

Subject Capital investment general fund bill

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Overview

This bill, as amended by A24-0319, is part of a capital investment package for the 2024 legislative session. Article 1 contains appropriations from the general fund for a variety of capital projects. Article 2 contains a variety of policy provisions, some of which relate to specific appropriations in Article 1.

This summary only summarizes the provisions in article 2.

Both articles are effective the day following final enactment, unless otherwise stated.

Article 1: Appropriations

Please see the spreadsheet by Andrew Lee, House Fiscal, dated 4/28/2024 3:24PM.

Article 2: Miscellaneous

Contains a variety of capital investment policy provisions, some of which are related to appropriations in Article 1.

Section	Description - Article 2: Miscellaneous
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| 1 | Information provided.
Requires the reporting of a political subdivision's debt capacity as part of the information required in a capital budget submission. The debt capacity is calculated as the difference between the maximum net debt that the political subdivision may incur under chapter 475 or other applicable law and the debt the political subdivision has incurred by the date of the capital budget submission. |
| 2 | Funding.
Amends Minnesota Statutes, section 16A.86, subdivision 4, commonly referred to as the "capital project local match requirement." Applies the expectation of a local |

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match to capital project grants to nonprofit organizations. Also provides that the state share of a project includes state assistance in any manner, including direct appropriations, grant program awards, or a combination of state assistance appropriated and granted by multiple state entities. Finally, clarifies that the nonstate share of a project may be funded by federal, local, private, or other funds, or a combination thereof, from nonstate sources.

3 [16A.865] Notice of state contribution.

Subd. 1. Notice required. Requires the display of a notice on property funded with a capital investment appropriation that states that the project was funded with state taxes collected statewide.

Subd. 2. Content of notice. Specifies the specific requirements of the content of the notice, including a required logo provided by the commissioner of management and budget.

Subd. 3. Water infrastructure project. Requires that a notice for a drinking water or wastewater infrastructure project must be included on city utility billing statements.

Subd. 4. Performance venues. Requires that a notice for a performance venue project be included in programs and on the venue's website in addition to a posted sign at the venue.

Subd. 5. Logo. Requires the commissioner of management and budget to develop a logo for use on signs required under this section.

Subd. 6. Sign templates. Requires the commissioner of management and budget to post a downloadable print-ready PDF file of sign templates on its website.

Effective the day following final enactment and applies to projects receiving a grant from an appropriation enacted after January 1, 2024.

4 Sustainable building guidelines.

Subd. 1. Sustainable building guidelines. Makes technical changes to conform to amendments in the section. Removes obsolete language.

Subd. 1a. Definitions. Defines the following terms for the purposes of the section: "CSBR," "guidelines," "major renovation," "new building," and "project."

Subd. 2a. Guidelines; purpose. States the primary objectives of the guidelines and articulates a number of factors that must be considered to meet the objectives.

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Subd. 3. Applicability. States that compliance with the guidelines are mandatory for all new buildings and major renovations funded with state general obligation bonds and for similar projects funded by the general fund after May 1, 2024.

Subd. 4. Commissioner of administration; guideline administration, oversight, and revisions. Requires the commissioner of administration to review and amend the guidelines no less than once every five years to better meet measurable goals for the guidelines. The review must be conducted with the commissioner of commerce and in consultation with other stakeholders. The commissioner must use an open process, including the opportunity for public comment, when reviewing and amending the guidelines. Articulates other responsibilities of the commissioner of administration related to the guidelines.

Subd. 5. CSBR; guideline administration and oversight. Requires the commissioner of administration, in consultation with the commissioner of commerce, to contract with CSBR to implement the guidelines. States the responsibilities of CSBR regarding the guidelines, including training, project evaluations and tracking, and reporting, among other responsibilities.

Requires entities responsible for managing or designing projects subject to the guidelines to provide any compliance data requested by CSBR and the commissioner of administration.

Subd. 6. Measurable goals. Requires CSBR, in collaboration with the commissioners of administration and commerce, to develop measurable goals for the guidelines. The commissioner of administration provides final approval of the goals.

Subd. 7. Procedures. Requires the commissioner of administration to develop procedures for the administration of the guidelines. Specifies what the procedures must include.

Subd. 8. Guidelines waivers and scope determination. Requires the commissioner of administration, in consultation with the commissioner of commerce and other stakeholders, to develop a review and approval process for waivers and scope determinations to the guidelines. Permits partial or total waiver of the guidelines due to technological limitations or when the intended use of the project conflicts with the guidelines. The commissioner of administration must review and approve a waiver request. If the waiver request is for a project owned by the Department of Administration, the waiver request must be approved by the commissioner of commerce.

Subd. 9. Report. Requires the commissioner of administration to report to the legislature annually about the current status of projects subject to the guidelines,

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the effects of the guidelines on the measurable goals, and progress made toward the recommendations in the 2023 report by CSBR.

Effective July 1, 2024.

5 Sustainable buildings; energy conservation.

Amends a provision in the predesign statute to require that a recipient of a capital project appropriation ensure that the project complies with the applicable sustainable building guidelines. Authorizes the recipient to obtain information and technical assistance from the commissioner of administration on the guidelines.

Effective July 1, 2024.

6 [144.3835] Secondary sources of drinking water grant program.

Subd. 1. Definitions. Defines the following terms for purposes of the section: “community water system” and “supplemental demographic index.”

Subd. 2. Establishment; purpose. Requires the commissioner of health to develop a grant program for the purpose of providing communities with a secondary source of drinking water that ensures an uninterrupted supply of safe drinking water in case of a disruptive event.

Subd. 3. Grants authorized. Requires the commissioner of health to award grants to community water systems that currently only have one well as a source of drinking water. The commissioner must notify a community water system in writing if it is ineligible for a grant under this section. Establishes prioritization criteria for the issuance of the grants.

Subd. 4. Grant allocation. Requires grantees to use the funds to secure a secondary source of drinking water.

7 Active transportation accounts.

Deletes the requirement to establish an active transportation account in the general fund. This language is not required to appropriate money from the general fund for active transportation projects.

8 [473.355] Community tree-planting grants.

Requires the Metropolitan Council to establish a community tree planting grant program to provide grants for purposes of: removing and planting shade trees; replacing trees lost to pests, disease, or storms; or establishing more diverse community forests. Requires trees planted under the program to be climate-adapted species to Minnesota. Requires priority to be given to projects removing and replacing ash trees posing a significant public safety concern and to projects located

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- in areas meeting certain criteria. Prohibits the Metropolitan Council from prioritizing projects based on other criteria.
- 9 **Sustainable building guidelines; recommendations and report.**
Amends a prior appropriation for developing recommendations for updating the sustainable building guidelines and requiring a report on the findings. Allows any unspent funds after the recommendations are developed to be used to begin implementation of the recommendations.
- 10 **Capitol mall design framework update; matching funds.**
Subd. 1. Definitions. Defines the following terms for purposes of the section: “Capitol Mall Design Framework update” and “nonstate funds.”
Subd. 2. Capitol Mall Design Framework; use of nonstate funds. Describes what improvements nonstate funds must be used for. Requires the nonstate funds to be applied first toward capital improvements to Cass Gilbert Memorial Park. Requires donor names to be displayed on a donor memorial at Cass Gilbert Memorial Park for at least 20 years. Requires the commissioner of administration to coordinate the expenditure of nonstate funds toward the Capitol Mall Design Framework update improvements. Authorizes any unspent nonstate funds to be used by the commissioner of administration for capital improvements in the lower mall area of the Minnesota State Capitol and for other capital improvements consistent with the Capitol Mall Design Framework update.
Subd. 3. Availability of Capitol Mall improvement funds. Prohibits the expenditure of nonstate funds and legislative appropriations for the purposes of the section until at least \$12,000,000 of nonstate funds have been secured toward the Capitol Mall Design Framework update.
- 11 **Effective date.**
States that except as otherwise provided, the article is effective the day following final enactment.



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