

HOUSE RESEARCH

Bill Summary

FILE NUMBER: S.F. 2082
Version: Conference Committee Report
Authors: Kahn
Subject: State Government Finance
Analyst: Mark Shepard

DATE: May 13, 2009

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd.

Article 1

State Government Appropriations

Contains appropriations and related provisions for entities under the jurisdiction of the State Government Finance Division. For detail on appropriations, see the spreadsheet prepared by the Fiscal Analysis Department.

Section

- 1 **Summary of Appropriations.**
- 2 **State Government Appropriations.**
- 3 **Legislature.**
- 4 **Governor and Lieutenant Governor.**
- 5 **State Auditor.**
- 6 **Attorney General.**
- 7 **Secretary of State.**
- 8 **Campaign Finance and Public Disclosure Board.**
- 9 **Investment Board.**
- 10 **Office of Enterprise Technology.**
- 11 **Administrative Hearings.**

- 12 **Administration.**
- 13 **Capitol Area Architectural and Planning Board.**
- 14 **Finance.**
- 15 **Revenue.**
- 16 **Gambling control.**
- 17 **Racing commission.**
- 18 **State Lottery.**
- 19 **Tort Claims.**
- 20 **Minnesota State Retirement System.**
- 21 **Minneapolis Employees Retirement Fund.**
- 22 **Teachers Retirement Association.**
- 23 **St. Paul Teachers Retirement Fund.**
- 24 **Duluth Teachers Retirement Fund.**
- 25 **Amateur Sports Commission.**
- 26 **Council on Black Minnesotans.**
- 27 **Council on Chicano/Latino Affairs.**
- 28 **Council on Asian-Pacific Minnesotans.**
- 29 **Indian Affairs Council.**
- 30 **General contingent accounts.**
- 31 **Problem gambling appropriation.**
- 32 **Indirect cost recovery.** Provides that to the extent the federal government allows statewide indirect cost recovery under ARRA, money recovered for certain costs associated with ARRA funds is appropriated to the commissioner of finance, and must be spent before any other general fund appropriations for ARRA. Requires reducing unspent general fund appropriations for these purposes.

Article 2

State Government Operations

- 1 **Ethnic heritage and new Americans.** Provides that duties of the LCC relating to ethnic heritage and new Americans, including authority to appoint a working group, expire June 30, 2011, instead of June 30, 2009.

- 2 Definitions; joint state initiatives.** Provides that an employee of the state of Wisconsin performing work for the state of Minnesota under a joint state initiative is an “employee of the state” for purposes of the state tort claims law.
- 3 LAC; Financial management and internal controls.** Requires the Legislative Audit Commission to review legislative auditor reports and make recommendations, as the commissioner determines necessary, for improvements in the state’s system of internal controls and financial management.
- 4 Financial audits.** Expands the scope of the requirement for the Legislative Auditor to investigate allegations of noncompliance in the course of financial audits by eliminating the limitation to state employees and employees of agencies listed in this subdivision.
- 5 Legislative Auditor duties.** Provides that when the Legislative Auditor determines that a state official or employee has used money for a purpose other than the purpose for which the money was appropriated, the Auditor must report this to the Legislative Audit Commission, the Attorney General, and the appropriate county attorney. Current law requires these reports when the Legislative Auditor finds a misuse of public money or other public resources.
- 6 Strategic and long-range planning.** Provides that the commissioner of administration is the state planning officer. Requires development of long-range plans every five years. Requires annual reports to the legislature on economic, social, and environmental demographic information to assist with long-term management decisions.
- 7 State demographer.** Requires the commissioner of administration (instead of a director of an office) to appoint a state demographer. Requires the demographer to release a demographic forecast in conjunction with the November economic forecast (effective in 2010). Authorizes the demographer to contract for development of data and research.
- 8 Milestones report.** Requires the commissioner to review Minnesota Milestones and provide economic, social, and environmental information necessary to assist with understanding and evaluating Milestones. Requires an annual report.
- 9 Definitions.** Defines terms used in the next cluster of sections relating to the Secretary of State.
- 10 E-mail addresses.** Provides that the forms and screens for filings made with the office may collect the email addresses at which notices can be provided, and also provides that if requested by a business entity, the email address provided to the Secretary of State is not to be provided as bulk data.
- 11 Fees.** Allows the secretary of state to provide an image of a filed document instead of a hard copy and to charge a fee for that image. Provides that the fee for an amendment, instead of being \$3 for all amendments, would now be \$3 for each amendment. It also provides that the fee for documents other than business entity filings (that is, for official documents or other similar filings) is \$3 per document as opposed to \$1 per page. The section also has the first of a number of effective dates that are coordinated with the completion of the computer rewrite of the business systems of the Office of the Secretary of State. This language recurs frequently in the bill and provides 30 days notice to the public before the law change becomes effective.

- 12 Global filings.** Removes cap on filing fees for global filings. Provides that filings must pay the full filing fee. Requires that global filings be filed online. Adds UCC secured party or debtor name and address information to that which can be filed as a global filing.
- 13 Temporary technology surcharge.** Extends the temporary technology surcharge for an additional biennium.
- 14 Annual renewal filings.** Codifies in one section, all the annual renewal requirements for all business entity types. Numerous other sections of this article reference this new section. In general, this section does not contain substantive changes that have not already been in law, except for clause 11 which is consistent with section 2 of this article.
- 15 Organization application for registration.** Provides that fees collected by the Secretary of State from student exchange organizations are deposited in the general fund as nondedicated receipts.
- 16 Complaints.** Authorizes the Secretary of State to investigate complaints about student exchange organization, and to terminate an organization's registration if the organization fails to remain in compliance with local, state, and federal statutes and regulations.
- 17 Naming.** Provides that, effective for laws enacted on or after July 1, 2009, laws may not be named for living people and that laws may not name councils, buildings, roads or other facilities after living people.
- 18 Appropriation.** Reduces amount appropriated from the general fund for transfer to the general account of the state elections campaign fund. Strikes language relating to Office of Administrative Hearings assessments for fair campaign practices activities. This topic is dealt with in a rider under the OAH appropriation in this bill.
- 19 SBI reports.** Requires the State Board of Investment annual report to include an executive summary. Requires that SBI include its annual and executive summaries of its quarterly reports on its Web site. Requires reports to include a listing of fees paid to outside money managers and consultants.
- 20 Change in reference.** Changes a reference from the Department of Administration to the Department of Finance, in connection with the transfer of Management Analysis Division duties from the Department of Administration to the Department of Finance.
- 21 MMB reference.** Changes laws to refer to Department of Management and Budget instead of Department of Finance.
- 22 MMB reference.** Changes laws to refer to Department of Management and Budget instead of Department of Finance.
- 23 MMB reference.** Changes laws to refer to Commissioner of Management and Budget instead of Department of Finance.
- 24 Definitions.** Defines terms for purposes of the False Claims Act provisions in the following sections. The False Claims Act provisions are effective July 1, 2010.
- 25 Liability for certain acts.** Provides that a person who commits any of the acts listed in this section is liable to the state for a civil penalty of between \$5,500 and \$11,000 per false

claim, plus three times the amount of damages the state sustains because of the act. The specified acts relate to making various types of false claims for payment or approval to the state, or falsely avoiding or decreasing obligations to transmit money or property to the state.

Specifies circumstances in which a court may assess not less than two times (instead of three times) the amount of damages the state sustains because of an act.

Provides that violators are also liable to the state for the costs of a civil action.

States that a person is not liable under this section for mere negligence, inadvertence or mistake. Specifies circumstances under which an employer is not liable for acts committed by a nonmanagerial employee. Specifies other conditions under which, in the absence of specific intent to defraud, a person is not liable if they are informed of fraudulent claims and repay the amount of actual damages.

- 26 Exclusion.** Provides that this chapter does not apply to taxation.
- 27 Responsibilities of prosecuting attorney.** Authorizes a prosecuting attorney to investigate violations and to bring civil actions to enjoin violations and to recover damages and penalties.
- 28 Private remedies.** Authorizes any person to maintain an action on behalf of the person and a public entity if state or political subdivision money, property, or services are involved. Provides that if an action is brought under this section, no other person (including the state) may bring another action under this section based on the same facts while the existing action is pending.
- Specifies conditions under which actions cannot be brought under this section, including actions against a public body or actions based on: evidence already known to the state; allegations or transactions that are already the subject of a state proceeding; disclosures made in criminal, civil, or administrative hearings or legislative investigations; public auditor or governing body investigations; or disclosures from the news media.
- Requires a person starting an action under this section to notify the Attorney General, including a written disclosure of material evidence. Provides that the person's complaint must remain sealed by the court for at least 60 days.
- 29 Prosecuting attorney intervention.** Provides that within 60 days after receiving a complaint and disclosure, the prosecuting attorney may intervene or decide not to. Regardless of whether or not the prosecuting attorney intervenes, the attorney may pursue alternative remedies available to the state. If the prosecuting attorney does this, the person initiating the action has the same rights in that proceeding as if the action had continued under the prior section. Findings and conclusions in the other proceeding are conclusive on all parties to an action under this section.
- 30 Service of unsealed complaint.** Provides that when unsealed, the complaint must be served on the defendant, and the defendant must respond within 20 days.
- 31 Prosecuting attorney and private party roles.** Provides that if the prosecuting attorney does not intervene, the private party has the same rights in conducting the action as the prosecuting attorney would have had. Provides conditions for later intervention by the

prosecuting attorney. Provides that if the prosecuting attorney intervenes, the prosecuting attorney has primary responsibility for prosecuting the action. Provides that the private person remains a party, and specifies the role of the private party.

- 32 Stay of discovery.** Provides for stay of discovery by a private person if the prosecuting attorney shows this would interfere with prosecution of a civil or criminal matter arising out of the same facts.
- 33 Court-imposed limits upon participation of private plaintiff.** Allows a court to limit the private person's participation in an action in which the prosecuting attorney has intervened.
- 34 Limitation of actions.** Provides that actions under this section must be brought within three years of the date of discovery of fraudulent activity by the prosecuting attorney, or within six years after the fraudulent activity occurred, but not more than ten years after the violation occurred. Specifies the effect of a guilty plea in a criminal action upon an action under this section. Provides that the state or a private person who brings an action under this chapter must prove the essential elements of the claim, including damages, by a preponderance of the evidence.
- 35 Award of expenses and attorney fees.** Provides that if the prosecuting attorney or a person bringing an action prevails in or settles an action, the court may authorize the person to recover costs, attorney fees, and expert consultant and witness fees from a defendant other than the state or a political subdivision. If the prosecuting attorney does not intervene, and if the defendant prevails, the court must award expenses and attorney fees against the party or parties who participated in the action if the action was clearly frivolous or brought in substantial part for harassment.
- 36 Distribution to private plaintiff.** Provides that when the prosecuting attorney intervenes at the outset of an action brought by another person, the person shall receive not less than 15 percent or more than 25 percent of any recovery in proportion to the person's contribution to the conduct of the action. If the prosecuting attorney does not intervene at the outset, the person must receive between 25 and 30 percent of any recovery or settlement, as the court determines to be reasonable.
- 37 Employer restrictions.** Forbids an employer from forbidding an employee to disclose information to a public entity in furtherance of an action under this section or from discriminating against an employee in terms or conditions of employment because of these disclosures. Specifies civil liability for employer violations.
- 38 Deposit of funds; false claims account.** Provides for distribution of proceeds received by the state in a false claims action. Creates a false claims account and provides for deposits into the account and appropriations to the attorney general out of the account.
- 39 Reporting.** Requires the attorney general to report to the legislature annually on activities relating to the false claims act.
- 40 MMB.** Changes law to refer to MMB, instead of Finance. Provides the Department of Management and Budget may also be know as Minnesota Management and Budget.
- 41 List; commissioner of finance duties.** Strikes current law governing duties of the commissioner of finance with respect to internal auditing, because a later section prescribes

these duties in more detail.

42 Additional duties. Authorizes the commissioner of finance to assist state agencies with certain functions, in connection with the transfer of Management Analysis Division duties from the Department of Administration to the Department of Finance.

43 Web site with searchable data base on state expenditures.

Subd. 1. Web database requirement. Requires the commissioner of finance, in consultation with the commissioners of administration and revenue, to maintain a Web site with a searchable data base with information on state contracts, state appropriations, state expenditures, and state tax expenditures.

Requires that for each data field, the searchable database must allow a user to perform a search using that field; sort by that field; obtain information grouped or aggregated by that field, if feasible; and view information by fiscal year or years.

Subd. 2. Contracts. Requires that the database on contracts include data fields showing: the name of the entity entering into and receiving the contract; if the contract is for goods, professional or technical services, other services, or a grant; and the funding source for the contract. Also provides that for each contract the data base must include an address of the entity receiving the contract and a brief statement of the purpose of the contract. Requires that information on a new contract or grant be entered into the database within 30 days. Defines a “grant” for purposes of this section.

Subd. 3. Appropriations. Requires that the database on state appropriations include information on: the agency receiving the appropriation; the agency program, activity, and item, to the extent applicable; the fund from which the appropriation is made; and the object of expenditure.

Subd. 4. State expenditures. Requires that the database on state expenditures include data field showing: the agency making the expenditure; the agency program, activity, and item, to the extent applicable; the fund from which the expenditure is made; and the object of expenditure.

Subd. 5. Tax expenditures. Requires the Web site to include a searchable database of state tax expenditures, including data fields showing the estimated impact on state revenues of each tax expenditure item listed in a report that current law (section 270C.11) requires the commissioner of revenue to prepare.

Subd. 6. Audits. Requires the web site to link to web sites containing legislative auditor findings .

Subd. 7. Retention of data. Requires that the database required under this section include information beginning with fiscal year 2010 funds and must retain data for at least ten years.

Subd. 8. Consultation. Requires the commissioner of finance to consult with the chairs of the Senate Finance and House Ways and Means committees before encumbering funds appropriated on or after July 1, 2009, for state accounting or procurement systems. Provides that funds appropriated for these purposes may not be spent unless the commissioner certifies that the system will allow compliance with requirements of this section.

- 44 Internal Control and Internal Auditing.** Provides that the commissioner of finance is responsible for the system of internal controls across the executive branch. Requires the commissioner to adopt internal control standards and policies that agencies must follow, to coordinate training for executive employees, and to provide internal control support to agencies that the commissioner determines need this assistance. Provides that the head of each executive agency is responsible for designing, implementing and maintaining effective internal controls with the agency. This section does not apply to MnSCU.
- 45 Rates; transfer of duties.** Authorizes the commissioner of MMB to approve specified revolving fund rates. This section relates to transfer of management analysis duties to MMB.
- 46 Payroll direct deposit and deductions.** Removes language from the law governing state employee payroll deductions that limits payroll deductions to only one labor organization of which the employee is a member.
- 47 Misappropriation of money.** Provides a gross misdemeanor penalty for a state official or employee of a department in the executive, legislative, or judiciary who intentionally uses money appropriated by law or fees collected, knowing that the use is for a purpose other than the purpose for which the money has been appropriated.
- 48 Exceptions; litigation proceeds.** Current law specifies circumstances under which proceeds from state litigation must be deposited in the general fund. This section strikes an exception for recoveries or settlements of less than \$750,000.
- 49 Budget reserve percentage.** Requires the commissioner of finance to:
- (a) periodically review the formula developed to estimate the percentage of the general fund expenditures recommended as a budget reserve.
 - (b) annually review the formula used to model the base of general fund taxes and the mix of taxes that provide general fund revenue, and to update variables and coefficients if they have changed enough to result in a change in the percentage of the general fund expenditures recommended as a budget reserve.
 - (c) review the methodology underlying this formula every ten years, and revise it if it is outdated.
 - (d) report annually to chairs of the House Ways and Means and Senate Finance Committees on the percentage of general fund expenditures recommended as a budget reserve, including specified topics.
- 50 Technology development lease purchase financing.** Authorizes the commissioner of finance to enter to lease-purchase agreements to fund technology system projects and to authorize the public or private sale and issuance of certificates of participation. Specifies conditions for use of this authority, including existence of a law authorizing the technology system project to be funded by a lease-purchase agreement. Provides that the term cannot exceed the expected useful life of the technology or ten years, whichever is less.
- 51 Technology lease purchase appropriation.** Appropriates money from the general fund to the commissioner of finance to make payments under a lease purchase agreement for replacement of the state's accounting and procurement systems. This section expires June

30, 2020.

- 52 Employee fitness and wellness facility.** Authorizes a state entity to use space under its control to offer fitness or wellness classes to its employees, and allows persons conducting these activities to charge employees a fee. Provides that revenue received by a public entity under this section is appropriated to the entity. Requires specified waivers of liability and indemnification agreements.
- 53 Enterprise real property account.** Creates the enterprise real property account in the special revenue fund.
- 54 Bird-safe buildings.** Requires occupants of state owned or leased property to attempt to reduce dangers to migrating birds by turning off building lights between midnight and dawn during specified times of the year, to the extent consistent with normal use of the buildings.
- 55 Geospatial Information Office.** Creates a Geospatial Information Office under supervision of the commissioner of administration. Assigns the office specified duties and powers relating to geospatial information systems in state government, and coordination of GIS efforts between state agencies and other governmental units.
- Provides that the chief geospatial information officer may require agencies to use shared information and geospatial systems. Requires the chief geospatial information officer to establish reimbursement rates to bill state agencies and other governmental entities for costs of shared systems. Requires setting of fees that reflect the actual cost of providing information products and services to clients. Fees must be approved by the commissioner of finance but are not subject to rulemaking.
- Requires the chief geospatial information officer to establish a governance structure that includes advisory councils to obtain advice from stakeholders.
- 56 Veteran-owned small businesses; preference provided.** Provides small businesses owned by recently separated veterans and veterans with service-connected disabilities with up to a six percent preference in the amount bid on state contracts for certain goods and services being procured by state agencies.
- 57 Eligibility.** Provides that a Minnesota small business owned by recently separated veterans and veterans with service-connected disabilities that is certified under federal law also is certified as such for purposes of the state law.
- 58 Certification.** Reference to certification of a veteran-owned small business under law governing state agency purchasing.
- 59 Statewide electronic licensing system.** Creates a statewide electronic licensing account in the special revenue fund. Appropriates receipts in the account to the state chief information officer for completion of the electronic licensing system. Requires executive branch state agencies to collect a temporary surcharge of ten percent of the licensing fee (but not less than \$5 and not more than \$150) on each business, commercial, professional, or occupational license that requires a fee and that will be transferred to the electronic licensing system. Provides that agencies shall collect the surcharge for up to six years, as directed by the state chief information officer. Provides that Department of Commerce licensees who are paying for an existing electronic licensing system under section 45.24 are not required to pay the surcharge. Authorizes agencies to transfer amounts equivalent to the

surcharge from existing license accounts instead of collecting the surcharge. Requires that in completing the system, priority must be given to licenses not currently issued electronically.

- 60 MMB.** Strikes statutory reference to Department of Finance.
- 61 Donation to sick leave account.** Under current law, a state employee may donate up to 12 hours of vacation leave each year to the sick leave account of other state employees. This section changes that law in several ways including increasing the limit to 40 hours each year.
- 62 Sick leave for veterans.** Provides that a state employee who is a veteran with a service-related disability may apply to the appointing authority for additional sick leave to receive treatment for the disability. Authorizes an appointing authority to grant up to 40 hours of sick leave each fiscal year to each employee.
- 63 Best practices for investigations.** Requires the commissioner of finance to develop and make available to executive appointing authorities a best practices policy for conducting investigations in which the appointing authority compels its employees to answer questions about allegedly inappropriate activity. Requires that the policy be designed to facilitate effective investigations without compromising the ability to prosecute criminal cases when appropriate. Requires appointing authorities to follow the policies or to develop their own.
- 64 Voluntary unpaid leave of absence.** Makes permanent a provision (which currently expires June 30, 2009) that allows a state employee who takes unpaid leave of absence up to 1044 hours each two-year period to continue to accrue vacation and sick leave, be eligible for holidays and insurance benefits, accrue seniority and accrue service credit and credited salary in state retirement plans as if the employee had been working during the unpaid leave period. Appointing authorities retain discretion to grant these leaves. Clarifies references to pension plans.
- 65 Management analysis revolving fund.** Creates a management analysis revolving fund, to be used to account for funds used by MAD to provide its services. This is in connection with the transfer of MAD duties from the Department of Administration to the Department of Finance.
- 66 License technology fees.** Amends law governing Commerce Department licensing fees to allow the commissioner of finance to transfer an amount determined by the commissioner of commerce to the statewide electronic licensing account.
- 67 Finance/MMB.** Strikes statutory reference to commissioner of employee relations.
- 68 Finance/MMB.** Refers to MMB, instead of commissioner of employee relations.
- 69 MnDOT.** Allows MnDOT to award preferences or set aside contract for award only to a veteran-owned small business, as defined earlier in this bill, under specified conditions.
- 70 MMB.** Refers to MMB, instead of commissioner of employee relations.
- 71 Technology lease purchase appropriation.** Appropriates money annually from the general fund to the commissioner of revenue to make payments under a lease-purchase agreement for completing purchase and development of an integrated tax software package.

This section expires June 30, 2019.

- 72 Lien search fees.** Provides that the fee for copies of tax lien filings will now be coordinated with the current fee charged in Minnesota Statutes, section 5.12 for copies, and with the amended section 5.12 fee when that change is implemented, under section 3 of this article.
- 73 Minnesota corporate renewal.** This is the first of several sections regarding annual renewals. The annual registration is renamed the annual renewal, and the required elements are moved to section 6. The amendment provides flexibility to the Office of the Secretary of State in whether and to whom to provide notice to the corporation to file the annual renewal.
- 74 Annual renewal.** Changes the annual renewal for a non-Minnesota corporation.
- 75 Approval; filing.** Allows a non-Minnesota corporation to withdraw even if the annual renewal for that calendar year has not yet been filed.
- 76 Annual renewal.** Changes the annual renewal for a Minnesota cooperative (308A).
- 77 Annual renewal.** Changes the annual renewal for a Minnesota cooperative (308B).
- 78 Annual renewal.** Changes the annual renewal for a Minnesota cooperative (308B).
- 79 Nonprofit renewal.** Changes Minnesota non-profit annual renewal.
- 80 Delivery to and filing of records.** Clarifies fees for limited partnership name reservations as \$35. Changes references to annual renewal, instead of registration. Changes fees for miscellaneous filings not otherwise specifically covered to be the same as the amendment fee, and changes fee for filing a non-Minnesota limited partnership to the same fee as filing a Minnesota limited partnership.
- 81 Annual renewal.** Changes annual renewal for limited partnership references to renewal and refers to section 5.34 (section 6 of this article) for the content.
- 82 Reinstatement following administrative dissolution.** Technical change to include reinstatement of a foreign limited partnership by filing the renewal and paying the \$25 reinstatement fee that other entity types pay.
- 83 Annual renewal.** Changes Minnesota limited liability company annual renewal.
- 84 Annual renewal.** Changes Minnesota limited liability partnership annual renewal. Also provides that a limited liability partnership that is reinstating pay the reinstatement fee of \$25 when filing the annual renewal.
- 85 Term of certificate.** Changes the assumed name certificate filing to be more like the other filings made on behalf of businesses. Provides for perpetual duration, like other filings, if free annual renewals are filed in a timely manner. Provides for reinstatement if the renewal is not filed timely, with a \$25 reinstatement fee, same as other business filings. Removes current renewal fee of \$25 and increases original filing fee from \$25 to \$30. Provides for phase-in so that currently filed assumed names do not have to file renewals until the expiration of their current term. Effective 30 days after certification that computer systems

can implement this section.

- 86 Fees.** Amends the Farm Lien Central Notification System to delete the fee for terminations, while increasing the original fee from \$20 to \$25 to recoup revenue lost from the termination fee reduction.
- 87 Searches; fees.** Amends the Farm Lien Central Notification System to change the fee to the same fee charged by the Office of the Secretary of State for all other copies.
- 88 Fees.** Amends the notary public law to allow for automatic refunds to applicants for a notary commission when they pay more than the actual fee.
- 89 Land acquisition.** Current law requires the Three Rivers Park District to obtain consent of the town board before acquiring land within town boundaries. This section strikes from the current law an exception for certain real estate located within an area designated for development of a park.
- 90 Tax increment financing plan.** Amends required contents of tax increment financing plan, effective for plans approved after June 30, 2009.
- 91 Annual financing report.** Amends law governing state auditor reporting for tax increment financing districts.
- 92 Cooperative purchasing.** Authorizes municipalities to contract for the purchase of supplies, materials, or equipment by using contracts available through the state's cooperative purchasing venture. Provides that for contract over \$25,000, a municipality must consider the state cooperative purchasing venture before purchasing through another source. A "municipality" under this section is a county, town, city, school district, or other municipal corporation or political subdivision of the state.
- 93 Met Council.** Allows Met Council to award preferences or set aside contract for award only to a veteran-owned small business, as defined earlier in this bill, under specified conditions.
- 94 Election to retain benefits; MMB reference.** Refers to commissioner of MMB instead of employee relations.
- 95 Optical scan equipment.** Makes a 2005 appropriation to the Secretary of State for grants to counties to purchase optical scan equipment available until June 30, 2012 (instead of June 30, 2009).
- 96 Sunset.** Extends the sunset date for a Victory Memorial Drive implementation and steering task force from December 2009 to December 2011.
- 97 Rule amendment.** Requires DPS to amend a rule in connection with a change in law regarding the use of state facilities for fitness activities, earlier in this bill.
- 98 Racing license fee ratification.** Ratifies license fees proposed by the Racing Commission.
- 99 Training services.** Provides that during the next biennium, state executive agencies must consider using services provided by government training services before contracting with outside vendors for similar services.

- 100 Rental cost savings.** Requires the commissioner of administration to report to the legislature by January 15, 2010, on savings in state agency costs for rental space in state-owned and state-leased buildings that can be achieved by expected decreases in agency complement and by encouraging or requiring increased telecommuting.
- 101 Cash flow study.** Requires the commissioner of finance to report to the chairs of the Senate Finance and House Ways and Means Committees by January 15, 2010, on the cash flow condition of the general fund for the fiscal year 2010-2011 biennium and the following biennium, including an assessment of options for improving long-term cash flow. Provides that this report should also identify major provisions of law that result in state expenditures or revenues being recognized in budget documents earlier or later than the year in which the obligation to pay expenses or pay taxes was incurred.
- 102 Colocation report.** Requires the Management Analysis Division to study and report to the legislature on possible collocation of the offices of the Council on Black Minnesotans, the Council on Affairs of Chicano/Latino People, the Council on Asian-Pacific Minnesotans, and the metropolitan area office of the Indian Affairs Council.
- 103 Transfer.** Transfers LMIC authority and employees to the Geospatial Information Office created in this bill.
- 104 Technology lease-purchase authorization.** Authorizes lease purchase agreements for the state's procurement and accounting systems and for the state's integrated tax system.
- 105 Information technology study.** Requires a report on a plan to transfer state information technology employees to the Office of Enterprise Technology.
- 106 Enterprise real property contributions.** Requires the commissioner of administration to determine the amount to be contributed by each state agency to maintain the enterprise real property technology system in the upcoming biennium. Requires agencies to enter into agreements setting forth the manner of making these contributions to fund the total of \$399,000 for the biennium.
- 107 Revisor's instruction.** Requires changes in statutory terminology in connection with LMIC/GIO transfer.
- 108 Revisor's instruction.** Instructs Revisor to substitute specified terms.
- 109 Revisor's instruction.** Instructs Revisor to make terminology change in connection with the name of MMB.
- 110 Repealer.** Repeals:
- 16C.046: Law mandating a Web site with a searchable data base of state contracts that is being replaced by more specific provisions in this bill
 - 4A.05: Land Management Information Center
 - 240A.08: Appropriates \$750,000 annually to the Amateur Sports Commission for agreements relating to use of the Target Center.
 - 471.9981, subdivision 1: Obsolete reference to a 1988 report.

- HF 1122 sections relating to veterans preference in state purchasing