the legislators' forum, through
 2.3 which Minnesota legislators meet with
 2.4 counterparts from South Dakota, North
 2.5 Dakota, and Manitoba to discuss issues of
 2.6 mutual concern.

2.7 **Legislative Auditor.** \$7,876,000 the first year
 2.8 and \$8,007,000 the second year are for the
 2.9 Office of the Legislative Auditor.

2.10 **Revisor of Statutes.** \$7,298,000 the first year
 2.11 and \$7,419,000 the second year are for the
 2.12 Office of the Revisor of Statutes.

2.13 **Legislative Reference Library.** \$1,793,000
 2.14 the first year and \$1,822,000 the second year
 2.15 are for the Legislative Reference Library.

2.16 **Legislative Budget Office.** \$1,536,000 the
 2.17 first year and \$1,570,000 the second year are
 2.18 for the Legislative Budget Office.

2.19 **Sec. 3. GOVERNOR AND LIEUTENANT**
 2.20 **GOVERNOR**

\$ 3,622,000 \$ 3,622,000

2.21 (a) This appropriation is to fund the Office of
 2.22 the Governor and Lieutenant Governor.

2.23 (b) \$19,000 each year are for necessary
 2.24 expenses in the normal performance of the
 2.25 governor's and lieutenant governor's duties for
 2.26 which no other reimbursement is provided.

2.27 (c) By September 1 of each year, the
 2.28 commissioner of management and budget shall
 2.29 report to the chairs and ranking minority
 2.30 members of the legislative committees with
 2.31 jurisdiction over state government finance any
 2.32 personnel costs incurred by the Offices of the
 2.33 Governor and Lieutenant Governor that were
 2.34 supported by appropriations to other agencies

3.1 during the previous fiscal year. The Office of
 3.2 the Governor shall inform the chairs and
 3.3 ranking minority members of the committees
 3.4 before initiating any interagency agreements.

3.5 Sec. 4. STATE AUDITOR \$ 12,053,000 \$ 12,152,000

3.6 Sec. 5. ATTORNEY GENERAL \$ 33,530,000 \$ 31,086,000

3.7 Appropriations by Fund

	<u>2022</u>	<u>2023</u>
3.8 <u>General</u>	<u>30,614,000</u>	<u>28,170,000</u>
3.9 <u>State Government</u>		
3.10 <u>Special Revenue</u>	<u>2,521,000</u>	<u>2,521,000</u>
3.11 <u>Environmental</u>	<u>145,000</u>	<u>145,000</u>
3.12 <u>Remediation</u>	<u>250,000</u>	<u>250,000</u>

3.14 Sec. 6. SECRETARY OF STATE \$ 8,710,000 \$ 7,726,000

3.15 (a) \$500,000 the first year is for grants to
 3.16 political subdivisions to recruit bilingual
 3.17 election judges and bilingual trainee election
 3.18 judges. This appropriation is available until
 3.19 June 30, 2023.

3.20 (b) \$48,000 the second year is for the
 3.21 preparation of voting instructions in languages
 3.22 other than English for in-person absentee
 3.23 voters. This is a onetime appropriation.

3.24 Sec. 7. CAMPAIGN FINANCE AND PUBLIC
 3.25 DISCLOSURE BOARD \$ 1,145,000 \$ 1,167,000

3.26 Sec. 8. STATE BOARD OF INVESTMENT \$ 139,000 \$ 139,000

3.27 Sec. 9. ADMINISTRATIVE HEARINGS \$ 8,236,000 \$ 8,240,000

3.28 Appropriations by Fund

	<u>2022</u>	<u>2023</u>
3.29 <u>General</u>	<u>405,000</u>	<u>409,000</u>
3.30 <u>Workers'</u>		
3.31 <u>Compensation</u>	<u>7,831,000</u>	<u>7,831,000</u>

3.33 \$263,000 each year is for municipal boundary
 3.34 adjustments.

4.1	Sec. 10. <u>OFFICE OF MN.IT SERVICES</u>	<u>\$</u>	<u>9,855,000</u>	<u>\$</u>	<u>9,882,000</u>
4.2	<u>(a) The commissioner of management and</u>				
4.3	<u>budget is authorized to provide cash flow</u>				
4.4	<u>assistance of up to \$50,000 from the special</u>				
4.5	<u>revenue fund or other statutory general funds</u>				
4.6	<u>as defined in Minnesota Statutes, section</u>				
4.7	<u>16A.671, subdivision 3, paragraph (a), to the</u>				
4.8	<u>Office of MN.IT Services for the purpose of</u>				
4.9	<u>managing revenue and expenditure</u>				
4.10	<u>differences. These funds shall be repaid with</u>				
4.11	<u>interest by the end of the fiscal year 2023</u>				
4.12	<u>closing period.</u>				
4.13	<u>(b) During the biennium ending June 30, 2023,</u>				
4.14	<u>MN.IT Services must not charge fees to a</u>				
4.15	<u>public noncommercial educational television</u>				
4.16	<u>broadcast station eligible for funding under</u>				
4.17	<u>Minnesota Statutes, chapter 129D, for access</u>				
4.18	<u>to the state broadcast infrastructure. If the</u>				
4.19	<u>access fees not charged to public</u>				
4.20	<u>noncommercial educational television</u>				
4.21	<u>broadcast stations total more than \$400,000</u>				
4.22	<u>for the biennium, the office may charge for</u>				
4.23	<u>access fees in excess of these amounts.</u>				
4.24	<u>(c) \$2,100,000 in fiscal year 2022 and</u>				
4.25	<u>\$2,050,000 in fiscal year 2023 are to</u>				
4.26	<u>implement recommendations from the</u>				
4.27	<u>Governor's Blue Ribbon Council on</u>				
4.28	<u>Information Technology, established by</u>				
4.29	<u>Executive Order 19-02 and re-established by</u>				
4.30	<u>Executive Order 20-77. The base for this</u>				
4.31	<u>appropriation is \$1,400,000 in fiscal years</u>				
4.32	<u>2024 and 2025.</u>				
4.33	Sec. 11. <u>ADMINISTRATION</u>				
4.34	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>27,275,000</u>	<u>\$</u>	<u>27,626,000</u>

5.1 The amounts that may be spent for each
 5.2 purpose are specified in the following
 5.3 subdivisions.

5.4 Subd. 2. **Government and Citizen Services** 11,767,000 11,949,000

5.5 **Council on Developmental Disabilities.**
 5.6 \$472,000 each year is for the Council on
 5.7 Developmental Disabilities. Of this amount,
 5.8 \$250,000 each year is a onetime appropriation
 5.9 for sensory accessibility accommodations
 5.10 grants as authorized by article 2.

5.11 Subd. 3. **Strategic Management Services** 2,174,000 2,218,000

5.12 Subd. 4. **Fiscal Agent** 13,334,000 13,459,000

5.13 The appropriations under this section are to
 5.14 the commissioner of administration for the
 5.15 purposes specified.

5.16 **In-Lieu of Rent.** \$10,515,000 each year are
 5.17 for space costs of the legislature and veterans
 5.18 organizations, ceremonial space, and
 5.19 statutorily free space.

5.20 **Public Television.** (a) \$1,550,000 each year
 5.21 is for matching grants for public television.

5.22 (b) \$250,000 each year is for public television
 5.23 equipment grants under Minnesota Statutes,
 5.24 section 129D.13.

5.25 (c) The commissioner of administration must
 5.26 consider the recommendations of the
 5.27 Minnesota Public Television Association
 5.28 before allocating the amounts appropriated in
 5.29 paragraphs (a) and (b) for equipment or
 5.30 matching grants.

5.31 **Public Radio.** (a) \$392,000 the first year and
 5.32 \$492,000 the second year are for community
 5.33 service grants to public educational radio

6.1 stations. This appropriation may be used to
 6.2 disseminate emergency information in foreign
 6.3 languages.

6.4 (b) \$117,000 the first year and \$142,000 the
 6.5 second year are for equipment grants to public
 6.6 educational radio stations. This appropriation
 6.7 may be used for the repair, rental, and
 6.8 purchase of equipment including equipment
 6.9 under \$500.

6.10 (c) \$510,000 each year is for equipment grants
 6.11 to Minnesota Public Radio, Inc., including
 6.12 upgrades to Minnesota's Emergency Alert and
 6.13 AMBER Alert Systems.

6.14 (d) The appropriations in paragraphs (a) to (c)
 6.15 may not be used for indirect costs claimed by
 6.16 an institution or governing body.

6.17 (e) The commissioner of administration must
 6.18 consider the recommendations of the
 6.19 Association of Minnesota Public Educational
 6.20 Radio Stations before awarding grants under
 6.21 Minnesota Statutes, section 129D.14, using
 6.22 the appropriations in paragraphs (a) and (b).
 6.23 No grantee is eligible for a grant unless they
 6.24 are a member of the Association of Minnesota
 6.25 Public Educational Radio Stations on or before
 6.26 July 1, 2021.

6.27 (f) Any unencumbered balance remaining the
 6.28 first year for grants to public television or
 6.29 public radio stations does not cancel and is
 6.30 available for the second year.

6.31 **Sec. 12. CAPITOL AREA ARCHITECTURAL**
 6.32 **AND PLANNING BOARD** \$ **386,000** \$ **365,000**

6.33 **Sec. 13. MINNESOTA MANAGEMENT AND**
 6.34 **BUDGET** \$ **27,819,000** \$ **28,240,000**

8.1	<u>personal representation before the Department</u>			
8.2	<u>of Revenue and Internal Revenue Service.</u>			
8.3	<u>Subd. 3. Debt Collection Management</u>		<u>29,873,000</u>	<u>30,390,000</u>
8.4	Sec. 15. <u>GAMBLING CONTROL</u>	<u>\$</u>	<u>5,728,000</u>	<u>\$</u> <u>5,123,000</u>
8.5	<u>These appropriations are from the lawful</u>			
8.6	<u>gambling regulation account in the special</u>			
8.7	<u>revenue fund.</u>			
8.8	Sec. 16. <u>RACING COMMISSION</u>	<u>\$</u>	<u>913,000</u>	<u>\$</u> <u>913,000</u>
8.9	<u>These appropriations are from the racing and</u>			
8.10	<u>card playing regulation accounts in the special</u>			
8.11	<u>revenue fund.</u>			
8.12	Sec. 17. <u>STATE LOTTERY</u>			
8.13	<u>Notwithstanding Minnesota Statutes, section</u>			
8.14	<u>349A.10, subdivision 3, the State Lottery's</u>			
8.15	<u>operating budget must not exceed \$36,500,000</u>			
8.16	<u>in fiscal year 2022 and \$36,500,000 in fiscal</u>			
8.17	<u>year 2023.</u>			
8.18	Sec. 18. <u>AMATEUR SPORTS COMMISSION</u>	<u>\$</u>	<u>311,000</u>	<u>\$</u> <u>317,000</u>
8.19	Sec. 19. <u>COUNCIL FOR MINNESOTANS OF</u>			
8.20	<u>AFRICAN HERITAGE</u>	<u>\$</u>	<u>544,000</u>	<u>\$</u> <u>552,000</u>
8.21	Sec. 20. <u>COUNCIL ON LATINO AFFAIRS</u>	<u>\$</u>	<u>534,000</u>	<u>\$</u> <u>544,000</u>
8.22	Sec. 21. <u>COUNCIL ON ASIAN-PACIFIC</u>			
8.23	<u>MINNESOTANS</u>	<u>\$</u>	<u>525,000</u>	<u>\$</u> <u>534,000</u>
8.24	Sec. 22. <u>INDIAN AFFAIRS COUNCIL</u>	<u>\$</u>	<u>855,000</u>	<u>\$</u> <u>864,000</u>
8.25	Sec. 23. <u>MINNESOTA HISTORICAL</u>			
8.26	<u>SOCIETY</u>			
8.27	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>23,918,000</u>	<u>\$</u> <u>24,218,000</u>
8.28	<u>The amounts that may be spent for each</u>			
8.29	<u>purpose are specified in the following</u>			
8.30	<u>subdivisions.</u>			
8.31	<u>Subd. 2. Operations and Programs</u>		<u>23,597,000</u>	<u>23,897,000</u>

9.1 Notwithstanding Minnesota Statutes, section
 9.2 138.668, the Minnesota Historical Society may
 9.3 not charge a fee for its general tours at the
 9.4 Capitol, but may charge fees for special
 9.5 programs other than general tours.

9.6 **Subd. 3. Fiscal Agent**

9.7	<u>(a) Global Minnesota</u>	<u>39,000</u>	<u>39,000</u>
9.8	<u>(b) Minnesota Air National Guard Museum</u>	<u>17,000</u>	<u>17,000</u>
9.9	<u>(c) Hockey Hall of Fame</u>	<u>100,000</u>	<u>100,000</u>
9.10	<u>(d) Farmamerica</u>	<u>115,000</u>	<u>115,000</u>
9.11	<u>(e) Minnesota Military Museum</u>	<u>50,000</u>	<u>50,000</u>

9.12 Any unencumbered balance remaining in this
 9.13 subdivision the first year does not cancel but
 9.14 is available for the second year of the
 9.15 biennium.

9.16 **Sec. 24. BOARD OF THE ARTS**

9.17 **Subdivision 1. Total Appropriation** **\$** **7,551,000** **\$** **7,561,000**

9.18 The amounts that may be spent for each
 9.19 purpose are specified in the following
 9.20 subdivisions.

9.21	<u>Subd. 2. Operations and Services</u>	<u>612,000</u>	<u>622,000</u>
9.22	<u>Subd. 3. Grants Program</u>	<u>4,800,000</u>	<u>4,800,000</u>
9.23	<u>Subd. 4. Regional Arts Councils</u>	<u>2,139,000</u>	<u>2,139,000</u>

9.24 Any unencumbered balance remaining in this
 9.25 section the first year does not cancel, but is
 9.26 available for the second year.

9.27 Money appropriated in this section and
 9.28 distributed as grants may only be spent on
 9.29 projects located in Minnesota. A recipient of
 9.30 a grant funded by an appropriation in this
 9.31 section must not use more than ten percent of

10.1	<u>the total grant for costs related to travel outside</u>			
10.2	<u>the state of Minnesota.</u>			
10.3	Sec. 25. <u>MINNESOTA HUMANITIES</u>			
10.4	<u>CENTER</u>	\$	<u>375,000</u>	\$ <u>375,000</u>
10.5	Sec. 26. <u>BOARD OF ACCOUNTANCY</u>	\$	<u>688,000</u>	\$ <u>698,000</u>
10.6	Sec. 27. <u>BOARD OF ARCHITECTURE</u>			
10.7	<u>ENGINEERING, LAND SURVEYING,</u>			
10.8	<u>LANDSCAPE ARCHITECTURE,</u>			
10.9	<u>GEOSCIENCE, AND INTERIOR DESIGN</u>	\$	<u>863,000</u>	\$ <u>874,000</u>
10.10	Sec. 28. <u>BOARD OF COSMETOLOGIST</u>			
10.11	<u>EXAMINERS</u>	\$	<u>2,969,000</u>	\$ <u>3,016,000</u>
10.12	Sec. 29. <u>BOARD OF BARBER EXAMINERS</u>	\$	<u>348,000</u>	\$ <u>353,000</u>
10.13	Sec. 30. <u>GENERAL CONTINGENT</u>			
10.14	<u>ACCOUNTS</u>	\$	<u>1,000,000</u>	\$ <u>500,000</u>
10.15	<u>Appropriations by Fund</u>			
10.16		<u>2022</u>	<u>2023</u>	
10.17	<u>General</u>	<u>500,000</u>	<u>-0-</u>	
10.18	<u>State Government</u>			
10.19	<u>Special Revenue</u>	<u>400,000</u>	<u>400,000</u>	
10.20	<u>Workers'</u>			
10.21	<u>Compensation</u>	<u>100,000</u>	<u>100,000</u>	
10.22	<u>(a) The appropriations in this section may only</u>			
10.23	<u>be spent with the approval of the governor</u>			
10.24	<u>after consultation with the Legislative</u>			
10.25	<u>Advisory Commission pursuant to Minnesota</u>			
10.26	<u>Statutes, section 3.30.</u>			
10.27	<u>(b) If an appropriation in this section for either</u>			
10.28	<u>year is insufficient, the appropriation for the</u>			
10.29	<u>other year is available for it.</u>			
10.30	<u>(c) If a contingent account appropriation is</u>			
10.31	<u>made in one fiscal year, it should be</u>			
10.32	<u>considered a biennial appropriation.</u>			
10.33	Sec. 31. <u>TORT CLAIMS</u>	\$	<u>161,000</u>	\$ <u>161,000</u>
10.34	<u>These appropriations are to be spent by the</u>			
10.35	<u>commissioner of management and budget</u>			
10.36	<u>according to Minnesota Statutes, section</u>			

13.1 **Sec. 37. CANCELLATIONS; FISCAL YEAR 2021.**

13.2 (a) \$379,000 of the fiscal year 2021 general fund appropriation under Laws 2019, First
13.3 Special Session chapter 10, article 1, section 10, is canceled.

13.4 (b) \$300,000 of the fiscal year 2021 general fund appropriation under Laws 2019, First
13.5 Special Session chapter 10, article 1, section 11, subdivision 1, is canceled. This amount is
13.6 from the fiscal year 2021 appropriation for government and citizen services.

13.7 (c) \$1,367,000 of the fiscal year 2021 general fund appropriation under Laws 2019, First
13.8 Special Session chapter 10, article 1, section 13, is canceled.

13.9 (d) \$8,724,000 of the fiscal year 2021 general fund appropriation under Laws 2019, First
13.10 Special Session chapter 10, article 1, section 14, subdivision 1, is canceled. Of this amount,
13.11 \$7,305,000 is from the fiscal year 2021 appropriation for tax system management, and
13.12 \$969,000 is from the fiscal year 2021 appropriation for debt collection management.

13.13 (e) \$86,000 of the fiscal year 2021 general fund appropriation for moving and relocation
13.14 expenses under Laws 2019, First Special Session chapter 10, article 1, section 24, subdivision
13.15 2, as amended by Laws 2020, chapter 104, article 2, section 4, is canceled.

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

13.17 **Sec. 38. CANCELLATIONS; ITA ACCOUNT.**

13.18 (a) \$179,000 from the information and telecommunications technology systems and
13.19 services account established under Minnesota Statutes, section 16E.21, is canceled to the
13.20 general fund.

13.21 (b) \$14,000 from the information and telecommunications technology systems and
13.22 services account established under Minnesota Statutes, section 16E.21, is canceled to the
13.23 workers' compensation fund.

13.24 (c) \$5,000 from the information and telecommunications technology systems and services
13.25 account established under Minnesota Statutes, section 16E.21, is canceled to the state
13.26 government special revenue fund.

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

13.28 **Sec. 39. CANCELLATION; CARRYFORWARD.**

13.29 \$5,000,000 of the senate carryforward balance is canceled to the general fund on July
13.30 1, 2021.

14.1 Sec. 40. **APPROPRIATION; ADMINISTRATIVE SPACE CONSOLIDATION AND**
14.2 **MOVING.**

14.3 \$4,500,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
14.4 of administration to complete and implement a comprehensive strategic plan for locating
14.5 state agencies and for agency space consolidation, reconfiguration, and relocation costs.
14.6 This is a onetime appropriation and is available until June 30, 2023.

14.7 **ARTICLE 2**

14.8 **STATE GOVERNMENT POLICY**

14.9 Section 1. **[1.1471] STATE FIRE MUSEUM.**

14.10 The Bill and Bonnie Daniels Firefighters Hall and Museum in Minneapolis is designated
14.11 as the official state fire museum.

14.12 Sec. 2. Minnesota Statutes 2020, section 3.302, subdivision 3, is amended to read:

14.13 Subd. 3. **State documents.** The library is a depository of all documents published by
14.14 the state and shall receive them automatically without cost to the legislature or library. As
14.15 used in this chapter, "document" includes any publication issued by the state, constitutional
14.16 officers, departments, commissions, councils, bureaus, research centers, societies, task
14.17 forces, including advisory task forces created under section 15.014 or 15.0593, or other
14.18 agencies supported by state funds, or any publication prepared for the state by private
14.19 individuals or organizations considered to be of interest or value to the library. Intraoffice
14.20 or interoffice memos and forms and information concerning only the internal operation of
14.21 an agency are not included.

14.22 Sec. 3. Minnesota Statutes 2020, section 3.303, subdivision 1, is amended to read:

14.23 Subdivision 1. **Purpose.** The Legislative Coordinating Commission is created to
14.24 coordinate the legislative activities of the senate and house of representatives and the joint
14.25 legislative commissions, committees, offices, and task forces.

14.26 Sec. 4. Minnesota Statutes 2020, section 3.971, subdivision 2, is amended to read:

14.27 Subd. 2. **Staff; compensation.** (a) The legislative auditor shall establish a Financial
14.28 Audits Division and a Program Evaluation Division to fulfill the duties prescribed in this
14.29 section.

15.1 (b) Each division may be supervised by a deputy auditor, appointed by the legislative
 15.2 auditor, with the approval of the commission, for a term coterminous with the legislative
 15.3 auditor's term. The deputy auditors may be removed before the expiration of their terms
 15.4 only for cause. The legislative auditor and deputy auditors may each appoint ~~a confidential~~
 15.5 ~~secretary~~ an administrative support specialist to serve at pleasure. The salaries and benefits
 15.6 of the legislative auditor, deputy auditors, ~~and confidential secretaries~~ administrative support
 15.7 specialists shall be determined by the compensation plan approved by the Legislative
 15.8 Coordinating Commission. The deputy auditors may perform and exercise the powers,
 15.9 duties and responsibilities imposed by law on the legislative auditor when authorized by
 15.10 the legislative auditor.

15.11 ~~(e) The legislative auditor must appoint a fiscal oversight officer with duties that include~~
 15.12 ~~performing the review under section 3.972, subdivision 4.~~

15.13 ~~(d) (c) The legislative auditor, deputy auditors, and the confidential secretaries~~
 15.14 administrative support specialists shall serve in the unclassified civil service, but the fiscal
 15.15 ~~oversight officer and all other employees of the legislative auditor are~~ shall serve in the
 15.16 classified civil service. Compensation for employees of the legislative auditor in the classified
 15.17 service shall be governed by a plan prepared by the legislative auditor and approved by the
 15.18 Legislative Coordinating Commission and the legislature under section 3.855, subdivision
 15.19 3.

15.20 ~~(e) (d)~~ While in office, a person appointed deputy for the Financial Audit Division must
 15.21 hold an active license as a certified public accountant.

15.22 Sec. 5. Minnesota Statutes 2020, section 3.971, is amended by adding a subdivision to
 15.23 read:

15.24 Subd. 8a. **Special reviews.** The legislative auditor may conduct a special review to: (1)
 15.25 fulfill a legal requirement; (2) investigate allegations that an individual or organization
 15.26 subject to audit by the legislative auditor may not have complied with legal requirements
 15.27 related to the use of public money, other public resources, or government data classified as
 15.28 not public; (3) respond to a legislative request for a review of an organization or program
 15.29 subject to audit by the legislative auditor; or (4) investigate allegations that an individual
 15.30 may not have complied with Minnesota Statutes, section 43A.38 or 43A.39.

15.31 Sec. 6. Minnesota Statutes 2020, section 3.972, subdivision 2, is amended to read:

15.32 Subd. 2. **Audits of state and semistate agencies.** The legislative auditor shall ~~make a~~
 15.33 ~~constant,~~ as resources permit, audit of all the financial affairs activities of (1) all departments

16.1 ~~and, agencies of, offices, and other organizations in the state, executive branch; (2) courts,~~
 16.2 ~~offices, and other organizations in the state judicial branch; and of the financial records and~~
 16.3 ~~transactions of (3) public boards, associations, and societies, and other public organizations~~
 16.4 ~~created by state law or supported, wholly or in part, by state funds. Once in each year, if~~
 16.5 ~~funds and personnel permit, without previous notice, The legislative auditor shall visit each~~
 16.6 ~~state department and agency, association or society and, so far as practicable,~~

16.7 (1) ~~inspect;~~

16.8 (2) ~~thoroughly examine its books and accounts, verifying the funds, securities, and other~~
 16.9 ~~assets;~~

16.10 (3) ~~check the items of receipts and disbursements with its voucher records;~~

16.11 (4) ~~ascertain the character of the official bonds for its officers and the financial ability~~
 16.12 ~~of the bonding institution;~~

16.13 (5) ~~inspect its sources of revenue and the use and disposition of state appropriations and~~
 16.14 ~~property;~~

16.15 (6) ~~investigate the methods of purchase and sale and the character of contracts on public~~
 16.16 ~~account;~~

16.17 (7) ~~ascertain proper custody and depository for its funds and securities;~~

16.18 (8) ~~verify the inventory of public property and other assets held in trust; and~~

16.19 (9) ascertain that all financial transactions and operations involving the public funds and
 16.20 property of the state comply with the spirit and purpose of the law, are sound by modern
 16.21 standards of financial management, and are for the best protection of the public interest
 16.22 funds and other public resources.

16.23 Sec. 7. Minnesota Statutes 2020, section 3.972, subdivision 2a, is amended to read:

16.24 Subd. 2a. **Audits of Department of Human Services.** (a) To ensure continuous effective
 16.25 legislative oversight and accountability, the legislative auditor shall give high priority to
 16.26 auditing the programs, services, and benefits administered by the Department of Human
 16.27 Services. ~~The audits shall determine whether~~ As resources permit, the legislative auditor
 16.28 shall track and assess expenditures throughout the human service delivery system, from the
 16.29 department offered to the point of service delivery, and determine whether human services
 16.30 programs and provided, services, and benefits are being provided cost-effectively and only
 16.31 to eligible persons individuals and organizations, and complied in compliance with applicable
 16.32 legal requirements.

17.1 ~~(b) The legislative auditor shall, based on an assessment of risk and using professional~~
17.2 ~~standards to provide a statistically significant sample, no less than three times each year,~~
17.3 ~~test a representative sample of persons enrolled in a medical assistance program or~~
17.4 ~~MinnesotaCare to determine whether they are eligible to receive benefits under those~~
17.5 ~~programs. The legislative auditor shall report the results to the commissioner of human~~
17.6 ~~services and recommend corrective actions. The commissioner shall provide a response to~~
17.7 ~~the legislative auditor within 20 business days, including corrective actions to be taken to~~
17.8 ~~address any problems identified by the legislative auditor and anticipated completion dates.~~
17.9 ~~The legislative auditor shall monitor the commissioner's implementation of corrective actions~~
17.10 ~~and periodically report the results to the Legislative Audit Commission and the chairs and~~
17.11 ~~ranking minority members of the legislative committees with jurisdiction over health and~~
17.12 ~~human services policy and finance. The legislative auditor's reports to the commission and~~
17.13 ~~the chairs and ranking minority members must include recommendations for any legislative~~
17.14 ~~actions needed to ensure that medical assistance and MinnesotaCare benefits are provided~~
17.15 ~~only to eligible persons.~~

17.16 Sec. 8. Minnesota Statutes 2020, section 3.978, subdivision 2, is amended to read:

17.17 Subd. 2. **Inquiry and inspection power; duty to aid legislative auditor.** All public
17.18 officials and their deputies and employees, and all corporations, firms, and individuals
17.19 having business involving the receipt, disbursement, or custody of public funds shall at all
17.20 times afford reasonable facilities for examinations by the legislative auditor, make returns
17.21 and reports required by the legislative auditor, attend and answer under oath the legislative
17.22 auditor's lawful inquiries, produce and exhibit all books, accounts, documents, data of any
17.23 classification, and property that the legislative auditor ~~may need~~ requests to inspect, and in
17.24 all things ~~aid~~ cooperate with the legislative auditor ~~in the performance of duties.~~

17.25 Sec. 9. Minnesota Statutes 2020, section 3.979, subdivision 3, is amended to read:

17.26 Subd. 3. **Audit data.** (a) "Audit" as used in this subdivision means a financial audit,
17.27 ~~review,~~ program evaluation, ~~best practices~~ special review, or investigation. Data relating to
17.28 an audit are not public or with respect to data on individuals are confidential until the final
17.29 report of the audit has been released by the legislative auditor or the audit is no longer being
17.30 actively pursued. Upon release of a final audit report by the legislative auditor, data relating
17.31 to an audit are public except data otherwise classified as not public.

17.32 (b) Data related to an audit but not published in the audit report and that the legislative
17.33 auditor reasonably believes will be used in litigation are not public and with respect to data

18.1 on individuals are confidential until the litigation has been completed or is no longer being
18.2 actively pursued.

18.3 (c) ~~Data on individuals~~ that could reasonably be used to determine the identity of an
18.4 individual supplying data for an audit are private if the data supplied by the individual were
18.5 needed for an audit and the individual would not have provided the data to the legislative
18.6 auditor without an assurance that the individual's identity would remain private, or the
18.7 legislative auditor reasonably believes that the subject would not have provided the data.

18.8 (d) The definitions of terms provided in section 13.02 apply for purposes of this
18.9 subdivision.

18.10 Sec. 10. Minnesota Statutes 2020, section 4A.01, subdivision 3, is amended to read:

18.11 Subd. 3. **Report.** The commissioner must submit a report to the governor and chairs and
18.12 ranking minority members of the senate and house of representatives committees with
18.13 jurisdiction on state government finance by January 15 of each year that provides economic,
18.14 social, and environmental demographic information to assist public and elected officials
18.15 with long-term management decisions. The report must identify and assess the information
18.16 important to understanding the state's two-, ten-, and 50-year outlook. The report must
18.17 include the demographic forecast required by section 4A.02, paragraph (e), ~~and information~~
18.18 ~~to assist with the preparation of the milestones report required by section 4A.11,~~ and may
18.19 include policy recommendations based upon the information and assessment provided.

18.20 Sec. 11. Minnesota Statutes 2020, section 4A.02, is amended to read:

18.21 **4A.02 STATE DEMOGRAPHER.**

18.22 (a) The commissioner shall appoint a state demographer. The demographer must be
18.23 professionally competent in demography and must possess demonstrated ability based upon
18.24 past performance.

18.25 (b) The demographer shall:

18.26 (1) continuously gather and develop demographic data relevant to the state;

18.27 (2) design and test methods of research and data collection;

18.28 (3) periodically prepare population projections for the state and designated regions and
18.29 periodically prepare projections for each county or other political subdivision of the state
18.30 as necessary to carry out the purposes of this section;

19.1 (4) review, comment on, and prepare analysis of population estimates and projections
19.2 made by state agencies, political subdivisions, other states, federal agencies, or
19.3 nongovernmental persons, institutions, or commissions;

19.4 (5) serve as the state liaison with the United States Bureau of the Census, coordinate
19.5 state and federal demographic activities to the fullest extent possible, and aid the legislature
19.6 in preparing a census data plan and form for each decennial census;

19.7 (6) compile an annual study of population estimates on the basis of county, regional, or
19.8 other political or geographical subdivisions as necessary to carry out the purposes of this
19.9 section and section 4A.03;

19.10 (7) by January 1 of each year, issue a report to the legislature containing an analysis of
19.11 the demographic implications of the annual population study and population projections;

19.12 (8) prepare maps for all counties in the state, all municipalities with a population of
19.13 10,000 or more, and other municipalities as needed for census purposes, according to scale
19.14 and detail recommended by the United States Bureau of the Census, with the maps of cities
19.15 showing precinct boundaries;

19.16 (9) prepare an estimate of population and of the number of households for each
19.17 governmental subdivision for which the Metropolitan Council does not prepare an annual
19.18 estimate, and convey the estimates to the governing body of each political subdivision by
19.19 June 1 of each year or, in a year following a decennial census, within six weeks of the date
19.20 the data are provided by the United States Census Bureau in that year;

19.21 (10) direct, under section 414.01, subdivision 14, and certify population and household
19.22 estimates of annexed or detached areas of municipalities or towns after being notified of
19.23 the order or letter of approval by the chief administrative law judge of the State Office of
19.24 Administrative Hearings;

19.25 (11) prepare, for any purpose for which a population estimate is required by law or
19.26 needed to implement a law, a population estimate of a municipality or town whose population
19.27 is affected by action under section 379.02 or 414.01, subdivision 14; and

19.28 (12) prepare an estimate of average household size for each statutory or home rule charter
19.29 city with a population of 2,500 or more by June 1 of each year or, in a year following a
19.30 decennial census, within six weeks of the date the data are provided by the United States
19.31 Census Bureau in that year.

19.32 (c) A governing body may challenge an estimate made under paragraph (b) by filing
19.33 their specific objections in writing with the state demographer by June 24. If the challenge

20.1 does not result in an acceptable estimate, the governing body may have a special census
20.2 conducted by the United States Bureau of the Census. The political subdivision must notify
20.3 the state demographer by July 1 of its intent to have the special census conducted. The
20.4 political subdivision must bear all costs of the special census. Results of the special census
20.5 must be received by the state demographer by the next April 15 to be used in that year's
20.6 June 1 estimate to the political subdivision under paragraph (b). In the year following a
20.7 decennial census, challenges to the census count must be submitted to the United States
20.8 Census Bureau through its formal challenge process.

20.9 (d) The state demographer shall certify the estimates of population and household size
20.10 to the commissioner of revenue by July 15 each year, including any estimates still under
20.11 objection except that in a year following a decennial census, the estimate must be certified
20.12 within six weeks of the date the data are provided by the United States Census Bureau in
20.13 that year.

20.14 (e) The state demographer may contract for the development of data and research required
20.15 under this chapter, including, but not limited to, population estimates and projections, the
20.16 preparation of maps, and other estimates.

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

20.18 Sec. 12. **[10.65] GOVERNMENT-TO-GOVERNMENT RELATIONSHIP WITH**
20.19 **TRIBAL GOVERNMENTS.**

20.20 **Subdivision 1. Recognition of Tribal status and relationship with the state of**
20.21 **Minnesota.** (a) The state of Minnesota is home to 11 federally recognized Indian Tribes
20.22 with elected Tribal government officials. The state of Minnesota acknowledges and supports
20.23 the unique status of Minnesota Tribes and their absolute right to existence, self-governance,
20.24 and self-determination.

20.25 (b) The United States and the state of Minnesota have a unique relationship with federally
20.26 recognized Indian Tribes, formed by the Constitution of the United States, treaties, statutes,
20.27 case law, and agreements.

20.28 (c) The state of Minnesota and Minnesota Tribal governments significantly benefit from
20.29 working together, learning from one another, and partnering where possible.

20.30 (d) Timely and meaningful consultation between the state of Minnesota and Minnesota
20.31 Tribal governments will facilitate better understanding and informed decision-making by
20.32 allowing for communication on matters of mutual interest and helping to establish mutually
20.33 respectful and beneficial relationships between the state and Minnesota Tribal governments.

21.1 Subd. 2. Definitions. As used in this section, the following terms have the meanings
21.2 given:

21.3 (1) "agency" means the Department of Administration, Department of Agriculture,
21.4 Department of Commerce, Department of Corrections, Department of Education, Department
21.5 of Employment and Economic Development, Department of Health, Office of Higher
21.6 Education, Housing Finance Agency, Department of Human Rights, Department of Human
21.7 Services, Office of MN.IT Services, Department of Iron Range Resources and Rehabilitation,
21.8 Department of Labor and Industry, Minnesota Management and Budget, Bureau of Mediation
21.9 Services, Department of Military Affairs, Metropolitan Council, Department of Natural
21.10 Resources, Pollution Control Agency, Department of Public Safety, Department of Revenue,
21.11 Department of Transportation, Department of Veterans Affairs, Gambling Control Board,
21.12 Racing Commission, Minnesota Lottery, Animal Health Board, and Board of Water and
21.13 Soil Resources;

21.14 (2) "consultation" means the direct and interactive involvement of Minnesota Tribal
21.15 governments in the development of policy on matters that have Tribal implications.
21.16 Consultation is the proactive, affirmative process of identifying and seeking input from
21.17 appropriate Tribal governments and considering their interest as a necessary and integral
21.18 part of the decision-making process. This definition adds to statutorily mandated notification
21.19 procedures. During a consultation, the burden is on the agency to show that it has made a
21.20 good faith effort to elicit feedback. Consultation is a formal engagement between agency
21.21 officials and the governing body or bodies of an individual Minnesota Tribal government
21.22 that the agency or an individual Tribal government may initiate. Formal meetings or
21.23 communication between top agency officials and the governing body of a Minnesota Tribal
21.24 government is a necessary element of consultation;

21.25 (3) "matters that have Tribal implications" means rules, legislative proposals, policy
21.26 statements, or other actions that have substantial direct effects on one or more Minnesota
21.27 Tribal governments, or on the distribution of power and responsibilities between the state
21.28 and Minnesota Tribal governments;

21.29 (4) "Minnesota Tribal governments" means the federally recognized Indian Tribes located
21.30 in Minnesota including: Bois Forte Band; Fond du Lac Band; Grand Portage Band; Leech
21.31 Lake Band; Mille Lacs Band; White Earth Band; Red Lake Nation; Lower Sioux Indian
21.32 Community; Prairie Island Indian Community; Shakopee Mdewakanton Sioux Community;
21.33 and Upper Sioux Community; and

22.1 (5) "timely and meaningful" means done or occurring at a favorable or useful time that
22.2 allows the result of consultation to be included in the agency's decision-making process for
22.3 a matter that has Tribal implications.

22.4 Subd. 3. **Consultation duties.** (a) An agency must recognize the unique legal relationship
22.5 between the state of Minnesota and Minnesota Tribal governments, respect the fundamental
22.6 principles that establish and maintain this relationship, and accord Tribal governments the
22.7 same respect accorded to other governments.

22.8 (b) An agency must, in consultation with Minnesota Tribal governments, implement
22.9 Tribal consultation policies to comply with this section and guide their work with Minnesota
22.10 Tribal governments, and must submit these policies to the governor and lieutenant governor.
22.11 Tribal consultation policies must address the communication protocols for each Minnesota
22.12 Tribal government, which must be developed in coordination with representatives of each
22.13 Minnesota Tribal government. An agency must update the Tribal consultation policies as
22.14 often as required in order to facilitate timely and meaningful consultation, but no less than
22.15 biannually.

22.16 (c) Consultation under this section is a duty of an agency to consult with the governing
22.17 body or bodies of each individual Minnesota Tribal government. Coordination with groups
22.18 or entities that have representation on some or all of the governing bodies of Minnesota
22.19 Tribal governments, such as the Minnesota Indian Affairs Council or the Minnesota
22.20 Chippewa Tribe, is encouraged but does not satisfy an agency's duty to consult with
22.21 individual Minnesota Tribal governments on matters that have Tribal implications. If a
22.22 matter has implications for one Minnesota Tribal government but not others, the agency's
22.23 duty is to only consult those Minnesota Tribal governments affected.

22.24 (d) An agency must consult with each Minnesota Tribal government at least annually,
22.25 and as often as it is required to address matters that have Tribal implications.

22.26 (e) An agency must consult with Minnesota Tribal governments on legislative and fiscal
22.27 matters that affect one or all Minnesota Tribal governments or their members to identify
22.28 priority issues in order to allow agencies to proactively engage Minnesota Tribal governments
22.29 in the agency's development of legislative and fiscal proposals in time for submission into
22.30 the governor's recommended budget and legislative proposals each year.

22.31 (f) An agency must develop and maintain ongoing consultation with Minnesota Tribal
22.32 governments related to matters that have Tribal implications. Agencies must consider the
22.33 input gathered from Tribal consultation into their decision-making processes, with the goal
22.34 of achieving mutually beneficial solutions.

23.1 (g) An agency and a Minnesota Tribal government may agree that a formal consultation
23.2 is not necessary for a given year on a given matter that has Tribal implications, and the
23.3 agency must keep a written record of this decision.

23.4 (h) The prospective duty to consult does not apply to action on a matter that has Tribal
23.5 implications if immediate action is required to address a present and immediate threat to
23.6 the health, safety, or welfare of Minnesota citizens. For these actions, every effort should
23.7 be made to communicate, and formal consultation should occur as soon as possible. The
23.8 duty to consult also does not apply to criminal proceedings or other investigations or legal
23.9 proceedings that prohibit an agency from disclosure.

23.10 (i) An agency must designate a Tribal liaison to assume responsibility for implementation
23.11 of the Tribal consultation policy and to serve as the principal point of contact for Minnesota
23.12 Tribal governments. The Tribal liaison must be able to directly and regularly meet and
23.13 communicate with the agency's commissioner and deputy and assistant commissioners in
23.14 order to appropriately conduct government-to-government consultation and cooperation.

23.15 (j) The state has instituted Tribal state government relations training, which is the
23.16 foundation and basis of all other Tribal government relations training sources. All agencies
23.17 must direct certain staff to complete available training to foster a collaborative relationship
23.18 between the state of Minnesota and Minnesota Tribal governments, and to facilitate timely
23.19 and meaningful consultation. In addition to all commissioners, deputy commissioners, and
23.20 assistant commissioners, at a minimum all agency employees whose work is likely to include
23.21 matters that have Tribal implications must attend Tribal state relations training. Tribal
23.22 liaisons must actively support and participate in the Tribal state relations training.

23.23 (k) Any agency or board that is not listed in subdivision 2 is encouraged to and may
23.24 engage in consultation and communication with Minnesota Tribal governments for all
23.25 matters that have Tribal implications.

23.26 Subd. 4. **Applicability.** Nothing in this section requires the state or an agency to violate
23.27 or ignore any laws, rules, directives, or other legal requirements or obligations imposed by
23.28 state or federal law or set forth in agreements or compacts between one or more Minnesota
23.29 Tribal governments or any other Tribal government and the state or its agencies. This section
23.30 is not intended to, and does not create, any right to administrative or judicial review, or any
23.31 other right, benefit, or responsibility, substantive or procedural, enforceable against the state
23.32 of Minnesota, its agencies or instrumentalities, its officers or employees, or its subdivisions
23.33 or any other persons. Nothing in this section prohibits or limits any agency from asserting
23.34 any rights or pursuing any administrative or judicial action under state or federal law to

24.1 effectuate the interests of the state of Minnesota or any of its agencies. Nothing in this
24.2 section is intended to alter or reduce the state's duties to individual Minnesota citizens
24.3 including those of Native American descent.

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

24.5 Sec. 13. Minnesota Statutes 2020, section 16A.06, is amended by adding a subdivision to
24.6 read:

24.7 Subd. 12. **Audit of state's use of federal funds; annual appropriation.** The
24.8 commissioner shall contract with a qualified auditor to conduct the annual audit required
24.9 by the Single Audit Act of 1984, Public Law 98-502; the Single Audit Act Amendments of
24.10 1996, Public Law 104-156; and Code of Federal Regulations, title 2, part 200, Uniform
24.11 Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards
24.12 (Uniform Guidance). There is annually appropriated from the general fund to the
24.13 commissioner an amount sufficient to pay the cost of the annual audit. The cost of the audit
24.14 shall be billed to the agencies audited during the subsequent fiscal year. Amounts paid by
24.15 state agencies shall be deposited to the general fund.

24.16 Sec. 14. Minnesota Statutes 2020, section 16A.103, subdivision 1, is amended to read:

24.17 Subdivision 1. **State revenue and expenditures.** In February and November each year,
24.18 the commissioner shall prepare a forecast of state revenue and expenditures. The November
24.19 forecast must be delivered to the legislature and governor ~~no later than the end of the first~~
24.20 ~~week of December~~ by December 6. The February forecast must be delivered to the legislature
24.21 and governor by the end of February. Forecasts must be delivered to the legislature and
24.22 governor on the same day. If requested by the Legislative Commission on Planning and
24.23 Fiscal Policy, delivery to the legislature must include a presentation to the commission.

24.24 Sec. 15. Minnesota Statutes 2020, section 16A.152, subdivision 2, is amended to read:

24.25 Subd. 2. **Additional revenues; priority.** (a) If on the basis of a forecast of general fund
24.26 revenues and expenditures, the commissioner of management and budget determines that
24.27 there will be a positive unrestricted budgetary general fund balance at the close of the
24.28 biennium, the commissioner of management and budget must allocate money to the following
24.29 accounts and purposes in priority order:

24.30 (1) the cash flow account established in subdivision 1 until that account reaches
24.31 \$350,000,000;

25.1 (2) the budget reserve account established in subdivision 1a until that account reaches
25.2 \$1,596,522,000;

25.3 (3) the amount necessary to increase the aid payment schedule for school district aids
25.4 and credits payments in section 127A.45 to not more than 90 percent rounded to the nearest
25.5 tenth of a percent without exceeding the amount available and with any remaining funds
25.6 deposited in the budget reserve;

25.7 (4) the amount necessary to restore all or a portion of the net aid reductions under section
25.8 127A.441 and to reduce the property tax revenue recognition shift under section 123B.75,
25.9 subdivision 5, by the same amount; and

25.10 ~~(5) the clean water fund established in section 114D.50 until \$22,000,000 has been~~
25.11 ~~transferred into the fund; and~~

25.12 ~~(6)~~ (5) the amount necessary to increase the Minnesota 21st century fund by not more
25.13 than the difference between \$5,000,000 and the sum of the amounts credited and canceled
25.14 to it in the previous 12 months under Laws 2020, chapter 71, article 1, section 11, until the
25.15 sum of all transfers under this section and all amounts credited or canceled under Laws
25.16 2020, chapter 71, article 1, section 11, equals \$20,000,000.

25.17 (b) The amounts necessary to meet the requirements of this section are appropriated
25.18 from the general fund within two weeks after the forecast is released or, in the case of
25.19 transfers under paragraph (a), clauses (3) and (4), as necessary to meet the appropriations
25.20 schedules otherwise established in statute.

25.21 (c) The commissioner of management and budget shall certify the total dollar amount
25.22 of the reductions under paragraph (a), clauses (3) and (4), to the commissioner of education.
25.23 The commissioner of education shall increase the aid payment percentage and reduce the
25.24 property tax shift percentage by these amounts and apply those reductions to the current
25.25 fiscal year and thereafter.

25.26 ~~(d) Paragraph (a), clause (5), expires after the entire amount of the transfer has been~~
25.27 ~~made.~~

25.28 **Sec. 16. [16A.401] VIRTUAL PAYMENTS AUTHORIZED.**

25.29 Subdivision 1. Virtual payments. The commissioner may establish a program to issue
25.30 virtual payments from the state treasury. Any rebate to the state generated by the program
25.31 must be deposited in the general fund unless retained under subdivision 3.

26.1 Subd. 2. **Rebates.** Notwithstanding subdivision 1, rebates attributable to expenditures
 26.2 in funds established in the state constitution or protected by federal law must be returned
 26.3 to the account from which the expenditure originated.

26.4 Subd. 3. **Rebates retained.** The commissioner may retain a portion of rebates for the
 26.5 administration of this section. Money retained under this subdivision must be deposited in
 26.6 an account in the special revenue fund and is appropriated to the commissioner for the
 26.7 purposes of this section.

26.8 Sec. 17. Minnesota Statutes 2020, section 16B.24, subdivision 1, is amended to read:

26.9 Subdivision 1. **Operation and maintenance of buildings.** The commissioner is
 26.10 authorized to maintain and operate the State Capitol building and grounds, subject to whatever
 26.11 standards and policies are set for its appearance and cleanliness by the Capitol Area
 26.12 Architectural and Planning Board and the commissioner under section 15B.15, subdivision
 26.13 2, and all other buildings, cafeterias, and grounds in state-owned buildings in the Capitol
 26.14 Area under section 15B.02, the state Department of Public Safety, Bureau of Criminal
 26.15 Apprehension building in St. Paul, ~~the state Department of Health building in Minneapolis,~~
 26.16 ~~321 Grove Street buildings~~ 603 Pine Street building in St. Paul, Fleet and Surplus Services
 26.17 building in Arden Hills, Ely Revenue building, any other properties acquired by the
 26.18 Department of Administration, and, when the commissioner considers it advisable and
 26.19 practicable, any other building or premises owned or rented by the state for the use of a
 26.20 state agency. The commissioner shall assign and reassign office space in the Capitol and
 26.21 state buildings to make an equitable division of available space among agencies. The
 26.22 commissioner shall regularly update the long-range strategic plan for locating agencies and
 26.23 shall follow the plan in assigning and reassigning space to agencies. The plan must include
 26.24 locational and urban design criteria, a cost-analysis method to be used in weighing state
 26.25 ownership against leasing of space in specific instances, and a transportation management
 26.26 plan. If the commissioner determines that a deviation from the plan is necessary or desirable
 26.27 in a specific instance, the commissioner shall provide the legislature with a timely written
 26.28 explanation of the reasons for the deviation. The power granted in this subdivision does not
 26.29 apply to state hospitals or to educational, penal, correctional, or other institutions not
 26.30 enumerated in this subdivision the control of which is vested by law in some other agency.

26.31 Sec. 18. [16B.276] CAPITOL FLAG PROGRAM.

26.32 Subdivision 1. **Definitions.** (a) The terms used in this section have the meanings given
 26.33 them.

27.1 (b) "Active service" has the meaning given in section 190.05, subdivision 5.

27.2 (c) "Eligible family member" means a surviving spouse, parent or legal guardian, child,
27.3 or sibling of (1) a public safety officer killed in the line of duty, or (2) a person who has
27.4 died while serving honorably in active service in the United States armed forces. For purposes
27.5 of this section, an eligibility relationship may be established by birth or adoption.

27.6 (d) "Killed in the line of duty" has the meaning given in section 299A.41, subdivision
27.7 3.

27.8 (e) "Public safety officer" has the meaning given in section 299A.41, subdivision 4.

27.9 Subd. 2. **Establishment.** A Capitol flag program is established. The purpose of the
27.10 program is to make a Minnesota state flag and an American flag that were flown over the
27.11 Minnesota State Capitol available to the family members of a public safety officer killed
27.12 in the line of duty or a member of the United States armed forces who died while in active
27.13 service. In addition to appropriations provided by law, the commissioner of management
27.14 and budget may receive gifts to support the program as authorized in sections 16A.013 to
27.15 16A.016. The program established by this section is required only to the extent that sufficient
27.16 funds are available through appropriations or gifts to support its operations.

27.17 Subd. 3. **Submission of request; presentation.** (a) A flag request may only be made
27.18 by a legislator or state constitutional officer on behalf of an eligible family member, after
27.19 verification of the family member's eligibility under the procedures adopted under subdivision
27.20 4. The request must be made to the commissioner of administration, and must indicate the
27.21 type of flag requested, a certification that the family member's eligibility has been verified,
27.22 special requests for the date the flag is requested to be flown over the Capitol, and the
27.23 method of presentment. The commissioner may adopt a form to be used for this purpose.
27.24 With at least 30 days' notice, the commissioner must honor a request that a flag be flown
27.25 on a specific commemorative date.

27.26 (b) Upon receipt of a request, the commissioner shall deliver the requested flags to the
27.27 requesting legislator or constitutional officer for coordination of a later presentment
27.28 ceremony. If relevant information is made available, the commissioner shall provide a
27.29 certificate memorializing the details of the occasion and the date the flag was flown with
27.30 each flag presented.

27.31 Subd. 4. **Verification of eligibility.** The house of representatives, the senate, and each
27.32 constitutional officer must adopt procedures for the administration of flag requests received
27.33 from eligible family members, including a procedure for verification of a family member's
27.34 eligibility to receive a flag.

28.1 Subd. 5. Eligibility; fees. (a) For deaths that occur on or after August 1, 2021, the family
28.2 of a public safety officer killed in the line of duty or service member of the United States
28.3 armed forces who died in active service is entitled to receive one United States flag and one
28.4 Minnesota state flag free of charge under this section. If multiple flags of the same type are
28.5 requested to be flown in honor of the same decedent, the commissioner may charge a
28.6 reasonable fee that does not exceed the actual cost of flying each flag and preparing a
28.7 certificate memorializing the occasion.

28.8 (b) For deaths that occurred before August 1, 2021, the family of a public safety officer
28.9 killed in the line of duty or service member of the United States armed forces who died in
28.10 active service may receive one United States flag and one Minnesota state flag for a fee,
28.11 unless there are donated, nonstate funds available to provide a flag without a fee. If payment
28.12 of a fee is required under this paragraph, the commissioner may charge an eligible family
28.13 an amount that does not exceed the actual cost of flying each flag and preparing a certificate
28.14 memorializing the occasion.

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

28.16 Sec. 19. Minnesota Statutes 2020, section 16B.2975, is amended by adding a subdivision
28.17 to read:

28.18 Subd. 8. Canine management. The commissioner may give and convey to the canine's
28.19 handler the state's entirety of the right, title, interest, and estate in and to the canine for
28.20 which the handler trained and worked with while the canine was in service to the state. The
28.21 handler is solely responsible for all future expenses related to the retired canine.

28.22 Sec. 20. **[16B.361] OFFICE OF COLLABORATION AND DISPUTE RESOLUTION.**

28.23 Subdivision 1. Duties of the office. The commissioner of administration shall maintain
28.24 the Office of Collaboration and Dispute Resolution formerly codified at sections 179.90
28.25 and 179.91 within the Department of Administration. The office must:

28.26 (1) assist state agencies, offices of the executive, legislative and judicial branches, tribal
28.27 governments, and units of local government in improving collaboration, dispute resolution,
28.28 and public engagement;

28.29 (2) promote and utilize collaborative dispute resolution models and processes based on
28.30 documented best practices including but not limited to:

28.31 (i) establishing criteria and procedures for identification and assessment of collaborative
28.32 dispute resolution projects;

29.1 (ii) designing collaborative dispute resolution processes to foster trust, relationships,
29.2 mutual understanding, and consensus-based solutions;

29.3 (iii) preparing and training participants; and

29.4 (iv) utilizing collaborative techniques, processes, and standards through facilitated
29.5 meetings to develop wise and durable solutions;

29.6 (3) support collaboration and dispute resolution in the public and private sector by
29.7 providing technical assistance and information on best practices and new developments in
29.8 dispute resolution options;

29.9 (4) promote the broad use of community mediation in the state;

29.10 (5) ensure that all areas of the state have access to services by providing grants to private
29.11 nonprofit entities certified by the state court administrator under chapter 494 that assist in
29.12 resolution of disputes; and

29.13 (6) educate the public and government entities on collaboration, dispute resolution
29.14 options, and public engagement.

29.15 Subd. 2. **Grant applications.** The commissioner may apply for and receive money made
29.16 available from federal, state, or other sources for the purposes of carrying out the mission
29.17 of the Office of Collaboration and Dispute Resolution. Funds received under this subdivision
29.18 are appropriated to the commissioner for their intended purpose.

29.19 Subd. 3. **Grant awards.** The commissioner shall to the extent funds are appropriated
29.20 for this purpose, make grants to private nonprofit community mediation entities certified
29.21 by the state court administrator under chapter 494 that assist in resolution of disputes. The
29.22 commissioner shall establish a grant review committee to assist in the review of grant
29.23 applications and the allocation of grants under this section.

29.24 Subd. 4. **Eligibility.** To be eligible for a grant under this section, a nonprofit organization
29.25 must meet the requirements of section 494.05, subdivision 1, clauses (1), (2), (4), and (5).

29.26 Subd. 5. **Conditions and exclusions.** A nonprofit entity receiving a grant must agree to
29.27 comply with guidelines adopted by the state court administrator under section 494.015,
29.28 subdivision 1. Policies adopted under sections 16B.97 and 16B.98 apply to grants under
29.29 this section. The exclusions in section 494.03 apply to grants under this section.

29.30 Subd. 6. **Reporting.** Grantees must report data required under chapter 494 to evaluate
29.31 quality and outcomes.

30.1 Sec. 21. [16B.372] ENVIRONMENTAL SUSTAINABILITY GOVERNMENT
30.2 OPERATIONS; OFFICE CREATED.

30.3 Subdivision 1. **Enterprise sustainability.** The Office of Enterprise Sustainability is
30.4 established to assist all state agencies in making measurable progress toward improving the
30.5 sustainability of government operations by reducing the impact on the environment,
30.6 controlling unnecessary waste of natural resources and public funds, and spurring innovation.
30.7 The office shall create new tools and share best practices, assist state agencies to plan for
30.8 and implement improvements, and monitor progress toward achieving intended outcomes.
30.9 Specific duties include but are not limited to:

30.10 (1) managing a sustainability metrics and reporting system, including a public dashboard
30.11 that allows Minnesotans to track progress;

30.12 (2) assisting agencies in developing and executing sustainability plans; and

30.13 (3) publishing an annual report.

30.14 Subd. 2. **Local governments.** The Office of Enterprise Sustainability shall make
30.15 reasonable attempts to share tools and best practices with local governments.

30.16 Sec. 22. Minnesota Statutes 2020, section 16B.48, subdivision 2, is amended to read:

30.17 Subd. 2. **Purpose of funds.** Money in the state treasury credited to the general services
30.18 revolving fund and money that is deposited in the fund is appropriated annually to the
30.19 commissioner for the following purposes:

30.20 (1) to operate the central mailing service, including purchasing postage and related items
30.21 and refunding postage deposits;

30.22 (2) to operate a documents service as prescribed by section 16B.51;

30.23 (3) to provide services for the maintenance, operation, and upkeep of buildings and
30.24 grounds managed by the commissioner of administration;

30.25 ~~(4) to operate a materials handling service, including interagency mail and product~~
30.26 ~~delivery, solid waste removal, courier service, equipment rental, and vehicle and equipment~~
30.27 ~~maintenance;~~

30.28 ~~(5)~~ (4) to provide analytical, statistical, and organizational development services to state
30.29 agencies, local units of government, metropolitan and regional agencies, and school districts;
30.30 and

31.1 ~~(6)~~ (5) to perform services for any other agency. Money may be expended for this purpose
31.2 only when directed by the governor. The agency receiving the services shall reimburse the
31.3 fund for their cost, and the commissioner shall make the appropriate transfers when requested.
31.4 The term "services" as used in this clause means compensation paid officers and employees
31.5 of the state government; supplies, materials, equipment, and other articles and things used
31.6 by or furnished to an agency; and utility services and other services for the maintenance,
31.7 operation, and upkeep of buildings and offices of the state government; ~~and.~~

31.8 ~~(7) to operate a state recycling center.~~

31.9 Sec. 23. Minnesota Statutes 2020, section 16B.54, subdivision 1, is amended to read:

31.10 Subdivision 1. **Motor pools.** The commissioner shall manage a central motor pool of
31.11 passenger motor vehicles and trucks used by state agencies with principal offices in the city
31.12 of St. Paul and may provide for branch central motor pools at other places within the state.
31.13 For purposes of this section, (1) "agencies" includes the Minnesota State Colleges and
31.14 Universities, ~~and~~ (2) "passenger motor vehicle" means on-road vehicle capable of transporting
31.15 people, and (3) "truck" means a pickup or panel truck up to one ton carrying capacity.

31.16 Sec. 24. Minnesota Statutes 2020, section 16B.54, subdivision 2, is amended to read:

31.17 Subd. 2. **Vehicles.** (a) The commissioner may direct an agency to make a transfer of a
31.18 passenger motor vehicle or truck currently assigned to it. The transfer must be made to the
31.19 commissioner for use in the central motor pool. The commissioner shall reimburse an agency
31.20 whose motor vehicles have been paid for with funds dedicated by the constitution for a
31.21 special purpose and which are assigned to the central motor pool. The amount of
31.22 reimbursement for a motor vehicle is its average wholesale price as determined from the
31.23 midwest edition of the National Automobile Dealers Association official used car guide.

31.24 (b) To the extent that funds are available for the purpose, the commissioner may purchase
31.25 or otherwise acquire additional passenger motor vehicles and trucks necessary for the central
31.26 motor pool. The title to all motor vehicles assigned to or purchased or acquired for the
31.27 central motor pool is in the name of the Department of Administration.

31.28 (c) On the request of an agency, the commissioner may transfer to the central motor
31.29 pool any passenger motor vehicle or truck for the purpose of disposing of it. The department
31.30 or agency transferring the vehicle or truck must be paid for it from the motor pool revolving
31.31 account established by this section in an amount equal to two-thirds of the average wholesale
31.32 price of the vehicle or truck as determined from the midwest edition of the National
31.33 Automobile Dealers Association official used car guide.

32.1 (d) The commissioner shall provide for the uniform marking of all motor vehicles. Motor
32.2 vehicle colors must be selected from the regular color chart provided by the manufacturer
32.3 each year. The commissioner may further provide for the use of motor vehicles without
32.4 marking by:

32.5 (1) the governor;

32.6 (2) the lieutenant governor;

32.7 (3) the Division of Criminal Apprehension, the Division of Alcohol and Gambling
32.8 Enforcement, and arson investigators of the Division of Fire Marshal in the Department of
32.9 Public Safety;

32.10 (4) the Financial Institutions Division and investigative staff of the Department of
32.11 Commerce;

32.12 (5) the Division of Disease Prevention and Control of the Department of Health;

32.13 (6) the State Lottery;

32.14 (7) criminal investigators of the Department of Revenue;

32.15 (8) state-owned community service facilities in the Department of Human Services;

32.16 (9) the Office of the Attorney General; ~~and~~

32.17 (10) the investigative staff of the Gambling Control Board; and

32.18 (11) the Department of Corrections inmate community work crew program under section
32.19 352.91, subdivision 3g.

32.20 Sec. 25. Minnesota Statutes 2020, section 16B.98, is amended by adding a subdivision to
32.21 read:

32.22 Subd. 12. **Grants administration.** It is the policy of the legislature to ensure that grant
32.23 activities and outcomes of programs and services funded by the legislative appropriations
32.24 are administered by state agencies in accordance with this section and section 16B.97.
32.25 Unless amounts are otherwise appropriated for administrative costs, a state agency may
32.26 retain up to five percent of the amount appropriated to the agency for grants enacted by the
32.27 legislature and formula grants and up to ten percent for competitively awarded grants. This
32.28 subdivision applies to appropriations made for new grant programs enacted after the effective
32.29 date of this subdivision.

33.1 Sec. 26. Minnesota Statutes 2020, section 43A.23, subdivision 1, is amended to read:

33.2 Subdivision 1. **General.** (a) The commissioner is authorized to request proposals or to
33.3 negotiate and to enter into contracts with parties which in the judgment of the commissioner
33.4 are best qualified to provide service to the benefit plans. Contracts entered into are not
33.5 subject to the requirements of sections 16C.16 to 16C.19. The commissioner may negotiate
33.6 premium rates and coverage. The commissioner shall consider the cost of the plans,
33.7 conversion options relating to the contracts, service capabilities, character, financial position,
33.8 and reputation of the carriers, and any other factors which the commissioner deems
33.9 appropriate. Each benefit contract must be for a uniform term of at least one year, but may
33.10 be made automatically renewable from term to term in the absence of notice of termination
33.11 by either party. A carrier licensed under chapter 62A is exempt from the taxes imposed by
33.12 chapter 297I on premiums paid to it by the state.

33.13 (b) All self-insured hospital and medical service products must comply with coverage
33.14 mandates, data reporting, and consumer protection requirements applicable to the licensed
33.15 carrier administering the product, had the product been insured, including chapters 62J,
33.16 62M, and 62Q. Any self-insured products that limit coverage to a network of providers or
33.17 provide different levels of coverage between network and nonnetwork providers shall comply
33.18 with section 62D.123 and geographic access standards for health maintenance organizations
33.19 adopted by the commissioner of health in rule under chapter 62D.

33.20 (c) Notwithstanding paragraph (b), a self-insured hospital and medical product offered
33.21 under sections 43A.22 to 43A.30 is required to extend dependent coverage to an eligible
33.22 employee's child to the full extent required under chapters 62A and 62L. Dependent child
33.23 coverage must, at a minimum, extend to an eligible employee's dependent child to the
33.24 limiting age as defined in section 62Q.01, subdivision 2a, disabled children to the extent
33.25 required in sections 62A.14 and 62A.141, and dependent grandchildren to the extent required
33.26 in sections 62A.042 and 62A.302.

33.27 (d) Beginning January 1, 2010, the health insurance benefit plans offered in the
33.28 commissioner's plan under section 43A.18, subdivision 2, and the managerial plan under
33.29 section 43A.18, subdivision 3, ~~must~~ may include an option for a health plan that is compatible
33.30 with the definition of a high-deductible health plan in section 223 of the United States
33.31 Internal Revenue Code.

33.32 Sec. 27. Minnesota Statutes 2020, section 138.081, subdivision 1, is amended to read:

33.33 Subdivision 1. **Department of Administration as agency to accept federal funds.** The
33.34 Department of Administration is hereby designated the state agency with power to accept

34.1 any and all money provided for or made available to this state by the United States of
34.2 America or any department or agency thereof for surveys, restoration, construction,
34.3 equipping, or other purposes relating to the State Historic ~~sites~~ Preservation Program in
34.4 accordance with the provisions of federal law and any rules or regulations promulgated
34.5 thereunder and are further authorized to do any and all things required of this state by such
34.6 federal law and the rules and regulations promulgated thereunder in order to obtain such
34.7 federal money.

34.8 Sec. 28. Minnesota Statutes 2020, section 138.081, subdivision 2, is amended to read:

34.9 Subd. 2. **Commissioner's responsibilities.** The commissioner as the state historic
34.10 preservation officer shall be responsible for the preparation, implementation and
34.11 administration of the State Historic Preservation Plan and shall administer the State Historic
34.12 Preservation Program authorized by the National Historic Preservation Act (United States
34.13 Code, title ~~16~~ 54, section ~~470~~ 300101 et seq. ~~as amended~~). The commissioner shall review
34.14 and approve in writing all grants-in-aid for architectural, archaeological and historic
34.15 preservation made by state agencies and funded by the state or a combination of state and
34.16 federal funds in accordance with the State Historic Preservation Program.

34.17 Sec. 29. Minnesota Statutes 2020, section 138.081, subdivision 3, is amended to read:

34.18 Subd. 3. **Administration of federal act.** The ~~Department of Administration~~ Minnesota
34.19 Historical Society is designated as the state agency to administer the provisions of the federal
34.20 act providing for the preservation of historical and archaeological data, United States Code,
34.21 title ~~16~~, sections ~~469 to 469C~~ 54, section 312501, as amended, insofar as the provisions of
34.22 the act provide for implementation by the state.

34.23 Sec. 30. Minnesota Statutes 2020, section 138.31, is amended by adding a subdivision to
34.24 read:

34.25 Subd. 13a. **State Historic Preservation Office.** "State Historic Preservation Office"
34.26 means the State Historic Preservation Office at the Department of Administration.

34.27 Sec. 31. Minnesota Statutes 2020, section 138.34, is amended to read:

34.28 **138.34 ADMINISTRATION OF THE ACT.**

34.29 The state archaeologist shall act as the agent of the state to administer and enforce the
34.30 provisions of sections 138.31 to 138.42. Some enforcement provisions are shared with the
34.31 society and the State Historic Preservation Office.

35.1 Sec. 32. Minnesota Statutes 2020, section 138.40, is amended to read:

35.2 **138.40 COOPERATION OF STATE AGENCIES; DEVELOPMENT PLANS.**

35.3 Subdivision 1. **Cooperation.** The Department of Natural Resources, the Department of
35.4 Transportation, and all other state agencies whose activities may be affected, shall cooperate
35.5 with the historical society, the State Historic Preservation Office, and the state archaeologist
35.6 to carry out the provisions of sections 138.31 to 138.42 and the rules issued thereunder, but
35.7 sections 138.31 to 138.42 are not meant to burden persons who wish to use state property
35.8 for recreational and other lawful purposes or to unnecessarily restrict the use of state property.

35.9 Subd. 2. **Compliance, enforcement, preservation.** State and other governmental agencies
35.10 shall comply with and aid in the enforcement of provisions of sections 138.31 to 138.42.
35.11 Conservation officers and other enforcement officers of the Department of Natural Resources
35.12 shall enforce the provisions of sections 138.31 to 138.42 and report violations to the ~~director~~
35.13 ~~of the society~~ state archeologist. When archaeological or historic sites are known or, based
35.14 on scientific investigations are predicted to exist on public lands or waters, the agency or
35.15 department controlling said lands or waters shall use the professional services of
35.16 archaeologists from the University of Minnesota, Minnesota Historical Society, or other
35.17 qualified professional archaeologists, to preserve these sites. In the event that archaeological
35.18 excavation is required to protect or preserve these sites, state and other governmental agencies
35.19 may use their funds for such activities.

35.20 Subd. 3. **Review of plans.** When significant archaeological or historic sites are known
35.21 or, based on scientific investigations, are predicted to exist on public lands or waters, the
35.22 agency or department controlling said lands or waters shall submit construction or
35.23 development plans to the state archaeologist and the ~~director of the society~~ State Historic
35.24 Preservation Office for review prior to the time bids are advertised. The state archaeologist
35.25 and the ~~society~~ State Historic Preservation Office shall promptly review such plans and
35.26 within 30 days of receiving the plans shall make recommendations for the preservation of
35.27 archaeological or historic sites which may be endangered by construction or development
35.28 activities. When archaeological or historic sites are related to Indian history or religion, the
35.29 state archaeologist shall submit the plans to the Indian Affairs Council for the council's
35.30 review and recommend action.

35.31 Sec. 33. Minnesota Statutes 2020, section 138.665, subdivision 2, is amended to read:

35.32 Subd. 2. **Mediation.** The state, state departments, agencies, and political subdivisions,
35.33 including the Board of Regents of the University of Minnesota, have a responsibility to
35.34 protect the physical features and historic character of properties designated in sections

36.1 138.662 and 138.664 or listed on the National Register of Historic Places created by Public
 36.2 Law 89-665. Before carrying out any undertaking that will affect designated or listed
 36.3 properties, or funding or licensing an undertaking by other parties, the state department or
 36.4 agency shall consult with the State Historic Preservation Office pursuant to the ~~society's~~
 36.5 State Historic Preservation Office's established procedures to determine appropriate
 36.6 treatments and to seek ways to avoid and mitigate any adverse effects on designated or
 36.7 listed properties. If the state department or agency and the State Historic Preservation Office
 36.8 agree in writing on a suitable course of action, the project may proceed. If the parties cannot
 36.9 agree, any one of the parties may request that the governor appoint and convene a mediation
 36.10 task force consisting of five members, two appointed by the governor, the chair of the State
 36.11 Review Board of the State Historic Preservation Office, the commissioner of administration
 36.12 or the commissioner's designee, and one member ~~who is not an employee of the Minnesota~~
 36.13 ~~Historical Society~~ appointed by the director of the Minnesota Historical Society. The two
 36.14 appointees of the governor and ~~the one~~ of the director of the society shall be qualified by
 36.15 training or experience in one or more of the following disciplines: (1) history; (2)
 36.16 archaeology; and (3) architectural history. The mediation task force is not subject to the
 36.17 conditions of section 15.059. This subdivision does not apply to section 138.662, subdivision
 36.18 24, and section 138.664, subdivisions 8 and 111.

36.19 Sec. 34. Minnesota Statutes 2020, section 138.666, is amended to read:

36.20 **138.666 COOPERATION.**

36.21 The state, state departments and agencies, political subdivisions, and the Board of Regents
 36.22 of the University of Minnesota shall cooperate with the Minnesota Historical Society and
 36.23 the State Historic Preservation Office in safeguarding state historic sites and in the
 36.24 preservation of historic and archaeological properties.

36.25 Sec. 35. Minnesota Statutes 2020, section 138.667, is amended to read:

36.26 **138.667 HISTORIC PROPERTIES; CHANGES.**

36.27 Properties designated as historic properties by sections 138.661 to 138.664 may be
 36.28 changed from time to time, and the Minnesota Historical Society and the State Historic
 36.29 Preservation Office shall notify the legislature of the need for changes, and shall make
 36.30 recommendations to keep the state historic sites network and the state register of historic
 36.31 places current and complete. The significance of properties proposed for designation under
 36.32 section 138.663, subdivision 2, shall be documented under the documentation standards
 36.33 established by the ~~Minnesota Historical Society~~. This State Historic Preservation Office.

37.1 Documentation shall include the opinion of the Minnesota Historical Society for the historic
37.2 sites network under section 138.661, subdivision 3, and the State Historic Preservation
37.3 Office for the state register of historic places under section 138.663, subdivision 2, as to
37.4 whether the property meets the selection criteria.

37.5 Sec. 36. Minnesota Statutes 2020, section 138.763, subdivision 1, is amended to read:

37.6 Subdivision 1. **Membership.** There is a St. Anthony Falls Heritage Board consisting of
37.7 22 members with the director of the Minnesota Historical Society as chair. The members
37.8 include the mayor; the chair of the Hennepin County Board of Commissioners or the chair's
37.9 designee; the president of the Minneapolis Park and Recreation Board or the president's
37.10 designee; the superintendent of the park board; two members each from the house of
37.11 representatives appointed by the speaker, the senate appointed by the Rules Committee, the
37.12 city council, the Hennepin County Board, and the park board; one member each from the
37.13 preservation commission, the State Historic Preservation Office, Hennepin County Historical
37.14 Society, and the society; one person appointed by the park board; and two persons appointed
37.15 by the chair of the board.

37.16 Sec. 37. Minnesota Statutes 2020, section 211B.20, subdivision 1, is amended to read:

37.17 Subdivision 1. **Prohibition.** (a) It is unlawful for a person, either directly or indirectly,
37.18 to deny access to an apartment house, dormitory, nursing home, manufactured home park,
37.19 other multiple unit facility used as a residence, or an area in which two or more single-family
37.20 dwellings are located on private roadways to ~~a candidate~~ an individual who ~~has~~:

37.21 (1) has organized a campaign committee under applicable federal or state law;

37.22 (2) has filed a financial report as required by section 211A.02; ~~or~~

37.23 (3) has filed an affidavit of candidacy for elected office; or

37.24 (4) is a United States Census Bureau employee.

37.25 A candidate granted access under this section must be allowed to be accompanied by
37.26 campaign volunteers.

37.27 (b) For candidates, access to a facility or area is only required if it is located within the
37.28 district or territory that will be represented by the office to which the candidate seeks election,
37.29 and the candidate and any accompanying campaign volunteers seek access exclusively for
37.30 the purpose of campaigning for a candidate or registering voters. The candidate must be
37.31 seeking election to office at the next general or special election to be held for that office.

38.1 (c) A candidate and any accompanying campaign volunteers granted access under this
38.2 section must be permitted to leave campaign materials for residents at their doors, except
38.3 that the manager of a nursing home may direct that the campaign materials be left at a central
38.4 location within the facility. The campaign materials must be left in an orderly manner.

38.5 (d) If a facility or area contains multiple buildings, a candidate and accompanying
38.6 volunteers must be permitted to access more than one building on a single visit, but access
38.7 is limited to only one building at a time. If multiple candidates are traveling together, each
38.8 candidate and that candidate's accompanying volunteers is limited to one building at a time,
38.9 but all of the candidates and accompanying volunteers traveling together must not be
38.10 restricted to accessing the same building at the same time.

38.11 (e) For a United States Census Bureau employee, access to a facility or area is only
38.12 required if it is part of their official work duties on a decennial census of population. United
38.13 States Census Bureau employees working on other surveys and censuses are not granted
38.14 access under this section.

38.15 (f) A United States Census Bureau employee must be permitted to leave census materials
38.16 for residents at their doors. The census materials must be left in an orderly manner.

38.17 (g) If a facility or area contains multiple buildings, a United States Census Bureau
38.18 employee must be permitted to access more than one building on a single visit. If multiple
38.19 employees are traveling together, they must not be restricted to accessing the same building
38.20 at the same time.

38.21 ~~(e)~~ (h) A violation of this section is a petty misdemeanor.

38.22 Sec. 38. Minnesota Statutes 2020, section 270B.13, is amended by adding a subdivision
38.23 to read:

38.24 Subd. 3. **Background check; access to federal tax information.** An individual
38.25 performing services for an independent contractor or a vendor under subdivision 1 who has
38.26 or will have access to federal tax information is subject to the requirements of section
38.27 299C.76.

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

39.1 Sec. 39. Minnesota Statutes 2020, section 270C.21, is amended to read:

39.2 **270C.21 TAXPAYER ASSISTANCE GRANTS.**

39.3 Subdivision 1. Taxpayer assistance. When the commissioner awards grants to ~~nonprofit~~
39.4 eligible organizations to coordinate, facilitate, encourage, and aid in the provision of taxpayer
39.5 assistance services, the commissioner must provide public notice of the grants in a timely
39.6 manner so that the grant process is completed and grants are awarded by October 1, in order
39.7 for recipient eligible organizations to adequately plan expenditures for the filing season. At
39.8 the time the commissioner provides public notice, the commissioner must also notify
39.9 ~~nonprofit~~ eligible organizations that received grants in the previous biennium.

39.10 Subd. 2. Eligible organization. "Eligible organization" means an organization that meets
39.11 the definition of eligible organization provided in section 7526A(e)(2)(B) of the Internal
39.12 Revenue Code.

39.13 EFFECTIVE DATE. This section is effective for grants awarded after June 30, 2021.

39.14 Sec. 40. **299C.76] BACKGROUND CHECK; ACCESS TO FEDERAL TAX**
39.15 **INFORMATION.**

39.16 Subdivision 1. Definitions. (a) For the purposes of this section, the following definitions
39.17 apply.

39.18 (b) "Federal tax information" means federal tax returns and return information or
39.19 information derived or created from federal tax returns, in possession of or control by the
39.20 requesting agency, that is covered by the safeguarding provisions of section 6103(p)(4) of
39.21 the Internal Revenue Code.

39.22 (c) "IRS Publication 1075" means Internal Revenue Service Publication 1075 that
39.23 provides guidance and requirements for the protection and confidentiality of federal tax
39.24 information as required in section 6103(p)(4) of the Internal Revenue Code.

39.25 (d) "National criminal history record information" means the Federal Bureau of
39.26 Investigation identification records as defined in Code of Federal Regulations, title 28,
39.27 section 20.3(d).

39.28 (e) "Requesting agency" means the Department of Revenue, Department of Employment
39.29 and Economic Development, Department of Human Services, board of directors of MNsure,
39.30 the Office of MN.IT Services, and counties.

39.31 Subd. 2. National criminal history record information check. As required by IRS
39.32 Publication 1075, a requesting agency shall require fingerprints for a national criminal

40.1 history record information check from the following individuals who have or will have
40.2 access to federal tax information:

40.3 (1) a current or prospective permanent or temporary employee of the requesting agency;

40.4 (2) an independent contractor or vendor of the requesting agency;

40.5 (3) an employee or agent of an independent contractor or vendor of the requesting agency;

40.6 or

40.7 (4) any other individual authorized to access federal tax information by the requesting
40.8 agency.

40.9 **Subd. 3. Fingerprint submission and written statement of understanding.** An
40.10 individual subject to this section must provide fingerprints and a written statement of
40.11 understanding that the fingerprints will be used for a background check to the requesting
40.12 agency. The requesting agency must submit the fingerprints and written statement of
40.13 understanding, along with the processing fees, to the superintendent of the Bureau of Criminal
40.14 Apprehension. The fingerprints must only be used for the purposes described in this section.

40.15 **Subd. 4. Bureau of Criminal Apprehension requirements.** (a) After the superintendent
40.16 of the Bureau of Criminal Apprehension notifies requesting agencies that the United States
40.17 Attorney General has approved the request for submission under Public Law 92-544, a
40.18 requesting agency may submit information under subdivision 3.

40.19 (b) Upon receipt of the information under subdivision 3, the superintendent of the Bureau
40.20 of Criminal Apprehension must:

40.21 (1) perform a state criminal history record information search;

40.22 (2) exchange the fingerprints to the Federal Bureau of Investigation to facilitate a search
40.23 of the national criminal history record information;

40.24 (3) compile the results of the state and national criminal history record information
40.25 searches; and

40.26 (4) provide the results to the requesting agency.

40.27 **Subd. 5. Classification of data.** (a) All data collected, created, received, maintained, or
40.28 disseminated by the requesting agency under this section is classified as private data on
40.29 individuals as defined in section 13.02, subdivision 12.

40.30 (b) Notwithstanding any law to the contrary, a requesting agency must not further
40.31 disseminate the results received under subdivision 4.

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

41.2 Sec. 41. Minnesota Statutes 2020, section 349.151, subdivision 2, is amended to read:

41.3 Subd. 2. **Membership.** (a) The board consists of seven members, as follows: (1) five
41.4 members appointed by the governor; (2) one member appointed by the commissioner of
41.5 public safety; and (3) one member appointed by the attorney general.

41.6 (b) All appointments under this subdivision are with the advice and consent of the senate.

41.7 (c) ~~After expiration of the initial terms,~~ Appointments are for four years. A member may
41.8 continue holding office until a successor is appointed unless, prior to the expiration of the
41.9 member's term, the appointing authority notifies the board that a member's appointment
41.10 may not be extended.

41.11 (d) The board shall select one of its members to serve as chair. No more than three
41.12 members appointed by the governor under this subdivision may belong to the same political
41.13 party.

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

41.15 Sec. 42. Minnesota Statutes 2020, section 473.24, is amended to read:

41.16 **473.24 POPULATION ESTIMATES.**

41.17 (a) The Metropolitan Council shall annually prepare an estimate of population for each
41.18 county, city, and town in the metropolitan area and an estimate of the number of households
41.19 and average household size for each city in the metropolitan area with a population of 2,500
41.20 or more, and an estimate of population over age 65 for each county in the metropolitan area,
41.21 and convey the estimates to the governing body of each county, city, or town by June 1
41.22 each year or, in a year following a decennial census, within six weeks of the date the data
41.23 are provided by the United States Census Bureau in that year. In the case of a city or town
41.24 that is located partly within and partly without the metropolitan area, the Metropolitan
41.25 Council shall estimate the proportion of the total population and the average size of
41.26 households that reside within the area. The Metropolitan Council may prepare an estimate
41.27 of the population and of the average household size for any other political subdivision
41.28 located in the metropolitan area.

41.29 (b) A governing body may challenge an estimate made under this section by filing its
41.30 specific objections in writing with the Metropolitan Council by June 24. If the challenge
41.31 does not result in an acceptable estimate, the governing body may have a special census
41.32 conducted by the United States Bureau of the Census. The political subdivision must notify

42.1 the Metropolitan Council on or before July 1 of its intent to have the special census
42.2 conducted. The political subdivision must bear all costs of the special census. Results of
42.3 the special census must be received by the Metropolitan Council by the next April 15 to be
42.4 used in that year's June 1 estimate under this section. In the year following a decennial
42.5 census, challenges to the census count must be submitted to the United States Census Bureau
42.6 through its formal challenge process. The Metropolitan Council shall certify the estimates
42.7 of population and the average household size to the state demographer and to the
42.8 commissioner of revenue by July 15 each year, including any estimates still under objection,
42.9 except that in a year following a decennial census, the estimate must be certified within six
42.10 weeks of the date the data are provided by the United States Census Bureau in that year.

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

42.12 Sec. 43. **PURPOSE; BACKGROUND CHECKS TO ACCESS FEDERAL TAX**
42.13 **INFORMATION.**

42.14 It is the intent of the legislature to ensure compliance with section 6103 of the Internal
42.15 Revenue Code and IRS Publication 1075.

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

42.17 Sec. 44. **RACIAL EQUITY IMPACT ASSESSMENT WORKING GROUP.**

42.18 Subdivision 1. **Working group established; membership.** (a) A Racial Equity Impact
42.19 Assessment Working Group is established. The working group consists of the following
42.20 members:

42.21 (1) the commissioner of human rights or the commissioner's designee;

42.22 (2) a representative of the Center for Economic Inclusion;

42.23 (3) a representative of Voices for Racial Justice;

42.24 (4) three members of the public appointed by the commissioner of human rights;

42.25 (5) two business community representatives designated by the Minnesota Business
42.26 Partnership;

42.27 (6) four members affiliated with community-based organizations that represent people
42.28 of color and indigenous communities, appointed by the speaker of the house; and

42.29 (7) four members affiliated with community-based organizations that represent people
42.30 of color and indigenous communities, appointed by the majority leader of the senate.

43.1 (b) In making appointments, the speaker of the house and the majority leader of the
43.2 senate must consult with the members of the People of Color and Indigenous Caucus within
43.3 each respective body.

43.4 (c) The commissioner of management and budget, the state demographer, the state
43.5 economist, and the director of the Legislative Budget Office serve as ex-officio, nonvoting
43.6 members of the working group.

43.7 Subd. 2. **Duties.** (a) The working group must develop recommendations for the
43.8 preparation of a racial equity impact note for proposed legislation. In conducting its work,
43.9 the group must engage members of racial and ethnic groups disproportionately impacted
43.10 by disparities. The working group must consider racial equity analysis procedures for
43.11 legislation proposed in other states, and identify sources of disaggregated data that could
43.12 be used in the development and completion of a racial equity impact note in Minnesota.

43.13 (b) The working group must submit a report describing its recommendations by February
43.14 1, 2022, to the chairs and ranking minority members of the house of representatives Ways
43.15 and Means and State Government Finance and Elections committees, and the senate Finance
43.16 and State Government Finance and Policy and Elections committees. The report may include
43.17 draft legislation to codify the working group's recommendations.

43.18 (c) At its discretion, the working group may continue to study and make additional
43.19 reports following the submission of its initial report under paragraph (b).

43.20 (d) For purposes of this section, "disparities" includes, but is not limited to, the difference
43.21 in economic, employment, health, education, housing, or public safety outcomes between
43.22 the state population as a whole and racial and ethnic subgroups of the population.

43.23 Subd. 3. **Administration; assistance of experts.** (a) The executive director of the
43.24 Legislative Budget Office shall convene the first meeting of the working group no later than
43.25 September 1, 2021, and serves as the working group's executive secretary. Upon request of
43.26 the working group members, the executive director of the Legislative Budget Office must
43.27 arrange meeting space and provide administrative support for the group.

43.28 (b) In conducting its work, the working group may request the assistance of private
43.29 sector experts specializing in issues related to the economic impacts of racial inequity.

43.30 Subd. 4. **Chair.** The members of the working group must elect a chair or cochairs at the
43.31 initial meeting.

43.32 Subd. 5. **Compensation.** Members of the working group serve without compensation.

44.1 Subd. 6. **Gifts and grants.** The working group may accept gifts and grants, which are
44.2 accepted on behalf of the state and constitute donations to the state. Funds received under
44.3 this subdivision are appropriated to the Legislative Budget Office for purposes of the working
44.4 group.

44.5 Subd. 7. **Deadline for appointments and designations.** The appointments and
44.6 designations authorized by this section must be completed by August 1, 2021.

44.7 Subd. 8. **Expiration.** The working group expires September 1, 2023.

44.8 **Sec. 45. SENSORY ACCESSIBILITY ACCOMODATIONS GRANTS.**

44.9 (a) The Department of Administration, Office of Grants Management, in consultation
44.10 with the Governor's Council on Developmental Disabilities, shall award grants to state
44.11 organizations, counties, cities, and private holders of public access space to fund building
44.12 modifications to provide sensory accessibility or accommodations to increase accessible
44.13 community involvement and access for individuals who have autism spectrum disorder or
44.14 a related disability or other nonvisible health issue with sensory impacts. Grantees can use
44.15 the grant to modify public space to:

44.16 (1) create sensory friendly spaces;

44.17 (2) modify public use space to meet sensory friendly design standards;

44.18 (3) equip a facility with mobile tool kits to support sensory needs; or

44.19 (4) provide quiet zones or times of service.

44.20 Grantees must also complete disability training to provide staff with the skills necessary to
44.21 successfully incorporate building modifications that support individuals within the sensory
44.22 modifications made.

44.23 (b) The commissioner may use up to ten percent of this appropriation for grants
44.24 administration.

44.25 (c) By February 15, 2024, the commissioner shall report to the legislative committees
44.26 having jurisdiction over health and public safety policy on how this appropriation was spent
44.27 and what results were achieved.

44.28 **Sec. 46. REVISOR INSTRUCTION.**

44.29 The revisor of statutes shall change "central motor pool" to "enterprise fleet" wherever
44.30 it appears in Minnesota Statutes.

45.1 Sec. 47. **REPEALER.**

45.2 Subdivision 1. **Legislative auditor.** Minnesota Statutes 2020, sections 3.972, subdivisions
 45.3 2c and 2d; 3.9741, subdivision 5; and 299D.03, subdivision 2a, are repealed.

45.4 Subd. 2. **Employee gainsharing.** Minnesota Statutes 2020, section 16A.90, is repealed.

45.5 Subd. 3. **Interagency agreements and transfers.** Minnesota Statutes 2020, section
 45.6 15.0395, is repealed.

45.7 Subd. 4. **Department of Administration.** Minnesota Statutes 2020, sections 4A.11;
 45.8 179.90; and 179.91, are repealed.

45.9 **ARTICLE 3**45.10 **ELECTIONS ADMINISTRATION**

45.11 Section 1. Minnesota Statutes 2020, section 5.30, subdivision 2, is amended to read:

45.12 Subd. 2. **Appropriation.** ~~Notwithstanding section 4.07, Money in the Help America~~
 45.13 ~~Vote Act account may be spent only pursuant to direct appropriations enacted from time to~~
 45.14 ~~time by law. Money in the account must be spent~~ is appropriated to the secretary of state
 45.15 to improve the administration of elections in accordance with the Help America Vote Act,
 45.16 the state plan certified by the governor under the act, and for reporting and administrative
 45.17 requirements under the act and plan. To the extent required by federal law, money in the
 45.18 account must be used in a manner that is consistent with the maintenance of effort
 45.19 requirements of section 254(a)(7) of the Help America Vote Act, Public Law 107-252,
 45.20 based on the level of state expenditures for the fiscal year ending June 30, 2000.

45.21 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 45.22 applies to any balances of money in the Help America Vote Act account existing on or after
 45.23 that date.

45.24 Sec. 2. Minnesota Statutes 2020, section 5B.06, is amended to read:

45.25 **5B.06 VOTING BY PROGRAM PARTICIPANT; ABSENTEE BALLOT.**

45.26 A program participant who is otherwise eligible to vote may register with the secretary
 45.27 of state as a permanent absentee voter. Notwithstanding section 203B.04, subdivision 5,
 45.28 the secretary of state is not required to send an absentee ballot application prior to each
 45.29 election to a program participant registered as a permanent absentee voter under this section.
 45.30 As soon as practicable before each election, the secretary of state shall determine the precinct
 45.31 in which the residential address of ~~the~~ a program participant is located ~~and~~. Upon making

46.1 a precinct determination, the secretary of state shall either (1) request from and receive from
46.2 the county auditor or other election official the ballot for that precinct and shall forward
46.3 mail the absentee ballot to the program participant with the other, or (2) using the Minnesota
46.4 statewide voter registration system, prepare the program participant's ballot for that precinct
46.5 and mail the absentee ballot to the program participant. The secretary of state shall include
46.6 with each mailed absentee ballot all corresponding materials for absentee balloting as
46.7 required by Minnesota law. The program participant shall complete the ballot and return it
46.8 to the secretary of state, who shall review the ballot in the manner provided by section
46.9 203B.121, subdivision 2. If the ballot and ballot materials comply with the requirements of
46.10 that section, the ballot must be certified by the secretary of state as the ballot of a program
46.11 participant, and must be forwarded to the appropriate electoral jurisdiction for tabulation
46.12 along with all other ballots. The name and address of a program participant must not be
46.13 listed in the statewide voter registration system.

46.14 Sec. 3. Minnesota Statutes 2020, section 8.31, subdivision 1, is amended to read:

46.15 Subdivision 1. **Investigate offenses against provisions of certain designated sections;**
46.16 **assist in enforcement.** The attorney general shall investigate violations of and assist in the
46.17 enforcement of the following laws as in this section provided:

46.18 (1) the law of this state respecting unfair, discriminatory, and other unlawful practices
46.19 in business, commerce, or trade, and specifically, but not exclusively, the Nonprofit
46.20 Corporation Act (sections 317A.001 to 317A.909), the Act Against Unfair Discrimination
46.21 and Competition (sections 325D.01 to 325D.07), the Unlawful Trade Practices Act (sections
46.22 325D.09 to 325D.16), the Antitrust Act (sections 325D.49 to 325D.66), section 325F.67
46.23 and other laws against false or fraudulent advertising, the antidiscrimination acts contained
46.24 in section 325D.67, the act against monopolization of food products (section 325D.68), the
46.25 act regulating telephone advertising services (section 325E.39), the Prevention of Consumer
46.26 Fraud Act (sections 325F.68 to 325F.70), and chapter 53A regulating currency exchanges
46.27 and assist in the enforcement of those laws as in this section provided; and

46.28 (2) section 211B.075 regulating voter intimidation, interference, and deceptive practices
46.29 in elections.

46.30 Sec. 4. Minnesota Statutes 2020, section 13.607, is amended by adding a subdivision to
46.31 read:

46.32 Subd. 9. **Data derived from driver's license or Minnesota identification card**
46.33 **applications.** Data on an application for a driver's license or a Minnesota identification card

47.1 transferred to the secretary of state that are provided by a person whom the secretary of
47.2 state determines is not eligible to vote are governed by section 201.161.

47.3 Sec. 5. Minnesota Statutes 2020, section 135A.17, subdivision 2, is amended to read:

47.4 Subd. 2. **Residential housing list.** All postsecondary institutions that enroll students
47.5 accepting ~~state or~~ federal financial aid may prepare a current list of students enrolled in the
47.6 institution and residing in the institution's housing or within ten miles of the institution's
47.7 campus. All postsecondary institutions that enroll students accepting state financial aid must
47.8 prepare a current list of students enrolled in the institution and residing in the institution's
47.9 housing or within ten miles of the institution's campus. The list shall include each student's
47.10 current address, unless the student is enrolled in the Safe at Home address confidentiality
47.11 program as provided in chapter 5B. The list shall be certified and sent to the appropriate
47.12 county auditor or auditors for use in election day registration as provided under section
47.13 201.061, subdivision 3. A residential housing list provided under this subdivision may not
47.14 be used or disseminated by a county auditor or the secretary of state for any other purpose.

47.15 Sec. 6. Minnesota Statutes 2020, section 201.014, is amended by adding a subdivision to
47.16 read:

47.17 Subd. 2a. **Felony conviction; restoration of civil right to vote.** An individual convicted
47.18 of a felony has the civil right to vote restored when the individual is no longer incarcerated
47.19 for the felony conviction, or upon sentencing if no incarceration is imposed. If the individual
47.20 is later incarcerated for the same offense, the individual's civil right to vote is lost only
47.21 during the period of incarceration.

47.22 Sec. 7. Minnesota Statutes 2020, section 201.071, subdivision 1, is amended to read:

47.23 Subdivision 1. **Form.** Both paper and electronic voter registration applications must
47.24 contain the same information unless otherwise provided by law. A voter registration
47.25 application must contain spaces for the following required information: voter's first name,
47.26 middle name, and last name; voter's previous name, if any; voter's current address; voter's
47.27 previous address, if any; voter's date of birth; voter's municipality and county of residence;
47.28 voter's telephone number, if provided by the voter; date of registration; current and valid
47.29 Minnesota driver's license number or Minnesota state identification number, or if the voter
47.30 has no current and valid Minnesota driver's license or Minnesota state identification, the
47.31 last four digits of the voter's Social Security number; and voter's signature. The paper
47.32 registration application may include the voter's e-mail address, if provided by the voter. The
47.33 electronic voter registration application must include the voter's e-mail address. The

48.1 registration application may include the voter's interest in serving as an election judge, if
48.2 indicated by the voter. The application must also contain the following certification of voter
48.3 eligibility:

48.4 "I certify that I:

48.5 (1) will be at least 18 years old on election day;

48.6 (2) am a citizen of the United States;

48.7 (3) will have ~~resided~~ maintained residence in Minnesota for 20 days immediately
48.8 preceding election day;

48.9 (4) maintain residence at the address given on the registration form;

48.10 (5) am not under court-ordered guardianship in which the court order revokes my right
48.11 to vote;

48.12 (6) have not been found by a court to be legally incompetent to vote;

48.13 (7) ~~have the right to vote because, if I have been convicted of a felony, my felony sentence~~
48.14 ~~has expired (been completed) or I have been discharged from my sentence~~ am not currently
48.15 incarcerated for a conviction of a felony offense; and

48.16 (8) have read and understand the following statement: that giving false information is a
48.17 felony punishable by not more than five years imprisonment or a fine of not more than
48.18 \$10,000, or both."

48.19 The certification must include boxes for the voter to respond to the following questions:

48.20 "(1) Are you a citizen of the United States?" and

48.21 "(2) Will you be 18 years old on or before election day?"

48.22 And the instruction:

48.23 "If you checked 'no' to either of these questions, do not complete this form."

48.24 The form of the voter registration application and the certification of voter eligibility
48.25 must be as provided in this subdivision and approved by the secretary of state. Voter
48.26 registration forms authorized by the National Voter Registration Act must also be accepted
48.27 as valid. The federal postcard application form must also be accepted as valid if it is not
48.28 deficient and the voter is eligible to register in Minnesota.

48.29 An individual may use a voter registration application to apply to register to vote in
48.30 Minnesota or to change information on an existing registration.

49.1 Sec. 8. Minnesota Statutes 2020, section 201.071, subdivision 2, is amended to read:

49.2 Subd. 2. **Instructions.** (a) A registration application shall be accompanied by instructions
49.3 specifying the manner and method of registration, the qualifications for voting, the penalties
49.4 for false registration, and the availability of registration and voting assistance for elderly
49.5 and disabled individuals and residents of health care facilities and hospitals.

49.6 (b) The instructions must indicate that ~~if the voter does not have~~ must provide a valid
49.7 Minnesota driver's license or identification card number, or the last four digits of the voter's
49.8 Social Security number ~~must be provided, unless the voter does not have a Social Security~~
49.9 ~~number, unless the voter has not been issued one of those numbers.~~

49.10 (c) If, prior to election day, a person requests the instructions in Braille, audio format,
49.11 or in a version printed in 16-point bold type with 24-point leading, the county auditor shall
49.12 provide them in the form requested. The secretary of state shall prepare Braille and audio
49.13 copies and make them available.

49.14 Sec. 9. Minnesota Statutes 2020, section 201.071, subdivision 3, is amended to read:

49.15 Subd. 3. **Deficient registration.** ~~No~~ (a) A voter registration application is not deficient
49.16 if it contains the voter's:

49.17 (1) name, address, and date of birth;₂

49.18 (2) current and valid Minnesota driver's license number ~~or~~ ₂ Minnesota state identification
49.19 number, ~~or if the voter has no current and valid Minnesota driver's license or Minnesota~~
49.20 ~~state identification number,~~ the last four digits of the voter's Social Security number, ~~if the~~
49.21 ~~voter has been issued a Social Security number;~~₂

49.22 (3) prior registration, if any;₂ and

49.23 (4) signature.

49.24 (b) A voter registration application is not deficient due to any of the following:

49.25 (1) the absence of a zip code number ~~does not cause the registration to be deficient;~~₂

49.26 (2) failure to check a box on an application form that a voter has certified to be true ~~does~~
49.27 ~~not cause the registration to be deficient;~~ or

49.28 (3) the absence of a number listed under paragraph (a), clause (2), if the voter has not
49.29 been issued one of those numbers and the information can be verified in another government
49.30 database associated with the applicant's name and date of birth, or the application was
49.31 accepted before January 1, 2004.

50.1 ~~The election judges shall request an individual to correct a voter registration application~~
 50.2 ~~if it is deficient or illegible. No eligible voter may be prevented from voting unless the~~
 50.3 ~~voter's registration application is deficient or the voter is duly and successfully challenged~~
 50.4 ~~in accordance with section 201.195 or 204C.12.~~

50.5 (c) A voter registration application:

50.6 (1) accepted prior to August 1, 1983, is not deficient for lack of date of birth. The county
 50.7 or municipality may attempt to obtain the date of birth for a voter registration application
 50.8 accepted prior to August 1, 1983, by a request to the voter at any time except at the polling
 50.9 place. Failure by the voter to comply with this request does not make the registration
 50.10 deficient; and

50.11 ~~A voter registration application accepted before January 1, 2004, is not deficient for lack~~
 50.12 ~~of a valid Minnesota driver's license or state identification number or the last four digits of~~
 50.13 ~~a Social Security number.~~

50.14 ~~A voter registration application submitted by a voter who does not have a Minnesota~~
 50.15 ~~driver's license or state identification number, or a Social Security number, is not deficient~~
 50.16 ~~for lack of any of these numbers.~~

50.17 ~~A voter registration application~~ (2) submitted electronically through the website of the
 50.18 secretary of state prior to April 30, 2014, is not invalid as a result of its electronic submission.

50.19 (d) An election judge must request an individual to correct a voter registration application
 50.20 if it is deficient or illegible. An eligible voter must not be prevented from voting unless the
 50.21 voter's registration application is deficient or the voter's eligibility to vote is successfully
 50.22 challenged under section 201.195 or 204C.12.

50.23 Sec. 10. Minnesota Statutes 2020, section 201.071, subdivision 8, is amended to read:

50.24 Subd. 8. **School district assistance.** School districts shall assist county auditors in
 50.25 determining the school district in which a voter ~~resides~~ maintains residence.

50.26 Sec. 11. Minnesota Statutes 2020, section 201.091, subdivision 2, is amended to read:

50.27 Subd. 2. **Corrected list.** By February 15 of each year, the secretary of state shall prepare
 50.28 the master list for each county auditor. The records in the statewide registration system must
 50.29 be periodically corrected and updated by the county auditor. An updated master list for each
 50.30 precinct must be available for absentee voting at least 46 days before each election. A final
 50.31 corrected master list must be available ~~seven~~ 14 days before each election.

51.1 Sec. 12. Minnesota Statutes 2020, section 201.12, subdivision 2, is amended to read:

51.2 Subd. 2. **Moved within state.** If any nonforwardable mailing from an election official
51.3 is returned as undeliverable but with a permanent forwarding address in this state, the county
51.4 auditor may change the voter's status to "inactive" in the statewide registration system and
51.5 shall transmit a copy of the mailing to the auditor of the county in which the new address
51.6 is located. If an election is scheduled to occur in the precinct in which the voter ~~resides~~
51.7 maintains residence in the next 47 days, the county auditor shall promptly update the voter's
51.8 address in the statewide voter registration system. If there is not an election scheduled, the
51.9 auditor may wait to update the voter's address until after the next list of address changes is
51.10 received from the secretary of state. Once updated, the county auditor shall mail to the voter
51.11 a notice stating the voter's name, address, precinct, and polling place, except that if the
51.12 voter's record is challenged due to a felony conviction, noncitizenship, name change,
51.13 incompetence, or a court's revocation of voting rights of individuals under guardianship,
51.14 the auditor must not mail the notice. The notice must advise the voter that the voter's voting
51.15 address has been changed and that the voter must notify the county auditor within 21 days
51.16 if the new address is not the voter's address of residence. The notice must state that it must
51.17 be returned if it is not deliverable to the voter at the named address.

51.18 Sec. 13. Minnesota Statutes 2020, section 201.121, subdivision 3, is amended to read:

51.19 Subd. 3. **Postelection sampling.** (a) Within ten days after an election, the county auditor
51.20 shall send the notice required by subdivision 2 to a random sampling of the individuals
51.21 registered on election day. The random sampling shall be determined in accordance with
51.22 the rules of the secretary of state. As soon as practicable after the election, the county auditor
51.23 shall mail the notice required by subdivision 2 to all other individuals registered on election
51.24 day. If a notice is returned as not deliverable, the county auditor shall attempt to determine
51.25 the reason for the return. A county auditor who does not receive or obtain satisfactory proof
51.26 of an individual's eligibility to vote shall immediately notify the county attorney of all of
51.27 the relevant information. ~~The~~ By February 15 of each odd-numbered year, the county auditor
51.28 must notify the secretary of state of the following information for the previous state general
51.29 election by each precinct:

51.30 (1) the total number of all notices that were returned as nondeliverable;

51.31 (2) the total number of nondeliverable notices that the county auditor was able to
51.32 determine the reason for the return along with the reason for each return; and

51.33 (3) the total number of individuals for whom the county auditor does not receive or
51.34 obtain satisfactory proof of an individual's eligibility to vote.

52.1 (b) By March 1 of every odd-numbered year, the secretary of state shall report to the
52.2 chair and ranking minority members of the legislative committees with jurisdiction over
52.3 elections the following information for the previous state general election by each precinct
52.4 and each county:

52.5 (1) the total number of all notices that were returned as nondeliverable;

52.6 (2) the total number of nondeliverable notices that a county auditor was able to determine
52.7 the reason for the return along with the reason for each return; and

52.8 (3) the total number of individuals for whom the county auditor does not receive or
52.9 obtain satisfactory proof of an individual's eligibility to vote.

52.10 Sec. 14. Minnesota Statutes 2020, section 201.13, subdivision 3, is amended to read:

52.11 Subd. 3. **Use of change of address system.** (a) At least once each month the secretary
52.12 of state shall obtain a list of individuals registered to vote in this state who have filed with
52.13 the United States Postal Service a change of their permanent address. The secretary of state
52.14 may also periodically obtain a list of individuals with driver's licenses or state identification
52.15 cards to identify those who are registered to vote who have applied to the Department of
52.16 Public Safety for a replacement driver's license or state identification card with a different
52.17 address, and a list of individuals for whom the Department of Public Safety received
52.18 notification of a driver's license or state identification card cancellation due to a change of
52.19 residency out of state. However, the secretary of state shall not load data derived from these
52.20 lists into the statewide voter registration system within the 47 days before the state primary
52.21 or 47 days before a November general election.

52.22 (b) If the address is changed to another address in this state, the secretary of state shall
52.23 locate the precinct in which the voter ~~resides~~ maintains residence, if possible. If the secretary
52.24 of state is able to locate the precinct in which the voter ~~resides~~ maintains residence, the
52.25 secretary must transmit the information about the changed address by electronic means to
52.26 the county auditor of the county in which the new address is located. For addresses for
52.27 which the secretary of state is unable to determine the precinct, the secretary may forward
52.28 information to the appropriate county auditors for individual review. If the voter has not
52.29 voted or submitted a voter registration application since the address change, upon receipt
52.30 of the information, the county auditor shall update the voter's address in the statewide voter
52.31 registration system. The county auditor shall mail to the voter a notice stating the voter's
52.32 name, address, precinct, and polling place, unless the voter's record is challenged due to a
52.33 felony conviction, noncitizenship, name change, incompetence, or a court's revocation of
52.34 voting rights of individuals under guardianship, in which case the auditor must not mail the

53.1 notice. The notice must advise the voter that the voter's voting address has been changed
53.2 and that the voter must notify the county auditor within 21 days if the new address is not
53.3 the voter's address of residence. The notice must state that it must be returned if it is not
53.4 deliverable to the voter at the named address.

53.5 (c) If the change of permanent address is to an address outside this state, the secretary
53.6 of state shall notify by electronic means the auditor of the county where the voter formerly
53.7 ~~resided~~ maintained residence that the voter has moved to another state. If the voter has not
53.8 voted or submitted a voter registration application since the address change, the county
53.9 auditor shall promptly mail to the voter at the voter's new address a notice advising the voter
53.10 that the voter's status in the statewide voter registration system will be changed to "inactive"
53.11 unless the voter notifies the county auditor within 21 days that the voter is retaining the
53.12 former address as the voter's address of residence, except that if the voter's record is
53.13 challenged due to a felony conviction, noncitizenship, name change, incompetence, or a
53.14 court's revocation of voting rights of individuals under guardianship, the auditor must not
53.15 mail the notice. If the notice is not received by the deadline, the county auditor shall change
53.16 the voter's status to "inactive" in the statewide voter registration system.

53.17 (d) If, in order to maintain voter registration records, the secretary of state enters an
53.18 agreement to share information or data with an organization governed exclusively by a
53.19 group of states, the secretary must first determine that the data security protocols are sufficient
53.20 to safeguard the information or data shared. If required by such an agreement, the secretary
53.21 of state may share the following data from the statewide voter registration system and data
53.22 released to the secretary of state under section 171.12, subdivision 7a:

53.23 (1) name;

53.24 (2) date of birth;

53.25 (3) address;

53.26 (4) driver's license or state identification card number;

53.27 (5) the last four digits of an individual's Social Security number; and

53.28 (6) the date that an individual's record was last updated.

53.29 If the secretary of state enters into such an agreement, the secretary and county auditors
53.30 must process changes to voter records based upon that data in accordance with this section.
53.31 Except as otherwise provided in this subdivision, when data is shared with the secretary of
53.32 state by another state, the secretary of state must maintain the same data classification that
53.33 the data had while it was in the possession of the state providing the data.

54.1 Sec. 15. Minnesota Statutes 2020, section 201.161, is amended to read:

54.2 **201.161 DRIVER'S LICENSE AND IDENTIFICATION CARD APPLICATIONS**
 54.3 **AUTOMATIC VOTER REGISTRATION.**

54.4 Subdivision 1. Automatic registration. Except as otherwise provided in this section,
 54.5 an individual must be registered to vote if the individual is eligible to vote under section
 54.6 201.014 and properly completes and submits one of the following applications, if the
 54.7 application otherwise requires documentation of citizenship:

54.8 (1) an application for a new or renewed Minnesota driver's license or identification card;
 54.9 or

54.10 (2) an application for benefits or services to a state agency participating under subdivision
 54.11 4.

54.12 Subd. 2. Option to decline registration. After an individual submits an application
 54.13 qualifying for registration under this section, a county auditor must provide, by mail, a
 54.14 notice of the option and the procedures necessary to decline to be registered to vote pursuant
 54.15 to subdivision 6 and section 201.12, subdivision 1. An individual must not be registered to
 54.16 vote if the individual declines to be registered within 20 days of submitting the application.
 54.17 The individual must continue to be offered an opportunity to be registered upon completion
 54.18 or submission of a qualifying application unless the individual presents documentation
 54.19 demonstrating a lack of citizenship or a failure to meet other eligibility criteria.

54.20 Subd. 3. Department of Public Safety. (a) The Department commissioner of public
 54.21 safety shall, in consultation with the secretary of state, must change its the applications for
 54.22 an original, duplicate, or change of address driver's license or identification card so that the
 54.23 forms may also serve as voter registration applications, if the application otherwise includes
 54.24 verification of the applicant's citizenship. The forms must contain spaces for all information
 54.25 collected by voter registration applications required to register to vote, as prescribed by the
 54.26 secretary of state. Applicants for driver's licenses or identification cards must be asked if
 54.27 they want to register to vote at the same time and that Unless the applicant has provided an
 54.28 address other than the applicant's address of residence under section 171.12, subdivision 7,
 54.29 paragraph (d), the commissioner must transmit the information must be transmitted at least
 54.30 weekly daily by electronic means to the secretary of state. Pursuant to the Help America
 54.31 Vote Act of 2002, Public Law 107-252, the computerized driver's license record containing
 54.32 the voter's name, address, date of birth, citizenship, driver's license number or state
 54.33 identification number, signature image, county, town, and city or town must be made
 54.34 available for access by the secretary of state and interaction with the statewide voter

55.1 registration system. At least monthly, the commissioner must submit data to the secretary
55.2 of state identifying the total number of people applying for services in a manner that qualifies
55.3 for voter registration under this section and the total number of individuals whose records
55.4 were actually transferred for registration.

55.5 (b) Information on an applicant for a form of an original, duplicate, or change of address
55.6 driver's license or identification card that does not include verification of citizenship must
55.7 not be transmitted to the secretary of state. The commissioner must provide these applicants
55.8 with information on the voting eligibility and the requirements for registering to vote at the
55.9 time of the transaction.

55.10 (c) An applicant must not be registered to vote under this subdivision until the
55.11 commissioner of public safety has certified that the department's systems have been tested
55.12 and can accurately provide the required data, and the secretary of state has certified that the
55.13 system for automatic registration of those applicants has been tested and is capable of
55.14 properly determining whether an applicant is eligible to vote. The department's systems
55.15 must be tested and accurately provide the necessary data no later than June 1, 2022.

55.16 (d) For purposes of this section, "driver's license" includes any instruction permit,
55.17 provisional license, limited license, restricted license, or operator's permit issuable by the
55.18 commissioner of public safety under chapter 171.

55.19 **Subd. 4. Other agencies and units of government.** (a) The commissioner of any state
55.20 agency, and the administrative head of any local government or the government of a federally
55.21 recognized Indian tribe within the state, in consultation with the secretary of state, may
55.22 cause any form or application within its jurisdiction to serve as a voter registration
55.23 application, if the form or application already provides verification of an applicant's United
55.24 States citizenship. The form or application must contain spaces for all information required
55.25 to register to vote, as prescribed by the secretary of state. The commissioner or administrative
55.26 head must transmit information daily by electronic means to the secretary of state on any
55.27 individual whose United States citizenship has been verified. At least monthly, the
55.28 commissioner must submit data to the secretary of state identifying the total number of
55.29 people applying for services in a manner that qualifies for voter registration under this
55.30 section, and the total number of individuals whose records were actually transferred for
55.31 registration.

55.32 (b) The commissioner or administrative head, in consultation with the secretary of state,
55.33 may cause any form or application within its jurisdiction to serve as an update to the address
55.34 on an applicant's existing voter registration record. The commissioner or administrative

56.1 head must transmit these information daily by electronic means to the secretary of state. At
56.2 least monthly, the commissioner or administrative head must submit data to the secretary
56.3 of state identifying the total number of people applying for services in a manner that qualifies
56.4 for a voter registration address update under this paragraph, and the total number of
56.5 individuals whose records were actually transferred for updates.

56.6 (c) An applicant must not be registered to vote under this subdivision until the agency's
56.7 commissioner, or the administrative head of the local or tribal government, has certified
56.8 that the necessary systems have been tested and can accurately provide the required data,
56.9 and the secretary of state has certified that the system for automatic registration of those
56.10 applicants has been tested and is capable of properly determining whether an applicant is
56.11 eligible to vote.

56.12 Subd. 5. **Registration.** (a) The secretary of state must determine whether an applicant
56.13 whose information is submitted under this section is currently registered in the statewide
56.14 voter registration system. For each currently registered voter whose registration is not
56.15 changed, the secretary of state must update the voter's registration date in the statewide
56.16 voter registration system. For each currently registered voter whose registration is changed,
56.17 the secretary of state must transmit the registration daily by electronic means to the county
56.18 auditor of the county where the voter resides.

56.19 (b) If the applicant is not currently registered in the statewide voter registration system,
56.20 the secretary of state must determine whether the applicant is 18 years of age or older and
56.21 a citizen of the United States. The secretary of state must also compare the voter registration
56.22 information received under section 201.145 to determine whether the applicant is eligible
56.23 to vote. If an applicant is less than 18 years of age, the secretary of state must wait until the
56.24 applicant has turned 18 years of age to determine whether the applicant is eligible to vote.
56.25 For each applicant the secretary of state determines is an eligible voter, the secretary of state
56.26 must transmit the registration daily by electronic means to the county auditor of the county
56.27 where the voter resides.

56.28 (c) Any data on applicants who the secretary determines are not eligible to vote are
56.29 private data on individuals, as defined in section 13.02, subdivision 12.

56.30 (d) The county auditor must inactivate the voter's record in the statewide voter registration
56.31 system upon receipt of a written request, signed by the voter, that the registration be
56.32 inactivated.

56.33 Subd. 6. **Notice.** Upon receipt of the registration information, the county auditor must
56.34 provide to the voter the notice of registration required by section 201.121, subdivision 2.

57.1 A notice mailed under this subdivision must include information on declining the registration
57.2 within the period authorized by subdivision 2, if the voter does not wish to be registered to
57.3 vote. The secretary of state may adopt rules prescribing the notice required by this subdivision
57.4 and subdivision 2.

57.5 Subd. 7. **Prosecution of registration violations; voluntary action required.** Unless
57.6 an individual knows of the individual's ineligibility to vote and intentionally takes voluntary
57.7 action to become registered, the transfer of the individual's record under this section does
57.8 not constitute completion or submission of a voter registration application by that individual.
57.9 If an application is processed and the individual is registered by the state under this section,
57.10 the application and registration is presumed to have been officially authorized by the state
57.11 and the individual is not subject to penalty under this section or other applicable law if the
57.12 individual is subsequently determined to be ineligible.

57.13 Subd. 8. **Effective date.** A registration application completed pursuant to this section
57.14 that is dated during the 20 days before an election is not effective until the day after the
57.15 election. This subdivision does not limit the ability of a person to register to vote on election
57.16 day as provided in section 201.061, subdivision 3. Any person who submits an application
57.17 under this section that is dated during the 20 days before an election shall be provided at
57.18 the time of application with a notice advising the applicant of the procedures to register to
57.19 vote on election day.

57.20 Sec. 16. Minnesota Statutes 2020, section 201.1611, subdivision 1, is amended to read:

57.21 Subdivision 1. **Forms.** All postsecondary institutions that enroll students accepting state
57.22 or federal financial aid shall provide voter registration forms to each student as early as
57.23 possible in the fall quarter. All school districts shall make available voter registration
57.24 applications each May and September to all students registered as students of the school
57.25 district who will be eligible to vote at the next election after those months. A school district
57.26 has no obligation to provide voter registration applications to students who participate in a
57.27 postsecondary education option program or who otherwise ~~reside~~ maintain residence in the
57.28 district but do not attend a school operated by the district. A school district fulfills its
57.29 obligation to a student under this section if it provides a voter registration application to the
57.30 student one time. The forms must contain spaces for the information required in section
57.31 201.071, subdivision 1, and applicable rules of the secretary of state. The institutions and
57.32 school districts may request these forms from the secretary of state. Institutions shall consult
57.33 with their campus student government in determining the most effective means of distributing
57.34 the forms and in seeking to facilitate election day registration of students under section

58.1 201.061, subdivision 3. School districts must advise students that completion of the voter
58.2 registration application is not a school district requirement.

58.3 Sec. 17. Minnesota Statutes 2020, section 201.162, is amended to read:

58.4 **201.162 DUTIES OF STATE AGENCIES.**

58.5 The commissioner or chief administrative officer of each state agency or
58.6 community-based public agency or nonprofit corporation that contracts with the state agency
58.7 to carry out obligations of the state agency shall provide voter registration services for
58.8 employees and the public, including as applicable, automatic voter registration or information
58.9 on voter eligibility and registration procedures as required under section 201.161. A person
58.10 may complete a voter registration application or apply to change a voter registration name
58.11 or address if the person has the proper qualifications on the date of application. Nonpartisan
58.12 voter registration assistance, including routinely asking members of the public served by
58.13 the agency whether they would like to register to vote and, if necessary, assisting them in
58.14 preparing the registration forms must be part of the job of appropriate agency employees.

58.15 Sec. 18. Minnesota Statutes 2020, section 201.225, subdivision 2, is amended to read:

58.16 Subd. 2. **Technology requirements.** An electronic roster must:

58.17 (1) be able to be loaded with a data file that includes voter registration data in a file
58.18 format prescribed by the secretary of state;

58.19 (2) allow for data to be exported in a file format prescribed by the secretary of state;

58.20 (3) allow for data to be entered manually or by scanning a Minnesota driver's license or
58.21 identification card to locate a voter record or populate a voter registration application that
58.22 would be printed and signed and dated by the voter. The printed registration application
58.23 can be either a printed form, labels printed with voter information to be affixed to a preprinted
58.24 form, or a combination of both;

58.25 (4) allow an election judge to update data that was populated from a scanned driver's
58.26 license or identification card;

58.27 (5) cue an election judge to ask for and input data that is not populated from a scanned
58.28 driver's license or identification card that is otherwise required to be collected from the voter
58.29 or an election judge;

58.30 (6) immediately alert the election judge if the voter has provided information that indicates
58.31 that the voter is not eligible to vote;

59.1 (7) immediately alert the election judge if the electronic roster indicates that a voter has
59.2 already voted in that precinct, the voter's registration status is challenged, or it appears the
59.3 voter ~~resides~~ maintains residence in a different precinct;

59.4 (8) provide immediate instructions on how to resolve a particular type of challenge when
59.5 a voter's record is challenged;

59.6 (9) provide for a printed voter signature certificate, containing the voter's name, address
59.7 of residence, date of birth, voter identification number, the oath required by section 204C.10,
59.8 and a space for the voter's original signature. The printed voter signature certificate can be
59.9 either a printed form or a label printed with the voter's information to be affixed to the oath;

59.10 (10) contain only preregistered voters within the precinct, and not contain preregistered
59.11 voter data on voters registered outside of the precinct;

59.12 (11) be only networked within the polling location on election day, except for the purpose
59.13 of updating absentee ballot records;

59.14 (12) meet minimum security, reliability, and networking standards established by the
59.15 Office of the Secretary of State in consultation with the Office of MN.IT Services;

59.16 (13) be capable of providing a voter's correct polling place; and

59.17 (14) perform any other functions necessary for the efficient and secure administration
59.18 of the participating election, as determined by the secretary of state.

59.19 Electronic rosters used only for election day registration do not need to comply with clauses
59.20 (1), (8), and (10). Electronic rosters used only for preregistered voter processing do not need
59.21 to comply with clauses (4) and (5).

59.22 Sec. 19. **[201.276] DUTIES OF SECRETARY OF STATE; INFORMATION ABOUT**
59.23 **VOTING RIGHTS.**

59.24 The secretary of state shall develop accurate and complete information in a single
59.25 publication about the voting rights of people who have been charged with or convicted of
59.26 a crime. This publication must be made available electronically to the state court administrator
59.27 for distribution to judges, court personnel, probation officers, and the commissioner of
59.28 corrections for distribution to corrections officials, parole and supervised release agents,
59.29 and the public.

60.1 Sec. 20. Minnesota Statutes 2020, section 202A.11, subdivision 2, is amended to read:

60.2 Subd. 2. **Right to use.** A major political party which has adopted a party name is entitled
60.3 to the exclusive use of that name for the designation of its candidates on all ballots, and no
60.4 candidate of any other political party is entitled to have printed on a ballot as a party
60.5 designation any part of that name. Improper use of a major political party's name may be
60.6 the subject of a petition filed under section 204B.44.

60.7 Sec. 21. Minnesota Statutes 2020, section 202A.16, subdivision 1, is amended to read:

60.8 Subdivision 1. **Eligible voters.** Only those individuals who are or will be eligible to vote
60.9 at the time of the next state general election, may vote or be elected a delegate or officer at
60.10 the precinct caucus. An eligible voter may vote or be elected a delegate or officer only in
60.11 the precinct where the voter ~~resides~~ maintains residence at the time of the caucus.

60.12 Sec. 22. Minnesota Statutes 2020, section 203B.01, subdivision 3, is amended to read:

60.13 Subd. 3. **Military.** "Military" means the Army, Navy, Air Force, Marine Corps, Coast
60.14 Guard or Merchant Marine of the United States, all other uniformed services as defined in
60.15 United States Code, title 52, section 20310, and military forces as defined by section 190.05,
60.16 subdivision 3, or any eligible citizen of Minnesota enrolled as a student at the United States
60.17 Naval Academy, the United States Coast Guard Academy, the United States Merchant
60.18 Marine Academy, the United States Air Force Academy, or the United States Military
60.19 Academy.

60.20 Sec. 23. Minnesota Statutes 2020, section 203B.01, is amended by adding a subdivision
60.21 to read:

60.22 Subd. 5. **Utility worker.** "Utility worker" means an employee of a public utility as
60.23 defined by section 216B.02, subdivision 4.

60.24 Sec. 24. Minnesota Statutes 2020, section 203B.02, is amended by adding a subdivision
60.25 to read:

60.26 Subd. 4. **Emergency response providers.** Any trained or certified emergency response
60.27 provider or utility worker who is deployed during the time period authorized by law for
60.28 absentee voting, on election day, or during any state of emergency declared by the President
60.29 of the United States or any governor of any state within the United States may vote by
60.30 absentee ballot.

61.1 Sec. 25. Minnesota Statutes 2020, section 203B.04, subdivision 1, is amended to read:

61.2 Subdivision 1. **Application procedures.** (a) Except as otherwise allowed by subdivision
61.3 2 or by section 203B.11, subdivision 4, an application for absentee ballots for any election
61.4 may be submitted at any time not less than one day before the day of that election. The
61.5 county auditor shall prepare absentee ballot application forms in the format provided by the
61.6 secretary of state and shall furnish them to any person on request. By January 1 of each
61.7 even-numbered year, the secretary of state shall make the forms to be used available to
61.8 auditors through electronic means. An application submitted pursuant to this subdivision
61.9 shall be in writing. An application may be submitted in person, by electronic facsimile
61.10 device, by electronic mail, or by mail to:

61.11 (1) the county auditor of the county where the applicant maintains residence; or

61.12 (2) the municipal clerk of the municipality, or school district if applicable, where the
61.13 applicant maintains residence.

61.14 For a federal, state, or county election, an absentee ballot application may alternatively be
61.15 submitted electronically through a secure website that shall be maintained by the secretary
61.16 of state for this purpose. Notwithstanding paragraph (b), the secretary of state must require
61.17 applicants using the website to submit the applicant's e-mail address and verifiable Minnesota
61.18 driver's license number, Minnesota state identification card number, or the last four digits
61.19 of the applicant's Social Security number.

61.20 An application submitted electronically under this paragraph may only be transmitted to
61.21 the county auditor for processing if the secretary of state has verified the application
61.22 information matches the information in a government database associated with the applicant's
61.23 driver's license number, state identification card number, or Social Security number. The
61.24 secretary of state must review all unverifiable applications for evidence of suspicious activity
61.25 and must forward any such application to an appropriate law enforcement agency for
61.26 investigation.

61.27 (b) An application shall be approved if it is timely received, signed and dated by the
61.28 applicant, contains the applicant's name and residence and mailing addresses, date of birth,
61.29 and at least one of the following:

61.30 (1) the applicant's Minnesota driver's license number;

61.31 (2) Minnesota state identification card number;

61.32 (3) the last four digits of the applicant's Social Security number; or

61.33 (4) a statement that the applicant does not have any of these numbers.

62.1 (c) To be approved, the application must contain an oath that the information contained
62.2 on the form is accurate, that the applicant is applying on the applicant's own behalf, and
62.3 that the applicant is signing the form under penalty of perjury.

62.4 (d) An applicant's full date of birth, Minnesota driver's license or state identification
62.5 number, and the last four digits of the applicant's Social Security number must not be made
62.6 available for public inspection. An application may be submitted to the county auditor or
62.7 municipal clerk by an electronic facsimile device. An application mailed or returned in
62.8 person to the county auditor or municipal clerk on behalf of a voter by a person other than
62.9 the voter must be deposited in the mail or returned in person to the county auditor or
62.10 municipal clerk within ten days after it has been dated by the voter and no later than six
62.11 days before the election. The absentee ballot applications or a list of persons applying for
62.12 an absentee ballot may not be made available for public inspection until the close of voting
62.13 on election day, except as authorized in section 203B.12, and must be available to the public
62.14 in the same manner as public information lists in section 201.091, subdivisions 4, 5, and 9.

62.15 (e) An application under this subdivision may contain an application under subdivision
62.16 5 to automatically receive an absentee ballot application.

62.17 Sec. 26. Minnesota Statutes 2020, section 203B.081, subdivision 1, is amended to read:

62.18 Subdivision 1. **Location; timing.** An eligible voter may vote by absentee ballot in the
62.19 office of the county auditor and at any other polling place designated by the county auditor
62.20 during the 46 days before the election, except as provided in this section. The county auditor
62.21 shall make such polling place designations at least 14 weeks before the election. Voters
62.22 casting absentee ballots in person for a town election held in March may do so during the
62.23 30 days before the election.

62.24 Sec. 27. Minnesota Statutes 2020, section 203B.081, subdivision 2, is amended to read:

62.25 Subd. 2. ~~Town elections~~ **Voting booth; electronic ballot marker.** ~~Voters casting~~
62.26 ~~absentee ballots in person for a town election held in March may do so during the 30 days~~
62.27 ~~before the election. The county auditor shall make such designations at least 14 weeks before~~
62.28 ~~the election. For purposes of this section, the county auditor must make available in each~~
62.29 ~~polling place (1) at least one voting booth in each polling place must be made available by~~
62.30 ~~the county auditor for this purpose. The county auditor must also make available, and (2)~~
62.31 ~~at least one electronic ballot marker in each polling place that has implemented a voting~~
62.32 ~~system that is accessible for individuals with disabilities pursuant to section 206.57,~~
62.33 ~~subdivision 5.~~

63.1 Sec. 28. Minnesota Statutes 2020, section 203B.081, subdivision 3, is amended to read:

63.2 Subd. 3. **Alternative procedure.** (a) The county auditor may make available a ballot
63.3 counter and ballot box for use by the voters during the ~~seven~~ 14 days before the election.
63.4 If a ballot counter and ballot box is provided, a voter must be given the option either (1) to
63.5 vote using the process provided in section 203B.08, subdivision 1, or (2) to vote in the
63.6 manner provided in this subdivision.

63.7 (b) If a voter chooses to vote in the manner provided in this subdivision, the voter must
63.8 state the voter's name, address, and date of birth to the county auditor or municipal clerk.
63.9 The voter shall sign a voter's certificate, which must include the voter's name, identification
63.10 number, and the certification required by section 201.071, subdivision 1. The signature of
63.11 an individual on the voter's certificate and the issuance of a ballot to the individual is evidence
63.12 of the intent of the individual to vote at that election.

63.13 (c) After signing the voter's certificate, the voter shall be issued a ballot and immediately
63.14 retire to a voting station or other designated location in the polling place to mark the ballot.
63.15 The ballot must not be taken from the polling place. If the voter spoils the ballot, the voter
63.16 may return it to the election official in exchange for a new ballot. After completing the
63.17 ballot, the voter shall deposit the ballot into the ballot box.

63.18 (d) The election official must immediately record that the voter has voted in the manner
63.19 provided in section 203B.121, subdivision 3.

63.20 (e) The election duties required by this subdivision must be performed by the county
63.21 auditor, municipal clerk, or a deputy of the auditor or clerk.

63.22 (f) The secretary of state must prepare voting instructions in languages other than English
63.23 for use by voters casting a ballot under this subdivision. At a minimum, the instructions
63.24 must be prepared and made available in print, electronic, and audio-visual formats in the
63.25 Spanish, Hmong, and Somali languages.

63.26 Sec. 29. Minnesota Statutes 2020, section 203B.11, subdivision 1, is amended to read:

63.27 Subdivision 1. **Generally.** (a) Each full-time municipal clerk or school district clerk
63.28 who has authority under section 203B.05 to administer absentee voting laws shall designate
63.29 election judges to deliver absentee ballots in accordance with this section. The county auditor
63.30 must also designate election judges to perform the duties in this section. A ballot may be
63.31 delivered only to an eligible voter who is a temporary or permanent resident or patient in a
63.32 health care facility or hospital located in the municipality in which the voter maintains
63.33 residence. The ballots shall be delivered by two election judges, each of whom is affiliated

64.1 with a different major political party. When the election judges deliver or return ballots as
64.2 provided in this section, they shall travel together in the same vehicle. Both election judges
64.3 shall be present when an applicant completes the certificate of eligibility and marks the
64.4 absentee ballots, and may assist an applicant as provided in section 204C.15. The election
64.5 judges shall deposit the return envelopes containing the marked absentee ballots in a sealed
64.6 container and return them to the clerk on the same day that they are delivered and marked.

64.7 (b) At the discretion of a full-time municipal clerk, school district clerk, or county auditor,
64.8 absentee ballots may be delivered in the same manner as prescribed in paragraph (a) to a
64.9 veterans home operated by the board of directors of the Minnesota veterans homes under
64.10 chapter 198 or a shelter for battered women as defined in section 611A.37, subdivision 4.

64.11 Sec. 30. Minnesota Statutes 2020, section 203B.12, subdivision 7, is amended to read:

64.12 Subd. 7. **Names of persons; rejected absentee ballots.** The names of voters who have
64.13 submitted an absentee ballot to the county auditor or municipal clerk that has not been
64.14 accepted may not be made available for public inspection until the close of voting on election
64.15 day.

64.16 After the close of voting on election day, the lists must be available to the public in the
64.17 same manner as public information lists in section 201.091, subdivisions 4, 5, and 9.

64.18 Sec. 31. Minnesota Statutes 2020, section 203B.121, subdivision 2, is amended to read:

64.19 Subd. 2. **Duties of ballot board; absentee ballots.** (a) The members of the ballot board
64.20 shall take possession of all ~~return~~ signature envelopes delivered to them in accordance with
64.21 section 203B.08. Upon receipt from the county auditor, municipal clerk, or school district
64.22 clerk, two or more members of the ballot board shall examine each ~~return~~ signature envelope
64.23 and shall mark it accepted or rejected in the manner provided in this subdivision. Election
64.24 judges performing the duties in this section must be of different major political parties,
64.25 unless they are exempt from that requirement under section 205.075, subdivision 4, or
64.26 section 205A.10, subdivision 2.

64.27 (b) The members of the ballot board shall mark the ~~return~~ signature envelope "Accepted"
64.28 and initial or sign the ~~return~~ signature envelope below the word "Accepted" if a majority
64.29 of the members of the ballot board examining the envelope are satisfied that:

64.30 (1) the voter's name and address on the ~~return~~ signature envelope are the same as the
64.31 information provided on the absentee ballot application;

64.32 (2) the voter signed the certification on the envelope;

65.1 (3) the voter's Minnesota driver's license, state identification number, or the last four
65.2 digits of the voter's Social Security number are the same as a number on the voter's absentee
65.3 ballot application or voter record. If the number does not match, the election judges must
65.4 compare the signature provided by the applicant to determine whether the ballots were
65.5 returned by the same person to whom they were transmitted;

65.6 (4) the voter is registered and eligible to vote in the precinct or has included a properly
65.7 completed voter registration application in the ~~return~~ signature envelope;

65.8 (5) the certificate has been completed as prescribed in the directions for casting an
65.9 absentee ballot; and

65.10 (6) the voter has not already voted at that election, either in person or, if it is after the
65.11 close of business on the ~~seventh~~ 14th day before the election, by absentee ballot.

65.12 The ~~return~~ signature envelope from accepted ballots must be preserved and returned to
65.13 the county auditor.

65.14 (c)(1) If a majority of the members of the ballot board examining a ~~return~~ signature
65.15 envelope find that an absentee voter has failed to meet one of the requirements provided in
65.16 paragraph (b), they shall mark the ~~return~~ signature envelope "Rejected," initial or sign it
65.17 below the word "Rejected," list the reason for the rejection on the envelope, and return it
65.18 to the county auditor. There is no other reason for rejecting an absentee ballot beyond those
65.19 permitted by this section. Failure to place the ballot within the ~~security~~ secrecy envelope
65.20 before placing it in the outer white envelope is not a reason to reject an absentee ballot.

65.21 (2) If an envelope has been rejected at least five days before the election, the envelope
65.22 must remain sealed and the official in charge of the ballot board shall provide the voter with
65.23 a replacement absentee ballot and return envelope in place of the rejected ballot.

65.24 (3) If an envelope is rejected within five days of the election, the envelope must remain
65.25 sealed and the official in charge of the ballot board must attempt to contact the voter by
65.26 telephone or e-mail to notify the voter that the voter's ballot has been rejected. The official
65.27 must document the attempts made to contact the voter.

65.28 (d) The official in charge of the absentee ballot board must mail the voter a written notice
65.29 of absentee ballot rejection between six and ten weeks following the election. If the official
65.30 determines that the voter has otherwise cast a ballot in the election, no notice is required.
65.31 If an absentee ballot arrives after the deadline for submission provided by this chapter, the
65.32 notice must be provided between six to ten weeks after receipt of the ballot. A notice of
65.33 absentee ballot rejection must contain the following information:

66.1 (1) the date on which the absentee ballot was rejected or, if the ballot was received after
66.2 the required deadline for submission, the date on which the ballot was received;

66.3 (2) the reason for rejection; and

66.4 (3) the name of the appropriate election official to whom the voter may direct further
66.5 questions, along with appropriate contact information.

66.6 (e) An absentee ballot ~~return~~ signature envelope marked "Rejected" may not be opened
66.7 or subject to further review except in an election contest filed pursuant to chapter 209.

66.8 Sec. 32. Minnesota Statutes 2020, section 203B.121, subdivision 3, is amended to read:

66.9 Subd. 3. **Record of voting.** (a) When applicable, the county auditor or municipal clerk
66.10 must immediately record that a voter's absentee ballot has been accepted. After the close
66.11 of business on the ~~seventh~~ 14th day before the election, a voter whose record indicates that
66.12 an absentee ballot has been accepted must not be permitted to cast another ballot at that
66.13 election. In a state primary, general, or state special election for federal or state office, the
66.14 auditor or clerk must also record this information in the statewide voter registration system.

66.15 (b) The roster must be marked, and a supplemental report of absentee voters who
66.16 submitted a voter registration application with their ballot must be created, no later than the
66.17 start of voting on election day to indicate the voters that have already cast a ballot at the
66.18 election. The roster may be marked either:

66.19 (1) by the county auditor or municipal clerk before election day;

66.20 (2) by the ballot board before election day; or

66.21 (3) by the election judges at the polling place on election day.

66.22 The record of a voter whose absentee ballot was received after the close of business on
66.23 the ~~seventh~~ 14th day before the election is not required to be marked on the roster or
66.24 contained in a supplemental report as required by this paragraph.

66.25 Sec. 33. Minnesota Statutes 2020, section 203B.121, subdivision 4, is amended to read:

66.26 Subd. 4. **Opening of envelopes.** After the close of business on the ~~seventh~~ 14th day
66.27 before the election, the ballots from ~~return~~ secrecy envelopes within the signature envelopes
66.28 marked "Accepted" may be opened, duplicated as needed in the manner provided in section
66.29 206.86, subdivision 5, initialed by the members of the ballot board, and deposited in the
66.30 appropriate ballot box. If more than one voted ballot is enclosed in the ballot envelope, the

67.1 ballots must be returned in the manner provided by section 204C.25 for return of spoiled
67.2 ballots, and may not be counted.

67.3 Sec. 34. Minnesota Statutes 2020, section 203B.16, subdivision 2, is amended to read:

67.4 Subd. 2. **Indefinite residence outside United States.** Sections 203B.16 to 203B.27
67.5 provide the exclusive voting procedure for United States citizens who are living indefinitely
67.6 outside the territorial limits of the United States who meet all the qualifications of an eligible
67.7 voter except residence in Minnesota, but who are authorized by federal law to vote in
67.8 Minnesota because they or, if they have never ~~resided~~ maintained residence in the United
67.9 States, a parent maintained residence in Minnesota for at least 20 days immediately prior
67.10 to their departure from the United States. Individuals described in this subdivision shall be
67.11 permitted to vote only for the offices of president, vice-president, senator in Congress, and
67.12 representative in Congress.

67.13 Sec. 35. Minnesota Statutes 2020, section 203B.24, subdivision 1, is amended to read:

67.14 Subdivision 1. **Check of voter eligibility; proper execution of certificate.** Upon receipt
67.15 of an absentee ballot returned as provided in sections 203B.16 to 203B.27, the election
67.16 judges shall compare the voter's name with the names recorded under section 203B.19 in
67.17 the statewide registration system to insure that the ballot is from a voter eligible to cast an
67.18 absentee ballot under sections 203B.16 to 203B.27. The election judges shall mark the return
67.19 envelope "Accepted" and initial or sign the return envelope below the word "Accepted" if
67.20 the election judges are satisfied that:

67.21 (1) the voter's name and address on the return envelope appears in substantially the same
67.22 form as on the application records provided to the election judges by the county auditor;

67.23 (2) the voter has signed the federal oath prescribed pursuant to section 705(b)(2) of the
67.24 Help America Vote Act, Public Law 107-252;

67.25 (3) the voter has set forth the same voter's passport number, or Minnesota driver's license
67.26 or state identification card number, or the last four digits of the voter's Social Security
67.27 number as submitted on the application, if the voter has one of these documents;

67.28 (4) the voter is not known to have died; and

67.29 (5) the voter has not already voted at that election, either in person or by absentee ballot.

67.30 If the identification number described in clause (3) does not match the number as
67.31 submitted on the application, the election judges must make a reasonable effort to satisfy
67.32 themselves through other information provided by the applicant, or by an individual

68.1 authorized to apply on behalf of the voter, that the ballots were returned by the same person
68.2 to whom the ballots were transmitted.

68.3 An absentee ballot cast pursuant to sections 203B.16 to 203B.27 may only be rejected
68.4 for the lack of one of clauses (1) to (5). In particular, failure to place the ballot within the
68.5 ~~security~~ secrecy envelope before placing it in the outer white envelope is not a reason to
68.6 reject an absentee ballot.

68.7 Election judges must note the reason for rejection on the back of the envelope in the
68.8 space provided for that purpose.

68.9 Failure to return unused ballots shall not invalidate a marked ballot, but a ballot shall
68.10 not be counted if the certificate on the return envelope is not properly executed. In all other
68.11 respects the provisions of the Minnesota Election Law governing deposit and counting of
68.12 ballots shall apply. Notwithstanding other provisions of this section, the counting of the
68.13 absentee ballot of a deceased voter does not invalidate the election.

68.14 Sec. 36. Minnesota Statutes 2020, section 204B.06, subdivision 1b, is amended to read:

68.15 Subd. 1b. **Address and telephone number.** (a) An affidavit of candidacy must state a
68.16 telephone number where the candidate can be contacted. An affidavit must also state the
68.17 candidate's address of residence as determined under section 200.031, or at the candidate's
68.18 request in accordance with paragraph (c), the candidate's campaign contact address. The
68.19 form for the affidavit of candidacy must allow the candidate to request, if eligible, that the
68.20 candidate's address of residence be classified as private data, and to provide the certification
68.21 required under paragraph (c) for classification of that address.

68.22 (b) For an office whose residency requirement must be satisfied by the close of the filing
68.23 period, a registered voter in this state may request in writing that the filing officer receiving
68.24 the affidavit of candidacy review the address as provided in this paragraph, at any time up
68.25 to one day after the last day for filing for office. If requested, the filing officer must determine
68.26 whether the address provided in the affidavit of candidacy is within the area represented by
68.27 the office the candidate is seeking. If the filing officer determines that the address is not
68.28 within the area represented by the office, the filing officer must immediately notify the
68.29 candidate and the candidate's name must be removed from the ballot for that office. A
68.30 determination made by a filing officer under this paragraph is subject to judicial review
68.31 under section 204B.44.

69.1 (c) If the candidate requests that the candidate's address of residence be classified as
69.2 private data, the candidate must list the candidate's address of residence on a separate form
69.3 to be attached to the affidavit. The candidate must also certify on the affidavit that either:

69.4 (1) a police report has been submitted or, an order for protection has been issued, or the
69.5 candidate has a reasonable fear in regard to the safety of the candidate or the candidate's
69.6 family; or

69.7 (2) that the candidate's address is otherwise private pursuant to Minnesota law.

69.8 The address of residence provided by a candidate who makes a request for classification
69.9 on the candidate's affidavit of candidacy and provides the certification required by this
69.10 paragraph is classified as private data, as defined in section 13.02, subdivision 12, but may
69.11 be reviewed by the filing officer as provided in this subdivision.

69.12 (d) The requirements of this subdivision do not apply to affidavits of candidacy for a
69.13 candidate for: (1) judicial office; (2) the office of county attorney; or (3) county sheriff.

69.14 Sec. 37. Minnesota Statutes 2020, section 204B.06, subdivision 4a, is amended to read:

69.15 Subd. 4a. **State and local offices.** Candidates who seek nomination for the following
69.16 offices shall state the following additional information on the affidavit:

69.17 (1) for governor or lieutenant governor, that on the first Monday of the next January the
69.18 candidate will be 25 years of age or older and, on the day of the state general election, a
69.19 resident of Minnesota for not less than one year;

69.20 (2) for supreme court justice, court of appeals judge, or district court judge, that the
69.21 candidate is learned in the law;

69.22 (3) for county, municipal, school district, or special district office, that the candidate
69.23 meets any other qualifications for that office prescribed by law;

69.24 (4) for senator or representative in the legislature, that on the day of the general or special
69.25 election to fill the office the candidate will have ~~resided~~ maintained residence not less than
69.26 one year in the state and not less than six months in the legislative district from which the
69.27 candidate seeks election.

69.28 Sec. 38. Minnesota Statutes 2020, section 204B.09, subdivision 1, is amended to read:

69.29 Subdivision 1. **Candidates in state and county general elections.** (a) Except as
69.30 otherwise provided by this subdivision, affidavits of candidacy and nominating petitions
69.31 for county, state, and federal offices filled at the state general election shall be filed not

70.1 more than 84 days nor less than 70 days before the state primary. The affidavit may be
 70.2 prepared and signed at any time between 60 days before the filing period opens and the last
 70.3 day of the filing period.

70.4 (b) Notwithstanding other law to the contrary, the affidavit of candidacy must be signed
 70.5 in the presence of a notarial officer or an individual authorized to administer oaths under
 70.6 section 358.10.

70.7 (c) This provision does not apply to candidates for presidential elector nominated by
 70.8 major political parties. Major party candidates for presidential elector are certified under
 70.9 section 208.03. Other candidates for presidential electors may file petitions at least 77 days
 70.10 before the general election day pursuant to section 204B.07. Nominating petitions to fill
 70.11 vacancies in nominations shall be filed as provided in section 204B.13. No affidavit or
 70.12 petition shall be accepted later than 5:00 p.m. on the last day for filing.

70.13 (d) Affidavits and petitions for county offices must be filed with the county auditor of
 70.14 that county. Affidavits and petitions for federal offices must be filed with the secretary of
 70.15 state. Affidavits and petitions for state offices must be filed with the secretary of state or
 70.16 with the county auditor of the county in which the candidate ~~resides~~ maintains residence.

70.17 (e) Affidavits other than those filed pursuant to subdivision 1a must be submitted by
 70.18 mail or by hand, notwithstanding chapter 325L, or any other law to the contrary and must
 70.19 be received by 5:00 p.m. on the last day for filing.

70.20 Sec. 39. Minnesota Statutes 2020, section 204B.09, subdivision 3, is amended to read:

70.21 Subd. 3. **Write-in candidates.** (a) A candidate for county, state, or federal office who
 70.22 wants write-in votes for the candidate to be counted must file a written request with the
 70.23 filing office for the office sought not more than 84 days before the primary and no later
 70.24 than the ~~seventh~~ 14th day before the general election. The filing officer shall provide copies
 70.25 of the form to make the request. ~~No~~ The filing officer shall not accept a written request ~~shall~~
 70.26 ~~be accepted~~ later than 5:00 p.m. on the last day for filing a written request.

70.27 (b) A candidate for president of the United States who files a request under this
 70.28 subdivision must ~~include the name of a candidate for vice president of the United States.~~
 70.29 file jointly with another individual seeking nomination as a candidate for vice president of
 70.30 the United States. A candidate for vice president of the United States who files a request
 70.31 under this subdivision must file jointly with another individual seeking nomination as a
 70.32 candidate for president of the United States. The request must also include the name of at
 70.33 least one candidate for presidential elector. The total number of names of candidates for

71.1 presidential elector on the request may not exceed the total number of electoral votes to be
71.2 cast by Minnesota in the presidential election.

71.3 (c) A candidate for governor who files a request under this subdivision must ~~include the~~
71.4 ~~name of a candidate for lieutenant governor.~~ file jointly with another individual seeking
71.5 nomination as a candidate for lieutenant governor. A candidate for lieutenant governor who
71.6 files a request under this subdivision must file jointly with another individual seeking
71.7 nomination as a candidate for governor.

71.8 Sec. 40. Minnesota Statutes 2020, section 204B.13, is amended by adding a subdivision
71.9 to read:

71.10 Subd. 6a. **Candidates for federal office.** This section does not apply to a vacancy in
71.11 nomination for a federal office.

71.12 Sec. 41. Minnesota Statutes 2020, section 204B.16, subdivision 1, is amended to read:

71.13 Subdivision 1. **Authority; location.** (a) By December 31 of each year, the governing
71.14 body of each municipality and of each county with precincts in unorganized territory must
71.15 designate by ordinance or resolution ~~a polling place for each election precinct. The polling~~
71.16 ~~places designated in the ordinance or resolution are the polling places for the following~~
71.17 ~~calendar year, unless a change is made:~~ any changes to a polling place location. A polling
71.18 place must be maintained for the following calendar year unless changed:

71.19 (1) by ordinance or resolution by December 31 of the previous year;

71.20 ~~(1)~~ (2) pursuant to section 204B.175;

71.21 ~~(2)~~ (3) because a polling place has become unavailable; or

71.22 ~~(3)~~ (4) because a township designates one location for all state, county, and federal
71.23 elections and one location for all township only elections.

71.24 (b) Polling places must be designated and ballots must be distributed so that no one is
71.25 required to go to more than one polling place to vote in a school district and municipal
71.26 election held on the same day. The polling place for a precinct in a city or in a school district
71.27 located in whole or in part in the metropolitan area defined by section 200.02, subdivision
71.28 24, shall be located within the boundaries of the precinct or within one mile of one of those
71.29 boundaries unless a single polling place is designated for a city pursuant to section 204B.14,
71.30 subdivision 2, or a school district pursuant to section 205A.11. The polling place for a
71.31 precinct in unorganized territory may be located outside the precinct at a place which is
71.32 convenient to the voters of the precinct. If no suitable place is available within a town or

72.1 within a school district located outside the metropolitan area defined by section 200.02,
72.2 subdivision 24, then the polling place for a town or school district may be located outside
72.3 the town or school district within five miles of one of the boundaries of the town or school
72.4 district.

72.5 Sec. 42. Minnesota Statutes 2020, section 204B.19, subdivision 6, is amended to read:

72.6 Subd. 6. **High school students.** Notwithstanding any other requirements of this section,
72.7 a student enrolled in a high school in Minnesota or who is in a home school in compliance
72.8 with sections 120A.22 and 120A.24, who has attained the age of 16 is eligible to be appointed
72.9 as a ~~without party affiliation~~ trainee election judge, without party affiliation, in the county
72.10 in which the student ~~resides~~ maintains residence, or a county adjacent to the county in which
72.11 the student ~~resides~~ maintains residence. The student must meet qualifications for trainee
72.12 election judges specified in rules of the secretary of state. A student appointed as a trainee
72.13 election judge may be excused from school attendance during the hours that the student is
72.14 serving as a trainee election judge if the student submits a written request signed and
72.15 approved by the student's parent or guardian to be absent from school and a certificate from
72.16 the appointing authority stating the hours during which the student will serve as a trainee
72.17 election judge to the principal of the school at least ten days prior to the election. Students
72.18 shall not serve as trainee election judges after 10:00 p.m. Notwithstanding section 177.24
72.19 to the contrary, trainee election judges may be paid not less than two-thirds of the minimum
72.20 wage for a large employer. The principal of the school may approve a request to be absent
72.21 from school conditioned on acceptable academic performance at the time of service as a
72.22 trainee election judge. A school board may determine that students are eligible to receive
72.23 credit for serving as a trainee election judge.

72.24 Sec. 43. Minnesota Statutes 2020, section 204B.21, subdivision 2, is amended to read:

72.25 Subd. 2. **Appointing authority; powers and duties.** (a) Election judges for precincts
72.26 in a municipality shall be appointed by the governing body of the municipality. Election
72.27 judges for precincts in unorganized territory and for performing election-related duties
72.28 assigned by the county auditor shall be appointed by the county board. Election judges for
72.29 a precinct composed of two or more municipalities must be appointed by the governing
72.30 body of the municipality or municipalities responsible for appointing election judges as
72.31 provided in the agreement to combine for election purposes.

72.32 (b) Except as otherwise provided in this section, appointments shall be made from the
72.33 list of voters who ~~reside~~ maintain residence in each precinct, furnished pursuant to subdivision

73.1 1, subject to the eligibility requirements and other qualifications established or authorized
73.2 under section 204B.19. At least two election judges in each precinct must be affiliated with
73.3 different major political parties.

73.4 (c) If no lists have been furnished or if additional election judges are required after all
73.5 listed names in that municipality have been exhausted, the appointing authority may appoint
73.6 other individuals who meet the qualifications to serve as an election judge, including persons
73.7 on the list furnished pursuant to subdivision 1 who indicated a willingness to travel to the
73.8 municipality, and persons who are not affiliated with a major political party. An individual
73.9 who is appointed from a source other than the list furnished pursuant to subdivision 1 must
73.10 provide to the appointing authority the individual's major political party affiliation or a
73.11 statement that the individual does not affiliate with any major political party. An individual
73.12 who refuses to provide the individual's major political party affiliation or a statement that
73.13 the individual does not affiliate with a major political party must not be appointed as an
73.14 election judge.

73.15 (d) The appointing authority must, whenever possible, recruit bilingual high school
73.16 students to serve as trainee election judges pursuant to section 204B.19.

73.17 (e) The appointments shall be made at least 25 days before the election at which the
73.18 election judges will serve, except that the appointing authority may pass a resolution
73.19 authorizing the appointment of additional election judges within the 25 days before the
73.20 election if the appointing authority determines that additional election judges will be required.

73.21 Sec. 44. Minnesota Statutes 2020, section 204B.36, subdivision 2, is amended to read:

73.22 Subd. 2. **Candidates and offices.** The name of each candidate shall be printed at a right
73.23 angle to the length of the ballot. At a general election the name of the political party or the
73.24 political principle of each candidate for partisan office shall be printed above or below the
73.25 name of the candidate. The name of a political party or a political principle shall be printed
73.26 in capital and lowercase letters of the same type, with the capital letters at least one-half the
73.27 height of the capital letters used for names of the candidates. At a general or special election,
73.28 blank lines containing the words "write-in, if any" shall be printed below the name of the
73.29 last candidate for each office, or below the title of the office if no candidate has filed for
73.30 that office, so that a voter may write in the names of individuals whose names are not on
73.31 the ballot. One blank line shall be printed for each officer of that kind to be elected. At a
73.32 primary election, no blank lines shall be provided for writing in the names of individuals
73.33 whose names do not appear on the primary ballot.

74.1 On the left side of the ballot at the same level with the name of each candidate and each
74.2 blank line shall be printed an oval or similar target shape in which the voter may designate
74.3 a vote by filling in the oval or similar mark if a different target shape is used. Each oval or
74.4 target shape shall be the same size. Above the first name on each ballot shall be instructions
74.5 for voting. Directly underneath the official title of each office shall be printed the words
74.6 "Vote for one" or "Vote for up to ..." (any greater number to be elected).

74.7 Sec. 45. Minnesota Statutes 2020, section 204B.44, is amended to read:

74.8 **204B.44 ERRORS AND OMISSIONS; REMEDY.**

74.9 (a) Any individual may file a petition in the manner provided in this section for the
74.10 correction of any of the following errors, omissions, or wrongful acts which have occurred
74.11 or are about to occur:

74.12 (1) an error or omission in the placement or printing of the name or description of any
74.13 candidate or any question on any official ballot, including the placement of a candidate on
74.14 the official ballot who is not eligible to hold the office for which the candidate has filed;

74.15 (2) any other error in preparing or printing any official ballot;

74.16 (3) failure of the chair or secretary of the proper committee of a major political party to
74.17 execute or file a certificate of nomination;

74.18 (4) any wrongful act, omission, or error of any election judge, municipal clerk, county
74.19 auditor, canvassing board or any of its members, the secretary of state, or any other individual
74.20 charged with any duty concerning an election.

74.21 (b) A major political party may file a petition in the manner provided in this section to
74.22 prevent the use of the party's name on an official ballot in a manner that violates section
74.23 202A.11, subdivision 2.

74.24 ~~(b)~~ (c) The petition shall describe the error, omission, or wrongful act and the correction
74.25 sought by the petitioner. The petition shall be filed with any judge of the supreme court in
74.26 the case of an election for state or federal office or any judge of the district court in that
74.27 county in the case of an election for county, municipal, or school district office. The petitioner
74.28 shall serve a copy of the petition on the officer, board or individual charged with the error,
74.29 omission, or wrongful act, on all candidates for the office in the case of an election for state,
74.30 federal, county, municipal, or school district office, and on any other party as required by
74.31 the court. Upon receipt of the petition the court shall immediately set a time for a hearing
74.32 on the matter and order the officer, board or individual charged with the error, omission or
74.33 wrongful act to correct the error or wrongful act or perform the duty or show cause for not

75.1 doing so. In the case of a review of a candidate's eligibility to hold office, the court may
75.2 order the candidate to appear and present sufficient evidence of the candidate's eligibility.
75.3 In the case of a review of a candidate's major political party designation, the court may order
75.4 the candidate to appear and present sufficient evidence of the candidate's right to use the
75.5 party's name. Evidence of a candidate's nomination for endorsement at a party's endorsing
75.6 convention or engagement in the party's governance structure establishes a rebuttable
75.7 presumption that the candidate is entitled to be designated by that party's name on a ballot.
75.8 The court shall issue its findings and a final order for appropriate relief as soon as possible
75.9 after the hearing. Failure to obey the order is contempt of court.

75.10 Sec. 46. Minnesota Statutes 2020, section 204B.45, subdivision 1, is amended to read:

75.11 Subdivision 1. **Authorization.** A town of any size ~~not located in a metropolitan county~~
75.12 ~~as defined by section 473.121,~~ or a city having fewer than 400 registered voters on June 1
75.13 of an election year ~~and not located in a metropolitan county as defined by section 473.121,~~
75.14 may provide balloting by mail at any municipal, county, or state election with no polling
75.15 place other than the office of the auditor or clerk or other locations designated by the auditor
75.16 or clerk. The governing body may apply to the county auditor for permission to conduct
75.17 balloting by mail. The county board may provide for balloting by mail in unorganized
75.18 territory. The governing body of any municipality may designate for mail balloting any
75.19 precinct having fewer than 100 registered voters, subject to the approval of the county
75.20 auditor.

75.21 Voted ballots may be returned in person to any location designated by the county auditor
75.22 or municipal clerk.

75.23 Sec. 47. Minnesota Statutes 2020, section 204B.45, subdivision 2, is amended to read:

75.24 Subd. 2. **Procedure.** Notice of the election and the special mail procedure must be given
75.25 at least ten weeks prior to the election. Not more than 46 days nor later than 14 days before
75.26 a regularly scheduled election and not more than 30 days nor later than 14 days before any
75.27 other election, the auditor shall mail ballots by nonforwardable mail to all voters registered
75.28 in the city, town, or unorganized territory. No later than 14 days before the election, the
75.29 auditor must make a subsequent mailing of ballots to those voters who register to vote after
75.30 the initial mailing but before the 20th day before the election. Eligible voters not registered
75.31 at the time the ballots are mailed may apply for ballots as provided in chapter 203B. Ballot
75.32 return envelopes, with return postage provided, must be preaddressed to the auditor or clerk
75.33 and the voter may return the ballot by mail or in person to the office of the auditor or clerk.

76.1 The auditor or clerk must appoint a ballot board to examine the mail and absentee ballot
76.2 return envelopes and mark them "accepted" or "rejected" within three days of receipt if
76.3 there are 14 or fewer days before election day, or within five days of receipt if there are
76.4 more than 14 days before election day. The board may consist of deputy county auditors or
76.5 deputy municipal clerks who have received training in the processing and counting of mail
76.6 ballots, who need not be affiliated with a major political party. Election judges performing
76.7 the duties in this section must be of different major political parties, unless they are exempt
76.8 from that requirement under section 205.075, subdivision 4, or section 205A.10. If an
76.9 envelope has been rejected at least five days before the election, the ballots in the envelope
76.10 must remain sealed and the auditor or clerk shall provide the voter with a replacement ballot
76.11 and return envelope in place of the spoiled ballot. If the ballot is rejected within five days
76.12 of the election, the envelope must remain sealed and the official in charge of the ballot board
76.13 must attempt to contact the voter by telephone or e-mail to notify the voter that the voter's
76.14 ballot has been rejected. The official must document the attempts made to contact the voter.

76.15 If the ballot is accepted, the county auditor or municipal clerk must mark the roster to
76.16 indicate that the voter has already cast a ballot in that election. After the close of business
76.17 on the ~~seventh~~ 14th day before the election, the ballots from return envelopes marked
76.18 "Accepted" may be opened, duplicated as needed in the manner provided by section 206.86,
76.19 subdivision 5, initialed by the members of the ballot board, and deposited in the ballot box.

76.20 In all other respects, the provisions of the Minnesota Election Law governing deposit
76.21 and counting of ballots apply.

76.22 The mail and absentee ballots for a precinct must be counted together and reported as
76.23 one vote total. No vote totals from mail or absentee ballots may be made public before the
76.24 close of voting on election day.

76.25 The costs of the mailing shall be paid by the election jurisdiction in which the voter
76.26 ~~resides~~ maintains residence. Any ballot received by 8:00 p.m. on the day of the election
76.27 must be counted.

76.28 Sec. 48. Minnesota Statutes 2020, section 204B.46, is amended to read:

76.29 **204B.46 MAIL ELECTIONS; QUESTIONS.**

76.30 A county, municipality, or school district submitting questions to the voters at a special
76.31 election may conduct an election by mail with no polling place other than the office of the
76.32 auditor or clerk. No offices may be voted on at a mail election, except in overlapping school
76.33 and municipality jurisdictions, where a mail election may include an office when one of the

77.1 jurisdictions also has a question on the ballot. Notice of the election must be given to the
77.2 county auditor at least 74 days prior to the election. This notice shall also fulfill the
77.3 requirements of Minnesota Rules, part 8210.3000. The special mail ballot procedures must
77.4 be posted at least six weeks prior to the election. Not more than 46 nor later than 14 days
77.5 prior to the election, the auditor or clerk shall mail ballots by nonforwardable mail to all
77.6 voters registered in the county, municipality, or school district. No later than 14 days before
77.7 the election, the auditor or clerk must make a subsequent mailing of ballots to those voters
77.8 who register to vote after the initial mailing but before the 20th day before the election.
77.9 Eligible voters not registered at the time the ballots are mailed may apply for ballots pursuant
77.10 to chapter 203B. The auditor or clerk must appoint a ballot board to examine the mail and
77.11 absentee ballot return envelopes and mark them "Accepted" or "Rejected" within three days
77.12 of receipt if there are 14 or fewer days before election day, or within five days of receipt if
77.13 there are more than 14 days before election day. The board may consist of deputy county
77.14 auditors, deputy municipal clerks, or deputy school district clerks who have received training
77.15 in the processing and counting of mail ballots, who need not be affiliated with a major
77.16 political party. Election judges performing the duties in this section must be of different
77.17 major political parties, unless they are exempt from that requirement under section 205.075,
77.18 subdivision 4, or section 205A.10. If an envelope has been rejected at least five days before
77.19 the election, the ballots in the envelope must remain sealed and the auditor or clerk must
77.20 provide the voter with a replacement ballot and return envelope in place of the spoiled ballot.
77.21 If the ballot is rejected within five days of the election, the envelope must remain sealed
77.22 and the official in charge of the ballot board must attempt to contact the voter by telephone
77.23 or e-mail to notify the voter that the voter's ballot has been rejected. The official must
77.24 document the attempts made to contact the voter.

77.25 If the ballot is accepted, the county auditor or municipal clerk must mark the roster to
77.26 indicate that the voter has already cast a ballot in that election. After the close of business
77.27 on the ~~seventh~~ 14th day before the election, the ballots from return envelopes marked
77.28 "Accepted" may be opened, duplicated as needed in the manner provided by section 206.86,
77.29 subdivision 5, initialed by the ballot board, and deposited in the appropriate ballot box.

77.30 In all other respects, the provisions of the Minnesota Election Law governing deposit
77.31 and counting of ballots apply.

77.32 The mail and absentee ballots for a precinct must be counted together and reported as
77.33 one vote total. No vote totals from ballots may be made public before the close of voting
77.34 on election day.

78.1 Sec. 49. Minnesota Statutes 2020, section 204C.05, subdivision 1a, is amended to read:

78.2 Subd. 1a. **Elections; organized town.** The governing body of a town with less than 500
 78.3 inhabitants according to the most recent federal decennial census, which is located outside
 78.4 the metropolitan area as defined in section 200.02, subdivision 24, may fix a later time for
 78.5 voting to begin at state primary, special, or general elections, if approved by a vote of the
 78.6 town electors at the annual town meeting. The question of shorter voting hours must be
 78.7 included in the notice of the annual town meeting before the question may be submitted to
 78.8 the electors at the meeting. The later time may not be later than 10:00 a.m. for special,
 78.9 primary, or general elections. The town clerk shall either post or publish notice of the
 78.10 changed hours and notify the county auditor and the secretary of state of the change 30 days
 78.11 before the election.

78.12 Sec. 50. Minnesota Statutes 2020, section 204C.05, subdivision 1b, is amended to read:

78.13 Subd. 1b. **Elections; unorganized territory.** An unorganized territory or unorganized
 78.14 territories which constitute a voting district may have shorter voting hours if at least 20
 78.15 percent of the registered voters residing in the voting district sign a petition for shorter hours
 78.16 and present it to the county auditor and secretary of state at least 30 days before the election.
 78.17 The later time may not be later than 10:00 a.m. for special, primary, or general elections.
 78.18 The county auditor shall either post or publish notice of the changed hours, within the voting
 78.19 district, 30 days before the election.

78.20 Sec. 51. Minnesota Statutes 2020, section 204C.10, is amended to read:

78.21 **204C.10 POLLING PLACE ROSTER; VOTER SIGNATURE CERTIFICATE;**
 78.22 **VOTER RECEIPT.**

78.23 (a) An individual seeking to vote shall sign a polling place roster or voter signature
 78.24 certificate which states that the individual:

78.25 (1) is at least 18 years of age;

78.26 (2) a citizen of the United States;

78.27 (3) has resided in Minnesota for 20 days immediately preceding the election;

78.28 (4) maintains residence at the address shown;

78.29 (5) is not under a guardianship in which the court order revokes the individual's right to
 78.30 vote;

78.31 (6) has not been found by a court of law to be legally incompetent to vote ~~or~~;

79.1 (7) has the right to vote because, if the individual was convicted of a felony, ~~the felony~~
79.2 ~~sentence has expired or been completed or the individual has been discharged from the~~
79.3 ~~sentence,~~ completed the term of incarceration, if any, for the conviction;

79.4 (8) is registered; and

79.5 (9) has not already voted in the election.

79.6 The roster must also state: "I understand that deliberately providing false information
79.7 is a felony punishable by not more than five years imprisonment and a fine of not more than
79.8 \$10,000, or both."

79.9 (b) At the presidential nomination primary, the polling place roster must also state: "I
79.10 am in general agreement with the principles of the party for whose candidate I intend to
79.11 vote." This statement must appear separately from the statements required in paragraph (a).
79.12 The felony penalty provided for in paragraph (a) does not apply to this paragraph.

79.13 (c) A judge may, before the applicant signs the roster or voter signature certificate,
79.14 confirm the applicant's name, address, and date of birth.

79.15 (d) After the applicant signs the roster or voter signature certificate, the judge shall give
79.16 the applicant a voter's receipt. The voter shall deliver the voter's receipt to the judge in
79.17 charge of ballots as proof of the voter's right to vote, and thereupon the judge shall hand to
79.18 the voter the ballot. The voters' receipts must be maintained during the time for notice of
79.19 filing an election contest.

79.20 (e) Whenever a challenged status appears on the polling place roster, an election judge
79.21 must ensure that the challenge is concealed or hidden from the view of any voter other than
79.22 the voter whose status is challenged.

79.23 Sec. 52. Minnesota Statutes 2020, section 204C.15, subdivision 1, is amended to read:

79.24 Subdivision 1. **Physical assistance in marking ballots.** A voter who claims a need for
79.25 assistance because of inability to read English or physical inability to mark a ballot may
79.26 obtain the aid of two election judges who are members of different major political parties.
79.27 The election judges shall mark the ballots as directed by the voter and in as secret a manner
79.28 as circumstances permit. A voter in need of assistance may alternatively obtain the assistance
79.29 of any individual the voter chooses. Only the following persons may not provide assistance
79.30 to a voter: the voter's employer, an agent of the voter's employer, an officer or agent of the
79.31 voter's union, or a candidate for election. The person who assists the voter shall,
79.32 unaccompanied by an election judge, retire with that voter to a booth and mark the ballot
79.33 as directed by the voter. ~~No person who assists another voter as provided in the preceding~~

80.1 ~~sentence shall mark the ballots of more than three voters at one election.~~ Before the ballots
80.2 are deposited, the voter may show them privately to an election judge to ascertain that they
80.3 are marked as the voter directed. An election judge or other individual assisting a voter shall
80.4 not in any manner request, persuade, induce, or attempt to persuade or induce the voter to
80.5 vote for any particular political party or candidate. The election judges or other individuals
80.6 who assist the voter shall not reveal to anyone the name of any candidate for whom the
80.7 voter has voted or anything that took place while assisting the voter.

80.8 Sec. 53. Minnesota Statutes 2020, section 204C.21, subdivision 1, is amended to read:

80.9 Subdivision 1. **Method.** The election judges shall take all the ballots of the same kind
80.10 and count the votes cast for each office or question, beginning with the first office or question
80.11 on the ballot. They shall make one pile of the ballots for each candidate who received votes
80.12 for that office, or one pile for the "Yes" votes and one pile for the "No" votes on a question.
80.13 They shall make a pile of totally defective ballots and a pile of totally blank ballots. They
80.14 shall make a pile of ballots that are not totally defective but are defective with respect to
80.15 the office or question being counted and a pile of ballots that are not totally blank but are
80.16 blank with respect to the office or question being counted. After the separation into piles,
80.17 the election judges shall examine each pile and remove and place in the proper pile any
80.18 ballots that are found in the wrong pile. The election judges shall count the totally blank
80.19 and totally defective ballots and set them aside until the counting is over for that ballot. In
80.20 conducting the count of blank ballots, election judges may presume that the total count
80.21 provided for prepackaged ballots is correct. The election judges may pile ballots crosswise
80.22 in groups of 25 in the same pile to facilitate counting. When their counts agree, the election
80.23 judges shall announce the number of ballots in each pile, and shall write the number in the
80.24 proper place on the summary statements.

80.25 The election judges shall then return all the counted ballots, and all the partially defective
80.26 or partially blank ballots, to the original pile to be separated and counted in the same manner
80.27 for the next office or question.

80.28 Sec. 54. Minnesota Statutes 2020, section 204C.27, is amended to read:

80.29 **204C.27 DELIVERY OF RETURNS TO COUNTY AUDITORS.**

80.30 One or more of the election judges in each precinct shall deliver ~~two sets~~ one set of
80.31 summary statements; all spoiled ballots; and the envelopes containing the ballots either
80.32 directly to the municipal clerk for transmittal to the county auditor's office or directly to the
80.33 county auditor's office as soon as possible after the vote counting is completed but no later

81.1 than 24 hours after the end of the hours for voting. One or more election judges shall deliver
81.2 the remaining set of summary statements and returns, all unused and spoiled municipal and
81.3 school district ballots, the envelopes containing municipal and school district ballots, and
81.4 all other things furnished by the municipal or school district clerk, to the municipal or school
81.5 district clerk's office within 24 hours after the end of the hours for voting. The municipal
81.6 or school district clerk shall return all polling place rosters and completed voter registration
81.7 cards to the county auditor within 48 hours after the end of the hours for voting.

81.8 Sec. 55. Minnesota Statutes 2020, section 204C.33, subdivision 3, is amended to read:

81.9 Subd. 3. **State canvass.** The State Canvassing Board shall meet at a public meeting
81.10 space located in the Capitol complex area on the third Tuesday following the state general
81.11 election to canvass the certified copies of the county canvassing board reports received from
81.12 the county auditors and shall prepare a report that states:

81.13 (1) the number of individuals voting in the state and in each county;

81.14 (2) the number of votes received by each of the candidates, specifying the counties in
81.15 which they were cast; and

81.16 (3) the number of votes counted for and against each constitutional amendment, specifying
81.17 the counties in which they were cast.

81.18 Upon completion of the canvass, the State Canvassing Board shall declare the candidates
81.19 duly elected who received the highest number of votes for each federal and state office. All
81.20 members of the State Canvassing Board shall sign the report and certify its correctness. The
81.21 State Canvassing Board shall declare the result within three days after completing the
81.22 canvass.

81.23 Sec. 56. Minnesota Statutes 2020, section 204C.35, is amended by adding a subdivision
81.24 to read:

81.25 Subd. 2a. **Constitutional amendment recount.** In a state general election when the
81.26 difference between the number of "yes" votes cast on ratification of a proposed constitutional
81.27 amendment is within one-quarter percent of the number of all other ballots cast at the
81.28 election, the canvassing board shall manually recount the votes on that question, including
81.29 the number of "yes" or "no" votes on the question, and the number of ballots that did not
81.30 cast a vote on the question. The results of the recount must be certified by the canvassing
81.31 board as soon as possible.

82.1 Sec. 57. Minnesota Statutes 2020, section 204C.35, subdivision 3, is amended to read:

82.2 Subd. 3. **Scope of recount.** A recount conducted as provided in this section is limited
82.3 in scope to the determination of the number of votes validly cast for the office or question
82.4 to be recounted. Only the ballots cast in the election and the summary statements certified
82.5 by the election judges may be considered in the recount process. Original ballots that have
82.6 been duplicated under section 206.86, subdivision 5, are not within the scope of a recount
82.7 and must not be examined except as provided by a court in an election contest under chapter
82.8 209.

82.9 Sec. 58. Minnesota Statutes 2020, section 204C.36, subdivision 1, is amended to read:

82.10 Subdivision 1. **Publicly funded recounts.** (a) Except as provided in paragraphs (b) and
82.11 (c), a losing candidate for nomination or election to a county, municipal, or school district
82.12 office may request a recount of the votes cast for the nomination or election to that office
82.13 if the difference between the vote cast for that candidate and for a winning candidate for
82.14 nomination or election is less than one-quarter of one percent of the total votes counted for
82.15 that office. In case of offices where two or more seats are being filled from among all the
82.16 candidates for the office, the one-quarter of one percent difference is between the elected
82.17 candidate with the fewest votes and the candidate with the most votes from among the
82.18 candidates who were not elected.

82.19 (b) A losing candidate for nomination or election to a county, municipal, or school
82.20 district office may request a recount of the votes cast for nomination or election to that
82.21 office if the difference between the votes cast for that candidate and for a winning candidate
82.22 for nomination or election is less than one-half of one percent, and the total number of votes
82.23 cast for the nomination or election of all candidates is more than 400 but less than 50,000.
82.24 In cases of offices where two or more seats are being filled from among all the candidates
82.25 for the office, the one-half of one percent difference is between the elected candidate with
82.26 the fewest votes and the candidate with the most votes from among the candidates who
82.27 were not elected.

82.28 (c) A losing candidate for nomination or election to a county, municipal, or school district
82.29 office may request a recount of the votes cast for nomination or election to that office if the
82.30 difference between the vote cast for that candidate and for a winning candidate for nomination
82.31 or election is ten votes or less, and the total number of votes cast for the nomination or
82.32 election of all candidates is no more than 400. In cases of offices where two or more seats
82.33 are being filled from among all the candidates for the office, the ten vote difference is

83.1 between the elected candidate with the fewest votes and the candidate with the most votes
83.2 from among the candidates who were not elected.

83.3 (d) Candidates for county offices shall file a written request for the recount with the
83.4 county auditor. Candidates for municipal or school district offices shall file a written request
83.5 with the municipal or school district clerk as appropriate. All requests under this paragraph
83.6 shall be filed by between the close of the canvass of a primary or special primary and 5:00
83.7 p.m. on the fifth day after the canvass of a primary or special primary or by between the
83.8 close of the canvass of a special or general election and 5:00 p.m. on the seventh day of the
83.9 canvass of a special or general election for which a recount is sought.

83.10 (e) Upon receipt of a request made pursuant to this section, the county auditor shall
83.11 recount the votes for a county office at the expense of the county, the governing body of
83.12 the municipality shall recount the votes for a municipal office at the expense of the
83.13 municipality, and the school board of the school district shall recount the votes for a school
83.14 district office at the expense of the school district.

83.15 Sec. 59. Minnesota Statutes 2020, section 204D.08, subdivision 4, is amended to read:

83.16 Subd. 4. **State partisan primary ballot; party columns.** The state partisan primary
83.17 ballot shall be headed by the words "State Partisan Primary Ballot." The ballot shall be
83.18 printed on white paper. There must be at least three vertical columns on the ballot and each
83.19 major political party shall have a separate column headed by the words "..... Party,"
83.20 giving the party name. Above the party names, the following statement shall be printed.

83.21 "Minnesota Election Law permits you to vote for the candidates of only one political
83.22 party in a state partisan primary election."

83.23 If there are only two major political parties to be listed on the ballot, one party must
83.24 occupy the left-hand column, the other party must occupy the right-hand column, and the
83.25 center column must contain the following statement:

83.26 "Do not vote for candidates of more than one party."

83.27 The names of the candidates seeking the nomination of each major political party shall
83.28 be listed in that party's column. If only one individual files an affidavit of candidacy seeking
83.29 the nomination of a major political party for an office, the name of that individual shall be
83.30 placed on the state partisan primary ballot at the appropriate location in that party's column.

83.31 In each column, the candidates for senator in Congress shall be listed first, candidates
83.32 for representative in Congress second, candidates for state senator third, candidates for state
83.33 representative fourth and then candidates for state office in the order specified by the secretary

84.1 of state. Vacant offices being filled by special election must be listed with other offices of
 84.2 that type, but after any office of that type for which a candidate will be elected for a full
 84.3 term.

84.4 The party columns shall be substantially the same in width, type, and appearance. The
 84.5 columns shall be separated by a 12-point solid line.

84.6 Sec. 60. Minnesota Statutes 2020, section 204D.13, subdivision 1, is amended to read:

84.7 Subdivision 1. **Order of offices.** The candidates for partisan offices shall be placed on
 84.8 the state general election ballot in the following order: senator in Congress shall be first;
 84.9 representative in Congress, second; state senator, third; and state representative, fourth. The
 84.10 candidates for state offices shall follow in the order specified by the secretary of state.
 84.11 Candidates for governor and lieutenant governor shall appear so that a single vote may be
 84.12 cast for both offices. Vacant offices being filled by special election must be listed with other
 84.13 offices of that type, but after any office of that type for which a candidate will be elected
 84.14 for a full term.

84.15 Sec. 61. Minnesota Statutes 2020, section 204D.19, subdivision 2, is amended to read:

84.16 Subd. 2. **Special election when legislature will be in session.** Except for vacancies in
 84.17 the legislature which occur at any time between the last day of session in an odd-numbered
 84.18 year and the ~~40th~~ 54th day prior to the opening day of session in the succeeding
 84.19 even-numbered year, when a vacancy occurs and the legislature will be in session so that
 84.20 the individual elected as provided by this section could take office and exercise the duties
 84.21 of the office immediately upon election, the governor shall issue within five days after the
 84.22 vacancy occurs a writ calling for a special election. The special election shall be held as
 84.23 soon as possible, consistent with the notice requirements of section 204D.22, subdivision
 84.24 3, but in no event more than ~~35~~ 49 days after the issuance of the writ. ~~A special election~~
 84.25 ~~must not be held during the four days before or the four days after a holiday as defined in~~
 84.26 ~~section 645.44, subdivision 5.~~

84.27 Sec. 62. Minnesota Statutes 2020, section 204D.195, is amended to read:

84.28 **204D.195 DATE OF SPECIAL ELECTION; CERTAIN TIMES PROHIBITED.**

84.29 Notwithstanding any other provision of law, a special primary and special general election
 84.30 may not be held:

84.31 (1) for a period beginning the day following the date of the state primary election and
 84.32 ending the day prior to the date of the state general election; or

85.1 (2) on a holiday, or during the four days before or after a holiday, as defined in section
85.2 645.44, subdivision 5.

85.3 **EFFECTIVE DATE.** This section is effective the day following final enactment and
85.4 applies to special elections occurring on or after that date.

85.5 Sec. 63. Minnesota Statutes 2020, section 204D.22, subdivision 3, is amended to read:

85.6 Subd. 3. **Notice of special election.** The county auditor of a county in which a special
85.7 election is to be held shall direct the clerk of each municipality in which the election is to
85.8 be held to post a notice of the special primary and special election at least ~~seven~~ 14 days
85.9 before the special primary and at least ~~14~~ 21 days before the special election in the manner
85.10 provided in sections 204B.33 and 204B.34. If the special primary is to be held ~~14~~ 21 days
85.11 before the special election, a single notice of both elections may be posted seven days before
85.12 the primary.

85.13 When the special primary or special election is to be held on the same day as any other
85.14 election, notice of the special primary or special election may be included in the notice of
85.15 the other election, if practicable.

85.16 Sec. 64. Minnesota Statutes 2020, section 204D.23, subdivision 2, is amended to read:

85.17 Subd. 2. **Time of filing.** Except as provided in subdivision 3, the affidavits and petitions
85.18 shall be filed no later than ~~14~~ 21 days before the special primary.

85.19 Sec. 65. Minnesota Statutes 2020, section 204D.27, subdivision 5, is amended to read:

85.20 Subd. 5. **Canvass; special primary; state canvassing board; contest.** Not later than
85.21 four days after the returns of the county canvassing boards are certified to the secretary of
85.22 state, the State Canvassing Board shall complete its canvass of the special primary. The
85.23 secretary of state shall then promptly certify to the county auditors the names of the
85.24 nominated individuals, prepare notices of nomination, and notify each nominee of the
85.25 nomination. In case of a contest of a special primary for state senator or state representative,
85.26 the notice of contest must be filed within two days, excluding Sundays and legal holidays,
85.27 after the canvass is completed, and the contest shall otherwise proceed in the manner provided
85.28 by law for contesting elections.

85.29 Sec. 66. Minnesota Statutes 2020, section 204D.28, subdivision 9, is amended to read:

85.30 Subd. 9. **Filing by candidates.** The time for filing of affidavits and nominating petitions
85.31 for candidates to fill a vacancy at a special election shall open 12 weeks before the special

86.1 primary or on the day the secretary of state issues notice of the special election, whichever
86.2 occurs later. Filings shall close ten weeks before the special primary. A candidate filing for
86.3 the office of United States senator to fill a vacancy at a special election when both offices
86.4 of United States senator are required to be placed on the same ballot must specify on the
86.5 affidavit of candidacy the expiration date of the term of the office that the candidate is
86.6 seeking.

86.7 Sec. 67. Minnesota Statutes 2020, section 204D.28, subdivision 10, is amended to read:

86.8 Subd. 10. **United States senator; candidates; designation of term.** When the names
86.9 of candidates for both offices of United States senator are required to be placed on the same
86.10 ballot, the expiration date of the term of each office shall be printed on the ballot in the
86.11 office heading opposite the name of each candidate for nomination or election to that office.

86.12 Sec. 68. Minnesota Statutes 2020, section 205.13, subdivision 5, is amended to read:

86.13 Subd. 5. **Nominating petition; cities of the first class.** A nominating petition filed on
86.14 behalf of a candidate for municipal office in a city of the first class shall be signed by eligible
86.15 voters who ~~reside~~ maintain residence in the election district from which the candidate is to
86.16 be elected. The number of signers shall be at least 500, or two percent of the total number
86.17 of individuals who voted in the municipality, ward, or other election district at the last
86.18 preceding municipal general election, whichever is greater.

86.19 Sec. 69. Minnesota Statutes 2020, section 205A.10, subdivision 5, is amended to read:

86.20 Subd. 5. **School district canvassing board.** For the purpose of a recount of a special
86.21 election conducted under section 126C.17, subdivision 9, or 475.59, the school district
86.22 canvassing board shall consist of one member of the school board other than the clerk,
86.23 selected by the board, the clerk of the school board, the county auditor of the county in
86.24 which the greatest number of school district residents ~~reside~~ maintain residence, the court
86.25 administrator of the district court of the judicial district in which the greatest number of
86.26 school district residents ~~reside~~ maintain residence, and the mayor or chair of the town board
86.27 of the school district's most populous municipality. Any member of the canvassing board
86.28 may appoint a designee to appear at the meeting of the board, except that no designee may
86.29 be a candidate for public office. If one of the individuals fails to appear at the meeting of
86.30 the canvassing board, the county auditor shall appoint an eligible voter of the school district,
86.31 who must not be a member of the school board, to fill the vacancy. Not more than two
86.32 school board members shall serve on the canvassing board at one time. Four members
86.33 constitute a quorum.

87.1 The school board shall serve as the school district canvassing board for the election of
87.2 school board members.

87.3 Sec. 70. Minnesota Statutes 2020, section 205A.12, subdivision 5, is amended to read:

87.4 Subd. 5. **Board elections.** If the proposal for the establishment of election districts is
87.5 approved by the voters, the board shall specify the election districts from which vacancies
87.6 shall be filled as they occur until such time as each board member represents an election
87.7 district. A candidate for school board in a subsequent election must file an affidavit of
87.8 candidacy to be elected as a school board member for the election district in which the
87.9 candidate ~~resides~~ maintains residence. If there are as many election districts as there are
87.10 members of the board, one and only one member of the board shall be elected from each
87.11 election district. In school districts where one or more board members are elected by election
87.12 districts, candidates must indicate on the affidavit of candidacy the number of the district
87.13 from which they seek election or, if appropriate, that they seek election from one of the
87.14 offices elected at large. If the election districts have two or three members each, the terms
87.15 of the members must be staggered. Each board member must be a resident of the election
87.16 district for which elected but the creation of an election district or a change in election
87.17 district boundaries shall not disqualify a board member from serving for the remainder of
87.18 a term.

87.19 Sec. 71. Minnesota Statutes 2020, section 206.805, subdivision 1, is amended to read:

87.20 Subdivision 1. **Contracts required.** (a) The secretary of state, with the assistance of the
87.21 commissioner of administration, must establish one or more state voting systems contracts.
87.22 The contracts should, if practical, include provisions for maintenance of the equipment
87.23 purchased. The voting systems contracts must address precinct-based optical scan voting
87.24 equipment, assistive voting technology, automatic tabulating equipment, and electronic
87.25 roster equipment. The contracts must give the state a perpetual license to use and modify
87.26 the software. The contracts must include provisions to escrow the software source code, ~~as~~
87.27 ~~provided in subdivision 2.~~ Bids for voting systems and related election services must be
87.28 solicited from each vendor selling or leasing voting systems that have been certified for use
87.29 by the secretary of state. Bids for electronic roster equipment, software, and related services
87.30 must be solicited from each vendor selling or leasing electronic roster equipment that meets
87.31 the requirements of section 201.225, subdivision 2. The contracts must be renewed from
87.32 time to time.

88.1 (b) Counties and municipalities may purchase or lease voting systems and obtain related
88.2 election services from the state contracts. All counties and municipalities are members of
88.3 the cooperative purchasing venture of the Department of Administration for the purpose of
88.4 this section. For the purpose of township elections, counties must aggregate orders under
88.5 contracts negotiated under this section for products and services and may apportion the
88.6 costs of those products and services proportionally among the townships receiving the
88.7 products and services. The county is not liable for the timely or accurate delivery of those
88.8 products or services.

88.9 Sec. 72. Minnesota Statutes 2020, section 206.89, subdivision 4, is amended to read:

88.10 Subd. 4. **Standard of acceptable performance by voting system.** A comparison of the
88.11 results compiled by the voting system with the postelection review described in this section
88.12 must show that the results of the electronic voting system differed by no more than ~~one-half~~
88.13 one-quarter of one percent from the manual count of the offices reviewed. Valid votes that
88.14 have been marked by the voter outside the vote targets or using a manual marking device
88.15 that cannot be read by the voting system must not be included in making the determination
88.16 whether the voting system has met the standard of acceptable performance for any precinct.

88.17 Sec. 73. Minnesota Statutes 2020, section 206.89, subdivision 5, is amended to read:

88.18 Subd. 5. **Additional review.** (a) If the postelection review in one of the reviewed precincts
88.19 reveals a difference greater than ~~one-half~~ one-quarter of one percent, or greater than two
88.20 votes in a precinct where ~~400~~ 800 or fewer voters cast ballots, the postelection review official
88.21 must, within two days, conduct an additional review of the races indicated in subdivision
88.22 3 in at least three precincts in the same jurisdiction where the discrepancy was discovered.
88.23 If all precincts in that jurisdiction have been reviewed, the county auditor must immediately
88.24 publicly select by lot at least three additional precincts for review. The postelection review
88.25 official must complete the additional review within two days after the precincts are selected
88.26 and report the results immediately to the county auditor. If the second review in any of the
88.27 reviewed precincts also indicates a difference in the vote totals compiled by the voting
88.28 system that is greater than ~~one-half~~ one-quarter of one percent from the result indicated by
88.29 the postelection review, or greater than two votes in a precinct where ~~400~~ 800 or fewer
88.30 voters cast ballots, the county auditor must conduct a review of the ballots from all the
88.31 remaining precincts in the county for the races indicated in subdivision 3. This review must
88.32 be completed and the results must be reported to the secretary of state within one week after
88.33 the second review was completed.

89.1 (b) If the results from the countywide reviews from one or more counties comprising in
89.2 the aggregate more than ten percent of the total number of persons voting in the election
89.3 clearly indicate that an error in vote counting has occurred, the secretary of state must notify
89.4 the postelection review official of each county in the district that they must conduct manual
89.5 recounts of all the ballots in the district for the affected office using the procedure outlined
89.6 in section 204C.35. The recount must be completed and the results reported to the appropriate
89.7 canvassing board within two weeks after the postelection review official received notice
89.8 from the secretary of state.

89.9 Sec. 74. Minnesota Statutes 2020, section 206.90, subdivision 6, is amended to read:

89.10 Subd. 6. **Ballots.** In precincts using optical scan voting systems, a single ballot card on
89.11 which all ballot information is included must be printed in black ink on white colored
89.12 material except that marks not to be read by the automatic tabulating equipment may be
89.13 printed in another color ink. In state elections, a single ballot title must be used, as provided
89.14 in sections 204D.08, subdivision 6, and 204D.11, subdivision 1. ~~In odd-numbered years~~
89.15 When both municipal and school district offices or questions appear on the ballot, the single
89.16 ballot title "City (or Town) and School District Ballot" must be used.

89.17 On the front of the ballot must be printed the words "Official Ballot" and the date of the
89.18 election and lines for the initials of at least two election judges.

89.19 When optical scan ballots are used, the offices to be elected must appear in the following
89.20 order: federal offices; state legislative offices; constitutional offices; proposed constitutional
89.21 amendments; county offices and questions; municipal offices and questions; school district
89.22 offices and questions; special district offices and questions; and judicial offices.

89.23 On optical scan ballots, the names of candidates and the words "yes" and "no" for ballot
89.24 questions must be printed as close to their corresponding vote targets as possible.

89.25 The line on an optical scan ballot for write-in votes must contain the words "write-in,
89.26 if any."

89.27 If a primary ballot contains both a partisan ballot and a nonpartisan ballot, the instructions
89.28 to voters must include a statement that reads substantially as follows: "This ballot card
89.29 contains a partisan ballot and a nonpartisan ballot. On the partisan ballot you are permitted
89.30 to vote for candidates of one political party only." If a primary ballot contains political party
89.31 columns on both sides of the ballot, the instructions to voters must include a statement that
89.32 reads substantially as follows: "Additional political parties are printed on the other side of
89.33 this ballot. Vote for one political party only." At the bottom of each political party column

90.1 on the primary ballot, the ballot must contain a statement that reads substantially as follows:
90.2 "Continue voting on the nonpartisan ballot." The instructions in section 204D.08, subdivision
90.3 4, do not apply to optical scan partisan primary ballots. Electronic ballot displays and audio
90.4 ballot readers must follow the order of offices and questions on the optical scan or paper
90.5 ballot used in the same precinct, or the sample ballot posted for that precinct.

90.6 **Sec. 75. [206.97] ELECTION SECURITY AND ADMINISTRATION GRANTS.**

90.7 **Subdivision 1. Grants authorized.** The secretary of state may disburse funds governed
90.8 by section 5.30 as grants for federal purposes to political subdivisions as authorized by this
90.9 section. In evaluating an application for a grant, the secretary of state shall consider only
90.10 the information set forth in the application and is not subject to chapter 14.

90.11 **Subd. 2. Use of grants.** A grant awarded under this section may be used for federal
90.12 purposes but restricted to the following:

90.13 (1) updated hardware or software used for administering elections;

90.14 (2) additional physical security for election equipment storage;

90.15 (3) increased polling place accessibility; or

90.16 (4) cybersecurity or physical security training for election officials or election judges.

90.17 **Subd. 3. Application.** The secretary of state may award a grant to a political subdivision
90.18 after receiving an application from the political subdivision. The application must identify:

90.19 (1) the date the application is submitted;

90.20 (2) the name of the political subdivision;

90.21 (3) the name and title of the individual who prepared the application;

90.22 (4) the total number of registered voters as of the date of the application in each precinct
90.23 in the political subdivision;

90.24 (5) the total amount of the grant requested;

90.25 (6) the hardware, software, security improvements, accessibility improvements, or
90.26 training to be acquired or conducted with the grant money;

90.27 (7) the proposed schedule for purchasing and implementing the proposed items and what
90.28 precincts will be impacted by their implementation;

90.29 (8) whether the political subdivision has previously applied for a grant under this
90.30 subdivision and the disposition of that application;

91.1 (9) a certified statement by the political subdivision that the grant will be used only for
91.2 purposes authorized under subdivision 2; and

91.3 (10) any other information required by the secretary of state.

91.4 Subd. 4. **Legislative report.** No later than January 15, 2022, and annually thereafter in
91.5 any year during which grants are disbursed, the secretary of state must submit a report to
91.6 the chairs and ranking minority members of the legislative committees with jurisdiction
91.7 over elections policy on the grant awards. The report must detail each grant awarded,
91.8 including the jurisdiction, the amount of the grant, and how the grant was used.

91.9 Sec. 76. Minnesota Statutes 2020, section 207A.12, is amended to read:

91.10 **207A.12 CONDUCTING PRESIDENTIAL NOMINATION PRIMARY.**

91.11 (a) Except as otherwise provided by law, the presidential nomination primary must be
91.12 conducted, and the results canvassed and returned, in the manner provided by law for the
91.13 state primary.

91.14 (b) An individual seeking to vote at the presidential nomination primary must be
91.15 registered to vote pursuant to section 201.054, subdivision 1. The voter must request the
91.16 ballot of the party for whose candidate the individual wishes to vote. Notwithstanding section
91.17 204C.18, subdivision 1, the election judge must record in the polling place roster the name
91.18 of the political party whose ballot the voter requested. When posting voter history pursuant
91.19 to section 201.171, the county auditor must include the name of the political party whose
91.20 ballot the voter requested. The political party ballot selected by a voter is private data on
91.21 individuals as defined under section 13.02, subdivision 12, except as provided in section
91.22 201.091, subdivision 4a. A voter eligible to cast a ballot as provided in section 5B.06 must
91.23 be permitted to cast a ballot at the presidential nomination primary consistent with the
91.24 requirements of that section.

91.25 (c) Immediately after the state canvassing board declares the results of the presidential
91.26 nomination primary, the secretary of state must notify the chair of each party of the results.

91.27 (d) The results of the presidential nomination primary must bind the election of delegates
91.28 in each party.

92.1 Sec. 77. Minnesota Statutes 2020, section 207A.13, is amended to read:

92.2 **207A.13 FORM OF BALLOTS; CANDIDATES ON BALLOT.**

92.3 Subdivision 1. **Form.** (a) Except as provided by law, presidential nomination primary
92.4 ballots shall be printed in the same manner as state primary ballots as far as practicable. A
92.5 sufficient number of each ballot shall be printed for each precinct and ward in the state.

92.6 (b) There must be separate ballots for the names of the candidates of each participating
92.7 political party. Each ballot must be headed by the words "Presidential Nomination Primary
92.8 Ballot." The heading must also indicate the party that appears on the ballot.

92.9 (c) If requested by a party chair, the ballot for that participating party must contain a
92.10 place for a voter to indicate a preference for having delegates to the party's national
92.11 convention remain uncommitted. If requested by a party chair, the ballot for that participating
92.12 party must contain a blank line printed below the other choices on the ballot so that a voter
92.13 may write in the name of a person who is not listed on the ballot. A request under this
92.14 paragraph must be submitted to the secretary of state no later than 63 days before the
92.15 presidential nomination primary.

92.16 Subd. 2. **Candidates on the ballot.** (a) Each party participating in the presidential
92.17 nomination party must determine which candidates are to be placed on the presidential
92.18 nomination primary ballot for that party. The chair of each participating party must submit
92.19 to the secretary of state the names of the candidates to appear on the ballot for that party no
92.20 later than 63 days before the presidential nomination primary. Once submitted, changes
92.21 must not be made to the candidates that will appear on the ballot.

92.22 (b) No later than the ~~seventh~~ 14th day before the presidential nomination primary, the
92.23 chair of each participating party must submit to the secretary of state the names of write-in
92.24 candidates, if any, to be counted for that party.

92.25 Sec. 78. Minnesota Statutes 2020, section 207A.14, subdivision 3, is amended to read:

92.26 Subd. 3. **Notice of primary to public.** At least 15 days before the date of the presidential
92.27 nomination primary, each municipal clerk shall post a public notice stating the date of the
92.28 presidential nomination primary, the location of each polling place in the municipality, the
92.29 hours during which the polling places in the municipality will be open, and information
92.30 about the requirements of section 207A.12, paragraph (b), ~~including a notice that the voter's~~
92.31 ~~choice of a political party's ballot will be recorded and is public information.~~ The county
92.32 auditor shall post a similar notice in the auditor's office with information for any polling
92.33 places in unorganized territory in the county. The governing body of a municipality or

93.1 county may publish the notice in addition to posting it. Failure to give notice does not
93.2 invalidate the election.

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

93.4 Sec. 79. Minnesota Statutes 2020, section 209.021, subdivision 2, is amended to read:

93.5 Subd. 2. **Notice filed with court.** If the contest relates to a nomination or election for
93.6 statewide office, the contestant shall file the notice of contest with the court administrator
93.7 of District Court in Ramsey County. For contests relating to any other office, the contestant
93.8 shall file the notice of contest with the court administrator of district court in the county
93.9 where the contestee ~~resides~~ maintains residence.

93.10 If the contest relates to a constitutional amendment, the contestant shall file the notice
93.11 of contest with the court administrator of District Court in Ramsey County. If the contest
93.12 relates to any other question, the contestant shall file the notice of contest with the court
93.13 administrator of district court for the county or any one of the counties where the question
93.14 appeared on the ballot.

93.15 Sec. 80. **[211B.075] VOTER INTIMIDATION, INTERFERENCE, AND DECEPTIVE**
93.16 **PRACTICES PROHIBITED; CIVIL ENFORCEMENT.**

93.17 Subdivision 1. **Intimidation.** (a) A person, whether acting under color of law or
93.18 otherwise, may not directly or indirectly use or threaten force, coercion, violence, restraint,
93.19 damage, harm, or loss, including loss of employment or economic reprisal against:

93.20 (1) an individual with respect to registering or abstaining from registering to vote, voting
93.21 or abstaining from voting, or voting for or against a candidate or ballot question;

93.22 (2) an elections official with respect to the performance of duties related to election
93.23 administration; or

93.24 (3) any person with respect to that person's efforts to encourage another to cast a ballot
93.25 or assist another in registering to vote, traveling to a polling place, casting a ballot, or
93.26 participating in any other aspect of the election process.

93.27 (b) In an action brought to prevent and restrain violations of this section or to require
93.28 the payment of civil penalties, the moving party may show that the action or attempted
93.29 action would cause a reasonable person to feel intimidated. The moving party does not need
93.30 to show that the actor intended to cause the victim to feel intimidated.

94.1 Subd. 2. **Deceptive practices.** (a) No person, whether acting under color of law or
94.2 otherwise, shall within 60 days of an election cause, by any means, information to be
94.3 transmitted that the person:

94.4 (1) intends to impede or prevent another person from exercising the right to vote; and

94.5 (2) knows to be materially false.

94.6 (b) The prohibition in this subdivision includes but is not limited to information regarding
94.7 the time, place, or manner of holding an election; the qualifications for or restrictions on
94.8 voter eligibility at an election; and threats to physical safety associated with casting a ballot.

94.9 Subd. 3. **Interference with registration or voting.** No person, whether acting under
94.10 color of law or otherwise, shall intentionally hinder, interfere with, or prevent another person
94.11 from voting, registering to vote, or aiding another person in casting a ballot or registering
94.12 to vote.

94.13 Subd. 4. **Vicarious liability; conspiracy.** A person, whether acting under color of law
94.14 or otherwise, may be held vicariously liable for any damages resulting from the violation
94.15 of this section and may be identified in an order restraining violations of this section if that
94.16 person:

94.17 (1) intentionally aids, advises, hires, counsels, abets, incites, compels, or coerces a person
94.18 to violate any provision of this section or attempts to aid, advise, hire, counsel, abet, incite,
94.19 compel, or coerce a person to violate any provision of this section; or

94.20 (2) conspires, combines, agrees, or arranges with another to either commit a violation
94.21 of this section or aid, advise, hire, counsel, abet, incite, compel, or coerce a third person to
94.22 violate any provision of this section.

94.23 Subd. 5. **Enforcement.** (a) The attorney general or any injured person may enforce this
94.24 section consistent with the authority provided in section 8.31. An action filed by an injured
94.25 person under section 8.31, subdivision 3a, is in the public interest.

94.26 (b) Remedies allowable under this section are cumulative and do not restrict any other
94.27 right or remedy otherwise available to an injured person. An action for a penalty or remedy
94.28 under this section must be brought within two years of the date the violation is alleged to
94.29 have occurred. The complaint process provided in sections 211B.31 to 211B.36 does not
94.30 apply to violations of this section.

95.1 Sec. 81. [211B.076] VOTER INTIMIDATION, INTERFERENCE, AND DECEPTIVE
95.2 PRACTICES PROHIBITED; CRIMINAL PENALTIES.

95.3 Subdivision 1. **Intimidation.** A person is guilty of a crime if the person, whether acting
95.4 under color of law or otherwise, directly or indirectly uses or threatens force, coercion,
95.5 violence, restraint, damage, harm, or loss, including loss of employment or economic reprisal
95.6 against another with the intent to:

95.7 (1) compel an individual to register or abstain from registering to vote, vote or abstain
95.8 from voting, or vote for or against a candidate or ballot question;

95.9 (2) influence an elections official in the performance of duties related to election
95.10 administration; or

95.11 (3) interfere with any person's efforts to encourage another to cast a ballot or assist
95.12 another person in registering to vote, traveling to a polling place, casting a ballot, or
95.13 participating in any other aspect of the election process.

95.14 Subd. 2. **Deceptive practices.** (a) A person is guilty of a crime if the person, whether
95.15 acting under color of law or otherwise, within 60 days of an election causes, by any means,
95.16 information to be transmitted that the person:

95.17 (1) intends to impede or prevent another person from exercising the right to vote; and

95.18 (2) knows to be materially false.

95.19 (b) The prohibition in this subdivision includes but is not limited to information regarding
95.20 the time, place, or manner of holding an election; the qualifications for or restrictions on
95.21 voter eligibility at an election; and threats to physical safety associated with casting a ballot.

95.22 Subd. 3. **Interference with registration or voting.** A person is guilty of a crime if the
95.23 person, whether acting under color of law or otherwise, intentionally hinders, interferes
95.24 with, or prevents another person from voting, registering to vote, or aiding another person
95.25 in casting a ballot or registering to vote.

95.26 Subd. 4. **Enforcement.** The complaint process provided in sections 211B.31 to 211B.36
95.27 does not apply to violations of this section.

95.28 Subd. 5. **Penalty.** A person who violates this section is guilty of a gross misdemeanor.

95.29 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to crimes
95.30 committed on or after that date.

96.1 Sec. 82. Minnesota Statutes 2020, section 211B.11, subdivision 1, is amended to read:

96.2 Subdivision 1. **Soliciting near polling places.** A person may not display campaign
96.3 material, post signs, ask, solicit, or in any manner try to induce or persuade a voter within
96.4 a polling place or within 100 feet of the building in which a polling place is situated, or
96.5 anywhere on the public property on which a polling place is situated, on primary or election
96.6 day to vote for or refrain from voting for a candidate or ballot question. A person may not
96.7 provide political badges, political buttons, or other political insignia to be worn at or about
96.8 the polling place on the day of a primary or election. A political badge, political button, or
96.9 other political insignia may not be worn at or about the polling place on primary or election
96.10 day. This section applies only during voting hours and to areas established by the county
96.11 auditor or municipal clerk for absentee voting as provided in chapter 203B.

96.12 Nothing in this subdivision prohibits the distribution of "I VOTED" stickers as provided
96.13 in section 204B.49.

96.14 Sec. 83. Minnesota Statutes 2020, section 211B.32, subdivision 1, is amended to read:

96.15 Subdivision 1. **Administrative remedy; exhaustion.** (a) Except as provided in ~~paragraph~~
96.16 paragraphs (b) and (c), a complaint alleging a violation of chapter 211A or 211B must be
96.17 filed with the office. The complaint must be finally disposed of by the office before the
96.18 alleged violation may be prosecuted by a county attorney.

96.19 (b) Complaints arising under those sections and related to those individuals and
96.20 associations specified in section 10A.022, subdivision 3, must be filed with the Campaign
96.21 Finance and Public Disclosure Board.

96.22 (c) Violations of sections 211B.075 and 211B.076 may be enforced as provided in those
96.23 sections.

96.24 Sec. 84. **[243.205] NOTICE OF RESTORATION OF RIGHT TO VOTE.**

96.25 Subdivision 1. **Correctional facilities; designation of official.** The chief executive
96.26 officer of each state and local correctional facility shall designate an official within the
96.27 facility to provide the notice and application required under this section to a person to whom
96.28 the civil right to vote is restored by reason of the person's release from actual incarceration.
96.29 The official shall maintain an adequate supply of voter registration applications and
96.30 informational materials for this purpose.

96.31 Subd. 2. **Notice requirement.** A notice of restoration of the civil right to vote and a
96.32 voter registration application must be provided as follows:

97.1 (1) the chief executive officer of each state and local correctional facility shall provide
97.2 the notice and application to a person being released from the facility following incarceration
97.3 for a felony-level offense; and

97.4 (2) a probation officer or supervised release agent shall provide the notice and application
97.5 to all individuals under correctional supervision for a felony-level offense.

97.6 Subd. 3. **Form of notice.** The notice required by subdivision 2 must appear substantially
97.7 as follows:

97.8 **"NOTICE OF RESTORATION OF YOUR RIGHT TO VOTE.**

97.9 Your receipt of this notice today means that your right to vote in Minnesota has been
97.10 restored. Before you can vote on election day, you still need to register to vote. To register,
97.11 you may complete a voter registration application and return it to the Office of the Minnesota
97.12 Secretary of State. You may also register to vote in your polling place on election day. You
97.13 will not be permitted to cast a ballot until you register to vote. The first time you appear at
97.14 your polling place to cast a ballot, you may be required to provide proof of your current
97.15 residence."

97.16 Subd. 4. **Failure to provide notice.** A failure to provide proper notice as required by
97.17 this section does not prevent the restoration of the person's civil right to vote.

97.18 Sec. 85. Minnesota Statutes 2020, section 367.03, subdivision 6, is amended to read:

97.19 Subd. 6. **Vacancies.** (a) When a vacancy occurs in a town office, the town board shall
97.20 fill the vacancy by appointment. Except as provided in paragraph (b), the person appointed
97.21 shall hold office until the next annual town election, when a successor shall be elected for
97.22 the unexpired term.

97.23 (b) When a vacancy occurs in a town office:

97.24 (1) with more than one year remaining in the term; and

97.25 (2) on or after the 14th day before the first day to file an affidavit of candidacy for the
97.26 town election;

97.27 the vacancy must be filled by appointment. The person appointed serves until the next annual
97.28 town election following the election for which affidavits of candidacy are to be filed, when
97.29 a successor shall be elected for the unexpired term.

97.30 (c) A vacancy in the office of supervisor must be filled by an appointment committee
97.31 comprised of the remaining supervisors and the town clerk.

98.1 (d) Any person appointed to fill the vacancy in the office of supervisor must, upon
98.2 assuming the office, be an eligible voter, be 21 years of age, and have ~~resided~~ maintained
98.3 residence in the town for at least 30 days.

98.4 (e) When, because of a vacancy, more than one supervisor is to be chosen at the same
98.5 election, candidates for the offices of supervisor shall file for one of the specific terms being
98.6 filled.

98.7 (f) When, for any reason, the town board or the appointment committee fails to fill a
98.8 vacancy in the position of an elected town officer by appointment, a special election may
98.9 be called. To call a special election, the supervisors and town clerk, or any two of them
98.10 together with at least 12 other town freeholders, must file a statement in the town clerk's
98.11 office. The statement must tell why the election is called and that the interests of the town
98.12 require the election. When the town board or the appointment committee fails to fill a
98.13 vacancy by appointment, a special town election may also be called on petition of 20 percent
98.14 of the electors of the town. The percentage is of the number of voters at the last general
98.15 election. A special town election must be conducted in the manner required for the annual
98.16 town election.

98.17 (g) Law enforcement vacancies must be filled by appointment by the town board.

98.18 Sec. 86. Minnesota Statutes 2020, section 367.25, subdivision 1, is amended to read:

98.19 Subdivision 1. **Requirement, fee.** Every person elected at a March election, elected at
98.20 a special election, or appointed to a town office, within ten days after receiving a certificate
98.21 or notice of election or appointment, shall take and subscribe the oath required by law.
98.22 Persons elected at a November election shall take their oath before assuming office. If taken
98.23 before the town clerk, the oath shall be administered and certified without fee.

98.24 Sec. 87. Minnesota Statutes 2020, section 412.02, subdivision 2a, is amended to read:

98.25 Subd. 2a. **Vacancy.** Except as otherwise provided in subdivision 2b, a vacancy in an
98.26 office shall be filled by council appointment until an election is held as provided in this
98.27 subdivision. In case of a tie vote in the council, the mayor shall make the appointment. If
98.28 the vacancy occurs before the first day to file affidavits of candidacy for the next regular
98.29 city election and more than two years remain in the unexpired term, a special election shall
98.30 be held at or before the next regular city election and the appointed person shall serve until
98.31 the qualification of a successor elected at a special election to fill the unexpired portion of
98.32 the term. If the vacancy occurs on or after the first day to file affidavits of candidacy for
98.33 the regular city election or when less than two years remain in the unexpired term, there

99.1 need not be a special election to fill the vacancy and the appointed person shall serve until
99.2 the qualification of a successor. The council must specify by ordinance under what
99.3 circumstances it will hold a special election to fill a vacancy other than a special election
99.4 held at the same time as the regular city election.

99.5 All of the provisions of the Minnesota Election Law are applicable to special elections
99.6 as far as practicable.

99.7 Sec. 88. Minnesota Statutes 2020, section 447.32, subdivision 4, is amended to read:

99.8 Subd. 4. **Candidates; ballots; certifying election.** A person who wants to be a candidate
99.9 for the hospital board shall file an affidavit of candidacy for the election either as member
99.10 at large or as a member representing the city or town where the candidate ~~resides~~ maintains
99.11 residence. The affidavit of candidacy must be filed with the city or town clerk not more
99.12 than 98 days nor less than 84 days before the first Tuesday after the first Monday in
99.13 November of the year in which the general election is held. The city or town clerk must
99.14 forward the affidavits of candidacy to the clerk of the hospital district or, for the first election,
99.15 the clerk of the most populous city or town immediately after the last day of the filing period.
99.16 A candidate may withdraw from the election by filing an affidavit of withdrawal with the
99.17 clerk of the district no later than 5:00 p.m. two days after the last day to file affidavits of
99.18 candidacy.

99.19 Voting must be by secret ballot. The clerk shall prepare, at the expense of the district,
99.20 necessary ballots for the election of officers. Ballots must be prepared as provided in the
99.21 rules of the secretary of state. The ballots must be marked and initialed by at least two judges
99.22 as official ballots and used exclusively at the election. Any proposition to be voted on may
99.23 be printed on the ballot provided for the election of officers. The hospital board may also
99.24 authorize the use of voting systems subject to chapter 206. Enough election judges may be
99.25 appointed to receive the votes at each polling place. The election judges shall act as clerks
99.26 of election, count the ballots cast, and submit them to the board for canvass.

99.27 After canvassing the election, the board shall issue a certificate of election to the candidate
99.28 who received the largest number of votes cast for each office. The clerk shall deliver the
99.29 certificate to the person entitled to it in person or by certified mail. Each person certified
99.30 shall file an acceptance and oath of office in writing with the clerk within 30 days after the
99.31 date of delivery or mailing of the certificate. The board may fill any office as provided in
99.32 subdivision 1 if the person elected fails to qualify within 30 days, but qualification is effective
99.33 if made before the board acts to fill the vacancy.

100.1 Sec. 89. Minnesota Statutes 2020, section 609.165, subdivision 1, is amended to read:

100.2 Subdivision 1. **Restoration.** When a person has been deprived of civil rights by reason
100.3 of conviction of a crime and is thereafter discharged, such discharge shall restore the person
100.4 to all civil rights and to full citizenship, ~~with full right to vote and hold office~~, the same as
100.5 if such conviction had not taken place, and the order of discharge shall so provide.

100.6 Sec. 90. Laws 2019, First Special Session chapter 10, article 1, section 40, is amended to
100.7 read:

100.8 Sec. 40. **HELP AMERICA VOTE ACT TRANSFERS AND APPROPRIATIONS;**
100.9 **SECRETARY OF STATE.**

100.10 (a) \$6,595,610 is appropriated in fiscal year 2019 from the HAVA account established
100.11 in Minnesota Statutes, section 5.30, to the secretary of state for the purposes of improving
100.12 the administration and security of elections as authorized by federal law. Use of the
100.13 appropriation is limited to the following activities:

100.14 (1) modernizing, securing, and updating the statewide voter registration system and for
100.15 cybersecurity upgrades as authorized by federal law;

100.16 (2) improving accessibility;

100.17 (3) preparing training materials and training local election officials; and

100.18 (4) implementing security improvements for election systems.

100.19 (b) Any amount earned in interest on the amount appropriated under paragraph (a) is
100.20 appropriated from the HAVA account to the secretary of state for purposes of improving
100.21 the administration and security of elections as authorized by federal law.

100.22 (c) The appropriations under paragraphs (a) and (b) are onetime and available until
100.23 ~~March 23, 2023~~ expended.

100.24 (d) \$167,000 expended by the secretary of state in fiscal years 2018 and 2019 for
100.25 increasing secure access to the statewide voter registration system is deemed:

100.26 (1) to be money used for carrying out the purposes authorized under the Omnibus
100.27 Appropriations Act of 2018, Public Law 115-1410, and the Help America Vote Act of 2002,
100.28 Public Law 107-252, section 101; and

100.29 (2) to be credited toward any match required by those laws.

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

101.1 Sec. 91. Laws 2020, chapter 77, section 3, subdivision 6, is amended to read:

101.2 Subd. 6. **Availability of appropriations.** The appropriations provided in this section
101.3 are onetime and available until ~~December 21, 2024~~ expended.

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

101.5 Sec. 92. **ELECTION DAY REGISTRATION; USE OF MEDICAL BILL TO PROVE**
101.6 **RESIDENCE.**

101.7 The secretary of state must amend Minnesota Rules, section 8200.5100, subpart 2, to
101.8 allow an eligible voter to prove residence in a precinct on election day by presenting a
101.9 medical bill. The amendment to the rule must be effective no later than August 1, 2021.

101.10 The secretary of state may use the good cause exemption under Minnesota Statutes, section
101.11 14.388, subdivision 1, clause (3), to adopt rules under this section and Minnesota Statutes,
101.12 section 14.386, does not apply except as provided under Minnesota Statutes, section 14.388.

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

101.14 **ARTICLE 4**
101.15 **CAMPAIGN FINANCE**

101.16 Section 1. Minnesota Statutes 2020, section 10A.01, subdivision 4, is amended to read:

101.17 Subd. 4. **Approved expenditure.** "Approved expenditure" means an expenditure made
101.18 on behalf of a candidate or a local candidate by an entity other than the candidate's principal
101.19 campaign committee of the candidate or the local candidate, if the expenditure is made with
101.20 the authorization or expressed or implied consent of, or in cooperation or in concert with,
101.21 or at the request or suggestion of the candidate or local candidate, the candidate's principal
101.22 campaign committee, or the candidate's or local candidate's agent. An approved expenditure
101.23 is a contribution to that candidate or local candidate.

101.24 Sec. 2. Minnesota Statutes 2020, section 10A.01, subdivision 7, is amended to read:

101.25 Subd. 7. **Ballot question.** "Ballot question" means a question or proposition that is placed
101.26 on the ballot and that may be voted on by:

101.27 (1) all voters of the state;

101.28 (2) all voters of Hennepin County;

101.29 (3) all voters of any home rule charter city or statutory city located wholly within
101.30 Hennepin County and having a population of 75,000 or more; or

102.1 (4) all voters of Special School District No. 1.

102.2 "Promoting or defeating a ballot question" includes activities, other than lobbying
102.3 activities, related to qualifying the question for placement on the ballot.

102.4 Sec. 3. Minnesota Statutes 2020, section 10A.01, subdivision 9, is amended to read:

102.5 Subd. 9. **Campaign expenditure.** "Campaign expenditure" or "expenditure" means a
102.6 purchase or payment of money or anything of value, or an advance of credit, made or
102.7 incurred for the purpose of influencing the nomination or election of a candidate or a local
102.8 candidate or for the purpose of promoting or defeating a ballot question.

102.9 An expenditure is considered to be made in the year in which the candidate made the
102.10 purchase of goods or services or incurred an obligation to pay for goods or services.

102.11 An expenditure made for the purpose of defeating a candidate or a local candidate is
102.12 considered made for the purpose of influencing the nomination or election of that candidate
102.13 or local candidate or any opponent of that candidate or local candidate.

102.14 Except as provided in clause (1), "expenditure" includes the dollar value of a donation
102.15 in kind.

102.16 "Expenditure" does not include:

102.17 (1) noncampaign disbursements as defined in subdivision 26;

102.18 (2) services provided without compensation by an individual volunteering personal time
102.19 on behalf of a candidate or a local candidate, ballot question, political committee, political
102.20 fund, principal campaign committee, or party unit;

102.21 (3) the publishing or broadcasting of news items or editorial comments by the news
102.22 media; or

102.23 (4) an individual's unreimbursed personal use of an automobile owned by the individual
102.24 and used by the individual while volunteering personal time.

102.25 Sec. 4. Minnesota Statutes 2020, section 10A.01, is amended by adding a subdivision to
102.26 read:

102.27 Subd. 10d. **Local candidate.** "Local candidate" means an individual who seeks
102.28 nomination or election to:

102.29 (1) any county office in Hennepin County;

- 103.1 (2) any city office in any home rule charter city or statutory city located wholly within
103.2 Hennepin County and having a population of 75,000 or more; or
103.3 (3) the school board in Special School District No. 1.

103.4 Sec. 5. Minnesota Statutes 2020, section 10A.01, subdivision 11, is amended to read:

103.5 Subd. 11. **Contribution.** (a) "Contribution" means money, a negotiable instrument, or
103.6 a donation in kind that is given to a political committee, political fund, principal campaign
103.7 committee, local candidate, or party unit. An allocation by an association of general treasury
103.8 money to be used for activities that must be or are reported through the association's political
103.9 fund is considered to be a contribution for the purposes of disclosure required by this chapter.

103.10 (b) "Contribution" includes a loan or advance of credit to a political committee, political
103.11 fund, principal campaign committee, local candidate, or party unit, if the loan or advance
103.12 of credit is: (1) forgiven; or (2) repaid by an individual or an association other than the
103.13 political committee, political fund, principal campaign committee, local candidate, or party
103.14 unit to which the loan or advance of credit was made. If an advance of credit or a loan is
103.15 forgiven or repaid as provided in this paragraph, it is a contribution in the year in which the
103.16 loan or advance of credit was made.

103.17 (c) "Contribution" does not include services provided without compensation by an
103.18 individual volunteering personal time on behalf of a candidate, local candidate, ballot
103.19 question, political committee, political fund, principal campaign committee, or party unit;
103.20 the publishing or broadcasting of news items or editorial comments by the news media; or
103.21 an individual's unreimbursed personal use of an automobile owned by the individual while
103.22 volunteering personal time.

103.23 Sec. 6. Minnesota Statutes 2020, section 10A.01, subdivision 16a, is amended to read:

103.24 Subd. 16a. **Expressly advocating.** "Expressly advocating" means:

103.25 (1) that a communication clearly identifies a candidate or a local candidate and uses
103.26 words or phrases of express advocacy; or

103.27 (2) that a communication when taken as a whole and with limited reference to external
103.28 events, such as the proximity to the election, is susceptible of no reasonable interpretation
103.29 other than as an appeal advocating the election or defeat of one or more clearly identified
103.30 candidates.

104.1 Sec. 7. Minnesota Statutes 2020, section 10A.01, subdivision 17c, is amended to read:

104.2 Subd. 17c. **General treasury money.** "General treasury money" means money that an
104.3 association other than a principal campaign committee, party unit, or political committee
104.4 accumulates through membership dues and fees, donations to the association for its general
104.5 purposes, and income from the operation of a business. General treasury money does not
104.6 include money collected to influence the nomination or election of candidates or local
104.7 candidates or to promote or defeat a ballot question.

104.8 Sec. 8. Minnesota Statutes 2020, section 10A.01, subdivision 18, is amended to read:

104.9 Subd. 18. **Independent expenditure.** "Independent expenditure" means an expenditure
104.10 expressly advocating the election or defeat of a clearly identified candidate or local candidate,
104.11 if the expenditure is made without the express or implied consent, authorization, or
104.12 cooperation of, and not in concert with or at the request or suggestion of, any candidate or
104.13 any candidate's principal campaign committee or agent or any local candidate or local
104.14 candidate's agent. An independent expenditure is not a contribution to that candidate or
104.15 local candidate. An independent expenditure does not include the act of announcing a formal
104.16 public endorsement of a candidate or local candidate for public office, unless the act is
104.17 simultaneously accompanied by an expenditure that would otherwise qualify as an
104.18 independent expenditure under this subdivision.

104.19 Sec. 9. Minnesota Statutes 2020, section 10A.01, subdivision 20, is amended to read:

104.20 Subd. 20. **Loan.** "Loan" means an advance of money or anything of value made to a
104.21 political committee, political fund, principal campaign committee, local candidate, or party
104.22 unit.

104.23 Sec. 10. Minnesota Statutes 2020, section 10A.01, subdivision 26, is amended to read:

104.24 Subd. 26. **Noncampaign disbursement.** (a) "Noncampaign disbursement" means a
104.25 purchase or payment of money or anything of value made, or an advance of credit incurred,
104.26 or a donation in kind received, by a principal campaign committee for any of the following
104.27 purposes:

104.28 (1) payment for accounting and legal services;

104.29 (2) return of a contribution to the source;

104.30 (3) repayment of a loan made to the principal campaign committee by that committee;

104.31 (4) return of a public subsidy;

- 105.1 (5) payment for food, beverages, and necessary utensils and supplies, entertainment,
105.2 and facility rental for a fund-raising event;
- 105.3 (6) services for a constituent by a member of the legislature or a constitutional officer
105.4 in the executive branch as provided in section 10A.173, subdivision 1;
- 105.5 (7) payment for food and beverages consumed by a candidate or volunteers while they
105.6 are engaged in campaign activities;
- 105.7 (8) payment for food or a beverage consumed while attending a reception or meeting
105.8 directly related to legislative duties;
- 105.9 (9) payment of expenses incurred by elected or appointed leaders of a legislative caucus
105.10 in carrying out their leadership responsibilities;
- 105.11 (10) payment by a principal campaign committee of the candidate's expenses for serving
105.12 in public office, other than for personal uses;
- 105.13 (11) costs of child care for the candidate's children when campaigning;
- 105.14 (12) fees paid to attend a campaign school;
- 105.15 (13) costs of a postelection party during the election year when a candidate's name will
105.16 no longer appear on a ballot or the general election is concluded, whichever occurs first;
- 105.17 (14) interest on loans paid by a principal campaign committee on outstanding loans;
- 105.18 (15) filing fees;
- 105.19 (16) post-general election holiday or seasonal cards, thank-you notes, or advertisements
105.20 in the news media mailed or published prior to the end of the election cycle;
- 105.21 (17) the cost of campaign material purchased to replace defective campaign material, if
105.22 the defective material is destroyed without being used;
- 105.23 (18) contributions to a party unit;
- 105.24 (19) payments for funeral gifts or memorials;
- 105.25 (20) the cost of a magnet less than six inches in diameter containing legislator contact
105.26 information and distributed to constituents;
- 105.27 (21) costs associated with a candidate attending a political party state or national
105.28 convention in this state;

106.1 (22) other purchases or payments specified in board rules or advisory opinions as being
106.2 for any purpose other than to influence the nomination or election of a candidate or to
106.3 promote or defeat a ballot question;

106.4 (23) costs paid to a third party for processing contributions made by a credit card, debit
106.5 card, or electronic check;

106.6 (24) a contribution to a fund established to support a candidate's participation in a recount
106.7 of ballots affecting that candidate's election;

106.8 (25) costs paid by a candidate's principal campaign committee for a single reception
106.9 given in honor of the candidate's retirement from public office after the filing period for
106.10 affidavits of candidacy for that office has closed;

106.11 (26) a donation from a terminating principal campaign committee to the state general
106.12 fund; ~~and~~

106.13 (27) a donation from a terminating principal campaign committee to a county obligated
106.14 to incur special election expenses due to that candidate's resignation from state office; and

106.15 (28) during a period starting January 1 in the year following a general election and ending
106.16 on December 31 of the year of general election, payments of \$2,000 or less for
106.17 security-related expenses for a candidate and any immediate family member of the candidate,
106.18 including but not limited to home security cameras, a home security system, and identity
106.19 theft monitoring services. For purposes of this clause, an immediate family member is a
106.20 person who resides in the candidate's household and is the candidate's spouse, fiancée,
106.21 fiancé, grandparent, parent, child, grandchild, sibling, including adoptive, half, step, and
106.22 in-law relationships.

106.23 (b) The board must determine whether an activity involves a noncampaign disbursement
106.24 within the meaning of this subdivision.

106.25 (c) A noncampaign disbursement is considered to be made in the year in which the
106.26 candidate made the purchase of goods or services or incurred an obligation to pay for goods
106.27 or services.

106.28 Sec. 11. Minnesota Statutes 2020, section 10A.01, subdivision 27, is amended to read:

106.29 Subd. 27. **Political committee.** "Political committee" means an association whose major
106.30 purpose is to influence the nomination or election of one or more candidates or local
106.31 candidates or to promote or defeat a ballot question, other than a principal campaign
106.32 committee, local candidate, or a political party unit.

107.1 Sec. 12. Minnesota Statutes 2020, section 10A.01, subdivision 28, is amended to read:

107.2 Subd. 28. **Political fund.** "Political fund" means an accumulation of dues or voluntary
107.3 contributions by an association other than a political committee, principal campaign
107.4 committee, or party unit, if the accumulation is collected or expended to influence the
107.5 nomination or election of one or more candidates or local candidates or to promote or defeat
107.6 a ballot question. The term political fund as used in this chapter may also refer to the
107.7 association acting through its political fund.

107.8 Sec. 13. Minnesota Statutes 2020, section 10A.01, subdivision 35, is amended to read:

107.9 Subd. 35. **Public official.** "Public official" means any:

107.10 (1) member of the legislature;

107.11 (2) individual employed by the legislature as secretary of the senate, legislative auditor,
107.12 director of the Legislative Budget Office, chief clerk of the house of representatives, revisor
107.13 of statutes, or researcher, legislative analyst, fiscal analyst, or attorney in the Office of
107.14 Senate Counsel, Research and Fiscal Analysis, House Research, or the House Fiscal Analysis
107.15 Department;

107.16 (3) constitutional officer in the executive branch and the officer's chief administrative
107.17 deputy;

107.18 (4) solicitor general or deputy, assistant, or special assistant attorney general;

107.19 (5) commissioner, deputy commissioner, or assistant commissioner of any state
107.20 department or agency as listed in section 15.01 or 15.06, or the state chief information
107.21 officer;

107.22 (6) member, chief administrative officer, or deputy chief administrative officer of a state
107.23 board or commission that has either the power to adopt, amend, or repeal rules under chapter
107.24 14, or the power to adjudicate contested cases or appeals under chapter 14;

107.25 (7) individual employed in the executive branch who is authorized to adopt, amend, or
107.26 repeal rules under chapter 14 or adjudicate contested cases under chapter 14;

107.27 (8) executive director of the State Board of Investment;

107.28 (9) deputy of any official listed in clauses (7) and (8);

107.29 (10) judge of the Workers' Compensation Court of Appeals;

- 108.1 (11) administrative law judge or compensation judge in the State Office of Administrative
108.2 Hearings or unemployment law judge in the Department of Employment and Economic
108.3 Development;
- 108.4 (12) member, regional administrator, division director, general counsel, or operations
108.5 manager of the Metropolitan Council;
- 108.6 (13) member or chief administrator of a metropolitan agency;
- 108.7 (14) director of the Division of Alcohol and Gambling Enforcement in the Department
108.8 of Public Safety;
- 108.9 (15) member or executive director of the Higher Education Facilities Authority;
- 108.10 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 108.11 (17) member of the board of directors or executive director of the Minnesota State High
108.12 School League;
- 108.13 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 108.14 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 108.15 (20) manager of a watershed district, or member of a watershed management organization
108.16 as defined under section 103B.205, subdivision 13;
- 108.17 (21) supervisor of a soil and water conservation district;
- 108.18 (22) director of Explore Minnesota Tourism;
- 108.19 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established in section
108.20 97A.056;
- 108.21 (24) citizen member of the Clean Water Council established in section 114D.30;
- 108.22 (25) member or chief executive of the Minnesota Sports Facilities Authority established
108.23 in section 473J.07;
- 108.24 (26) district court judge, appeals court judge, or supreme court justice;
- 108.25 (27) county commissioner;
- 108.26 (28) member of the Greater Minnesota Regional Parks and Trails Commission; ~~or~~
- 108.27 (29) member of the Destination Medical Center Corporation established in section 469.41
108.28 ; or
- 108.29 (30) chancellor or member of the Board of Trustees of the Minnesota State Colleges
108.30 and Universities.

109.1 Sec. 14. Minnesota Statutes 2020, section 10A.09, subdivision 1, is amended to read:

109.2 Subdivision 1. **Time for filing.** An individual must file a statement of economic interest
109.3 ~~with the board:~~

109.4 (1) within 60 days of accepting employment as a public official or a local official in a
109.5 metropolitan governmental unit;

109.6 (2) within 60 days of assuming office as a district court judge, appeals court judge,
109.7 supreme court justice, or county commissioner;

109.8 (3) within 14 days after filing an affidavit of candidacy or petition to appear on the ballot
109.9 for an elective state constitutional or legislative office or an elective local office in a
109.10 metropolitan governmental unit other than county commissioner;

109.11 (4) in the case of a public official requiring the advice and consent of the senate, within
109.12 14 days after undertaking the duties of office; or

109.13 (5) in the case of members of the Minnesota Racing Commission, the director of the
109.14 Minnesota Racing Commission, chief of security, medical officer, inspector of pari-mutuels,
109.15 and stewards employed or approved by the commission or persons who fulfill those duties
109.16 under contract, within 60 days of accepting or assuming duties.

109.17 Sec. 15. Minnesota Statutes 2020, section 10A.09, subdivision 2, is amended to read:

109.18 Subd. 2. **Notice to board.** The secretary of state or the appropriate county auditor, upon
109.19 receiving an affidavit of candidacy or petition to appear on the ballot from an individual
109.20 required by this section to file a statement of economic interest, and any official who
109.21 nominates or employs a public ~~or local~~ official required by this section to file a statement
109.22 of economic interest, must notify the board of the name of the individual required to file a
109.23 statement and the date of the affidavit, petition, or nomination.

109.24 Sec. 16. Minnesota Statutes 2020, section 10A.09, subdivision 5, is amended to read:

109.25 Subd. 5. **Form; general requirements.** (a) A statement of economic interest required
109.26 by this section must be on a form prescribed by the board. The individual filing must provide
109.27 the following information:

109.28 (1) name, address, occupation, and principal place of business;

109.29 (2) the name of each associated business and the nature of that association;

109.30 (3) a listing of all real property within the state, excluding homestead property, in which
109.31 the individual holds: (i) a fee simple interest, a mortgage, a contract for deed as buyer or

110.1 seller, or an option to buy, whether direct or indirect, if the interest is valued in excess of
110.2 \$2,500; or (ii) an option to buy, if the property has a fair market value of more than \$50,000;

110.3 (4) a listing of all real property within the state in which a partnership of which the
110.4 individual is a member holds: (i) a fee simple interest, a mortgage, a contract for deed as
110.5 buyer or seller, or an option to buy, whether direct or indirect, if the individual's share of
110.6 the partnership interest is valued in excess of \$2,500; or (ii) an option to buy, if the property
110.7 has a fair market value of more than \$50,000. A listing under this clause or clause (3) must
110.8 indicate the street address and the municipality or the section, township, range and
110.9 approximate acreage, whichever applies, and the county in which the property is located;

110.10 (5) a listing of any investments, ownership, or interests in property connected with
110.11 pari-mutuel horse racing in the United States and Canada, including a racehorse, in which
110.12 the individual directly or indirectly holds a partial or full interest or an immediate family
110.13 member holds a partial or full interest;

110.14 (6) a listing of the principal business or professional activity category of each business
110.15 from which the individual receives more than \$250 in any month during the reporting period
110.16 as an employee, if the individual has an ownership interest of 25 percent or more in the
110.17 business;

110.18 (7) a listing of each principal business or professional activity category from which the
110.19 individual received compensation of more than \$2,500 in the past 12 months as an
110.20 independent contractor; and

110.21 (8) a listing of the full name of each security with a value of more than \$10,000 owned
110.22 in part or in full by the individual, at any time during the reporting period.

110.23 (b) The business or professional categories for purposes of paragraph (a), clauses (6)
110.24 and (7), must be the general topic headings used by the federal Internal Revenue Service
110.25 for purposes of reporting self-employment income on Schedule C. This paragraph does not
110.26 require an individual to report any specific code number from that schedule. Any additional
110.27 principal business or professional activity category may only be adopted if the category is
110.28 enacted by law.

110.29 ~~(e) For the purpose of an original statement of economic interest, "compensation in any~~
110.30 ~~month" includes only compensation received in the calendar month immediately preceding~~
110.31 ~~the date of appointment as a public official or filing as a candidate.~~

110.32 ~~(d)~~ (c) For the purpose of calculating the amount of compensation received from any
110.33 single source in a single month, the amount shall include the total amount received from

111.1 the source during the month, whether or not the amount covers compensation for more than
111.2 one month.

111.3 ~~(e)~~ (d) For the purpose of determining the value of an individual's interest in real property,
111.4 the value of the property is the market value shown on the property tax statement.

111.5 ~~(f) For the purpose of an original statement of economic interest, the individual shall~~
111.6 ~~disclose only those real properties owned on the date of appointment as a public official or~~
111.7 ~~filing as a candidate.~~

111.8 ~~(g)~~ (e) For the purpose of this section, "date of appointment" means the effective date
111.9 of appointment to a position.

111.10 ~~(h)~~ (f) For the purpose of this section, "accepting employment as a public official" means
111.11 the effective date of the appointment to the position, as stated in the appointing authority's
111.12 notice to the board.

111.13 Sec. 17. Minnesota Statutes 2020, section 10A.09, is amended by adding a subdivision to
111.14 read:

111.15 Subd. 5a. **Original statement; reporting period.** (a) An original statement of economic
111.16 interest required under subdivision 1, clause (1), must cover the calendar month before the
111.17 month in which the individual accepted employment as a public official or a local official
111.18 in a metropolitan governmental unit.

111.19 (b) An original statement of economic interest required under subdivision 1, clauses (2),
111.20 (4), and (5), must cover the calendar month before the month in which the individual assumed
111.21 or undertook the duties of office.

111.22 (c) An original statement of economic interest required under subdivision 1, clause (3),
111.23 must cover the calendar month before the month in which the candidate filed the affidavit
111.24 of candidacy.

111.25 Sec. 18. Minnesota Statutes 2020, section 10A.09, subdivision 6, is amended to read:

111.26 Subd. 6. **Annual statement.** (a) Each individual who is required to file a statement of
111.27 economic interest must also file an annual statement by the last Monday in January of each
111.28 year that the individual remains in office. The annual statement must cover the period
111.29 through December 31 of the year prior to the year when the statement is due. The annual
111.30 statement must include the amount of each honorarium in excess of \$50 \$250 received since
111.31 the previous statement and the name and address of the source of the honorarium. The board

112.1 must maintain each annual statement of economic interest submitted by an officeholder in
112.2 the same file with the statement submitted as a candidate.

112.3 ~~(b) For the purpose of annual statements of economic interest to be filed, "compensation~~
112.4 ~~in any month" includes compensation and honoraria received in any month between the~~
112.5 ~~end of the period covered in the preceding statement of economic interest and the end of~~
112.6 ~~the current period.~~

112.7 ~~(e)~~ (b) An individual must file the annual statement of economic interest required by
112.8 this subdivision to cover the period for which the individual served as a public official even
112.9 though at the time the statement was filed, the individual is no longer holding that office as
112.10 a public official.

112.11 ~~(d) For the purpose of an annual statement of economic interest, the individual shall~~
112.12 ~~disclose any real property owned at any time between the end of the period covered by the~~
112.13 ~~preceding statement of economic interest and through the last day of the month preceding~~
112.14 ~~the current filing or the last day of employment, if the individual is no longer a public~~
112.15 ~~official.~~

112.16 Sec. 19. Minnesota Statutes 2020, section 10A.12, subdivision 1, is amended to read:

112.17 Subdivision 1. **When required for contributions and approved expenditures.** An
112.18 association other than a political committee or party unit may not contribute more than \$750
112.19 in aggregate in any calendar year to candidates, local candidates, political committees, or
112.20 party units or make approved expenditures of more than \$750 in aggregate in any calendar
112.21 year unless the contribution or expenditure is made through a political fund.

112.22 Sec. 20. Minnesota Statutes 2020, section 10A.12, subdivision 2, is amended to read:

112.23 Subd. 2. **Commingling prohibited.** The contents of an association's political fund may
112.24 not be commingled with other funds or with the personal funds of an officer or member of
112.25 the association or the fund. It is not commingling for an association that uses only its own
112.26 general treasury money to make expenditures and disbursements permitted under section
112.27 10A.121, subdivision 1, directly from the depository used for its general treasury money.
112.28 An association that accepts more than \$1,500 in aggregate in contributions to influence the
112.29 nomination or election of candidates or local candidates or more than \$5,000 in contributions
112.30 to promote or defeat a ballot question must establish a separate depository for those
112.31 contributions.

113.1 Sec. 21. Minnesota Statutes 2020, section 10A.121, subdivision 2, is amended to read:

113.2 Subd. 2. **Penalty.** (a) An independent expenditure political committee or independent
113.3 expenditure political fund is subject to a civil penalty of up to four times the amount of the
113.4 contribution or approved expenditure if it does the following:

113.5 (1) makes a contribution to a candidate, local candidate, party unit, political committee,
113.6 or political fund other than an independent expenditure political committee or an independent
113.7 expenditure political fund; or

113.8 (2) makes an approved expenditure.

113.9 (b) No other penalty provided in law may be imposed for conduct that is subject to a
113.10 civil penalty under this section.

113.11 Sec. 22. Minnesota Statutes 2020, section 10A.13, subdivision 1, is amended to read:

113.12 Subdivision 1. **Accounts; penalty.** The treasurer of a political committee, political fund,
113.13 principal campaign committee, or party unit must keep an account of:

113.14 (1) the sum of all contributions, except any donation in kind valued at \$20 or less, made
113.15 to the committee, fund, or party unit;

113.16 (2) the name and address of each source of a contribution made to the committee, fund,
113.17 or party unit in excess of \$20, together with the date and amount of each;

113.18 (3) each expenditure made by the committee, fund, or party unit, together with the date
113.19 and amount;

113.20 (4) each approved expenditure made on behalf of the committee, fund, or party unit,
113.21 together with the date and amount; and

113.22 (5) the name and address of each political committee, political fund, principal campaign
113.23 committee, local candidate, or party unit to which contributions in excess of \$20 have been
113.24 made, together with the date and amount.

113.25 Any individual who knowingly violates this subdivision is subject to a civil penalty
113.26 imposed by the board of up to \$1,000.

113.27 Sec. 23. Minnesota Statutes 2020, section 10A.17, subdivision 4, is amended to read:

113.28 Subd. 4. **Independent expenditures.** An individual, political committee, political fund,
113.29 principal campaign committee, or party unit that independently solicits or accepts
113.30 contributions or makes independent expenditures on behalf of a candidate or local candidate

114.1 must publicly disclose that the expenditure is an independent expenditure. All written and
114.2 broadcast communications with those from whom contributions are independently solicited
114.3 or accepted or to whom independent expenditures are made on behalf of a candidate or local
114.4 candidate must contain a statement in substantially the form provided in section 211B.04,
114.5 subdivision 2. The statement must be on the front page of all written communications and
114.6 at the end of all broadcast communications made by that individual, political committee,
114.7 political fund, principal campaign committee, or party unit on the candidate's or local
114.8 candidate's behalf.

114.9 Sec. 24. Minnesota Statutes 2020, section 10A.20, is amended by adding a subdivision to
114.10 read:

114.11 Subd. 2a. **Local election reports.** (a) This subdivision applies to a political committee,
114.12 political fund, or political party unit that during a non-general election year:

114.13 (1) spends in aggregate more than \$200 to influence the nomination or election of local
114.14 candidates;

114.15 (2) spends in aggregate more than \$200 to make independent expenditures on behalf of
114.16 local candidates; or

114.17 (3) spends in aggregate more than \$200 to promote or defeat ballot questions defined
114.18 in section 10A.01, subdivision 7, clause (2), (3), or (4).

114.19 (b) In addition to the reports required by subdivision 2, the entities listed in paragraph
114.20 (a) must file the following reports in each non-general election year:

114.21 (1) a first-quarter report covering the calendar year through March 31, which is due
114.22 April 14;

114.23 (2) a report covering the calendar year through May 31, which is due June 14;

114.24 (3) a pre-primary-election report due 15 days before the local primary election date
114.25 specified in section 205.065;

114.26 (4) a pre-general-election report due 42 days before the local general election; and

114.27 (5) a pre-general-election report due ten days before a local general election.

114.28 The reporting obligations in this paragraph begin with the first report due after the
114.29 reporting period in which the entity reaches the spending threshold specified in paragraph
114.30 (a).

115.1 Sec. 25. Minnesota Statutes 2020, section 10A.20, subdivision 3, is amended to read:

115.2 Subd. 3. **Contents of report.** (a) The report required by this section must include each
115.3 of the items listed in paragraphs (b) to (q) that are applicable to the filer. The board shall
115.4 prescribe forms based on filer type indicating which of those items must be included on the
115.5 filer's report.

115.6 (b) The report must disclose the amount of liquid assets on hand at the beginning of the
115.7 reporting period.

115.8 (c) The report must disclose the name, address, employer, or occupation if self-employed,
115.9 and registration number if registered with the board, of each individual or association that
115.10 has made one or more contributions to the reporting entity, including the purchase of tickets
115.11 for a fund-raising effort, that in aggregate within the year exceed \$200 for legislative or
115.12 statewide candidates or more than \$500 for ballot questions, together with the amount and
115.13 date of each contribution, and the aggregate amount of contributions within the year from
115.14 each source so disclosed. A donation in kind must be disclosed at its fair market value. An
115.15 approved expenditure must be listed as a donation in kind. A donation in kind is considered
115.16 consumed in the reporting period in which it is received. The names of contributors must
115.17 be listed in alphabetical order. Contributions from the same contributor must be listed under
115.18 the same name. When a contribution received from a contributor in a reporting period is
115.19 added to previously reported unitemized contributions from the same contributor and the
115.20 aggregate exceeds the disclosure threshold of this paragraph, the name, address, and
115.21 employer, or occupation if self-employed, of the contributor must then be listed on the
115.22 report.

115.23 (d) The report must disclose the sum of contributions to the reporting entity during the
115.24 reporting period.

115.25 (e) The report must disclose each loan made or received by the reporting entity within
115.26 the year in aggregate in excess of \$200, continuously reported until repaid or forgiven,
115.27 together with the name, address, occupation, principal place of business, if any, and
115.28 registration number if registered with the board of the lender and any endorser and the date
115.29 and amount of the loan. If a loan made to the principal campaign committee of a candidate
115.30 is forgiven or is repaid by an entity other than that principal campaign committee, it must
115.31 be reported as a contribution for the year in which the loan was made.

115.32 (f) The report must disclose each receipt over \$200 during the reporting period not
115.33 otherwise listed under paragraphs (c) to (e).

116.1 (g) The report must disclose the sum of all receipts of the reporting entity during the
116.2 reporting period.

116.3 (h) The report must disclose the name, address, and registration number if registered
116.4 with the board of each individual or association to whom aggregate expenditures, approved
116.5 expenditures, independent expenditures, and ballot question expenditures have been made
116.6 by or on behalf of the reporting entity within the year in excess of \$200, together with the
116.7 amount, date, and purpose of each expenditure, including an explanation of how the
116.8 expenditure was used, and the name and address of, and office sought by, each candidate
116.9 or local candidate on whose behalf the expenditure was made, identification of the ballot
116.10 question that the expenditure was intended to promote or defeat and an indication of whether
116.11 the expenditure was to promote or to defeat the ballot question, and in the case of independent
116.12 expenditures made in opposition to a candidate or local candidate, the candidate's or local
116.13 candidate's name, address, and office sought. A reporting entity making an expenditure on
116.14 behalf of more than one candidate ~~for state or legislative office~~ or local candidate must
116.15 allocate the expenditure among the candidates and local candidates on a reasonable cost
116.16 basis and report the allocation for each candidate or local candidate. The report must list
116.17 on separate schedules any independent expenditures made on behalf of local candidates and
116.18 any expenditures made for ballot questions as defined in section 10A.01, subdivision 7,
116.19 clause (2), (3), or (4).

116.20 (i) The report must disclose the sum of all expenditures made by or on behalf of the
116.21 reporting entity during the reporting period.

116.22 (j) The report must disclose the amount and nature of an advance of credit incurred by
116.23 the reporting entity, continuously reported until paid or forgiven. If an advance of credit
116.24 incurred by the principal campaign committee of a candidate is forgiven by the creditor or
116.25 paid by an entity other than that principal campaign committee, it must be reported as a
116.26 donation in kind for the year in which the advance of credit was made.

116.27 (k) The report must disclose the name, address, and registration number if registered
116.28 with the board of each political committee, political fund, principal campaign committee,
116.29 local candidate, or party unit to which contributions have been made that aggregate in excess
116.30 of \$200 within the year and the amount and date of each contribution. The report must list
116.31 on separate schedules any contributions made to state candidates' principal campaign
116.32 committees and any contributions made to local candidates.

117.1 (l) The report must disclose the sum of all contributions made by the reporting entity
117.2 during the reporting period and must separately disclose the sum of all contributions made
117.3 to local candidates by the reporting entity during the reporting period.

117.4 (m) The report must disclose the name, address, and registration number if registered
117.5 with the board of each individual or association to whom noncampaign disbursements have
117.6 been made that aggregate in excess of \$200 within the year by or on behalf of the reporting
117.7 entity and the amount, date, and purpose of each noncampaign disbursement, including an
117.8 explanation of how the expenditure was used.

117.9 (n) The report must disclose the sum of all noncampaign disbursements made within
117.10 the year by or on behalf of the reporting entity.

117.11 (o) The report must disclose the name and address of a nonprofit corporation that provides
117.12 administrative assistance to a political committee or political fund as authorized by section
117.13 211B.15, subdivision 17, the type of administrative assistance provided, and the aggregate
117.14 fair market value of each type of assistance provided to the political committee or political
117.15 fund during the reporting period.

117.16 (p) Legislative, statewide, and judicial candidates, party units, and political committees
117.17 and funds must itemize contributions that in aggregate within the year exceed \$200 for
117.18 legislative or statewide candidates or more than \$500 for ballot questions on reports submitted
117.19 to the board. The itemization must include the date on which the contribution was received,
117.20 the individual or association that provided the contribution, and the address of the contributor.
117.21 Additionally, the itemization for a donation in kind must provide a description of the item
117.22 or service received. Contributions that are less than the itemization amount must be reported
117.23 as an aggregate total.

117.24 (q) Legislative, statewide, and judicial candidates, party units, political committees and
117.25 funds, and committees to promote or defeat a ballot question must itemize expenditures and
117.26 noncampaign disbursements that in aggregate exceed \$200 in a calendar year on reports
117.27 submitted to the board. The itemization must include the date on which the committee made
117.28 or became obligated to make the expenditure or disbursement, the name and address of the
117.29 vendor that provided the service or item purchased, and a description of the service or item
117.30 purchased, including an explanation of how the expenditure was used. Expenditures and
117.31 noncampaign disbursements must be listed on the report alphabetically by vendor.

118.1 Sec. 26. Minnesota Statutes 2020, section 10A.20, subdivision 6a, is amended to read:

118.2 Subd. 6a. **Statement of independence.** An individual, political committee, political
118.3 fund, or party unit filing a report or statement disclosing an independent expenditure under
118.4 subdivision 3 or 6 must file with the report a sworn statement that the disclosed expenditures
118.5 were not made with the authorization or expressed or implied consent of, or in cooperation
118.6 or in concert with, or at the request or suggestion of any candidate; ~~or~~ any candidate's
118.7 principal campaign committee or agent; any local candidate, or any local candidate's agent.

118.8 Sec. 27. Minnesota Statutes 2020, section 10A.20, subdivision 13, is amended to read:

118.9 Subd. 13. **Third-party reimbursement.** An individual or association filing a report
118.10 disclosing an expenditure or noncampaign disbursement that must be reported and itemized
118.11 under subdivision 3, paragraph ~~(g)~~ (h) or ~~(l)~~ (m), that is a reimbursement to a third party
118.12 must report the purpose of each expenditure or disbursement for which the third party is
118.13 being reimbursed. In the alternative, the reporting individual or association may report
118.14 individually each of the underlying expenditures being reimbursed. An expenditure or
118.15 disbursement is a reimbursement to a third party if it is for goods or services that were not
118.16 directly provided by the individual or association to whom the expenditure or disbursement
118.17 is made. Third-party reimbursements include payments to credit card companies and
118.18 reimbursement of individuals for expenses they have incurred.

118.19 Sec. 28. Minnesota Statutes 2020, section 10A.27, subdivision 13, is amended to read:

118.20 Subd. 13. **Unregistered association limit; statement; penalty.** (a) The treasurer of a
118.21 political committee, political fund, principal campaign committee, or party unit must not
118.22 accept a contribution of more than \$200 from an association not registered under this chapter
118.23 unless the contribution is accompanied by a ~~written~~ statement that meets the disclosure and
118.24 reporting period requirements imposed by section 10A.20. The statement may be a written
118.25 statement or a government website where the disclosure report for the unregistered association
118.26 may be viewed. This statement must be certified as true and correct by an officer of the
118.27 contributing association. The committee, fund, or party unit that accepts the contribution
118.28 must include a copy of the written statement or website with the report that discloses the
118.29 contribution to the board.

118.30 (b) An unregistered association may provide the ~~written~~ statement required by this
118.31 subdivision to no more than three committees, funds, or party units in a calendar year. Each
118.32 statement must cover at least the 30 days immediately preceding and including the date on

119.1 which the contribution was made. An unregistered association or an officer of it is subject
119.2 to a civil penalty imposed by the board of up to \$1,000, if the association or its officer:

119.3 (1) fails to provide a ~~written~~ statement as required by this subdivision; or

119.4 (2) fails to register after giving the ~~written~~ statement required by this subdivision to more
119.5 than three committees, funds, or party units in a calendar year.

119.6 (c) The treasurer of a political committee, political fund, principal campaign committee,
119.7 or party unit who accepts a contribution in excess of \$200 from an unregistered association
119.8 without the required ~~written~~ disclosure statement is subject to a civil penalty up to four
119.9 times the amount in excess of \$200.

119.10 (d) This subdivision does not apply:

119.11 (1) when a national political party contributes money to its state committee; ~~or~~

119.12 (2) when a federal committee of a major or minor political party registered with the
119.13 board gives an in-kind contribution to the federal committee's state central committee or a
119.14 party organization within a house of the state legislature; or

119.15 ~~(2)~~ (3) to purchases by candidates for federal office of tickets to events or space rental
119.16 at events held by party units in this state (i) if the geographical area represented by the party
119.17 unit includes any part of the geographical area of the office that the federal candidate is
119.18 seeking and (ii) the purchase price is not more than that paid by other attendees or renters
119.19 of similar spaces.

119.20 Sec. 29. Minnesota Statutes 2020, section 10A.275, subdivision 1, is amended to read:

119.21 Subdivision 1. **Exceptions.** Notwithstanding other provisions of this chapter, the
119.22 following expenditures by a party unit, or two or more party units acting together, with at
119.23 least one party unit being either: the state committee or the party organization within a
119.24 congressional district, county, or legislative district, are not considered contributions to or
119.25 expenditures on behalf of a candidate for the purposes of section 10A.25 or 10A.27 and
119.26 must not be allocated to candidates under section 10A.20, subdivision 3, paragraph ~~(g)~~ (h):

119.27 (1) expenditures on behalf of candidates of that party generally without referring to any
119.28 of them specifically in a published, posted, or broadcast advertisement;

119.29 (2) expenditures for the preparation, display, mailing, or other distribution of an official
119.30 party sample ballot listing the names of three or more individuals whose names are to appear
119.31 on the ballot;

120.1 (3) expenditures for a telephone ~~conversation including~~ call, voice mail, text message,
120.2 multimedia message, internet chat message, or e-mail when the communication includes
120.3 the names of three or more individuals whose names are to appear on the ballot;

120.4 (4) expenditures for a political party fund-raising effort on behalf of three or more
120.5 candidates; or

120.6 (5) expenditures for party committee staff services that benefit three or more candidates.

120.7 Sec. 30. Minnesota Statutes 2020, section 10A.323, is amended to read:

120.8 **10A.323 AFFIDAVIT OF CONTRIBUTIONS.**

120.9 (a) In addition to the requirements of section 10A.322, to be eligible to receive a public
120.10 subsidy under section 10A.31 a candidate or the candidate's treasurer must:

120.11 (1) between January 1 of the previous year and the cutoff date for transactions included
120.12 in the report of receipts and expenditures due before the primary election, accumulate
120.13 contributions from individuals eligible to vote in this state in at least the amount indicated
120.14 for the office sought, counting only the first \$50 received from each contributor, excluding
120.15 in-kind contributions:

120.16 (i) candidates for governor and lieutenant governor running together, \$35,000;

120.17 (ii) candidates for attorney general, \$15,000;

120.18 (iii) candidates for secretary of state and state auditor, separately, \$6,000;

120.19 (iv) candidates for the senate, \$3,000; and

120.20 (v) candidates for the house of representatives, \$1,500;

120.21 (2) file an affidavit with the board stating that the principal campaign committee has
120.22 complied with this paragraph. The affidavit must state the total amount of contributions that
120.23 have been received from individuals eligible to vote in this state, excluding:

120.24 (i) the portion of any contribution in excess of \$50;

120.25 (ii) any in-kind contribution; and

120.26 (iii) any contribution for which the name and address of the contributor is not known
120.27 and recorded; and

120.28 (3) submit the affidavit required by this section to the board in writing by the deadline
120.29 for reporting of receipts and expenditures before a primary under section 10A.20, subdivision
120.30 4 2.

121.1 (b) A candidate for a vacancy to be filled at a special election for which the filing period
121.2 does not coincide with the filing period for the general election must accumulate the
121.3 contributions specified in paragraph (a) and must submit the affidavit required by this section
121.4 to the board within five days after the close of the filing period for the special election for
121.5 which the candidate filed.

121.6 (c) Notwithstanding paragraphs (a) and (b), a candidate for a vacancy to be filled at a
121.7 special election called under section 204B.13, subdivision 2, paragraph (c), must accumulate
121.8 the contributions specified in paragraph (a) and must submit the affidavit required by this
121.9 section to the board within 12 calendar days after the general election.

121.10 (d) A candidate or the candidate's treasurer must be able to electronically file the affidavit
121.11 required under this section in the same manner as other reports required by this chapter.
121.12 The board must not require the candidate or candidate's treasurer to notarize the affidavit
121.13 of contribution.

121.14 Sec. 31. Minnesota Statutes 2020, section 211B.04, subdivision 2, is amended to read:

121.15 Subd. 2. **Independent expenditures.** (a) The required form of the disclaimer on a written
121.16 independent expenditure is: "This is an independent expenditure prepared and paid for by
121.17 (name of entity participating in the expenditure), (address). It is not coordinated
121.18 with or approved by any candidate nor is any candidate responsible for it. The top three
121.19 contributors funding this expenditure are (1)....., (2)....., and (3)......" The address must
121.20 be either the entity's mailing address or the entity's website, if the website includes the
121.21 entity's mailing address. When a written independent expenditure is produced and
121.22 disseminated without cost, the words "and paid for" may be omitted from the disclaimer.

121.23 (b) The required form of the disclaimer on a broadcast independent expenditure is: "This
121.24 independent expenditure is paid for by (name of entity participating in the expenditure).
121.25 It is not coordinated with or approved by any candidate nor is any candidate responsible
121.26 for it. The top three contributors funding this expenditure are (1)....., (2)....., and (3)......"
121.27 When a broadcast independent expenditure is produced and disseminated without cost, the
121.28 following disclaimer may be used: "..... (name of entity participating in the expenditure)
121.29 is responsible for the contents of this independent expenditure. It is not coordinated with
121.30 or approved by any candidate nor is any candidate responsible for it."

121.31 (c) The listing of the top three contributors required to be included in a disclaimer under
121.32 this subdivision must identify by name the three individuals or entities making the largest
121.33 contribution required to be reported under chapter 10A to the expending entity during the
121.34 12-month period preceding the first date at which the expenditure was published or presented

122.1 to the public. Contributions to the expending entity that are segregated, tracked, and used
122.2 for purposes other than the expenditure requiring the disclaimer should not be included in
122.3 calculating the top three contributors required to be identified under this subdivision.

122.4 Sec. 32. Minnesota Statutes 2020, section 211B.04, subdivision 3, is amended to read:

122.5 Subd. 3. **Material that does not need a disclaimer.** (a) This section does not apply to
122.6 fund-raising tickets, business cards, personal letters, or similar items that are clearly being
122.7 distributed by the candidate.

122.8 (b) This section does not apply to an individual or association that is not required to
122.9 register or report under chapter 10A or 211A.

122.10 (c) This section does not apply to the following:

122.11 (1) bumper stickers, pins, buttons, pens, or similar small items on which the disclaimer
122.12 cannot be conveniently printed; and

122.13 (2) skywriting, wearing apparel, or other means of displaying an advertisement of such
122.14 a nature that the inclusion of a disclaimer would be impracticable; and

122.15 ~~(3) online banner ads and similar electronic communications that link directly to an~~
122.16 ~~online page that includes the disclaimer.~~

122.17 (d) This section does not modify or repeal section 211B.06.

122.18 Sec. 33. Minnesota Statutes 2020, section 211B.04, is amended by adding a subdivision
122.19 to read:

122.20 Subd. 3a. **Certain electronic communications and advertisements.** Notwithstanding
122.21 subdivisions 1 and 2, the Campaign Finance and Public Disclosure Board must adopt rules
122.22 using the expedited process in section 14.389 to specify the form and content of the disclaimer
122.23 required by those subdivisions for small electronic communications on which the full
122.24 disclaimer cannot be conveniently printed including but not limited to online banner ads,
122.25 text messages, social media communications, and small advertisements appearing on a
122.26 mobile telephone or other handheld electronic device. In its rules, the board may waive the
122.27 disclaimer requirement for categories of communications where inclusion would be
122.28 technologically impossible.

123.1 Sec. 34. Minnesota Statutes 2020, section 383B.041, is amended to read:

123.2 **383B.041 CAMPAIGN FINANCING, DISCLOSURE OF ECONOMIC**
123.3 **INTERESTS.**

123.4 Subdivision 1. Hennepin County candidates. Sections 383B.041 to 383B.058 apply
123.5 to the financing of campaigns for county elections in Hennepin County and for city elections
123.6 in home rule charter cities and statutory cities located wholly within Hennepin County,
123.7 having a population of 75,000 or more, and for school board elections in the Special School
123.8 District No. 1, Minneapolis, and to disclosure of economic interests by candidates and
123.9 elected public officials of those jurisdictions. The provisions of sections 211A.02 to 211A.07
123.10 do not apply to the financing of campaigns for elections subject to the provisions of sections
123.11 383B.041 to 383B.058. Candidates for county commissioner, county attorney, and sheriff
123.12 of Hennepin County must file campaign disclosure forms with the filing officer for Hennepin
123.13 County. These candidates are subject to the provisions of chapter 211A.

123.14 Subd. 2. Political subdivision candidates. Candidates for elected city, school board,
123.15 park commissioner, and other political subdivision offices within Hennepin County shall
123.16 file campaign disclosure forms with the filing officer for the political subdivision for which
123.17 the candidate is seeking office. These candidates are subject to the provisions of chapter
123.18 211A.

123.19 Subd. 3. Political committees, political funds, and independent expenditures. (a)
123.20 The provisions of chapter 10A apply to political committees as defined in section 10A.01,
123.21 subdivision 27; political funds as defined in section 10A.01, subdivision 28; and independent
123.22 expenditures as defined in section 10A.01, subdivision 18, related to:

123.23 (1) a campaign for the nomination or election of a candidate for:

123.24 (i) a county office in Hennepin County;

123.25 (ii) a city office in a home rule charter or statutory city located wholly within Hennepin
123.26 County with a population of 75,000 or more; or

123.27 (iii) the school board in Special School District No. 1; and

123.28 (2) a ballot question or proposition that may be voted on by:

123.29 (i) all voters in Hennepin County;

123.30 (ii) all voters of a home rule charter or statutory city located wholly within Hennepin
123.31 County and having a population of 75,000 or more; or

123.32 (iii) all voters in Special School District No. 1.

124.1 (b) The provisions of chapter 211A apply to a campaign for nomination or election for
124.2 an office in the following political subdivisions:

124.3 (1) a home rule or statutory city located wholly within Hennepin County and having a
124.4 population of less than 75,000; and

124.5 (2) a school district located wholly within Hennepin County other than Special School
124.6 District No. 1.

124.7 (c) The provisions of chapter 211A apply to a ballot question or proposition that may
124.8 be voted on by:

124.9 (1) all voters of a home rule or statutory city located wholly within Hennepin County
124.10 and having a population of less than 75,000; and

124.11 (2) all voters of a school district located wholly within Hennepin County other than
124.12 Special School District No. 1.

124.13 Subd. 4. **Local ordinances and charters superseded.** This section supersedes the
124.14 provisions of any ordinance or resolution of a political subdivision within Hennepin County,
124.15 or any existing special law or home rule charter provision of a political subdivision within
124.16 Hennepin County requiring disclosure of information related to the financing of election
124.17 campaigns.

124.18 Subd. 5. **Economic interest disclosure; Special School District No. 1.** Every candidate
124.19 for school board in Special School District No. 1, Minneapolis, must file an original statement
124.20 of economic interest with the school district within 14 days of the filing of an affidavit or
124.21 petition to appear on the ballot. An elected official in Special School District No. 1,
124.22 Minneapolis, must file the annual statement required in section 10A.09, subdivision 6, with
124.23 the school district for every year that the individual serves in office. An original and annual
124.24 statement must contain the information listed in section 10A.09, subdivision 5. The provisions
124.25 of section 10A.09, subdivisions 6a, 7, and 9, apply to statements required under this
124.26 subdivision.

124.27 Sec. 35. **REPEALER.**

124.28 Subdivision 1. **Enterprise Minnesota, Inc.** Minnesota Statutes 2020, sections 116O.03,
124.29 subdivision 9; and 116O.04, subdivision 3, are repealed.

124.30 Subd. 2. **Hennepin County.** Minnesota Statutes 2020, sections 10A.15, subdivision 6;
124.31 383B.042; 383B.043; 383B.044; 383B.045; 383B.046; 383B.047; 383B.048; 383B.049;

125.1 383B.05; 383B.051; 383B.052; 383B.053; 383B.054; 383B.055; 383B.056; and 383B.057,
125.2 are repealed.

125.3 Sec. 36. **EFFECTIVE DATE.**

125.4 This article is effective January 1, 2022, and applies to reports and disclosures required
125.5 to be filed on or after that date.

125.6 **ARTICLE 5**
125.7 **INFORMATION TECHNOLOGY**

125.8 Section 1. **[3.888] LEGISLATIVE COMMISSION ON CYBERSECURITY.**

125.9 Subdivision 1. **Membership.** The Legislative Commission on Cybersecurity consists
125.10 of the following eight members:

125.11 (1) four senators, including two senators appointed by the senate majority leader and
125.12 two senators appointed by the senate minority leader; and

125.13 (2) four members of the house of representatives, including two members appointed by
125.14 the speaker of the house and two members appointed by the minority leader of the house.

125.15 Subd. 2. **Terms; vacancies.** Members of the commission serve for a two-year term
125.16 beginning upon appointment and expiring on appointment of a successor after the opening
125.17 of the next regular session of the legislature in the odd-numbered year. A vacancy in the
125.18 membership of the commission must be filled for the unexpired term in a manner that will
125.19 preserve the representation established by this section.

125.20 Subd. 3. **Duties.** The commission shall provide oversight of the state's cybersecurity
125.21 measures. The commission shall review the policies and practices of state agencies with
125.22 regard to cybersecurity and may recommend changes in policy to adequately protect the
125.23 state from cybersecurity threats. The commission may develop recommendations and draft
125.24 legislation to support and strengthen the state's cybersecurity infrastructure.

125.25 Subd. 4. **Chair.** The commission shall elect a chair by a majority vote of members
125.26 present. The officers shall alternate between a member of the senate and a member of the
125.27 house of representatives. A chair shall serve a two-year term expiring upon election of a
125.28 new chair after the opening of the next regular session of the legislature in the odd-numbered
125.29 year.

125.30 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.
125.31 The meetings of the commission are subject to section 3.055, except that the commission

126.1 may close a meeting when necessary to safeguard the state's cybersecurity. The minutes,
 126.2 recordings, and documents from a closed meeting under this subdivision shall be maintained
 126.3 by the Legislative Coordinating Commission and shall not be made available to the public
 126.4 until eight years after the date of the meeting.

126.5 Subd. 6. **Administration.** The Legislative Coordinating Commission shall provide
 126.6 administrative services for the commission.

126.7 Subd. 7. **Sunset.** The commission sunsets December 31, 2028.

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

126.9 Sec. 2. Minnesota Statutes 2020, section 15.01, is amended to read:

126.10 **15.01 DEPARTMENTS OF THE STATE.**

126.11 The following agencies are designated as the departments of the state government: the
 126.12 Department of Administration; the Department of Agriculture; the Department of Commerce;
 126.13 the Department of Corrections; the Department of Education; the Department of Employment
 126.14 and Economic Development; the Department of Health; the Department of Human Rights;
 126.15 the Department of Information Technology Services; the Department of Iron Range
 126.16 Resources and Rehabilitation; the Department of Labor and Industry; the Department of
 126.17 Management and Budget; the Department of Military Affairs; the Department of Natural
 126.18 Resources; the Department of Public Safety; the Department of Human Services; the
 126.19 Department of Revenue; the Department of Transportation; the Department of Veterans
 126.20 Affairs; and their successor departments.

126.21 Sec. 3. Minnesota Statutes 2020, section 16E.01, is amended to read:

126.22 **~~16E.01 OFFICE OF MN.IT~~ MINNESOTA DEPARTMENT OF INFORMATION**
 126.23 **TECHNOLOGY SERVICES.**

126.24 Subdivision 1. **Creation; chief information officer.** ~~The Office of MN.IT~~ Minnesota
 126.25 Department of Information Technology Services, which may also be known as Minnesota
 126.26 Information Technology Services or Minnesota IT Services, referred to in this chapter as
 126.27 the "office," "department," is an agency in the executive branch headed by a commissioner,
 126.28 who also is the ~~state~~ chief information officer. The appointment of the commissioner is
 126.29 subject to the advice and consent of the senate under section 15.066.

126.30 Subd. 1a. **Responsibilities.** ~~The office~~ department shall provide oversight, leadership,
 126.31 and direction for information and telecommunications technology policy and the
 126.32 management, delivery, accessibility, and security of executive branch information and

127.1 telecommunications technology systems and services in Minnesota. The ~~office~~ department
127.2 shall manage strategic investments in information and telecommunications technology
127.3 systems and services ~~to encourage the development of a technically literate society~~; to ensure
127.4 sufficient access to and efficient delivery of accessible government services, and to maximize
127.5 benefits for the state government as an enterprise.

127.6 Subd. 2. **Discretionary powers.** The ~~office~~ department may:

127.7 (1) enter into contracts for goods or services with public or private organizations and
127.8 charge fees for services it provides;

127.9 (2) apply for, receive, and expend money from public agencies;

127.10 (3) apply for, accept, and disburse grants and other aids from the federal government
127.11 and other public or private sources;

127.12 (4) enter into contracts with agencies of the federal government, local governmental
127.13 units, the University of Minnesota and other educational institutions, and private persons
127.14 and other nongovernmental organizations as necessary to perform its statutory duties;

127.15 (5) sponsor and conduct conferences and studies, collect and disseminate information,
127.16 and issue reports relating to information and communications technology issues;

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

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

127.25 (8) review and recommend alternative sourcing strategies for state information and
127.26 communications systems.

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

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

127.31 (2) approve state agency and intergovernmental information and telecommunications
127.32 technology systems and services development efforts involving state or intergovernmental

128.1 funding, including federal funding, provide information to the legislature regarding projects
 128.2 reviewed, and recommend projects for inclusion in the governor's budget under section
 128.3 16A.11;

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

128.8 (4) cooperate and collaborate with the legislative and judicial branches in the development
 128.9 of information and communications systems in those branches, as requested;

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

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

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

128.17 ~~(8)~~ (6) promote and coordinate public information access and network initiatives,
 128.18 consistent with chapter 13, to connect Minnesota's citizens and communities to each other,
 128.19 to their governments, and to the world;

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

128.22 ~~(10)~~ (7) manage and promote the regular and periodic reinvestment in the information
 128.23 and telecommunications technology systems and services infrastructure so that state and
 128.24 local government agencies can effectively and efficiently serve their customers;

128.25 ~~(11)~~ (8) facilitate the cooperative development of and ensure compliance with standards
 128.26 and policies for information and telecommunications technology systems and services,
 128.27 electronic data practices and privacy, ~~and electronic commerce among international, national,~~
 128.28 ~~state, and local public and private organizations~~ within the executive branch;

128.29 ~~(12)~~ (9) eliminate unnecessary duplication of existing information and
 128.30 telecommunications technology systems and services provided by state agencies;

128.31 ~~(13)~~ (10) identify, sponsor, develop, and execute shared information and
 128.32 telecommunications technology projects and ongoing operations;

129.1 ~~(14)~~ (11) ensure overall security of the state's information and technology systems and
129.2 services; and

129.3 ~~(15)~~ (12) manage and direct compliance with accessibility standards for informational
129.4 technology, including hardware, software, websites, online forms, and online surveys.

129.5 (b) The chief information officer, in consultation with the commissioner of management
129.6 and budget, must determine when it is cost-effective for agencies to develop and use shared
129.7 information and telecommunications technology systems and services for the delivery of
129.8 electronic government services. The chief information officer may require agencies to use
129.9 shared information and telecommunications technology systems and services. The chief
129.10 information officer shall establish reimbursement rates in cooperation with the commissioner
129.11 of management and budget to be billed to agencies and other governmental entities sufficient
129.12 to cover the actual development, operating, maintenance, and administrative costs of the
129.13 shared systems. The methodology for billing may include the use of interagency agreements,
129.14 or other means as allowed by law.

129.15 (c) A state agency that has an information and telecommunications technology project
129.16 ~~with a total expected project cost of more than \$1,000,000~~, whether funded as part of the
129.17 biennial budget or by any other means, shall register with the ~~office~~ department by submitting
129.18 basic project startup documentation, as specified by the chief information officer in both
129.19 format and content, ~~before any project funding is requested or committed and before the~~
129.20 ~~project commences~~. State agency project leaders must demonstrate that the project will be
129.21 properly managed, provide updates to the project documentation as changes are proposed,
129.22 and regularly report on the current status of the project on a schedule agreed to with the
129.23 chief information officer. The chief information officer has the authority to define a project
129.24 for the purposes of this chapter.

129.25 (d) The chief information officer shall monitor progress on any active information and
129.26 telecommunications technology project with a total expected project cost of more than
129.27 \$5,000,000 and report on the performance of the project in comparison with the plans for
129.28 the project in terms of time, scope, and budget. The chief information officer may conduct
129.29 an independent project audit of the project. The audit analysis and evaluation of the projects
129.30 subject to paragraph (c) must be presented to agency executive sponsors, the project
129.31 governance bodies, and the chief information officer. All reports and responses must become
129.32 part of the project record.

129.33 (e) For any active information and telecommunications technology project with a total
129.34 expected project cost of more than \$10,000,000, the state agency must perform an annual

130.1 independent audit that conforms to published project audit principles ~~promulgated~~ adopted
 130.2 by the ~~office~~ department.

130.3 (f) The chief information officer shall report by January 15 of each year to the chairs
 130.4 and ranking minority members of the legislative committees and divisions with jurisdiction
 130.5 over the ~~office~~ department regarding projects the ~~office~~ department has reviewed under
 130.6 paragraph (a), clause ~~(13)~~ (10). The report must include the reasons for the determinations
 130.7 made in the review of each project and a description of its current status.

130.8 Sec. 4. Minnesota Statutes 2020, section 16E.016, is amended to read:

130.9 **16E.016 RESPONSIBILITY FOR INFORMATION TECHNOLOGY SERVICES**
 130.10 **AND EQUIPMENT.**

130.11 (a) The chief information officer is responsible for providing or entering into managed
 130.12 services contracts for the provision, improvement, and development of the following
 130.13 information technology systems and services to state agencies:

130.14 (1) state data centers;

130.15 (2) mainframes including system software;

130.16 (3) servers including system software;

130.17 (4) desktops including system software;

130.18 (5) laptop computers including system software;

130.19 (6) a data network including system software;

130.20 (7) database, electronic mail, office systems, reporting, and other standard software
 130.21 tools;

130.22 (8) business application software and related technical support services;

130.23 (9) help desk for the components listed in clauses (1) to (8);

130.24 (10) maintenance, problem resolution, and break-fix for the components listed in clauses
 130.25 (1) to (8);

130.26 (11) regular upgrades and replacement for the components listed in clauses (1) to (8);

130.27 and

130.28 (12) network-connected output devices.

130.29 (b) All state agency employees whose work primarily involves functions specified in
 130.30 paragraph (a) are employees of the ~~Office of MN.IT Services~~ Minnesota Department of

131.1 Information Technology Services. This includes employees who directly perform the
 131.2 functions in paragraph (a), as well as employees whose work primarily involves managing,
 131.3 supervising, or providing administrative services or support services to employees who
 131.4 directly perform these functions. The chief information officer may assign employees of
 131.5 the ~~office~~ department to perform work exclusively for another state agency.

131.6 (c) Subject to sections 16C.08 and 16C.09, the chief information officer may allow a
 131.7 state agency to obtain services specified in paragraph (a) through a contract with an outside
 131.8 vendor when the chief information officer and the agency head agree that a contract would
 131.9 provide best value, as defined in section 16C.02, under the service-level agreement. The
 131.10 chief information officer must require that agency contracts with outside vendors ensure
 131.11 that systems and services are compatible with standards established by the ~~Office of MN.IT~~
 131.12 Department of Information Technology Services.

131.13 (d) The Minnesota State Retirement System, the Public Employees Retirement
 131.14 Association, the Teachers Retirement Association, the State Board of Investment, the
 131.15 Campaign Finance and Public Disclosure Board, the State Lottery, and the Statewide Radio
 131.16 Board are not state agencies for purposes of this section.

131.17 Sec. 5. Minnesota Statutes 2020, section 16E.02, is amended to read:

131.18 **16E.02 OFFICE OF MN.IT MINNESOTA DEPARTMENT OF INFORMATION**
 131.19 **TECHNOLOGY SERVICES; STRUCTURE AND PERSONNEL.**

131.20 Subdivision 1. **Office Department management and structure.** (a) The chief
 131.21 information officer is appointed by the governor. The chief information officer serves in
 131.22 the unclassified service at the pleasure of the governor. The chief information officer must
 131.23 have experience leading enterprise-level information technology organizations. The chief
 131.24 information officer is the state's chief information officer and information and
 131.25 telecommunications technology ~~advisor~~ adviser to the governor.

131.26 (b) The chief information officer may appoint other employees of the ~~office~~ department.
 131.27 ~~The Staff of the office department~~ must include individuals knowledgeable in information
 131.28 and telecommunications technology systems and services and individuals with specialized
 131.29 training in information security and accessibility.

131.30 ~~(c) The chief information officer may appoint a webmaster responsible for the supervision~~
 131.31 ~~and development of state websites under the control of the office. The webmaster, if~~
 131.32 ~~appointed, shall ensure that these websites are maintained in an easily accessible format~~
 131.33 ~~that is consistent throughout state government and are consistent with the accessibility~~

132.1 ~~standards developed under section 16E.03, subdivision 9. The webmaster, if appointed,~~
132.2 ~~shall provide assistance and guidance consistent with the requirements of this paragraph to~~
132.3 ~~other state agencies for the maintenance of other websites not under the direct control of~~
132.4 ~~the office.~~

132.5 Subd. 1a. **Accountability.** The chief information officer reports to the governor. The
132.6 chief information officer must consult regularly with ~~the~~ executive branch agency
132.7 ~~commissioners of administration, management and budget, human services, revenue, and~~
132.8 ~~other commissioners as designated by the governor,~~ on technology projects, standards, and
132.9 services as well as management of resources and staff utilization.

132.10 Sec. 6. Minnesota Statutes 2020, section 16E.03, subdivision 1, is amended to read:

132.11 Subdivision 1. **Definitions.** (a) For the purposes of this chapter, the following terms
132.12 have the meanings given them.

132.13 (b) "Information and telecommunications technology systems and services" means all
132.14 computing and telecommunications hardware and software, the activities undertaken to
132.15 secure that hardware and software, and the activities undertaken to acquire, transport, process,
132.16 analyze, store, and disseminate information electronically. "Information and
132.17 telecommunications technology systems and services" includes all proposed expenditures
132.18 for computing and telecommunications hardware and software, security for that hardware
132.19 and software, and related consulting or other professional services.

132.20 ~~(e) "Information and telecommunications technology project" means an effort to acquire~~
132.21 ~~or produce information and telecommunications technology systems and services.~~

132.22 ~~(d)~~ (c) "Telecommunications" means voice, video, and data electronic transmissions
132.23 transported by wire, wireless, fiber-optic, radio, or other available transport technology.

132.24 ~~(e)~~ (d) "Cyber security" means the protection of data and systems in networks connected
132.25 to the Internet.

132.26 ~~(f)~~ (e) "State agency" means an agency in the executive branch of state government and
132.27 includes the Minnesota Office of Higher Education, but does not include the Minnesota
132.28 State Colleges and Universities unless specifically provided elsewhere in this chapter.

132.29 ~~(g)~~ (f) "Total expected project cost" includes direct staff costs, all supplemental contract
132.30 staff and vendor costs, and costs of hardware and software development or purchase.
132.31 Breaking a project into several phases does not affect the cost threshold, which must be
132.32 computed based on the full cost of all phases.

133.1 ~~(h)~~ (g) "Cloud computing" has the meaning described by the National Institute of
133.2 Standards and Technology of the United States Department of Commerce in special
133.3 publication 800-145, September 2011.

133.4 Sec. 7. Minnesota Statutes 2020, section 16E.03, subdivision 2, is amended to read:

133.5 Subd. 2. **Chief information officer's responsibility.** The chief information officer shall:

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

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

133.12 (3) establish and enforce compliance with standards for information and
133.13 telecommunications technology systems and services that are cost-effective and support
133.14 open systems environments and that are compatible with state, national, and international
133.15 standards, including accessibility standards;

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

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

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

133.22 Sec. 8. Minnesota Statutes 2020, section 16E.03, subdivision 3, is amended to read:

133.23 Subd. 3. **Evaluation and approval.** A state agency may not undertake an information
133.24 and telecommunications technology project until it has been evaluated according to the
133.25 procedures developed under subdivision 4. The chief information officer or delegate shall
133.26 give written approval of the proposed project. ~~When notified by the chief information officer~~
133.27 ~~that a project has not been approved, the commissioner of management and budget shall~~
133.28 ~~cancel the unencumbered balance of any appropriation allotted for the project.~~

133.29 Sec. 9. Minnesota Statutes 2020, section 16E.03, subdivision 6, is amended to read:

133.30 Subd. 6. **System development methods.** The chief information officer shall establish
133.31 and, as necessary, update and modify methods for developing information and

134.1 communications systems appropriate to the specific needs of individual state agencies. The
134.2 development methods shall be used to define the design, programming, and implementation
134.3 of systems. ~~The development methods must also enable and require a data processing system~~
134.4 ~~to be defined in terms of its computer programs, input requirements, output formats,~~
134.5 ~~administrative procedures, and processing frequencies.~~

134.6 Sec. 10. Minnesota Statutes 2020, section 16E.036, is amended to read:

134.7 **16E.036 ADVISORY COMMITTEE COUNCIL.**

134.8 (a) The Technology Advisory ~~Committee~~ Council is created to advise the governor,
134.9 executive branch, and the state chief information officer. ~~The committee consists of council~~
134.10 shall consist of 15 voting members. The governor shall appoint six members appointed by
134.11 ~~the governor~~ who are individuals actively involved in business planning for state executive
134.12 branch agencies, one county member designated by the Association of Minnesota Counties,
134.13 one member appointed by the governor as a representative of a union that represents state
134.14 information technology employees, and one member appointed by the governor to represent
134.15 private businesses. The governor shall also select six additional members with private-sector
134.16 or public-sector IT experience or experience in academia pertaining to IT. The council shall
134.17 have the following four ex officio nonvoting members:

134.18 (1) a member of the house of representatives selected by the speaker of the house;

134.19 (2) a member of the house of representatives selected by the minority leader;

134.20 (3) a member of the senate selected by the majority leader; and

134.21 (4) a member of the senate selected by the minority leader.

134.22 The governor shall designate one of the 15 voting members to serve as the council's chair.

134.23 (b) Membership terms, removal of members, and filling of vacancies are as provided in
134.24 section 15.059. Members do not receive compensation or reimbursement for expenses.

134.25 (c) ~~The committee shall select a chair from its members.~~ The chief information officer
134.26 shall provide administrative support to the committee council.

134.27 (d) The committee council shall advise the chief information officer on:

134.28 (1) development and implementation of the state information technology strategic plan;

134.29 (2) critical information technology initiatives for the state;

134.30 (3) standards for state information architecture;

134.31 (4) identification of business and technical needs of state agencies;

135.1 (5) strategic information technology portfolio management, project prioritization, and
135.2 investment decisions;

135.3 (6) the ~~office's~~ department's performance measures and fees for service agreements with
135.4 executive branch agencies;

135.5 (7) management of the state MN.IT services revolving fund; and

135.6 (8) the efficient and effective operation of the ~~office~~ department.

135.7 Sec. 11. Minnesota Statutes 2020, section 16E.04, subdivision 3, is amended to read:

135.8 Subd. 3. **Risk assessment and mitigation.** (a) A risk assessment and risk mitigation
135.9 plan are required for all information systems development projects undertaken by a state
135.10 agency in the executive or judicial branch or by a constitutional officer. The chief information
135.11 officer must contract with an entity outside of state government to conduct the initial
135.12 assessment and prepare the mitigation plan for a project estimated to cost more than
135.13 \$5,000,000. The outside entity conducting the risk assessment and preparing the mitigation
135.14 plan must not have any other direct or indirect financial interest in the project. The risk
135.15 assessment and risk mitigation plan must provide for periodic monitoring by the
135.16 commissioner until the project is completed.

135.17 (b) The risk assessment and risk mitigation plan must be paid for with money appropriated
135.18 for the information and telecommunications technology project. ~~The chief information~~
135.19 ~~officer must notify the commissioner of management and budget when work has begun on~~
135.20 ~~a project and must identify the proposed budget for the project. The commissioner of~~
135.21 ~~management and budget shall ensure that no more than ten percent of the proposed budget~~
135.22 ~~be spent on the project, other than the money spent on the risk assessment and risk mitigation~~
135.23 ~~plan, is spent until the risk assessment and mitigation plan are reported to the chief~~
135.24 ~~information officer and the chief information officer has approved the risk mitigation plan.~~

135.25 Sec. 12. Minnesota Statutes 2020, section 16E.0465, subdivision 2, is amended to read:

135.26 Subd. 2. **Required review and approval.** (a) A state agency receiving an appropriation
135.27 for an information and telecommunications technology project subject to this section must
135.28 divide the project into phases.

135.29 (b) ~~The commissioner of management and budget may not authorize the An encumbrance~~
135.30 ~~or expenditure of an appropriation of state funds to a state agency may not be made for any~~
135.31 ~~phase of a state agency information and telecommunications technology project, device, or~~
135.32 ~~system~~ subject to this section unless the ~~Office of MN.IT~~ Minnesota Department of

136.1 Information Technology Services has reviewed each phase of the project, ~~device, or system,~~
136.2 and based on this review, the chief information officer has determined for each phase that:

136.3 (1) the project is compatible with the state information architecture and other policies
136.4 and standards established by the chief information officer;

136.5 (2) the agency is able to accomplish the goals of the phase of the project with the funds
136.6 appropriated; and

136.7 (3) the project supports the enterprise information technology strategy.

136.8 Sec. 13. Minnesota Statutes 2020, section 16E.05, subdivision 1, is amended to read:

136.9 Subdivision 1. **Duties.** The ~~office~~ department, in consultation with interested persons,
136.10 shall:

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

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

136.15 Sec. 14. Minnesota Statutes 2020, section 16E.07, subdivision 12, is amended to read:

136.16 Subd. 12. **Private entity services; fee authority.** (a) The ~~office~~ department may enter
136.17 into a contract with a private entity to manage, maintain, support, and expand North Star
136.18 and online government information services to citizens and businesses.

136.19 (b) A contract established under paragraph (a) may provide for compensation of the
136.20 private entity through a fee established under paragraph (c).

136.21 (c) The ~~office~~ department, subject to the approval of the agency or ~~office~~ department
136.22 responsible for the data or services involved in the transaction, may charge and may authorize
136.23 a private entity that enters into a contract under paragraph (a) to charge a convenience fee
136.24 for users of North Star and online government information services up to a total of \$2 per
136.25 transaction, provided that no fee shall be charged for viewing or inspecting data. ~~The office~~
136.26 ~~shall consider the recommendation of the E-Government Advisory Council under section~~
136.27 ~~16E.071 in setting the convenience fee.~~ A fee established under this paragraph is in addition
136.28 to any fees or surcharges authorized under other law.

136.29 (d) Receipts from the convenience fee shall be deposited in the North Star account
136.30 established in subdivision 7. Notwithstanding section 16A.1285, subdivision 2, receipts
136.31 credited to the account are appropriated to the ~~office~~ department for payment to the contracted

137.1 private entity under paragraph (a). In lieu of depositing the receipts in the North Star account,
137.2 the ~~office~~ department can directly transfer the receipts to the private entity or allow the
137.3 private entity to retain the receipts pursuant to a contract established under this subdivision.

137.4 (e) The ~~office~~ department shall report to the chairs and ranking minority members of
137.5 the house of representatives and senate committees with jurisdiction over state government
137.6 finance by January 15 of each odd-numbered year regarding the convenience fee receipts
137.7 and the status of North Star projects and online government information services developed
137.8 and supported by convenience fee receipts.

137.9 Sec. 15. Minnesota Statutes 2020, section 16E.21, subdivision 2, is amended to read:

137.10 Subd. 2. **Charges.** (a) Upon agreement of the participating agency, the ~~Office of MN.IT~~
137.11 Minnesota Department of Information Technology Services may collect a charge or receive
137.12 a fund transfer under section 16E.0466 for purchases of information and telecommunications
137.13 technology systems and services by state agencies and other governmental entities through
137.14 state contracts for purposes described in subdivision 1. Charges collected under this section
137.15 must be credited to the information and telecommunications technology systems and services
137.16 account.

137.17 (b) Notwithstanding section 16A.28, subdivision 3, any unexpended operating balance
137.18 appropriated to a state agency may be transferred to the information and telecommunications
137.19 technology systems and services account for the information technology cost of a specific
137.20 project, subject to the review of the Legislative Advisory Commission under section 16E.21,
137.21 subdivision 3.

137.22 Sec. 16. Minnesota Statutes 2020, section 97A.057, subdivision 1, is amended to read:

137.23 Subdivision 1. **Compliance with federal law.** The commissioner shall take any action
137.24 necessary to comply with the Federal Aid in Wildlife Restoration Act, United States Code,
137.25 title 16, sections 669 to 669i, and the Federal Aid in Fish Restoration Act, United States
137.26 Code, title 16, sections 777 to 777k. Notwithstanding ~~section 16E.145~~ or any other law to
137.27 the contrary, an appropriation for an information or telecommunications technology project
137.28 from the game and fish fund, as established in section 97A.055, must be made to the
137.29 commissioner. Any assets acquired with or expenditures made from the game and fish fund
137.30 must remain under control of the commissioner.

138.1 Sec. 17. **FIRST APPOINTMENTS AND FIRST MEETING OF LEGISLATIVE**
138.2 **COMMISSION ON CYBERSECURITY.**

138.3 Subdivision 1. **First appointments.** Appointing authorities must make initial
138.4 appointments to the Legislative Commission on Cybersecurity within 60 days after final
138.5 enactment.

138.6 Subd. 2. **First meeting.** The majority leader of the senate shall designate one senate
138.7 member of the Legislative Commission on Cybersecurity under Minnesota Statutes, section
138.8 3.888, to convene the first meeting within 105 days after final enactment. The commission
138.9 must select a chair from among the senate members at the first meeting.

138.10 Subd. 3. **Meetings in 2021.** Notwithstanding Minnesota Statutes, section 3.888,
138.11 subdivision 5, the commission must meet at least twice in 2021.

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

138.13 Sec. 18. **REVISOR INSTRUCTION.**

138.14 The revisor of statutes shall change "Office of MN.IT Services" to "Minnesota
138.15 Department of Information Technology Services" wherever it appears in Minnesota Statutes.

138.16 Sec. 19. **REPEALER.**

138.17 Minnesota Statutes 2020, sections 16E.0466, subdivision 1; 16E.05, subdivision 3;
138.18 16E.071; and 16E.145, are repealed.

138.19 **ARTICLE 6**

138.20 **LOCAL GOVERNMENT POLICY**

138.21 Section 1. **[13D.001] DEFINITIONS.**

138.22 Subdivision 1. **Applicability.** For the purposes of this chapter, the terms defined in this
138.23 section have the meanings given.

138.24 Subd. 2. **Interactive technology.** "Interactive technology" means a device, software
138.25 program, or other application that allows individuals in different physical locations to see
138.26 and hear one another.

138.27 Sec. 2. Minnesota Statutes 2020, section 13D.01, subdivision 4, is amended to read:

138.28 Subd. 4. **Votes to be kept in journal.** (a) The votes of the members of the state agency,
138.29 board, commission, or department; or of the governing body, committee, subcommittee,

139.1 board, department, or commission on an action taken in a meeting required by this section
139.2 to be open to the public must be recorded in a journal ~~kept for that purpose~~ or minutes.

139.3 (b) The vote of each member must be recorded on each appropriation of money, except
139.4 for payments of judgments, claims, and amounts fixed by statute.

139.5 Sec. 3. Minnesota Statutes 2020, section 13D.01, subdivision 5, is amended to read:

139.6 Subd. 5. **Public access to journal.** The journal or any minutes used to record votes of
139.7 a meeting subject to this chapter must be open to the public during all normal business hours
139.8 where records of the public body are kept.

139.9 Sec. 4. Minnesota Statutes 2020, section 13D.015, is amended to read:

139.10 **13D.015 STATE ENTITY MEETINGS BY TELEPHONE OR OTHER**
139.11 **~~ELECTRONIC MEANS~~ INTERACTIVE TECHNOLOGY.**

139.12 Subdivision 1. **Application.** This section applies to:

139.13 (1) a state agency, board, commission, or department, and a statewide public pension
139.14 plan defined in section 356A.01, subdivision 24; and

139.15 (2) a committee, subcommittee, board, department, or commission of an entity listed in
139.16 clause (1).

139.17 Subd. 2. **Conditions.** An entity listed in subdivision 1 may conduct a meeting governed
139.18 by this section and section 13D.01, subdivisions 1, 2, 4, and 5, by telephone or ~~other~~
139.19 ~~electronic means~~ interactive technology so long as the following conditions are met:

139.20 (1) all members of the entity participating in the meeting, wherever their physical location,
139.21 can hear one another and can hear all discussion and testimony;

139.22 (2) members of the public present at the regular meeting location of the entity can hear
139.23 all discussion and all votes of members of the entity and participate in testimony;

139.24 (3) at least one member of the entity is physically present at the regular meeting location;
139.25 and

139.26 (4) all votes are conducted by roll call, so each member's vote on each issue can be
139.27 identified and recorded.

139.28 Subd. 3. **Quorum; participation.** Each member of the entity participating in a meeting
139.29 by telephone or ~~other electronic means~~ interactive technology is considered present at the
139.30 meeting for purposes of determining a quorum and participating in all proceedings.

140.1 Subd. 4. **Monitoring from remote site; costs.** If telephone or ~~another electronic means~~
140.2 interactive technology is used to conduct a meeting, the entity, to the extent practical, shall
140.3 allow a person to monitor the meeting electronically from a remote location. ~~The entity may~~
140.4 ~~require the person making a connection to pay for documented marginal costs that the entity~~
140.5 ~~incurs as a result of the additional connection.~~

140.6 Subd. 5. **Notice.** If telephone or ~~another electronic means~~ interactive technology is used
140.7 to conduct a regular, special, or emergency meeting, the entity shall provide notice of the
140.8 regular meeting location, of the fact that some members may participate by ~~electronic means~~
140.9 interactive technology, and of the provisions of subdivision 4. The timing and method of
140.10 providing notice is governed by section 13D.04. In addition, the entity must post the notice
140.11 on its website at least ten days before any regular meeting as defined in section 13D.04,
140.12 subdivision 1.

140.13 Sec. 5. Minnesota Statutes 2020, section 13D.02, is amended to read:

140.14 **13D.02 OTHER ENTITY MEETINGS CONDUCTED BY INTERACTIVE TV;**
140.15 **CONDITIONS TECHNOLOGY.**

140.16 Subdivision 1. **Conditions.** (a) A meeting governed by section 13D.01, subdivisions 1,
140.17 2, 4, and 5, and this section may be conducted by interactive ~~television~~ technology so long
140.18 as:

140.19 (1) all members of the body participating in the meeting, wherever their physical location,
140.20 can hear and see one another and can hear and see all discussion and testimony presented
140.21 at any location at which at least one member is present;

140.22 (2) members of the public present at the regular meeting location of the body can hear
140.23 and see all discussion and testimony and all votes of members of the body;

140.24 (3) at least one member of the body is physically present at the regular meeting location;

140.25 (4) all votes are conducted by roll call so each member's vote on each issue can be
140.26 identified and recorded; and

140.27 (5) each location at which a member of the body is present is open and accessible to the
140.28 public.

140.29 (b) A meeting satisfies the requirements of paragraph (a), although a member of the
140.30 public body participates from a location that is not open or accessible to the public, if the
140.31 member has not participated more than three times in a calendar year from a location that
140.32 is not open or accessible to the public, and:

141.1 (1) the member is serving in the military and is at a required drill, deployed, or on active
141.2 duty; or

141.3 (2) the member has been advised by a health care professional against being in a public
141.4 place for personal or family medical reasons. This clause only applies when a state of
141.5 emergency has been declared under section 12.31, and expires 60 days after the removal of
141.6 the state of emergency.

141.7 Subd. 1a. **Meeting exception.** This section applies to meetings of entities described in
141.8 section 13D.01, subdivision 1, except meetings of:

141.9 (1) a state agency, board, commission, or department, and a statewide public pension
141.10 plan defined in section 356A.01, subdivision 24; and

141.11 (2) a committee, subcommittee, board, department, or commission of an entity listed in
141.12 clause (1).

141.13 **Subd. 2. Members are present for quorum, participation.** Each member of a body
141.14 participating in a meeting by interactive ~~television~~ technology is considered present at the
141.15 meeting for purposes of determining a quorum and participating in all proceedings.

141.16 **Subd. 3. ~~Monitoring from remote site; costs.~~** If interactive ~~television~~ technology is
141.17 used to conduct a meeting, to the extent practical, a public body shall allow a person to
141.18 monitor the meeting electronically from a remote location. ~~The body may require the person~~
141.19 ~~making such a connection to pay for documented marginal costs that the public body incurs~~
141.20 ~~as a result of the additional connection.~~

141.21 **Subd. 4. Notice of regular and all member sites.** If interactive ~~television~~ technology
141.22 is used to conduct a regular, special, or emergency meeting, the public body shall provide
141.23 notice of the regular meeting location and notice of any site where a member of the public
141.24 body will be participating in the meeting by interactive ~~television~~ technology. The timing
141.25 and method of providing notice must be as described in section 13D.04.

141.26 ~~Subd. 5. **School boards; interactive technology with an audio and visual link.** A~~
141.27 ~~school board conducting a meeting under this section may use interactive technology with~~
141.28 ~~an audio and visual link to conduct the meeting if the school board complies with all other~~
141.29 ~~requirements under this section.~~

141.30 **Subd. 6. Record.** The minutes for a meeting conducted under this section must reflect
141.31 the names of any members appearing by interactive ~~television~~ technology and state the
141.32 reason or reasons for the appearance by interactive ~~television~~ technology.

142.1 Sec. 6. Minnesota Statutes 2020, section 13D.021, is amended to read:

142.2 **13D.021 MEETINGS BY TELEPHONE OR OTHER ELECTRONIC MEANS;**
142.3 **CONDITIONS DURING PANDEMIC OR CHAPTER 12 EMERGENCY.**

142.4 Subdivision 1. **Conditions.** A meeting governed by this section and section 13D.01,
142.5 subdivisions 1, 2, 4, and 5, may be conducted by telephone or ~~other electronic means~~
142.6 interactive technology so long as the following conditions are met:

142.7 (1) the presiding officer, chief legal counsel, or chief administrative officer for the
142.8 affected governing body determines that an in-person meeting or a meeting conducted under
142.9 section 13D.015 or 13D.02 is not practical or prudent because of a health pandemic or an
142.10 emergency declared under chapter 12;

142.11 (2) all members of the body participating in the meeting, wherever their physical location,
142.12 can hear one another and can hear all discussion and testimony;

142.13 (3) members of the public present at the regular meeting location of the body can hear
142.14 all discussion and testimony and all votes of the members of the body, unless attendance at
142.15 the regular meeting location is not feasible due to the health pandemic or emergency
142.16 declaration;

142.17 (4) at least one member of the body, chief legal counsel, or chief administrative officer
142.18 is physically present at the regular meeting location, unless unfeasible due to the health
142.19 pandemic or emergency declaration; and

142.20 (5) all votes are conducted by roll call, so each member's vote on each issue can be
142.21 identified and recorded.

142.22 Subd. 2. **Members are present for quorum, participation.** Each member of the body
142.23 participating in a meeting by telephone or ~~other electronic means~~ interactive technology is
142.24 considered present at the meeting for purposes of determining a quorum and participating
142.25 in all proceedings.

142.26 Subd. 3. **Monitoring from remote site; costs.** If telephone or ~~another electronic means~~
142.27 interactive technology is used to conduct a meeting, to the extent practical, the body shall
142.28 allow a person to monitor the meeting electronically from a remote location. ~~The body may~~
142.29 ~~require the person making a connection to pay for the documented additional cost that the~~
142.30 ~~body incurs as a result of the additional connection.~~

142.31 Subd. 4. **Notice of regular and all member sites.** If telephone or ~~another electronic~~
142.32 ~~means~~ interactive technology is used to conduct a regular, special, or emergency meeting,
142.33 the public body shall provide notice of the regular meeting location, of the fact that some

143.1 members may participate by telephone or ~~other electronic means~~ interactive technology,
143.2 and of the provisions of subdivision 3. The timing and method of providing notice is governed
143.3 by section 13D.04 ~~of the Open Meeting Law~~.

143.4 Subd. 5. **Public comment period during health pandemic or emergency.** If attendance
143.5 at the regular meeting location is not feasible due to the health pandemic or emergency
143.6 declaration and the public body offers a public comment period, members of the public
143.7 shall be permitted to comment from a remote location during the public comment period
143.8 of the meeting, to the extent practical.

143.9 Sec. 7. Minnesota Statutes 2020, section 462.358, is amended by adding a subdivision to
143.10 read:

143.11 Subd. 2d. **Dedication fee; first class cities.** Notwithstanding subdivisions 2b and 2c,
143.12 the city council or other chief governing body of a city of the first class, as defined in section
143.13 410.01, may require that a reasonable portion of land be dedicated to the public, or may
143.14 impose a dedication fee in conjunction with the construction permit required for new housing
143.15 units and new commercial and industrial development in the city, wherever located, for
143.16 public parks, playgrounds, recreational facilities, wetlands, trails, or open space. The city
143.17 council or other chief governing body of the city must enact an ordinance to impose a
143.18 dedication of land or a dedication fee. The ordinance may exempt senior housing and
143.19 affordable housing applicants from the dedication of land or the dedication fee requirements.
143.20 The ordinance may set the cash fee based on current land prices at the time the permit is
143.21 issued or set at a flat fee rate per net new residential unit or other standard basis for
143.22 commercial and industrial property.

143.23 **EFFECTIVE DATE.** This section is effective for ordinances enacted on or after August
143.24 1, 2021.

143.25 Sec. 8. Minnesota Statutes 2020, section 469.074, is amended by adding a subdivision to
143.26 read:

143.27 Subd. 4. **Nonprofit corporation creation authority.** The Seaway Port Authority of
143.28 Duluth may create a corporation as a nonprofit corporation under chapter 317A with the
143.29 mission of furthering its goals and duties.

144.1 Sec. 9. Minnesota Statutes 2020, section 471.342, subdivision 1, is amended to read:

144.2 Subdivision 1. **City.** In this section, "city" means a home rule charter or statutory city,
144.3 township, or any political subdivision of the state with statutory sewer ownership or
144.4 operational responsibilities.

144.5 Sec. 10. Minnesota Statutes 2020, section 471.342, subdivision 4, is amended to read:

144.6 Subd. 4. **Program guidelines.** The city shall establish guidelines to govern the program.
144.7 The guidelines shall establish criteria for program eligibility and standards for compliance
144.8 with the program. Prior to adoption of the program guidelines, the city ~~council~~ must conduct
144.9 a public hearing on the proposed guidelines after giving at least ten days' published notice
144.10 of the hearing.

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

144.12 Sec. 11. Minnesota Statutes 2020, section 471.345, subdivision 20, is amended to read:

144.13 Subd. 20. **Solicitations to small business enterprises or veteran-owned small**
144.14 **businesses.** A contract, as defined in subdivision 2, estimated not to exceed \$250,000
144.15 \$750,000 may be made pursuant to the provisions of subdivision 4 provided that a business
144.16 that is directly solicited is: (1) certified as a small business enterprise by a county designated
144.17 small business certification program; or (2) certified by the commissioner of administration
144.18 as a small business that is majority-owned and operated by a veteran or a service-disabled
144.19 veteran. This subdivision applies only to county boards.

144.20 Sec. 12. **[471.585] MUNICIPAL HOTEL LICENSING.**

144.21 (a) A statutory or home rule charter city or a town may adopt an ordinance requiring
144.22 hotels operating within the boundaries of the city or town to have a valid license issued by
144.23 the city or town. A fee for a license under this section may not exceed \$100.

144.24 (b) An ordinance adopted under this section is limited to requiring compliance with state
144.25 and local laws as a condition of licensure. No other licensing conditions or requirements
144.26 are permitted.

144.27 (c) A city or town that has adopted an ordinance under this section may refuse to issue
144.28 a license, or may revoke an existing license, if the hotel fails to comply with the conditions
144.29 of the license.

145.1 Sec. 13. Minnesota Statutes 2020, section 473.606, subdivision 5, is amended to read:

145.2 Subd. 5. **Employees, others, affirmative action; prevailing wage.** The corporation
145.3 shall have the power to appoint engineers and other consultants, attorneys, and such other
145.4 officers, agents, and employees as it may see fit, who shall perform such duties and receive
145.5 such compensation as the corporation may determine ~~notwithstanding the provisions of~~
145.6 ~~section 43A.17, subdivision 9~~, and be removable at the pleasure of the corporation. The
145.7 corporation must adopt an affirmative action plan, which shall be submitted to the appropriate
145.8 agency or office of the state for review and approval. The plan must include a yearly progress
145.9 report to the agency or office. Whenever the corporation performs any work within the
145.10 limits of a city of the first class, or establishes a minimum wage for skilled or unskilled
145.11 labor in the specifications or any contract for work within one of the cities, the rate of pay
145.12 to such skilled and unskilled labor must be the prevailing rate of wage for such labor in that
145.13 city.

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

145.15 Sec. 14. Laws 1963, chapter 305, section 2, as amended by Laws 1998, chapter 404,
145.16 section 62, is amended to read:

145.17 Sec. 2.

145.18 The authority created under this act shall consist of 11 directors, seven appointed by the
145.19 city of Duluth and four appointed by the governor. The directors serve without compensation
145.20 but may be reimbursed for authorized out-of-pocket expenses incurred in the fulfillment of
145.21 their duties. The original term of three of the directors shall be for one year; the original
145.22 term of two of the directors shall be for two years; and the original term of two of the
145.23 directors shall be for three years, and until their respective successors are appointed and
145.24 qualified. Subsequent terms of directors appointed by the city shall be for three years. All
145.25 terms shall expire on June 30 of the appropriate year. Directors appointed by the governor
145.26 serve at the pleasure of the governor. Whenever a vacancy on such authority shall occur by
145.27 reason of resignation, death, removal from the city, or removal for failure or neglect to
145.28 perform duties of a director, such vacancy shall be filled for the unexpired term. All
145.29 appointments and removal of directors of the authority appointed by the city shall be made
145.30 by the mayor, with the approval of the city council, evidenced by resolution. Every appointee
145.31 who shall fail, within ten days after notification of ~~his~~ appointment, to file with the city
145.32 clerk ~~his~~ the appointee's oath or affirmation to perform faithfully, honestly, and impartially

146.1 the duties of ~~his~~ the office, shall be deemed to have refused such appointment, and thereupon
146.2 another person shall be appointed in the manner prescribed in this section.

146.3 Sec. 15. Laws 1963, chapter 305, section 3, as amended by Laws 1998, chapter 404,
146.4 section 63, is amended to read:

146.5 Sec. 3.

146.6 Subdivision 1. Within 30 days after the members of the authority shall have qualified
146.7 for office, the authority shall meet and organize, and adopt and thereafter may amend such
146.8 rules and regulations for the conduct of the authority as the authority shall deem to be in
146.9 the public interest and most likely to advance, enhance, foster, and promote the use of
146.10 regional assets, the entertainment and convention center and its facilities for activities,
146.11 conventions, events, ~~and~~ athletic, and cultural productions. Such rules and regulations shall
146.12 at all times be in harmony with this act.

146.13 Subd. 2. Such directors shall elect from among their number a president chair and a
146.14 ~~vice-president~~ vice-chair, and shall also elect a treasurer or secretary ~~who may or may not~~
146.15 ~~be a member of such authority, or both~~. No two of such offices may be held by one director.
146.16 The officers shall have the duties and powers usually attendant upon such officers, and such
146.17 other duties and powers not inconsistent herewith as may be provided by the authority.

146.18 Subd. 3. The authority shall select a specific site within the city of Duluth for location
146.19 of a national class entertainment and convention center, and may spend money appropriated,
146.20 or otherwise available to it for that purpose, to acquire property for the center and to plan,
146.21 design, construct, equip, and furnish the center. The authority shall administer, promote,
146.22 and operate the center as a state facility, but for which the state assumes no financial
146.23 responsibility or liability beyond the amounts appropriated for the facility.

146.24 Sec. 16. Laws 1963, chapter 305, section 4, as amended by Laws 1998, chapter 404,
146.25 section 64, is amended to read:

146.26 Sec. 4.

146.27 Subdivision 1. The city treasurer of the city of Duluth shall be the ~~treasurer~~ fiscal agent
146.28 of the authority. The ~~treasurer~~ fiscal agent shall receive and have the custody of all moneys
146.29 of the authority from whatever source derived, and the same shall be deemed public funds.
146.30 The ~~treasurer~~ city of Duluth shall disburse such funds only upon written orders drawn against
146.31 such funds, signed by the manager and approved by the ~~president~~ chair, or in ~~his~~ the chair's

147.1 absence, the ~~vice-president~~ vice-chair of such authority; and each order shall state the name
147.2 of the payee and the nature of the claim for which the same is issued. The ~~treasurer~~ fiscal
147.3 agent shall keep an account of all monies coming into ~~his~~ the fiscal agent's hands, showing
147.4 the source of all receipts and the nature, purpose, and authority of all disbursements, and at
147.5 least four times each year, at times and in a form to be determined by the city council, the
147.6 authority shall file with the city clerk a financial statement of the authority, showing all
147.7 receipts and disbursements, the nature of the same, the moneys on hand, and the purposes
147.8 for which the same are applicable, the credits and assets of the authority, and its outstanding
147.9 liabilities.

147.10 Subd. 2. The authority has the exclusive power to receive, control, and order the
147.11 expenditure of any and all moneys and funds pertaining to the center operations.

147.12 Subd. 3. There are hereby created in the treasury of the city of Duluth a special
147.13 entertainment and convention center fund, hereinafter referred to as the special fund, and
147.14 an entertainment and convention center operating fund, hereinafter referred to as the operating
147.15 fund. The moneys in the special fund shall be used solely for the acquisition and preparation
147.16 of a site, and for the planning, construction, and equipping of the center. The special fund
147.17 shall consist of:

147.18 (1) All moneys derived from the sale of bonds by the city to provide funds for the
147.19 acquisition and preparation of a site, and for the planning, construction, and equipping of
147.20 the center.

147.21 (2) All moneys appropriated or made available to the city of Duluth for the acquisition
147.22 and preparation of a site, and for the planning, construction, and equipping of the center.

147.23 (3) The proceeds of all financial aid or assistance by the city or state governments for
147.24 the acquisition and preparation of a site, and for the planning, construction, and equipping
147.25 of the center.

147.26 (4) All moneys received from the United States of America to aid in the acquisition and
147.27 preparation of a site, and for the planning, construction, and equipping of the center.

147.28 (5) All moneys received as gifts or contributions to the acquisition and preparation of a
147.29 site, and for the planning, construction, and equipping of the center.

147.30 The operating fund shall be used for maintenance, marketing and promotion, operation,
147.31 or betterment of the center, and for expenses of the authority. The operating fund shall
147.32 consist of all moneys of the authority derived from any source other than moneys credited
147.33 to the special fund as hereinabove provided.

148.1 Subd. 4. At least once in each year the city auditor shall make, or cause to be made, at
148.2 the expense of the authority, a complete examination and audit of all books and accounts
148.3 of the aforesaid authority; and for such purpose the city auditor shall have the authority and
148.4 power to inspect and examine such books and accounts at any time during regular business
148.5 hours and such intervals as ~~he may determine~~ determined by the city auditor. One copy of
148.6 such yearly audit shall be filed by the city auditor with the city clerk as a public document.

148.7 Subd. 5. The authority shall annually submit to the governor and the legislature a report
148.8 detailing its activities and finances for the previous year. The report shall also include a
148.9 proposed budget for the succeeding two years, showing in reasonable detail estimated
148.10 operating and nonoperating revenues from all sources, and estimated expenditures for
148.11 operation, administration, ordinary repair, and debt service.

148.12 Subd. 6. The legislative auditor shall make an annual audit of the authority's books and
148.13 accounts once each year or as often as the legislative auditor's funds and personnel permit.

148.14 Sec. 17. Laws 1963, chapter 305, section 5, as amended by Laws 1998, chapter 404,
148.15 section 65, is amended to read:

148.16 Sec. 5.

148.17 Subdivision 1. Wherever the word "center" is used in this act, it means the entertainment
148.18 and convention center complex and its facilities of the city of Duluth, including the land
148.19 upon which it stands and land appurtenant thereto.

148.20 Subd. 2. Notwithstanding anything to the contrary contained in any law, or in the charter
148.21 of the city of Duluth, or in any ordinance thereof, passed by the city council, or approved
148.22 by the electors of the city, there is hereby conferred upon such authority the power and duty
148.23 to contract for and superintend the erection, construction, equipping and furnishing of the
148.24 center, and to administer, promote, control, direct, manage, and operate the center as a
148.25 municipal facility.

148.26 Sec. 18. Laws 1963, chapter 305, section 8, as amended by Laws 1998, chapter 404,
148.27 section 67, is amended to read:

148.28 Sec. 8.

148.29 The authority shall have the power:

148.30 To adopt and alter all bylaws and rules and regulations which it shall from time to time
148.31 deem best for the conduct of the business of the authority, and for the use of the facilities

149.1 of the authority, and for the purposes of carrying out the objects of this act; but such bylaws,
149.2 rules, and regulations shall not be in conflict with the terms of this act.

149.3 To appoint and remove a manager and such other employees as the authority may deem
149.4 necessary, who shall not be within the civil service classifications of the city, and to prescribe
149.5 the duties and fix the compensation and other benefits of such manager and employees,
149.6 without regard to any provision contained in the charter or any ordinance of the city relating
149.7 to civil service, or to any provision contained in Minnesota Statutes 1961, Sections 197.45
149.8 to 197.47, inclusive.

149.9 To procure and provide for a policy or policies of insurance for the defense and
149.10 indemnification of the city of Duluth, its officers and employees, and directors, manager,
149.11 and employees of the authority, against claims arising against them out of the performance
149.12 of duty, whether such claims be groundless, or otherwise. Premiums for any policies of
149.13 insurance required by this act shall be paid for out of the funds of the entertainment
149.14 convention center authority.

149.15 To implement and carry out the provisions of section 7 of this act.

149.16 To utilize the services and facilities of the city so far as the same are offered by
149.17 appropriate city officials and accepted by the authority, and to pay the city for all charges
149.18 and costs for such services.

149.19 To operate and maintain and to lease from others all facilities necessary or convenient
149.20 in connection with the center and to contract for the operation and maintenance of any parts
149.21 thereof or for services to be performed; to lease the whole or parts thereof, and grant
149.22 concessions, all on such terms and conditions as the authority may determine.

149.23 To authorize and direct the city ~~treasurer~~ fiscal agent to invest, in the manner provided
149.24 by law, any funds held in reserve, or sinking funds, or any funds not required for immediate
149.25 disbursement.

149.26 To fix, alter, charge, and collect rates, fees, and all other charges to be made for all
149.27 services or facilities furnished by the authority for the use of the center facilities by any
149.28 persons or public or private agencies utilizing such services or facilities.

149.29 To make and execute contracts, agreements, instruments, and other arrangements
149.30 necessary or convenient to the exercise of its powers.

150.1 Sec. 19. Laws 1963, chapter 305, section 9, as amended by Laws 1998, chapter 404,
150.2 section 68, is amended to read:

150.3 Sec. 9.

150.4 The manager of the center shall be responsible for the custody and control of all moneys
150.5 received and collected from the daily operations of the center until such moneys are delivered
150.6 to the city ~~treasurer~~ fiscal agent and ~~he~~ the fiscal agent shall have obtained a receipt therefor,
150.7 or until such moneys are deposited in a bank account under control of the city ~~treasurer~~
150.8 fiscal agent.

150.9 The manager shall give bond in favor of the city of Duluth in a sum equal to twice the
150.10 amount of money which will probably be in ~~his~~ the manager's hands at any time during any
150.11 one year, that amount to be determined at least annually by the authority; such bond to be
150.12 conditioned upon the faithful discharge of ~~his~~ the manager's official duties, and be approved
150.13 as to form, correctness, and validity by the city attorney, and filed with the city auditor;
150.14 such bond, however, shall not exceed \$300,000. Premiums for such bonds shall be paid out
150.15 of funds of the authority.

150.16 Sec. 20. Laws 1963, chapter 305, section 10, as amended by Laws 1998, chapter 404,
150.17 section 69, is amended to read:

150.18 Sec. 10.

150.19 The authority shall regulate the making of bids and the letting of contracts through
150.20 procedure established by the authority, subject to the following conditions:

150.21 (a) In all cases of work to be done by contract or the purchase of property of any kind,
150.22 or the rendering of any service to the authority other than professional services, competitive
150.23 bids shall be secured before any purchase is made or any contract awarded where the amount
150.24 involved exceeds the sum of ~~\$2,000~~ \$50,000.

150.25 (b) All bids shall be sealed when received, shall be opened in public at the hour stated
150.26 in the notice; and all original bids, together with all documents pertaining to the award of
150.27 the contract, shall be retained and made a part of the permanent file or record, and shall be
150.28 open to public inspection.

150.29 (c) Purchases of ~~\$2,000~~ \$50,000 or less may, through procedure established by the
150.30 authority, be delegated to the center manager. Contracts involving more than ~~\$2,000~~ \$50,000
150.31 shall be awarded only after authorization by the authority.

151.1 (d) The authority may reject, or through procedure established by the authority, authorize
151.2 the center manager to reject, any and all bids.

151.3 (e) Contract shall be let to the lowest responsible bidder, and purchases shall be made
151.4 from the responsible bidder who offers to furnish the article desired for the lowest sum.

151.5 (f) In determining the lowest responsible bidder, in addition to price, the following may
151.6 be considered:

151.7 (1) The ability, capacity, and skill of the bidder to perform the contract or provide the
151.8 service required.

151.9 (2) Whether the bidder can perform the contract or provide the service promptly, or
151.10 within the time specified, without delay or interference.

151.11 (3) The character, integrity, reputation, judgment, experience and efficiency of the bidder.

151.12 (4) The quality of performance of previous contracts or services.

151.13 (5) The sufficiency of the financial resources and ability of the bidder to perform the
151.14 contract or provide the service.

151.15 (6) The quality, availability, and adaptability of the supplies or contractual service to
151.16 the particular use required.

151.17 (7) The ability of the bidder to provide future maintenance and service for the use of the
151.18 subject of the contract.

151.19 (8) The number and scope of conditions attached to the bid.

151.20 (g) Specifications shall not be so prepared as to exclude all but one type or kind, but
151.21 shall include competitive supplies and equipment; provided, however, that unique or
151.22 noncompetitive articles which are determined by the authority to be sufficiently superior
151.23 for the service intended by the authority, may be purchased without regard to other bids.

151.24 Sec. 21. Laws 2006, chapter 269, section 2, as amended by Laws 2008, chapter 331,
151.25 section 11, Laws 2008, chapter 366, article 17, section 5, and Laws 2013, chapter 85, article
151.26 5, section 43, is amended to read:

151.27 **Sec. 2. DEDICATION FEE.**

151.28 Notwithstanding Minnesota Statutes, section 462.358, subdivision 2d, the Minneapolis
151.29 Park and Recreation Board and the Minneapolis City Council may jointly require that a
151.30 reasonable portion of land be dedicated to the public or impose a dedication fee in conjunction

152.1 with the construction permit required for new housing units and new commercial and
152.2 industrial development in the city, wherever located, for public parks, playgrounds,
152.3 recreational facilities, wetlands, trails, or open space. The dedication of land or dedication
152.4 fee must be imposed by an ordinance jointly enacted by the park board and the city council.
152.5 The cash fee may be set at a flat fee rate per net new residential unit. The ordinance may
152.6 exclude senior housing and affordable housing from paying the fee or the dedication of
152.7 land. The provisions of Minnesota Statutes, section 462.358, subdivisions 2b, paragraph
152.8 (b), and 2c, apply to the application and use of the dedication of land or the dedication fee.

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

152.10 Sec. 22. Laws 2013, chapter 85, article 5, section 44, is amended to read:

152.11 Sec. 44. **CITY OF ST. PAUL DEDICATION FEE.**

152.12 Notwithstanding Minnesota Statutes, section 462.358, subdivision 2d, the city of St.
152.13 Paul may require that a reasonable portion of land be dedicated to the public or impose a
152.14 dedication fee in conjunction with the construction permit required for new housing units
152.15 and new commercial and industrial development in the city, wherever located, for public
152.16 parks, playgrounds, recreational facilities, wetlands, trails, or open space. The dedication
152.17 of land or dedication fee must be imposed by an ordinance enacted by the city council. The
152.18 cash fee may be set at a flat fee rate per net new residential unit. The ordinance may exclude
152.19 senior housing and affordable housing from paying the fee or the dedication of land. The
152.20 provisions of Minnesota Statutes, section 462.358, subdivisions 2b, paragraph (b); and 2c,
152.21 apply to the application and use of the dedication of land or the dedication fee.

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

152.23 Sec. 23. **REPEALER.**

152.24 Minnesota Statutes 2020, section 43A.17, subdivision 9, is repealed.

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

152.26 Amend the title accordingly