

41.10

**ARTICLE 3**

41.11

**INFORMATION TECHNOLOGY**

41.12 Section 1. [3.199] ACCESSIBILITY IN THE LEGISLATURE'S INFORMATION  
 41.13 TECHNOLOGY.

41.14 Subdivision 1. **Definitions.** (a) For purposes of this section, the following term has the  
 41.15 meaning given.

41.16 (b) "Responsible authority" means:

41.17 (1) for the house of representatives, the chief clerk of the house;

41.18 (2) for the senate, the secretary of the senate;

41.19 (3) for the Office of the Revisor of Statutes, the revisor of statutes;

41.20 (4) for the Office of the Legislative Auditor, the legislative auditor;

41.21 (5) for the Legislative Reference Library, the library director;

41.22 (6) for the Legislative Budget Office, the director of the Legislative Budget Office; and

41.23 (7) for any entity administered by the legislative branch not listed in clauses (1) to (6),  
 41.24 the director of the Legislative Coordinating Commission.

41.25 Subd. 2. **Accessibility standards; compliance.** The senate, the house of representatives,  
 41.26 and joint legislative offices and commissions must comply with accessibility standards  
 41.27 adopted for state agencies by the chief information officer under section 16E.03, subdivision  
 41.28 9, for technology, software, and hardware procurement, unless the responsible authority for  
 41.29 a legislative body or office has approved an exception for a standard for that body or office.

42.1 Subd. 3. **Not subject to MN.IT authority.** The chief information officer is not authorized  
 42.2 to manage or direct compliance of the legislature with accessibility standards.

42.3 **EFFECTIVE DATE.** This section is effective September 1, 2021.

42.4 Sec. 2. [3.888] LEGISLATIVE COMMISSION ON CYBERSECURITY.

42.5 Subdivision 1. **Membership.** The Legislative Commission on Cybersecurity consists  
 42.6 of the following eight members:

42.7 (1) four senators, including two senators appointed by the senate majority leader and  
 42.8 two senators appointed by the senate minority leader; and

42.9 (2) four members of the house of representatives, including two members appointed by  
 42.10 the speaker of the house and two members appointed by the minority leader of the house.

42.11 Subd. 2. **Terms; vacancies.** Members of the commission serve for a two-year term  
 42.12 beginning upon appointment and expiring on appointment of a successor after the opening

19.13 Section 1. [3.199] ACCESSIBILITY IN THE LEGISLATURE'S INFORMATION  
 19.14 TECHNOLOGY.

19.15 Subdivision 1. **Definitions.** (a) For purposes of this section, the following term has the  
 19.16 meaning given.

19.17 (b) "Responsible authority" means:

19.18 (1) for the house of representatives, the chief clerk of the house;

19.19 (2) for the senate, the secretary of the senate;

19.20 (3) for the Office of the Revisor of Statutes, the revisor of statutes;

19.21 (4) for the Office of the Legislative Auditor, the legislative auditor;

19.22 (5) for the Legislative Reference Library, the library director;

19.23 (6) for the Legislative Budget Office, the director of the Legislative Budget Office; and

19.24 (7) for any entity administered by the legislative branch not listed in clauses (1) to (6),  
 19.25 the director of the Legislative Coordinating Commission.

19.26 Subd. 2. **Accessibility standards; compliance.** The senate, the house of representatives,  
 19.27 and joint legislative offices and commissions must comply with accessibility standards  
 19.28 adopted for state agencies by the chief information officer under section 16E.03, subdivision  
 19.29 9, for technology, software, and hardware procurement, unless the responsible authority for  
 19.30 a legislative body or office has approved an exception for a standard for that body or office.

20.1 Subd. 3. **Not subject to MN.IT authority.** The chief information officer is not authorized  
 20.2 to manage or direct compliance of the legislature with accessibility standards.

20.3 **EFFECTIVE DATE.** This section is effective September 1, 2021.

42.13 of the next regular session of the legislature in the odd-numbered year. A vacancy in the  
42.14 membership of the commission must be filled for the unexpired term in a manner that will  
42.15 preserve the representation established by this section.

42.16 Subd. 3. **Duties.** The commission shall provide oversight of the state's cybersecurity  
42.17 measures. The commission shall review the policies and practices of state agencies with  
42.18 regard to cybersecurity and may recommend changes in policy to adequately protect the  
42.19 state from cybersecurity threats. The commission may develop recommendations and draft  
42.20 legislation to support and strengthen the state's cybersecurity infrastructure.

42.21 Subd. 4. **Chair.** The commission shall elect a chair by a majority vote of members  
42.22 present. The officers shall alternate between a member of the senate and a member of the  
42.23 house of representatives. A chair shall serve a two-year term expiring upon election of a  
42.24 new chair after the opening of the next regular session of the legislature in the odd-numbered  
42.25 year.

42.26 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.  
42.27 The meetings of the commission are subject to section 3.055, except that the commission  
42.28 may close a meeting when necessary to safeguard the state's cybersecurity. The minutes,  
42.29 recordings, and documents from a closed meeting under this subdivision shall be maintained  
42.30 by the Legislative Coordinating Commission and shall not be made available to the public  
42.31 until eight years after the date of the meeting.

43.1 Subd. 6. **Administration.** The Legislative Coordinating Commission shall provide  
43.2 administrative services for the commission.

43.3 Subd. 7. **Sunset.** The commission sunsets December 31, 2028.

43.4 Sec. 3. [3.889] LEGISLATIVE COMMISSION ON INFORMATION  
43.5 TECHNOLOGY.

43.6 Subdivision 1. **Membership.** (a) The Legislative Commission on Information Technology  
43.7 consists of the following eight members:

43.8 (1) four senators, including two senators appointed by the senate majority leader and  
43.9 two senators appointed by the senate minority leader; and

43.10 (2) four members of the house of representatives, including two members appointed by  
43.11 the speaker of the house and two members appointed by the minority leader of the house.

43.12 (b) To the extent possible, the appointing authorities must appoint members with  
43.13 knowledge of technical aspects or management of information technology.

43.14 Subd. 2. **Terms; vacancies.** Members of the commission serve for a two-year term  
43.15 beginning upon appointment and expiring on appointment of a successor after the opening  
43.16 of the next regular session of the legislature in the odd-numbered year. A vacancy in the

43.17 membership of the commission must be filled for the unexpired term in a manner that will  
 43.18 preserve the representation established by this section.

43.19 Subd. 3. **Duties.** The commission must consider the issues raised in the 2019 evaluation  
 43.20 report of the Office of the Legislative Auditor titled "Office of Minnesota Information  
 43.21 Technology Services (MN.IT)" and other reports and evaluations issued since January 1,  
 43.22 2014, by the Office of the Legislative Auditor on the topics of information technology or  
 43.23 the Office of MN.IT Services. The commission must prepare draft legislation, as appropriate,  
 43.24 and develop plans or advice to implement the recommendations of the legislative auditor.

43.25 Subd. 4. **Chair.** The commission shall elect a chair by a majority vote of members  
 43.26 present. The officers shall alternate between a member of the senate and a member of the  
 43.27 house of representatives. A chair shall serve a two-year term expiring upon election of a  
 43.28 new chair after the opening of the next regular session of the legislature in the odd-numbered  
 43.29 year.

43.30 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.  
 43.31 The meetings of the commission are subject to section 3.055, except that the commission  
 43.32 may close a meeting when necessary to safeguard the state's information technology. The  
 44.1 minutes, recordings, and documents from a closed meeting under this subdivision shall be  
 44.2 maintained by the Legislative Coordinating Commission and shall not be made available  
 44.3 to the public until eight years after the date of the meeting.

44.4 Subd. 6. **Administration.** The Legislative Coordinating Commission shall provide  
 44.5 administrative services for the commission.

44.6 Subd. 7. **Sunset.** The commission sunsets January 30, 2028.

44.7 Sec. 4. [15.996] LOCAL GOVERNMENT USER ACCEPTANCE TESTING.

44.8 Subdivision 1. **Applicability.** "Agency" as used in this section means any state officer,  
 44.9 employee, board, commission, authority, department, entity, or organization of the executive  
 44.10 branch of state government, including the Minnesota State Colleges and Universities.

44.11 Subd. 2. **User acceptance testing.** (a) An agency implementing a new information  
 44.12 technology business software application or new business software application functionality  
 44.13 that significantly impacts the operations of local units of government must provide  
 44.14 opportunities for local government representative involvement in user acceptance testing,  
 44.15 unless the testing is deemed not feasible or necessary by the relevant agency commissioner,  
 44.16 in consultation with representatives of local units of government and the chief information  
 44.17 officer.

35.7 Sec. 27. [16E.031] USER ACCEPTANCE TESTING.

35.8 Subdivision 1. **Applicability.** As used in this section:

35.9 (1) "primary user" means an employee or agent of a state agency or local unit of  
 35.10 government who uses an information technology business software application to perform  
 35.11 an official function; and

35.12 (2) "local unit of government" does not include a school district.

35.13 Subd. 2. **User acceptance testing.** (a) A state agency implementing a new information  
 35.14 technology business software application or new business software application functionality  
 35.15 that significantly impacts the operations of a primary user must provide opportunities for  
 35.16 user acceptance testing, unless the testing is deemed not feasible or necessary by the relevant  
 35.17 agency commissioner, in consultation with the chief information officer and representatives  
 35.18 of the primary user.

44.18 (b) The requirements in paragraph (a) only apply to new software applications and new  
 44.19 software application functionality where local units of government will be primary users,  
 44.20 as determined by the relevant agency head in consultation with representatives of local units  
 44.21 of government and the chief information officer. The requirements in paragraph (a) do not  
 44.22 apply to routine software upgrades or application changes that are primarily intended to  
 44.23 comply with federal law, rules, or regulations.

44.24 Sec. 5. Minnesota Statutes 2018, section 16E.01, subdivision 1a, is amended to read:

44.25 Subd. 1a. **Responsibilities.** The office shall provide oversight, leadership, and direction  
 44.26 for information and telecommunications technology policy and the management, delivery,  
 44.27 accessibility, and security of information and telecommunications technology systems and  
 44.28 services ~~in Minnesota~~ for agencies in the executive branch. The office shall manage strategic  
 44.29 investments in information and telecommunications technology systems and services ~~to~~  
 44.30 ~~encourage the development of a technically literate society,~~ to ensure sufficient access to  
 44.31 and efficient delivery of accessible government services, and to maximize benefits for the  
 44.32 state government as an enterprise.

45.1 Sec. 6. Minnesota Statutes 2018, section 16E.016, is amended to read:

45.2 16E.016 RESPONSIBILITY FOR INFORMATION TECHNOLOGY SERVICES  
 45.3 AND EQUIPMENT.

45.4 (a) The chief information officer is responsible for providing or entering into managed  
 45.5 services contracts for the provision, improvement, and development of the following  
 45.6 information technology systems and services to state agencies:

- 45.7 (1) state data centers;
- 45.8 (2) mainframes including system software;
- 45.9 (3) servers including system software;
- 45.10 ~~(4) desktops including system software;~~
- 45.11 ~~(5) laptop computers including system software;~~
- 45.12 ~~(6) (4) a data network including system software;~~
- 45.13 ~~(7) database, (5) electronic mail, office systems, reporting, and other standard software~~  
 45.14 ~~tools;~~
- 45.15 ~~(8) business application software and related technical support services;~~
- 45.16 ~~(9) (6) help desk for the components listed in clauses (1) to (8) (5);~~
- 45.17 ~~(10) (7) maintenance, problem resolution, and break-fix for the components listed in~~  
 45.18 ~~clauses (1) to (8) (5); and~~

35.19 (b) The requirements in paragraph (a) do not apply to routine software upgrades or  
 35.20 application changes that are primarily intended to comply with federal law, rules, or  
 35.21 regulations.

45.19 ~~(11)~~ (8) regular upgrades and replacement for the components listed in clauses (1) to  
 45.20 ~~(8); and (5).~~

45.21 ~~(12) network-connected output devices.~~

45.22 (b) The chief information officer is responsible for providing or entering into managed  
 45.23 services contracts for the provision, improvement, and development of the following  
 45.24 information technology systems and services to a state agency, at the request of the agency:

45.25 (1) desktops including system software;

45.26 (2) laptop computers including system software;

45.27 (3) database, office systems, reporting, and other standard software tools;

45.28 (4) business application software and related technical support services;

45.29 (5) help desk for the components listed in clauses (1) to (4);

46.1 (6) maintenance, problem resolution, and break-fix for the components listed in clauses  
 46.2 (1) to (4);

46.3 (7) regular upgrades and replacement for the components listed in clauses (1) to (4); and

46.4 (8) network-connected output devices.

46.5 ~~(b)~~ (c) All state agency employees whose work primarily involves functions specified  
 46.6 in paragraph (a) are employees of the Office of MN.IT Services. This includes employees  
 46.7 who directly perform the functions in paragraph (a), as well as employees whose work  
 46.8 primarily involves managing, supervising, or providing administrative services or support  
 46.9 services to employees who directly perform these functions. The chief information officer  
 46.10 may assign employees of the office to perform work exclusively for another state agency.

46.11 ~~(c)~~ (d) Subject to sections 16C.08 and 16C.09, the chief information officer may allow  
 46.12 a state agency to obtain services specified in paragraph (a) through a contract with an outside  
 46.13 vendor when the chief information officer and the agency head agree that a contract would  
 46.14 provide best value, as defined in section 16C.02, under the service-level agreement. The  
 46.15 chief information officer must require that Agency contracts with outside vendors ensure  
 46.16 that systems and services are compatible with standards established by the Office of MN.IT  
 46.17 Services.

46.18 ~~(d)~~ (e) The Minnesota State Retirement System, the Public Employees Retirement  
 46.19 Association, the Teachers Retirement Association, the State Board of Investment, the  
 46.20 Campaign Finance and Public Disclosure Board, the State Lottery, and the Statewide Radio  
 46.21 Board are not state agencies for purposes of this section.

46.22 **EFFECTIVE DATE.** This section is effective July 1, 2019, and applies to contracts  
 46.23 entered into on or after that date.

46.24 Sec. 7. Minnesota Statutes 2018, section 16E.03, subdivision 1, is amended to read:

33.22 Sec. 24. Minnesota Statutes 2018, section 16E.03, subdivision 1, is amended to read:

46.25 Subdivision 1. **Definitions.** (a) For the purposes of this chapter, the following terms  
46.26 have the meanings given them.

46.27 (b) "Information and telecommunications technology systems and services" means all  
46.28 computing and telecommunications hardware and software, the activities undertaken to  
46.29 secure that hardware and software, and the activities undertaken to acquire, transport, process,  
46.30 analyze, store, and disseminate information electronically. "Information and  
46.31 telecommunications technology systems and services" includes all proposed expenditures  
46.32 for computing and telecommunications hardware and software, security for that hardware  
46.33 and software, and related consulting or other professional services.

47.1 (c) "Information and telecommunications technology project" means an effort to acquire  
47.2 or produce information and telecommunications technology systems and services.

47.3 (d) "Telecommunications" means voice, video, and data electronic transmissions  
47.4 transported by wire, wireless, fiber-optic, radio, or other available transport technology.

47.5 (e) "Cyber security" means the protection of data and systems in networks connected to  
47.6 the Internet.

47.7 (f) "State agency" means an agency in the executive branch of state government and  
47.8 includes the Minnesota Office of Higher Education, but does not include the Minnesota  
47.9 State Colleges and Universities unless specifically provided elsewhere in this chapter.

47.10 (g) "Total expected project cost" includes direct staff costs, all supplemental contract  
47.11 staff and vendor costs, and costs of hardware and software development or purchase.  
47.12 Breaking a project into several phases does not affect the cost threshold, which must be  
47.13 computed based on the full cost of all phases.

47.14 (h) "Cloud computing" has the meaning described by the National Institute of Standards  
47.15 and Technology of the United States Department of Commerce in special publication  
47.16 800-145, September 2011.

47.17 Sec. 8. Minnesota Statutes 2018, section 16E.03, subdivision 2, is amended to read:

47.18 Subd. 2. **Chief information officer's responsibility.** The chief information officer shall:

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

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

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

33.23 Subdivision 1. **Definitions.** (a) For the purposes of this chapter, the following terms  
33.24 have the meanings given them.

33.25 (b) "Information and telecommunications technology systems and services" means all  
33.26 computing and telecommunications hardware and software, the activities undertaken to  
33.27 secure that hardware and software, and the activities undertaken to acquire, transport, process,  
33.28 analyze, store, and disseminate information electronically. "Information and  
33.29 telecommunications technology systems and services" includes all proposed expenditures  
33.30 for computing and telecommunications hardware and software, security for that hardware  
33.31 and software, and related consulting or other professional services.

34.1 (c) "Information and telecommunications technology project" means an effort to acquire  
34.2 or produce information and telecommunications technology systems and services.

34.3 (d) "Telecommunications" means voice, video, and data electronic transmissions  
34.4 transported by wire, wireless, fiber-optic, radio, or other available transport technology.

34.5 (e) "Cyber security" means the protection of data and systems in networks connected to  
34.6 the Internet.

34.7 (f) "State agency" means an agency in the executive branch of state government and  
34.8 includes the Minnesota Office of Higher Education, but does not include the Minnesota  
34.9 State Colleges and Universities unless specifically provided elsewhere in this chapter.

34.10 (g) "Total expected project cost" includes direct staff costs, all supplemental contract  
34.11 staff and vendor costs, and costs of hardware and software development or purchase.  
34.12 Breaking a project into several phases does not affect the cost threshold, which must be  
34.13 computed based on the full cost of all phases.

34.14 (h) "Cloud computing" has the meaning described by the National Institute of Standards  
34.15 and Technology of the United States Department of Commerce in special publication  
34.16 800-145, September 2011.

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

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

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

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

48.3 Sec. 9. Minnesota Statutes 2018, section 16E.03, is amended by adding a subdivision to  
 48.4 read:

48.5 Subd. 4a. **Cloud computing services.** (a) The project evaluation procedure required by  
 48.6 subdivision 4 must include a review of cloud computing service options, including any  
 48.7 security benefits and cost savings associated with purchasing those service options from a  
 48.8 cloud computing service provider.

48.9 (b) No later than October 1, 2019, and by October 1 of each even-numbered year  
 48.10 thereafter, the chief information officer must submit a report to the governor and to the  
 48.11 legislative committees with primary jurisdiction over state information technology issues  
 48.12 on the consideration of cloud computing service options in the information and  
 48.13 communications projects proposed by state agencies. The report must provide examples of  
 48.14 projects that produce cost savings and other benefits, including security enhancements, from  
 48.15 the use of cloud computing services.

48.16 Sec. 10. Minnesota Statutes 2018, section 16E.03, is amended by adding a subdivision to  
 48.17 read:

48.18 Subd. 11. **Technical support to the legislature.** The chief information officer, or a  
 48.19 designee, must provide technical support to assist the legislature to comply with accessibility  
 48.20 standards under section 3.199, subdivision 2. Support under this subdivision must include:

48.21 (1) clarifying the requirements of the accessibility standards;

48.22 (2) providing templates for common software applications used in developing documents  
 48.23 used by the legislature;

48.24 (3) assisting the development of training for staff to comply with the accessibility  
 48.25 standards and assisting in providing the training; and

48.26 (4) assisting the development of technical applications that enable legislative documents  
 48.27 to be fully accessible.

48.28 The chief information officer must provide these services at no cost to the legislature.

34.17 Sec. 25. Minnesota Statutes 2018, section 16E.03, is amended by adding a subdivision to  
 34.18 read:

34.19 Subd. 4a. **Cloud computing services.** The project evaluation procedure required by  
 34.20 subdivision 4 must include a review of cloud computing service options, including any  
 34.21 security benefits and cost savings associated with purchasing those service options from a  
 34.22 cloud computing service provider.

34.23 Sec. 26. Minnesota Statutes 2018, section 16E.03, is amended by adding a subdivision to  
 34.24 read:

34.25 Subd. 11. **Technical support to the legislature.** The chief information officer, or a  
 34.26 designee, must provide technical support to assist the legislature to comply with accessibility  
 34.27 standards under section 3.199, subdivision 2. Support under this subdivision must include:

34.28 (1) clarifying the requirements of the accessibility standards;

34.29 (2) providing templates for common software applications used in developing documents  
 34.30 used by the legislature;

35.1 (3) assisting the development of training for staff to comply with the accessibility  
 35.2 standards and assisting in providing the training; and

35.3 (4) assisting the development of technical applications that enable legislative documents  
 35.4 to be fully accessible.

35.5 The chief information officer must provide these services at no cost to the legislature.

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

49.1 Sec. 11. Minnesota Statutes 2018, section 16E.035, is amended to read:

49.2 16E.035 TECHNOLOGY INFRASTRUCTURE INVENTORY; SECURITY RISK  
49.3 ASSESSMENT.

49.4 Subdivision 1. **Inventory required.** The chief information officer must prepare a financial  
49.5 an inventory of technology infrastructure owned or leased by MN.IT Services or a state  
49.6 agency. The inventory must include:

49.7 (1) each agency's information technology security program;

49.8 (2) an inventory of servers, mainframes, cloud services, and other information technology  
49.9 systems and services, itemized by agency;

49.10 (3) identification of vendors that operate or manage information technology systems or  
49.11 services within each agency;

49.12 (4) information on how the technology each system or service fits into the state's  
49.13 information technology architecture; and

49.14 ~~(5)~~ (5) a projected replacement schedule for each system or service.

49.15 ~~The chief information officer must report the inventory to the legislative committees~~  
49.16 ~~with primary jurisdiction over state technology issues by July 1 of each even-numbered~~  
49.17 ~~year.~~

49.18 Subd. 2. **Risk assessment.** (a) The chief information officer must conduct a risk  
49.19 assessment of the information technology systems and services contained in the inventory  
49.20 required by subdivision 1. The risk assessment must include:

49.21 (1) an analysis and assessment of each state agency's security and operational risks; and

49.22 (2) for a state agency found to be at higher security and operational risks, a detailed  
49.23 analysis of, and an estimate of the costs to implement:

49.24 (i) the requirements for the agency to address the risks and related vulnerabilities; and

49.25 (ii) agency efforts to address the risks through the modernization of information  
49.26 technology systems and services, the use of cloud computing services, and use of a statewide  
49.27 data center.

49.28 (b) This section does not require disclosure of security information classified under  
49.29 section 13.37.

49.30 Subd. 3. **Reports required.** The chief information officer must submit a report containing  
49.31 the inventory and risk assessments required by this section to the governor and the chairs  
50.1 and ranking minority members of the legislative committees with primary jurisdiction over

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

50.2 state information technology issues no later than October 1, 2019, and by October 1 of each  
50.3 even-numbered year thereafter.

50.4 Sec. 12. [16E.046] PROJECT MANAGEMENT FOR AGENCY INFORMATION  
50.5 TECHNOLOGY PROJECTS.

50.6 Subdivision 1. **Process for information technology project management.** When an  
50.7 executive branch state agency seeks to have a new information technology project developed  
50.8 for the agency, the commissioner or head of the agency must follow the following steps:

50.9 (1) establish business rules for the information technology project;

50.10 (2) develop a statement of work that defines project-specific activities, deliverables, and  
50.11 timelines for completion of the project. Where appropriate, as determined by the  
50.12 commissioner of the agency, the project should be divided into phases, with activities,  
50.13 deliverables, and timelines specified for each phase; and

50.14 (3) obtain a bid for the project based on the statement of work from the chief information  
50.15 officer for the office to perform the specified work on the specified timeline. If the office  
50.16 is not able to perform the specified work on the schedule described, the chief information  
50.17 officer must notify the commissioner of the agency. The commissioner may also obtain a  
50.18 bid for the project from private vendors or may have the work performed by employees  
50.19 within the agency. The commissioner may contract with the office to oversee aspects of the  
50.20 project to be performed by a private vendor.

50.21 Subd. 2. **Certification before deployment; project performed by MN.IT.** For an  
50.22 information technology project performed by the office, or a project for which MN.IT has  
50.23 oversight responsibility on behalf of an executive branch state agency, the chief information  
50.24 officer and the commissioner of the agency must share responsibility for decisions regarding  
50.25 deployment of the project as follows:

50.26 (1) no information technology project may be deployed without written certification by  
50.27 both the commissioner of the agency and the chief information officer that the project  
50.28 satisfies all requirements in the statement of work and adheres to business rules specified  
50.29 by the commissioner of the agency; and

50.30 (2) when a project or phase of a project fails to meet deadlines established in a statement  
50.31 of work, the commissioner or head of the agency and the chief information officer shall  
50.32 report within one week of the unmet deadline to the chairs and ranking minority members  
51.1 of the committees in the house of representatives and the senate with jurisdiction over the  
51.2 Office of MN.IT Services and over the agency.

51.3 Subd. 3. **Certification before deployment; project performed by private vendor.** For  
51.4 an information technology project performed by a private vendor without MN.IT  
51.5 involvement, the commissioner or head of the agency must certify that the project satisfied  
51.6 all requirements in the statement of work and adheres to business rules for the project. When  
51.7 the project or phase of a project fails to meet deadlines established in a statement of work,

51.8 the commissioner or head of the agency must report within one week of the unmet deadline  
51.9 to the chairs and ranking minority members of the committees in the house of representatives  
51.10 and the senate with jurisdiction over the agency.

51.11 Subd. 4. **Standards and procedures.** The chief information officer shall work with the  
51.12 head of each agency supported by the office to establish standards and procedures governing  
51.13 information technology project development.

51.14 Sec. 13. Minnesota Statutes 2018, section 16E.0466, subdivision 1, is amended to read:

51.15 Subdivision 1. **Consultation required.** (a) Every state agency with an information or  
51.16 telecommunications project must consult with the Office of MN.IT Services to determine  
51.17 the information technology cost of the project if the Office of MN.IT Services is selected  
51.18 by an agency to perform the project. Upon agreement between the commissioner of a  
51.19 particular agency and the chief information officer, the agency must transfer the information  
51.20 technology cost portion of the project to the Office of MN.IT Services. Service level  
51.21 agreements must document all project-related transfers under this section. Those agencies  
51.22 specified in section 16E.016, paragraph ~~(d)~~ (e), are exempt from the requirements of this  
51.23 section.

51.24 (b) Notwithstanding section 16A.28, subdivision 3, any unexpended operating balance  
51.25 appropriated to a state agency may be transferred to the information and telecommunications  
51.26 technology systems and services account for the information technology cost of a specific  
51.27 project, subject to the review of the Legislative Advisory Commission, under section 16E.21,  
51.28 subdivision 3.

51.29 Sec. 14. Minnesota Statutes 2018, section 16E.05, subdivision 3, is amended to read:

51.30 Subd. 3. **Capital investment.** No state agency may propose or implement a capital  
51.31 investment plan for a state office building unless:

52.1 (1) the agency has developed a plan for increasing telecommuting by employees who  
52.2 would normally work in the building, or the agency has prepared a statement describing  
52.3 why such a plan is not practicable; and

52.4 (2) the plan or statement has been reviewed by the office for technical feasibility and  
52.5 cost.

52.6 Sec. 15. Minnesota Statutes 2018, section 16E.14, subdivision 3, is amended to read:

52.7 Subd. 3. **Reimbursements.** Except as specifically provided otherwise by law, each  
52.8 agency shall reimburse the MN.IT services revolving fund for the cost of all services,  
52.9 supplies, materials, labor, and depreciation of equipment, including reasonable overhead  
52.10 costs, which the chief information officer is authorized and directed to furnish an agency.  
52.11 The chief information officer shall report the rates to be charged for the revolving fund no  
52.12 later than ~~July 1 each~~ June 1 each even-numbered calendar year to the chair of the committee  
52.13 or division in the senate and house of representatives with primary jurisdiction over the

52.14 budget of the Office of MN.IT Services. These rates shall apply for the biennium beginning  
52.15 July 1 of the following calendar year.

52.16 Sec. 16. Minnesota Statutes 2018, section 16E.18, subdivision 6, is amended to read:

52.17 Subd. 6. **Rates.** (a) The chief information officer shall establish reimbursement rates in  
52.18 cooperation with the commissioner of management and budget to be billed to participating  
52.19 agencies and educational institutions sufficient to cover the operating, maintenance, and  
52.20 administrative costs of the system.

52.21 (b) An invoice or statement to an agency from the chief information officer must include  
52.22 clear descriptions of the services the Office of MN.IT Services has provided. The invoice  
52.23 or statement must categorize or code services in a manner prescribed by the agency, or the  
52.24 chief information officer must provide supplemental information with an invoice or statement  
52.25 that categorizes or codes all services reflected on the invoice or statement in a manner  
52.26 prescribed by the agency.

52.27 (c) Except as otherwise provided in subdivision 4, a direct appropriation made to an  
52.28 educational institution for usage costs associated with the state information infrastructure  
52.29 must only be used by the educational institution for payment of usage costs of the network  
52.30 as billed by the chief information officer.

53.1 Sec. 17. **LEGISLATIVE EMPLOYEE WORKING GROUP ON THE**  
53.2 **LEGISLATURE'S ACCESSIBILITY MEASURES.**

53.3 Subdivision 1. **Membership.** The legislative employee working group on the legislature's  
53.4 accessibility measures consists of 12 members. The senate majority leader and the speaker  
53.5 of the house must each appoint four employees from among the following offices that serve  
53.6 the respective bodies: media offices, information technology offices, legal and fiscal analysis  
53.7 offices, the secretary of the senate, the chief clerk of the house of representatives, and other  
53.8 offices considered appropriate. The chair of the Legislative Coordinating Commission must  
53.9 appoint four members from among the employees who serve in the Office of the Revisor  
53.10 of Statutes, the Legislative Reference Library, the Legislative Coordinating Commission,  
53.11 and the Office of the Legislative Auditor. In conducting its work, the working group may  
53.12 consult with the MN.IT Office of Accessibility; the Commission of Deaf, Deafblind and  
53.13 Hard of Hearing; the Minnesota Council on Disability; State Services for the Blind; and  
53.14 other groups that may be of assistance. Appointments to the working group must be made  
53.15 by June 1, 2019.

53.16 Subd. 2. **Duties; report.** (a) The employee working group must submit a report to the  
53.17 chairs and ranking minority members of the legislative committees with jurisdiction over  
53.18 rules and to the chair and vice-chair of the Legislative Coordinating Commission by January  
53.19 15, 2020. The report must:

84.25 Sec. 83. **LEGISLATIVE EMPLOYEE WORKING GROUP ON THE**  
84.26 **LEGISLATURE'S ACCESSIBILITY MEASURES.**

84.27 Subdivision 1. **Membership.** The legislative employee working group on the legislature's  
84.28 accessibility measures consists of 12 members. The senate majority leader and the speaker  
84.29 of the house must each appoint four employees from among the following offices that serve  
84.30 the respective bodies: media offices, information technology offices, legal and fiscal analysis  
84.31 offices, the secretary of the senate, the chief clerk of the house of representatives, and other  
84.32 offices considered appropriate. The chair of the Legislative Coordinating Commission must  
85.1 appoint four members from among the employees who serve in the Office of the Revisor  
85.2 of Statutes, the Legislative Reference Library, the Legislative Coordinating Commission,  
85.3 and the Office of the Legislative Auditor. In conducting its work, the working group may  
85.4 consult with the MN.IT Office of Accessibility; the Commission of Deaf, Deafblind and  
85.5 Hard of Hearing; the Minnesota Council on Disability; State Services for the Blind; and  
85.6 other groups that may be of assistance. Appointments to the working group must be made  
85.7 by June 1, 2019.

85.8 Subd. 2. **Duties; report.** (a) The employee working group must submit a report to the  
85.9 chairs and ranking minority members of the legislative committees with jurisdiction over  
85.10 rules and to the chair and vice-chair of the Legislative Coordinating Commission by January  
85.11 15, 2020. The report must:

53.20 (1) identify ways the legislature's accessibility measures do not meet accessibility  
53.21 standards applicable to state agencies under Minnesota Statutes, section 16E.03, subdivision  
53.22 9;

53.23 (2) identify issues and technologies that may present barriers to compliance;

53.24 (3) suggest a compliance exception process;

53.25 (4) describe a plan to update the legislature's accessibility measures to be comparable  
53.26 to those required of state agencies under Minnesota Statutes, section 16E.03, subdivision  
53.27 9; and

53.28 (5) estimate the costs for updates to the legislature's accessibility measures.

53.29 (b) For purposes of this report, the employee working group does not need to consider  
53.30 making archived documents, recordings, or publications accessible.

53.31 Subd. 3. **First meeting; chair.** The executive director of the Legislative Coordinating  
53.32 Commission must convene the first meeting of the working group by July 15, 2019. At the  
53.33 first meeting, the members must elect a chair.

54.1 Subd. 4. **Compensation; reimbursement.** Members serve without compensation but  
54.2 may be reimbursed for expenses.

54.3 Subd. 5. **Administrative support.** The Legislative Coordinating Commission must  
54.4 provide administrative support to the working group.

54.5 Subd. 6. **Expiration.** The working group expires January 15, 2020, or a later date selected  
54.6 by agreement of the appointing authorities in subdivision 1, but not later than January 15,  
54.7 2025.

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

54.9 Sec. 18. **FIRST APPOINTMENTS AND FIRST MEETING OF LEGISLATIVE**  
54.10 **COMMISSION ON CYBERSECURITY.**

54.11 Subdivision 1. **First appointments.** Appointing authorities must make initial  
54.12 appointments to the Legislative Commission on Cybersecurity by July 1, 2019.

54.13 Subd. 2. **First meeting.** The majority leader of the senate shall designate one senate  
54.14 member of the Legislative Commission on Cybersecurity under Minnesota Statutes, section  
54.15 3.888, to convene the first meeting by August 15, 2019. The commission must select a chair  
54.16 from among the senate members at the first meeting.

54.17 Subd. 3. **Meetings in 2019.** Notwithstanding Minnesota Statutes, section 3.888,  
54.18 subdivision 5, the commission must meet at least twice in 2019.

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

85.12 (1) identify ways the legislature's accessibility measures do not meet accessibility  
85.13 standards applicable to state agencies under Minnesota Statutes, section 16E.03, subdivision  
85.14 9;

85.15 (2) identify issues and technologies that may present barriers to compliance;

85.16 (3) suggest a compliance exception process;

85.17 (4) describe a plan to update the legislature's accessibility measures to be comparable  
85.18 to those required of state agencies under Minnesota Statutes, section 16E.03, subdivision  
85.19 9; and

85.20 (5) estimate the costs for updates to the legislature's accessibility measures.

85.21 (b) For purposes of this report, the employee working group does not need to consider  
85.22 making archived documents, recordings, or publications accessible.

85.23 Subd. 3. **First meeting; chair.** The executive director of the Legislative Coordinating  
85.24 Commission must convene the first meeting of the working group by July 15, 2019. At the  
85.25 first meeting, the members must elect a chair.

85.26 Subd. 4. **Compensation; reimbursement.** Members serve without compensation but  
85.27 may be reimbursed for expenses.

85.28 Subd. 5. **Administrative support.** The Legislative Coordinating Commission must  
85.29 provide administrative support to the working group.

85.30 Subd. 6. **Expiration.** The working group expires January 15, 2020, or a later date selected  
85.31 by agreement of the appointing authorities in subdivision 1, but not later than January 15,  
85.32 2025.

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

54.20 **Sec. 19. COMPLETION OF INFORMATION TECHNOLOGY CONSOLIDATION;**  
54.21 **SURCHARGE AND SUSPENSION OF SERVICES FOR NONCOMPLIANT**  
54.22 **AGENCIES; STRATEGIC WORKPLAN.**

54.23 Subdivision 1. **Consolidation required; state agency surcharge.** (a) No later than  
54.24 December 31, 2020, the state chief information officer must complete the executive branch  
54.25 information technology consolidation required by Laws 2011, First Special Session chapter  
54.26 10, article 4, section 7, as amended by Laws 2013, chapter 134, section 29. The head of any  
54.27 state agency subject to consolidation must assist the state chief information officer as  
54.28 necessary to implement the requirements of this subdivision.

54.29 (b) Beginning July 1, 2020, the state chief information officer must impose a technology  
54.30 consolidation surcharge of two percent on billings, and must suspend ongoing work on any  
54.31 new projects or system upgrades, for an agency with information technology systems that  
55.1 have not fully integrated into the statewide consolidated system despite the requirements  
55.2 of law. Amounts received from the surcharge must be deposited into the general fund and  
55.3 used to support information technology projects within agencies that have completed the  
55.4 consolidation or for other purposes directed by law.

55.5 Subd. 2. **Strategic workplan.** No later than August 1, 2019, the state chief information  
55.6 officer must prepare a strategic workplan detailing the steps necessary to complete the  
55.7 information technology consolidation required by subdivision 1. The plan must include  
55.8 benchmark goals that can be reasonably measured and documented and have specific  
55.9 deadlines to be met within each quarter. The benchmark goals must include but are not  
55.10 limited to strategies for implementing the cloud computing services review required by  
55.11 Minnesota Statutes, section 16E.03, subdivision 4a, and other tools to provide secure and  
55.12 cost-effective services to executive branch agencies and other end-users.

55.13 Subd. 3. **Progress reports.** (a) No later than September 1, 2019, the state chief  
55.14 information officer must submit a copy of the workplan required by subdivision 2 to the  
55.15 chairs and ranking minority members of the legislative committees with primary jurisdiction  
55.16 over state government finance and state information technology services.

55.17 (b) No later than October 1, 2019, and quarterly thereafter, the state chief information  
55.18 officer must submit a progress report to the committees receiving the workplan required by  
55.19 paragraph (a). At a minimum, the progress reports must include:

55.20 (1) information sufficient to determine whether deadlines for each benchmark goal have  
55.21 been met and an explanation of the circumstances for any deadline that has not been met;

55.22 (2) details on the progress toward achieving each benchmark goal; and

55.23 (3) information on any new or unexpected costs or other barriers that impact progress  
55.24 toward achieving a benchmark goal, including a detailed explanation of efforts by the state  
55.25 chief information officer to reduce or eliminate those costs or barriers to ensure achievement  
55.26 of that goal.

55.27 The report must also identify any agencies subject to the surcharge required under subdivision  
 55.28 1, paragraph (b).

55.29 (c) The state chief information officer must appear at public hearings convened by the  
 55.30 chairs of the committees identified in paragraph (a) and respond to questions from committee  
 55.31 members regarding the progress update.

56.1 **Sec. 20. FIRST APPOINTMENTS AND FIRST MEETING OF LEGISLATIVE**  
 56.2 **COMMISSION ON INFORMATION TECHNOLOGY.**

56.3 Subdivision 1. **First appointments.** Appointing authorities must make initial  
 56.4 appointments to the Legislative Commission on Information Technology by July 1, 2019.

56.5 Subd. 2. **First meeting.** The majority leader of the senate shall designate one senate  
 56.6 member of the Legislative Commission on Information Technology under Minnesota  
 56.7 Statutes, section 3.888, to convene the first meeting by August 15, 2019. The commission  
 56.8 must select a chair from among the senate members at the first meeting.

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

56.10 **Sec. 21. REVISOR INSTRUCTION.**

56.11 The chief information officer is required to work with the revisor of statutes to prepare  
 56.12 draft legislation to eliminate all references in law to the "North Star" service and replace it  
 56.13 with "state web portal."

88.1

**ARTICLE 3**

88.2

**STATE PAYMENTS TERMINOLOGY**

88.3 Section 1. Minnesota Statutes 2018, section 15.191, subdivision 1, is amended to read:

88.4 Subdivision 1. **Emergency disbursements.** Imprest cash funds for the purpose of making  
 88.5 minor disbursements, providing for change, and providing employees with travel advances  
 88.6 or a portion or all of their payroll ~~warrant~~ where the ~~warrant~~ warrant payment has not been received  
 88.7 through the payroll system, may be established by state departments or agencies from  
 88.8 existing appropriations in the manner prescribed by this section.

88.9 Sec. 2. Minnesota Statutes 2018, section 15.191, subdivision 3, is amended to read:

88.10 Subd. 3. ~~Warrant Payment against designated appropriation.~~ Imprest cash funds  
 88.11 established under this section shall be created by ~~warrant drawn~~ warrant payment issued against the  
 88.12 appropriation designated by the commissioner of management and budget.

88.13 Sec. 3. Minnesota Statutes 2018, section 16A.065, is amended to read:

88.14 16A.065 PREPAY SOFTWARE, SUBSCRIPTIONS, UNITED STATES  
 88.15 DOCUMENTS.

88.16 Notwithstanding section 16A.41, subdivision 1, the commissioner may allow an agency  
88.17 to make advance deposits or payments for software or software maintenance services for  
88.18 state-owned or leased electronic data processing equipment, for information technology  
88.19 hosting services, for sole source maintenance agreements where it is not cost-effective to  
88.20 pay in arrears, for exhibit booth space or boat slip rental when required by the renter to  
88.21 guarantee the availability of space, for registration fees where advance payment is required  
88.22 or advance payment discount is provided, ~~and~~ for newspaper, magazine, and other  
88.23 subscription fees, and other costs where advance payment discount is provided or are  
88.24 customarily paid for in advance. The commissioner may also allow advance deposits by  
88.25 any department with the Library of Congress and federal Supervisor of Documents for items  
88.26 to be purchased from those federal agencies.

88.27 Sec. 4. Minnesota Statutes 2018, section 16A.13, subdivision 2a, is amended to read:

88.28 Subd. 2a. **Procedure.** The commissioner shall see that the deduction for the withheld  
88.29 tax is made from an employee's pay on the payroll abstract. The commissioner shall approve  
88.30 one ~~warrant payable~~ payment to the commissioner for the total amount deducted on the  
88.31 abstract. Deductions from the pay of an employee paid direct by an agency shall be made  
88.32 by the employee's payroll authority. A later deduction must correct an error made on an  
89.1 earlier deduction. The paying authority shall see that a ~~warrant or check~~ payment for the  
89.2 deductions is promptly sent to the commissioner. The commissioner shall deposit the amount  
89.3 of the ~~warrant or check~~ payment to the credit of the proper federal authority or other person  
89.4 authorized by federal law to receive it.

89.5 Sec. 5. Minnesota Statutes 2018, section 16A.15, subdivision 3, is amended to read:

89.6 Subd. 3. **Allotment and encumbrance.** (a) A payment may not be made without prior  
89.7 obligation. An obligation may not be incurred against any fund, allotment, or appropriation  
89.8 unless the commissioner has certified a sufficient unencumbered balance or the accounting  
89.9 system shows sufficient allotment or encumbrance balance in the fund, allotment, or  
89.10 appropriation to meet it. The commissioner shall determine when the accounting system  
89.11 may be used to incur obligations without the commissioner's certification of a sufficient  
89.12 unencumbered balance. An expenditure or obligation authorized or incurred in violation of  
89.13 this chapter is invalid and ineligible for payment until made valid. A payment made in  
89.14 violation of this chapter is illegal. An employee authorizing or making the payment, or  
89.15 taking part in it, and a person receiving any part of the payment, are jointly and severally  
89.16 liable to the state for the amount paid or received. If an employee knowingly incurs an  
89.17 obligation or authorizes or makes an expenditure in violation of this chapter or takes part  
89.18 in the violation, the violation is just cause for the employee's removal by the appointing  
89.19 authority or by the governor if an appointing authority other than the governor fails to do  
89.20 so. In the latter case, the governor shall give notice of the violation and an opportunity to  
89.21 be heard on it to the employee and to the appointing authority. A claim presented against  
89.22 an appropriation without prior allotment or encumbrance may be made valid on investigation,  
89.23 review, and approval by the agency head in accordance with the commissioner's policy, if  
89.24 the services, materials, or supplies to be paid for were actually furnished in good faith

- 89.25 without collusion and without intent to defraud. The commissioner may then ~~draw a warrant~~  
 89.26 ~~to~~ pay the claim just as properly allotted and encumbered claims are paid.
- 89.27 (b) The commissioner may approve payment for materials and supplies in excess of the  
 89.28 obligation amount when increases are authorized by section 16C.03, subdivision 3.
- 89.29 (c) To minimize potential construction delay claims, an agency with a project funded  
 89.30 by a building appropriation may allow a contractor to proceed with supplemental work  
 89.31 within the limits of the appropriation before money is encumbered. Under this circumstance,  
 89.32 the agency may requisition funds and allow contractors to expeditiously proceed with a  
 89.33 construction sequence. While the contractor is proceeding, the agency shall immediately  
 89.34 act to encumber the required funds.
- 90.1 Sec. 6. Minnesota Statutes 2018, section 16A.272, subdivision 3, is amended to read:  
 90.2 Subd. 3. **Section 7.19 16A.271 to apply.** The provisions of Minnesota Statutes ~~1941,~~  
 90.3 section ~~7.19~~ 16A.271, shall apply to deposits of securities made pursuant to this section.
- 90.4 Sec. 7. Minnesota Statutes 2018, section 16A.40, is amended to read:  
 90.5 16A.40 WARRANTS AND ELECTRONIC FUND TRANSFERS.
- 90.6 Money must not be paid out of the state treasury except upon the warrant of the  
 90.7 commissioner or an electronic fund transfer approved by the commissioner. Warrants must  
 90.8 be drawn on printed blanks that are in numerical order. The commissioner shall enter, in  
 90.9 numerical order in a ~~warrant~~ warrant payment register, the number, amount, date, and payee for  
 90.10 every ~~warrant~~ warrant payment issued.
- 90.11 The commissioner may require payees to supply their bank routing information to enable  
 90.12 the payments to be made through an electronic fund transfer.
- 90.13 Sec. 8. Minnesota Statutes 2018, section 16A.42, subdivision 2, is amended to read:  
 90.14 Subd. 2. **Approval.** If the claim is approved, the commissioner shall ~~complete and sign~~  
 90.15 ~~a warrant~~ issue a payment in the amount of the claim.
- 90.16 Sec. 9. Minnesota Statutes 2018, section 16A.42, is amended by adding a subdivision to  
 90.17 read:  
 90.18 Subd. 5. **Invalid claims.** If the commissioner determines that a claim is invalid after  
 90.19 issuing a warrant, the commissioner may void an unpaid warrant. The commissioner is not  
 90.20 liable to any holder who took the void warrant for value.
- 90.21 Sec. 10. Minnesota Statutes 2018, section 16A.671, subdivision 1, is amended to read:  
 90.22 Subdivision 1. **Authority; advisory recommendation.** To ensure that cash is available  
 90.23 when needed to ~~pay warrants~~ make payments drawn on the general fund under appropriations  
 90.24 and allotments, the commissioner may (1) issue certificates of indebtedness in anticipation  
 90.25 of the collection of taxes levied for and other revenues appropriated to the general fund for

- 90.26 expenditure during each biennium; and (2) issue additional certificates to refund outstanding  
 90.27 certificates and interest on them, under the constitution, article XI, section 6.
- 91.1 Sec. 11. Minnesota Statutes 2018, section 16B.37, subdivision 4, is amended to read:
- 91.2 Subd. 4. **Work of department for another.** To avoid duplication and improve efficiency,  
 91.3 the commissioner may direct an agency to do work for another agency or may direct a  
 91.4 division or section of an agency to do work for another division or section within the same  
 91.5 agency and shall require reimbursement for the work. Reimbursements received by an  
 91.6 agency are reappropriated to the account making the original expenditure in accordance  
 91.7 with the transfer ~~warrant~~ procedure established by the commissioner of management and  
 91.8 budget.
- 91.9 Sec. 12. Minnesota Statutes 2018, section 16D.03, subdivision 2, is amended to read:
- 91.10 Subd. 2. **State agency reports.** State agencies shall report quarterly to the commissioner  
 91.11 of management and budget the debts owed to them. The commissioner of management and  
 91.12 budget, ~~in consultation with the commissioners of revenue and human services, and the~~  
 91.13 ~~attorney general,~~ shall establish internal guidelines for the recognition, tracking, and  
 91.14 reporting, ~~and collection~~ of debts owed the state. The internal guidelines must include  
 91.15 accounting standards, performance measurements, and uniform reporting requirements  
 91.16 applicable to all state agencies. The commissioner of management and budget shall require  
 91.17 a state agency to recognize, track, report, and attempt to collect debts according to the  
 91.18 internal guidelines. The commissioner, in consultation with the commissioner of management  
 91.19 and budget and the attorney general, shall establish internal guidelines for the collection of  
 91.20 debt owed to the state.
- 91.21 Sec. 13. Minnesota Statutes 2018, section 16D.09, subdivision 1, is amended to read:
- 91.22 Subdivision 1. **Generally.** (a) When a debt is determined by a state agency to be  
 91.23 uncollectible, the debt may be written off by the state agency from the state agency's financial  
 91.24 accounting records and no longer recognized as an account receivable for financial reporting  
 91.25 purposes. A debt is considered to be uncollectible when (1) all reasonable collection efforts  
 91.26 have been exhausted, (2) the cost of further collection action will exceed the amount  
 91.27 recoverable, (3) the debt is legally without merit or cannot be substantiated by evidence,  
 91.28 (4) the debtor cannot be located, (5) the available assets or income, current or anticipated,  
 91.29 that may be available for payment of the debt are insufficient, (6) the debt has been  
 91.30 discharged in bankruptcy, (7) the applicable statute of limitations for collection of the debt  
 91.31 has expired, or (8) it is not in the public interest to pursue collection of the debt. ~~The~~  
 91.32 ~~determination of the uncollectibility of a~~
- 92.1 (b) Uncollectible debt must be reported by the state agency ~~along with the basis for that~~  
 92.2 ~~decision~~ as part of its quarterly reports to the commissioner of management and budget.  
 92.3 The basis for the determination of the uncollectibility of the debt must be maintained by  
 92.4 the state agency. If an uncollectible debt equals or exceeds \$100,000, the agency shall notify  
 92.5 the chairs and ranking minority members of the legislative committees with jurisdiction

92.6 over the state agency's budget at the time the debt is determined to be uncollectible. The  
 92.7 information reported shall contain the entity associated with the uncollected debt, the amount  
 92.8 of the debt, the revenue type, the reason the debt is considered uncollectible, and the duration  
 92.9 the debt has been outstanding. The commissioner of management and budget shall report  
 92.10 to the chairs and ranking minority members of the legislative committees with jurisdiction  
 92.11 over Minnesota Management and Budget an annual summary of the number and dollar  
 92.12 amount of debts determined to be uncollectible during the previous fiscal year by October  
 92.13 31 of each year. Determining that the debt is uncollectible does not cancel the legal obligation  
 92.14 of the debtor to pay the debt.

92.15 Sec. 14. Minnesota Statutes 2018, section 21.116, is amended to read:

92.16 21.116 EXPENSES.

92.17 All necessary expenses incurred in carrying out the provisions of sections 21.111 to  
 92.18 21.122 and the compensation of officers, inspectors, and employees appointed, designated,  
 92.19 or employed by the commissioner, as provided in such sections, together with their necessary  
 92.20 traveling expenses, together with the traveling expenses of the members of the advisory  
 92.21 seed potato certification committee, and other expenses necessary in attending committee  
 92.22 meetings, shall be paid from, and only from, the seed potato inspection account, on order  
 92.23 of the commissioner and commissioner of management and ~~budget's voucher warrant~~ budget.

92.24 Sec. 15. Minnesota Statutes 2018, section 80A.65, subdivision 9, is amended to read:

92.25 Subd. 9. **Generally.** No filing for which a fee is required shall be deemed to be filed or  
 92.26 given any effect until the proper fee is paid. All fees and charges collected by the  
 92.27 administrator shall be covered into the state treasury. When any person is entitled to a refund  
 92.28 under this section, the administrator shall certify to the commissioner of management and  
 92.29 budget the amount of the fee to be refunded to the applicant, and the commissioner of  
 92.30 management and budget shall issue a ~~warrant~~ in payment thereof out of the fund to which  
 92.31 such fee was credited in the manner provided by law. There is hereby appropriated to the  
 92.32 person entitled to such refunds from the fund in the state treasury to which such fees were  
 92.33 credited an amount to make such refunds and payments.

93.1 Sec. 16. Minnesota Statutes 2018, section 84A.23, subdivision 4, is amended to read:

93.2 Subd. 4. **Drainage ditch bonds; reports.** (a) Immediately after a project is approved  
 93.3 and accepted and then after each distribution of the tax collections on the June and November  
 93.4 tax settlements, the county auditor shall certify to the commissioner of management and  
 93.5 budget the following information relating to bonds issued to finance or refinance public  
 93.6 drainage ditches wholly or partly within the projects, and the collection of assessments  
 93.7 levied on account of the ditches:

93.8 (1) the amount of principal and interest to become due on the bonds before the next tax  
 93.9 settlement and distribution;

93.10 (2) the amount of money collected from the drainage assessments and credited to the  
 93.11 funds of the ditches; and

- 93.12 (3) the amount of the deficit in the ditch fund of the county chargeable to the ditches.
- 93.13 (b) On approving the certificate, the commissioner of management and budget shall
- 93.14 ~~draw a warrant~~ issue a payment, payable out of the fund pertaining to the project, for the
- 93.15 amount of the deficit in favor of the county.
- 93.16 (c) As to public drainage ditches wholly within a project, the amount of money paid to
- 93.17 or for the benefit of the county under paragraph (b) must never exceed the principal and
- 93.18 interest of the bonds issued to finance or refinance the ditches outstanding at the time of
- 93.19 the passage and approval of sections 84A.20 to 84A.30, less money on hand in the county
- 93.20 ditch fund to the credit of the ditches. The liabilities must be reduced from time to time by
- 93.21 the amount of all payments of assessments after April 25, 1931, made by the owners of
- 93.22 lands assessed before that date for benefits on account of the ditches.
- 93.23 (d) As to public drainage ditches partly within and partly outside a project, the amount
- 93.24 paid from the fund pertaining to the project to or for the benefit of the county must never
- 93.25 exceed a certain percentage of bonds issued to finance and refinance the ditches so
- 93.26 outstanding, less money on hand in the county ditch fund to the credit of the ditches on
- 93.27 April 25, 1931. The percentage must bear the same proportion to the whole amount of these
- 93.28 bonds as the original benefits assessed against lands within the project bear to the original
- 93.29 total benefits assessed to the entire system of the ditches. This liability shall be reduced
- 93.30 from time to time by the payments of all assessments extended after April 25, 1931, made
- 93.31 by the owners of lands within the project of assessments for benefits assessed before that
- 93.32 date on account of a ditch.
- 94.1 (e) The commissioner of management and budget may provide and prescribe forms for
- 94.2 reports required by sections 84A.20 to 84A.30 and require any additional information from
- 94.3 county officials that the commissioner of management and budget considers necessary for
- 94.4 the proper administration of sections 84A.20 to 84A.30.
- 94.5 Sec. 17. Minnesota Statutes 2018, section 84A.33, subdivision 4, is amended to read:
- 94.6 Subd. 4. **Ditch bonds; funds; payments to counties.** (a) Upon the approval and
- 94.7 acceptance of a project and after each distribution of the tax collections for the June and
- 94.8 November tax settlements, the county auditor shall certify to the commissioner of
- 94.9 management and budget the following information about bonds issued to finance or refinance
- 94.10 public drainage ditches wholly or partly within the projects, and the collection of assessments
- 94.11 levied for the ditches:
- 94.12 (1) the amount of principal and interest to become due on the bonds before the next tax
- 94.13 settlement and distribution;
- 94.14 (2) the amount of money collected from the drainage assessments and credited to the
- 94.15 funds of the ditches, not already sent to the commissioner of management and budget as
- 94.16 provided in sections 84A.31 to 84A.42; and
- 94.17 (3) the amount of the deficit in the ditch fund of the county chargeable to the ditches.

94.18 (b) On approving this certificate of the county auditor, the commissioner of management  
 94.19 and budget shall ~~draw a warrant~~ issue a payment, payable out of the fund provided for in  
 94.20 sections 84A.31 to 84A.42, and send it to the county treasurer of the county. These funds  
 94.21 must be credited to the proper ditch of the county and placed in the ditch bond fund of the  
 94.22 county, which is created, and used only to pay the ditch bonded indebtedness of the county  
 94.23 assumed by the state under sections 84A.31 to 84A.42. The total amount of ~~warrants drawn~~  
 94.24 payments issued must not exceed in any one year the total amount of the deficit provided  
 94.25 for under this section.

94.26 (c) The state is subrogated to all title, right, interest, or lien of the county in or on the  
 94.27 lands so certified within these projects.

94.28 (d) As to public drainage ditches wholly within a project, the amount paid to, or for the  
 94.29 benefit of, the county under this subdivision must never exceed the principal and interest  
 94.30 of the bonds issued to finance or refinance a ditch outstanding on April 22, 1933, less money  
 94.31 on hand in the county ditch fund to the credit of a ditch. These liabilities must be reduced  
 94.32 from time to time by the amount of any payments of assessments extended after April 22,  
 95.1 1933, made by the owners of lands assessed before that date for benefits on account of the  
 95.2 ditches.

95.3 As to public drainage ditches partly within and partly outside a project the amount paid  
 95.4 from the fund pertaining to the project to or for the benefit of the county must never exceed  
 95.5 a certain percentage of bonds issued to finance and refinance a ditch so outstanding, less  
 95.6 money on hand in the county ditch fund to the credit of a ditch on April 22, 1932. The  
 95.7 percentage must bear the same proportion to the whole amount of the bonds as the original  
 95.8 benefits assessed against these lands within the project bear to the original total benefits  
 95.9 assessed to the entire system for a ditch. This liability must be reduced from time to time  
 95.10 by the payments of all assessments extended after April 22, 1933, made by the owners of  
 95.11 lands within the project of assessments for benefits assessed before that date on account of  
 95.12 a ditch.

95.13 Sec. 18. Minnesota Statutes 2018, section 84A.52, is amended to read:  
 95.14 84A.52 ACCOUNTS; EXAMINATION, APPROPRIATION, PAYMENT.

95.15 (a) As a part of the examination provided for by section 6.481, of the accounts of the  
 95.16 several counties within a game preserve, area, or project established under section 84A.01,  
 95.17 84A.20, or 84A.31, the state auditor shall segregate the audit of the accounts reflecting the  
 95.18 receipt and disbursement of money collected or disbursed under this chapter or from the  
 95.19 sale of tax-forfeited lands held by the state under section 84A.07, 84A.26, or 84A.36. The  
 95.20 auditor shall also include in the reports required by section 6.481 summary statements as  
 95.21 of December 31 before the examination that set forth the proportionate amount of principal  
 95.22 and interest due from the state to the individual county and any money due the state from  
 95.23 the county remaining unpaid under this chapter, or from the sale of any tax-forfeited lands  
 95.24 referred to in this section, and other information required by the commissioner of management  
 95.25 and budget. On receiving a report, the commissioner of management and budget shall  
 95.26 determine the net amount due to the county for the period covered by the report and shall

95.27 ~~draw a warrant~~ issue a payment upon the state treasury payable out of the consolidated fund  
 95.28 for that amount. It must be paid to and received by the county as payment in full of all  
 95.29 amounts due for the period stated on the ~~warrants~~ payments from the state under any  
 95.30 provision of this chapter.

95.31 (b) Money to ~~pay the warrants~~ make the payments is appropriated to the counties entitled  
 95.32 to payment from the consolidated fund in the state treasury.

96.1 Sec. 19. Minnesota Statutes 2018, section 88.12, subdivision 1, is amended to read:

96.2 Subdivision 1. **Limitation.** The compensation and expenses of persons temporarily  
 96.3 employed in emergencies in suppression or control of wildfires shall be fixed by the  
 96.4 commissioner of natural resources or an authorized agent and paid as provided by law. Such  
 96.5 compensation shall not exceed the maximum rate for comparable labor established as  
 96.6 provided by law or rules, but shall not be subject to any minimum rate so established. The  
 96.7 commissioner is authorized to draw and expend from money appropriated for the purposes  
 96.8 of sections 88.03 to 88.22 a reasonable sum and through forest officers or other authorized  
 96.9 agent be used in paying emergency expenses, including just compensation for services  
 96.10 rendered by persons summoned and for private property used, damaged, or appropriated  
 96.11 under sections 88.03 to 88.22. The commissioner of management and budget is authorized  
 96.12 to ~~draw a warrant~~ issue a payment for this sum when duly approved by the commissioner.  
 96.13 The commissioner or agent in charge shall take proper subvouchers or receipts from all  
 96.14 persons to whom these moneys are paid, and after these subvouchers have been approved  
 96.15 they shall be filed with the commissioner of management and budget. Authorized funds as  
 96.16 herein provided at any time shall be deposited, subject to withdrawal or disbursement by  
 96.17 check or otherwise for the purposes herein prescribed, in a bank authorized and bonded to  
 96.18 receive state deposits; and the bond of this bank to the state shall cover and include this  
 96.19 deposit.

96.20 Sec. 20. Minnesota Statutes 2018, section 94.522, is amended to read:  
 96.21 94.522 ~~WARRANTS PAYMENTS TO COUNTY TREASURERS; USE OF~~  
 96.22 ~~PROCEEDS.~~

96.23 It shall be the duty of the commissioner of management and budget to transmit ~~warrants~~  
 96.24 ~~on payments from~~ the state treasury to the county treasurer of the respective counties for  
 96.25 the sums that may be due in accordance with section 94.521, which sums are hereby  
 96.26 appropriated out of the state treasury from the amounts received from the United States  
 96.27 government pursuant to the aforesaid acts of Congress, and such money shall be used by  
 96.28 the counties receiving the same for the purposes and in the proportions herein provided.

96.29 Sec. 21. Minnesota Statutes 2018, section 94.53, is amended to read:  
 96.30 94.53 ~~WARRANTS PAYMENTS TO COUNTY TREASURERS; FEDERAL~~  
 96.31 ~~LOANS TO COUNTIES.~~

96.32 It shall be the duty of the commissioner of management and budget to transmit ~~warrants~~  
 96.33 ~~on payments from~~ the state treasury to the county treasurers of the respective counties for

97.1 the sum that may be due in accordance with sections 94.52 to 94.54, which sum or sums  
 97.2 are hereby appropriated out of the state treasury from the amounts received from the United  
 97.3 States government pursuant to the aforesaid act of Congress. The commissioner of  
 97.4 management and budget, upon being notified by the federal government or any agencies  
 97.5 thereof that a loan has been made to any such county the repayment of which is to be made  
 97.6 from such fund, is authorized to transmit a ~~warrant or warrants~~ payment to the federal  
 97.7 government or any agency thereof sufficient to repay such loan out of any money apportioned  
 97.8 or due to such county under the provisions of such act of Congress, approved May 23, 1908  
 97.9 (Statutes at Large, volume 35, page 260).

97.10 Sec. 22. Minnesota Statutes 2018, section 116J.64, subdivision 7, is amended to read:

97.11 Subd. 7. **Processing.** (a) An Indian desiring a loan for the purpose of starting a business  
 97.12 enterprise or expanding an existing business shall make application to the appropriate tribal  
 97.13 government. The application shall be forwarded to the appropriate eligible organization, if  
 97.14 it is participating in the program, for consideration in conformity with the plans submitted  
 97.15 by said tribal governments. The tribal government may approve the application if it  
 97.16 determines that the loan would advance the goals of the Indian business loan program. If  
 97.17 the tribal government is not participating in the program, the agency may directly approve  
 97.18 or deny the loan application.

97.19 (b) If the application is approved, the tribal government shall forward the application,  
 97.20 together with all relevant documents pertinent thereto, to the commissioner of the agency,  
 97.21 who shall ~~cause a warrant request a payment to be drawn in favor of~~ issued to the applicant  
 97.22 or the applicable tribal government, or the agency, if it is administering the loan, with  
 97.23 appropriate notations identifying the borrower.

97.24 (c) The tribal government, eligible organization, or the agency, if it is administering the  
 97.25 loan, shall maintain records of transactions for each borrower in a manner consistent with  
 97.26 good accounting practice. The interest rate on a loan shall be established by the tribal  
 97.27 government or the agency, but may be no less than two percent per annum nor more than  
 97.28 ten percent per annum. When any portion of a debt is repaid, the tribal government, eligible  
 97.29 organization, or the agency, if it is administering the loan, shall remit the amount so received  
 97.30 plus interest paid thereon to the commissioner of management and budget through the  
 97.31 agency. The amount so received shall be credited to the Indian business loan account.

97.32 (d) On the placing of a loan, additional money equal to ten percent of the total amount  
 97.33 made available to any tribal government, eligible organization, or the agency, if it is  
 97.34 administering the loan, for loans during the fiscal year shall be paid to the tribal government,  
 98.1 eligible organization, or the agency, prior to December 31 for the purpose of financing  
 98.2 administrative costs.

98.3 Sec. 23. Minnesota Statutes 2018, section 127A.34, subdivision 1, is amended to read:

98.4 Subdivision 1. **Copy to commissioner of management and budget; appropriation.** The  
 98.5 commissioner shall furnish a copy of the apportionment of the school endowment fund to

98.6 the commissioner of management and budget, who thereupon shall ~~draw warrants on issue~~  
 98.7 payments from the state treasury, payable to the several districts, for the amount due each  
 98.8 district. There is hereby annually appropriated from the school endowment fund the amount  
 98.9 of such apportionments.

98.10 Sec. 24. Minnesota Statutes 2018, section 127A.40, is amended to read:  
 98.11 127A.40 MANNER OF PAYMENT OF STATE AIDS.

98.12 It shall be the duty of the commissioner to deliver to the commissioner of management  
 98.13 and budget a certificate for each district entitled to receive state aid under the provisions of  
 98.14 this chapter. Upon the receipt of such certificate, it shall be the duty of the commissioner  
 98.15 of management and budget to ~~draw a warrant in favor of~~ issue a payment to the district for  
 98.16 the amount shown by each certificate to be due to the district. The commissioner of  
 98.17 management and budget shall transmit such ~~warrants~~ payments to the district together with  
 98.18 a copy of the certificate prepared by the commissioner.

98.19 Sec. 25. Minnesota Statutes 2018, section 136F.70, subdivision 3, is amended to read:

98.20 Subd. 3. **Refunds.** The board may make refunds to students for tuition, activity fees,  
 98.21 union fees, and any other fees from imprest cash funds. The imprest cash fund shall be  
 98.22 reimbursed periodically by ~~checks or warrants drawn on~~ payments issued from the funds  
 98.23 and accounts to which the refund should ultimately be charged. The amounts necessary to  
 98.24 pay the refunds are appropriated from the funds and accounts to which they are charged.

98.25 Sec. 26. Minnesota Statutes 2018, section 176.181, subdivision 2, is amended to read:

98.26 Subd. 2. **Compulsory insurance; self-insurers.** (a) Every employer, except the state  
 98.27 and its municipal subdivisions, liable under this chapter to pay compensation shall insure  
 98.28 payment of compensation with some insurance carrier authorized to insure workers'  
 98.29 compensation liability in this state, or obtain a written order from the commissioner of  
 98.30 commerce exempting the employer from insuring liability for compensation and permitting  
 98.31 self-insurance of the liability. The terms, conditions and requirements governing  
 99.1 self-insurance shall be established by the commissioner pursuant to chapter 14. The  
 99.2 commissioner of commerce shall also adopt, pursuant to paragraph (d), rules permitting  
 99.3 two or more employers, whether or not they are in the same industry, to enter into agreements  
 99.4 to pool their liabilities under this chapter for the purpose of qualifying as group self-insurers.  
 99.5 With the approval of the commissioner of commerce, any employer may exclude medical,  
 99.6 chiropractic and hospital benefits as required by this chapter. An employer conducting  
 99.7 distinct operations at different locations may either insure or self-insure the other portion  
 99.8 of operations as a distinct and separate risk. An employer desiring to be exempted from  
 99.9 insuring liability for compensation shall make application to the commissioner of commerce,  
 99.10 showing financial ability to pay the compensation, whereupon by written order the  
 99.11 commissioner of commerce, on deeming it proper, may make an exemption. An employer  
 99.12 may establish financial ability to pay compensation by providing financial statements of  
 99.13 the employer to the commissioner of commerce. Upon ten days' written notice the  
 99.14 commissioner of commerce may revoke the order granting an exemption, in which event

99.15 the employer shall immediately insure the liability. As a condition for the granting of an  
 99.16 exemption the commissioner of commerce may require the employer to furnish security the  
 99.17 commissioner of commerce considers sufficient to insure payment of all claims under this  
 99.18 chapter, consistent with subdivision 2b. If the required security is in the form of currency  
 99.19 or negotiable bonds, the commissioner of commerce shall deposit it with the commissioner  
 99.20 of management and budget. In the event of any default upon the part of a self-insurer to  
 99.21 abide by any final order or decision of the commissioner of labor and industry directing and  
 99.22 awarding payment of compensation and benefits to any employee or the dependents of any  
 99.23 deceased employee, then upon at least ten days' notice to the self-insurer, the commissioner  
 99.24 of commerce may by written order to the commissioner of management and budget require  
 99.25 the commissioner of management and budget to sell the pledged and assigned securities or  
 99.26 a part thereof necessary to pay the full amount of any such claim or award with interest  
 99.27 thereon. This authority to sell may be exercised from time to time to satisfy any order or  
 99.28 award of the commissioner of labor and industry or any judgment obtained thereon. When  
 99.29 securities are sold the money obtained shall be deposited in the state treasury to the credit  
 99.30 of the commissioner of commerce and awards made against any such self-insurer by the  
 99.31 commissioner of commerce shall be paid to the persons entitled thereto by the commissioner  
 99.32 of management and budget upon ~~warrants prepared~~ payments requested by the commissioner  
 99.33 of commerce out of the proceeds of the sale of securities. Where the security is in the form  
 99.34 of a surety bond or personal guaranty the commissioner of commerce, at any time, upon at  
 99.35 least ten days' notice and opportunity to be heard, may require the surety to pay the amount  
 99.36 of the award, the payments to be enforced in like manner as the award may be enforced.

100.1 (b) No association, corporation, partnership, sole proprietorship, trust or other business  
 100.2 entity shall provide services in the design, establishment or administration of a group  
 100.3 self-insurance plan under rules adopted pursuant to this subdivision unless it is licensed, or  
 100.4 exempt from licensure, pursuant to section 60A.23, subdivision 8, to do so by the  
 100.5 commissioner of commerce. An applicant for a license shall state in writing the type of  
 100.6 activities it seeks authorization to engage in and the type of services it seeks authorization  
 100.7 to provide. The license shall be granted only when the commissioner of commerce is satisfied  
 100.8 that the entity possesses the necessary organization, background, expertise, and financial  
 100.9 integrity to supply the services sought to be offered. The commissioner of commerce may  
 100.10 issue a license subject to restrictions or limitations, including restrictions or limitations on  
 100.11 the type of services which may be supplied or the activities which may be engaged in. The  
 100.12 license is for a two-year period.

100.13 (c) To assure that group self-insurance plans are financially solvent, administered in a  
 100.14 fair and capable fashion, and able to process claims and pay benefits in a prompt, fair and  
 100.15 equitable manner, entities licensed to engage in such business are subject to supervision  
 100.16 and examination by the commissioner of commerce.

100.17 (d) To carry out the purposes of this subdivision, the commissioner of commerce may  
 100.18 promulgate administrative rules pursuant to sections 14.001 to 14.69. These rules may:

100.19 (1) establish reporting requirements for administrators of group self-insurance plans;

- 100.20 (2) establish standards and guidelines consistent with subdivision 2b to assure the  
100.21 adequacy of the financing and administration of group self-insurance plans;
- 100.22 (3) establish bonding requirements or other provisions assuring the financial integrity  
100.23 of entities administering group self-insurance plans;
- 100.24 (4) establish standards, including but not limited to minimum terms of membership in  
100.25 self-insurance plans, as necessary to provide stability for those plans;
- 100.26 (5) establish standards or guidelines governing the formation, operation, administration,  
100.27 and dissolution of self-insurance plans; and
- 100.28 (6) establish other reasonable requirements to further the purposes of this subdivision.
- 100.29 Sec. 27. Minnesota Statutes 2018, section 176.581, is amended to read:  
100.30 176.581 PAYMENT TO STATE EMPLOYEES.
- 100.31 Upon a ~~warrant~~ warrant request prepared by the commissioner of administration, and in  
100.32 accordance with the terms of the order awarding compensation, the commissioner of  
101.1 management and budget shall pay compensation to the employee or the employee's  
101.2 dependent. These payments shall be made from money appropriated for this purpose.
- 101.3 Sec. 28. Minnesota Statutes 2018, section 176.591, subdivision 3, is amended to read:
- 101.4 Subd. 3. **Compensation payments upon warrants request.** The commissioner of  
101.5 management and budget shall make compensation payments from the fund only as authorized  
101.6 by this chapter upon ~~warrants~~ warrant request of the commissioner of administration.
- 101.7 Sec. 29. Minnesota Statutes 2018, section 192.55, is amended to read:  
101.8 192.55 PAYMENTS TO BE MADE THROUGH ADJUTANT GENERAL.
- 101.9 All pay and allowances and necessary expenses for any of the military forces shall, when  
101.10 approved by the adjutant general, be paid by commissioner of management and ~~budget's~~  
101.11 ~~warrants issued~~ budget to the several officers and enlisted members entitled thereto; provided,  
101.12 that upon the request of the adjutant general, approved by the governor, the sum required  
101.13 for any such pay or allowances and necessary expenses shall be paid by commissioner of  
101.14 management and ~~budget's warrant~~ budget to the adjutant general, who shall immediately  
101.15 pay and distribute the same to the several officers or enlisted members entitled thereto or  
101.16 to their commanding officers or to a finance officer designated by the adjutant general. The  
101.17 receipt of any such commanding officer or finance officer for any such payment shall  
101.18 discharge the adjutant general from liability therefor. Every commanding officer or finance  
101.19 officer receiving any such payment shall, as soon as practicable, pay and distribute the same  
101.20 to the several officers or enlisted members entitled thereto. The officer making final payment  
101.21 shall, as evidence thereof, secure the signature of the person receiving the same upon a  
101.22 payroll or other proper voucher.
- 101.23 Sec. 30. Minnesota Statutes 2018, section 237.30, is amended to read:  
101.24 237.30 TELEPHONE INVESTIGATION FUND; APPROPRIATION.

101.25 A Minnesota Telephone Investigation Fund shall exist for the use of the Department of  
101.26 Commerce and of the attorney general in investigations, valuations, and revaluations under  
101.27 section 237.295. All sums paid by the telephone companies to reimburse the department  
101.28 for its expenses pursuant to section 237.295 shall be credited to the revolving fund and shall  
101.29 be deposited in a separate bank account and not commingled with any other state funds or  
101.30 moneys, but any balance in excess of \$25,000 in the revolving fund at the end of each fiscal  
101.31 year shall be paid into the state treasury and credited to the general fund. All subsequent  
101.32 credits to said revolving fund shall be paid ~~upon the warrant of~~ by the commissioner of  
102.1 management and budget upon application of the department or of the attorney general to  
102.2 an aggregate amount of not more than one-half of such sums to each of them, which  
102.3 proportion shall be constantly maintained in all credits and withdrawals from the revolving  
102.4 fund.

102.5 Sec. 31. Minnesota Statutes 2018, section 244.19, subdivision 7, is amended to read:

102.6 Subd. 7. **Certificate of counties entitled to state aid.** On or before January 1 of each  
102.7 year, until 1970 and on or before April 1 thereafter, the commissioner of corrections shall  
102.8 deliver to the commissioner of management and budget a certificate in duplicate for each  
102.9 county of the state entitled to receive state aid under the provisions of this section. Upon  
102.10 the receipt of such certificate, the commissioner of management and budget shall ~~draw a~~  
102.11 ~~warrant in favor of~~ issue a payment to the county treasurer for the amount shown by each  
102.12 certificate to be due to the county specified. The commissioner of management and budget  
102.13 shall transmit such ~~warrant payment~~ to the county treasurer together with a copy of the  
102.14 certificate prepared by the commissioner of corrections.

102.15 Sec. 32. Minnesota Statutes 2018, section 256B.20, is amended to read:

102.16 256B.20 COUNTY APPROPRIATIONS.

102.17 The providing of funds necessary to carry out the provisions hereof on the part of the  
102.18 counties and the manner of administering the funds of the counties and the state shall be as  
102.19 follows:

102.20 (1) The board of county commissioners of each county shall annually set up in its budget  
102.21 an item designated as the county medical assistance fund and levy taxes and fix a rate  
102.22 therefor sufficient to produce the full amount of such item, in addition to all other tax levies  
102.23 and tax rate, however fixed or determined, sufficient to carry out the provisions hereof and  
102.24 sufficient to pay in full the county share of assistance and administrative expense for the  
102.25 ensuing year; and annually on or before October 10 shall certify the same to the county  
102.26 auditor to be entered by the auditor on the tax rolls. Such tax levy and tax rate shall make  
102.27 proper allowance and provision for shortage in tax collections.

102.28 (2) Any county may transfer surplus funds from any county fund, except the sinking or  
102.29 ditch fund, to the general fund or to the county medical assistance fund in order to provide  
102.30 money necessary to pay medical assistance awarded hereunder. The money so transferred  
102.31 shall be used for no other purpose, but any portion thereof no longer needed for such purpose  
102.32 shall be transferred back to the fund from which taken.

103.1 (3) Upon the order of the county agency the county auditor shall draw a warrant on the  
 103.2 proper fund in accordance with the order, and the county treasurer shall pay out the amounts  
 103.3 ordered to be paid out as medical assistance hereunder. When necessary by reason of failure  
 103.4 to levy sufficient taxes for the payment of the medical assistance in the county, the county  
 103.5 auditor shall carry any such payments as an overdraft on the medical assistance funds of  
 103.6 the county until sufficient tax funds shall be provided for such assistance payments. The  
 103.7 board of county commissioners shall include in the tax levy and tax rate in the year following  
 103.8 the year in which such overdraft occurred, an amount sufficient to liquidate such overdraft  
 103.9 in full.

103.10 (4) Claims for reimbursement and reports shall be presented to the state agency by the  
 103.11 respective counties as required under section 256.01, subdivision 2, paragraph (p). The state  
 103.12 agency shall audit such claims and certify to the commissioner of management and budget  
 103.13 the amounts due the respective counties without delay. The amounts so certified shall be  
 103.14 paid within ten days after such certification, from the state treasury upon ~~warrant payment~~  
 103.15 of the commissioner of management and budget from any money available therefor. The  
 103.16 money available to the state agency to carry out the provisions hereof, including all federal  
 103.17 funds available to the state, shall be kept and deposited by the commissioner of management  
 103.18 and budget in the revenue fund and disbursed ~~upon warrants~~ in the same manner as other  
 103.19 state funds.

103.20 Sec. 33. Minnesota Statutes 2018, section 299C.21, is amended to read:  
 103.21 299C.21 PENALTY ON LOCAL OFFICER REFUSING INFORMATION.

103.22 If any public official charged with the duty of furnishing to the bureau fingerprint records,  
 103.23 biological specimens, reports, or other information required by sections 299C.06, 299C.10,  
 103.24 299C.105, 299C.11, 299C.17, shall neglect or refuse to comply with such requirement, the  
 103.25 bureau, in writing, shall notify the state, county, or city officer charged with the issuance  
 103.26 of ~~a warrant for~~ the payment of the salary of such official. Upon the receipt of the notice  
 103.27 the state, county, or city official shall withhold the issuance of ~~a warrant for~~ the payment  
 103.28 of the salary or other compensation accruing to such officer for the period of 30 days  
 103.29 thereafter until notified by the bureau that such suspension has been released by the  
 103.30 performance of the required duty.

103.31 Sec. 34. Minnesota Statutes 2018, section 352.04, subdivision 9, is amended to read:

103.32 Subd. 9. **Erroneous deductions, canceled warrants payments.** (a) Deductions taken  
 103.33 from the salary of an employee for the retirement fund in excess of required amounts must,  
 104.1 upon discovery and verification by the department making the deduction, be refunded to  
 104.2 the employee.

104.3 (b) If a deduction for the retirement fund is taken from a salary ~~warrant or check payment,~~  
 104.4 and the ~~check payment~~ is canceled or the amount of the ~~warrant or check payment~~ returned  
 104.5 to the funds of the department making the payment, the sum deducted, or the part of it  
 104.6 required to adjust the deductions, must be refunded to the department or institution if the

104.7 department applies for the refund on a form furnished by the director. The department's  
104.8 payments must likewise be refunded to the department.

104.9 (c) If erroneous employee deductions and employer contributions are caused by an error  
104.10 in plan coverage involving the plan and any other plans specified in section 356.99, that  
104.11 section applies. If the employee should have been covered by the plan governed by chapter  
104.12 352D, 353D, 354B, or 354D, the employee deductions and employer contributions taken  
104.13 in error must be directly transferred to the applicable employee's account in the correct  
104.14 retirement plan, with interest at the applicable monthly rate or rates specified in section  
104.15 356.59, subdivision 2, compounded annually, from the first day of the month following the  
104.16 month in which coverage should have commenced in the correct defined contribution plan  
104.17 until the end of the month in which the transfer occurs.

104.18 Sec. 35. Minnesota Statutes 2018, section 353.05, is amended to read:  
104.19 353.05 CUSTODIAN OF FUNDS.

104.20 The commissioner of management and budget shall be ex officio treasurer of the  
104.21 retirement funds of the association and the general bond of the commissioner of management  
104.22 and budget to the state must be so conditioned as to cover all liability for acts as treasurer  
104.23 of these funds. All money of the association received by the commissioner of management  
104.24 and budget must be set aside in the state treasury to the credit of the proper fund or account.  
104.25 The commissioner of management and budget shall transmit monthly to the executive  
104.26 director a detailed statement of all amounts so received and credited to the funds. Payments  
104.27 out of the funds may only be made ~~on warrants~~ as payments issued by the commissioner of  
104.28 management and budget, upon abstracts signed by the executive director; provided that  
104.29 abstracts for investment may be signed by the executive director of the State Board of  
104.30 Investment.

104.31 Sec. 36. Minnesota Statutes 2018, section 354.42, subdivision 7, is amended to read:

104.32 Subd. 7. **Erroneous salary deductions or direct payments.** (a) Any deductions taken  
104.33 from the salary of an employee for the retirement fund in excess of amounts required must  
105.1 be refunded to the employee upon the discovery of the error and after the verification of  
105.2 the error by the employing unit making the deduction. The corresponding excess employer  
105.3 contribution and excess additional employer contribution amounts attributable to the  
105.4 erroneous salary deduction must be refunded to the employing unit.

105.5 (b) If salary deductions and employer contributions were erroneously transmitted to the  
105.6 retirement fund and should have been transmitted to the plan covered by chapter 352D,  
105.7 353D, 354B, or 354D, the executive director must transfer these salary deductions and  
105.8 employer contributions to the account of the appropriate person under the applicable plan.  
105.9 The transfer to the applicable defined contribution plan account must include interest at the  
105.10 rate of 0.71 percent per month, compounded annually, from the first day of the month  
105.11 following the month in which coverage should have commenced in the defined contribution  
105.12 plan until the end of the month in which the transfer occurs.

105.13 (c) A potential transfer under paragraph (b) that would cause the plan to fail to be a  
105.14 qualified plan under section 401(a) of the Internal Revenue Code, as amended, must not be  
105.15 made by the executive director. Within 30 days after being notified by the Teachers  
105.16 Retirement Association of an unmade potential transfer under this paragraph, the employer  
105.17 of the affected person must transmit an amount representing the applicable salary deductions  
105.18 and employer contributions, without interest, to the account of the applicable person under  
105.19 the appropriate plan. The retirement association must provide a credit for the amount of the  
105.20 erroneous salary deductions and employer contributions against future contributions from  
105.21 the employer.

105.22 (d) If a salary ~~warrant or check~~ payment from which a deduction for the retirement fund  
105.23 was taken has been canceled or the amount of the ~~warrant or if a check~~ payment has been  
105.24 returned to the funds of the employing unit making the payment, a refund of the amount  
105.25 deducted, or any portion of it that is required to adjust the salary deductions, must be made  
105.26 to the employing unit.

105.27 (e) Erroneous direct payments of member-paid contributions or erroneous salary  
105.28 deductions that were not refunded during the regular payroll cycle processing must be  
105.29 refunded to the member, plus interest computed using the rate and method specified in  
105.30 section 354.49, subdivision 2.

105.31 (f) Any refund under this subdivision that would cause the plan to fail to be a qualified  
105.32 plan under section 401(a) of the Internal Revenue Code, as amended, may not be refunded  
105.33 and instead must be credited against future contributions payable by the employer. The  
105.34 employer is responsible for refunding to the applicable employee any amount that was  
106.1 erroneously deducted from the salary of the employee, with interest as specified in paragraph  
106.2 (e).

106.3 (g) If erroneous employee deductions and employer contributions are caused by an error  
106.4 in plan coverage involving the plan and any other plan specified in section 356.99, that  
106.5 section applies.

106.6 Sec. 37. Minnesota Statutes 2018, section 401.15, subdivision 1, is amended to read:

106.7 Subdivision 1. **Certified statements; determinations; adjustments.** Within 60 days  
106.8 of the end of each calendar quarter, participating counties which have received the payments  
106.9 authorized by section 401.14 shall submit to the commissioner certified statements detailing  
106.10 the amounts expended and costs incurred in furnishing the correctional services provided  
106.11 in sections 401.01 to 401.16. Upon receipt of certified statements, the commissioner shall,  
106.12 in the manner provided in sections 401.10 and 401.12, determine the amount each  
106.13 participating county is entitled to receive, making any adjustments necessary to rectify any  
106.14 disparity between the amounts received pursuant to the estimate provided in section 401.14  
106.15 and the amounts actually expended. If the amount received pursuant to the estimate is greater  
106.16 than the amount actually expended during the quarter, the commissioner may withhold the  
106.17 difference from any subsequent monthly payments made pursuant to section 401.14. Upon  
106.18 certification by the commissioner of the amount a participating county is entitled to receive

106.19 under the provisions of section 401.14 or of this subdivision the commissioner of  
106.20 management and budget shall thereupon issue a ~~state warrant~~ payment to the chief fiscal  
106.21 officer of each participating county for the amount due together with a copy of the certificate  
106.22 prepared by the commissioner.

106.23 Sec. 38. Minnesota Statutes 2018, section 446A.16, subdivision 1, is amended to read:

106.24 Subdivision 1. **Functions of commissioner of management and budget.** Except as  
106.25 otherwise provided in this section, money of the authority must be paid to the commissioner  
106.26 of management and budget as agent of the authority and the commissioner shall not  
106.27 commingle the money with other money. The money in the accounts of the authority must  
106.28 be paid out only ~~on warrants drawn~~ by the commissioner of management and budget on  
106.29 requisition of the chair of the authority or of another officer or employee as the authority  
106.30 authorizes. Deposits of the authority's money must, if required by the commissioner or the  
106.31 authority, be secured by obligations of the United States or of the state of a market value  
106.32 equal at all times to the amount of the deposit and all banks and trust companies are  
106.33 authorized to give security for the deposits.

107.1 Sec. 39. Minnesota Statutes 2018, section 462A.18, subdivision 1, is amended to read:

107.2 Subdivision 1. **Functions of commissioner of management and budget.** All moneys  
107.3 of the agency, except as otherwise authorized or provided in this section, shall be paid to  
107.4 the commissioner of management and budget as agent of the agency, who shall not  
107.5 commingle such moneys with any other moneys. The moneys in such accounts shall be  
107.6 paid out ~~on warrants drawn~~ by the commissioner on requisition of the chair of the agency  
107.7 or of such other officer or employee as the agency shall authorize to make such requisition.  
107.8 All deposits of such moneys shall, if required by the commissioner or the agency, be secured  
107.9 by obligations of the United States or of the state of a market value equal at all times to the  
107.10 amount of the deposit and all banks and trust companies are authorized to give such security  
107.11 for such deposits.

107.12 Sec. 40. Minnesota Statutes 2018, section 525.841, is amended to read:

107.13 525.841 ESCHEAT RETURNED.

107.14 In all such cases the commissioner of management and budget shall be furnished with  
107.15 a certified copy of the court's order assigning the escheated property to the persons entitled  
107.16 thereto, and upon notification of payment of the estate tax, the commissioner of management  
107.17 and budget shall ~~draw a warrant~~ issue a payment or execute a proper conveyance to the  
107.18 persons designated in such order. In the event any escheated property has been sold pursuant  
107.19 to sections 11A.04, clause (9), and 11A.10, subdivision 2, or 16B.281 to 16B.287, then the  
107.20 ~~warrant payment~~ shall be for the appraised value as established during the administration  
107.21 of the decedent's estate. There is hereby annually appropriated from any moneys in the state  
107.22 treasury not otherwise appropriated an amount sufficient to make payment to all such  
107.23 designated persons. No interest shall be allowed on any amount paid to such persons.

107.24 Sec. 41. **REVISOR INSTRUCTION.**

107.25 The revisor of statutes shall replace, as the context requires, "warrant," "warrants," or  
107.26 "warrant or check" with "payment" or "payments" in the following sections and subdivisions  
107.27 of Minnesota Statutes: 15.0596; 16A.134; 16A.17, subdivision 5; 16A.42, subdivision 4;  
107.28 16A.56; 43A.30, subdivision 2; 43A.49; 49.24, subdivisions 13 and 16; 69.031, subdivision  
107.29 1; 84A.40; 126C.55, subdivisions 2 and 9; 126C.68, subdivision 3; 126C.69, subdivision  
107.30 14; 136F.46, subdivision 1; 162.08, subdivisions 10 and 11; 162.14, subdivisions 4 and 5;  
107.31 162.18, subdivision 4; 162.181, subdivision 4; 163.051, subdivision 3; 196.052; 198.16;  
107.32 241.13, subdivision 1; 260B.331, subdivision 2; 260C.331, subdivision 2; 273.121,  
107.33 subdivision 1; 287.08; 297I.10, subdivision 1; 348.05; 352.05; 352.115, subdivision 12;  
108.1 352.12, subdivision 13; 353.27, subdivision 7; 354.52, subdivisions 4 and 4b; 446A.086,  
108.2 subdivision 4; and 475A.04, subdivision 1.