

1.1 Senator moves to amend S.F. No. 2611 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 APPROPRIATIONS

1.5 Section 1. JOBS AND ECONOMIC DEVELOPMENT APPROPRIATIONS.

1.6 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
1.7 and for the purposes specified in this article. The appropriations are from the general fund,
1.8 or another named fund, and are available for the fiscal years indicated for each purpose.

1.9 The figures "2020" and "2021" used in this article mean that the appropriations listed under
1.10 them are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively.
1.11 "The first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium"
1.12 is fiscal years 2020 and 2021.

1.13 APPROPRIATIONS

1.14 Available for the Year

1.15 Ending June 30

1.16 2020

2021

1.17 Sec. 2. DEPARTMENT OF EMPLOYMENT
1.18 AND ECONOMIC DEVELOPMENT

1.19 Subdivision 1. Total Appropriation \$ 114,607,000 \$ 114,607,000

1.20 Appropriations by Fund

1.21		<u>2020</u>	<u>2021</u>
1.22	<u>General</u>	<u>82,810,000</u>	<u>82,810,000</u>
1.23	<u>Remediation</u>	<u>700,000</u>	<u>700,000</u>
1.24	<u>Workforce</u>		
1.25	<u>Development</u>	<u>31,097,000</u>	<u>31,097,000</u>

1.26 The amounts that may be spent for each
1.27 purpose are specified in the following
1.28 subdivisions.

1.29 Subd. 2. Business and Community Development 38,286,000 38,286,000

1.30 Appropriations by Fund

1.31	<u>General</u>	<u>36,111,000</u>	<u>36,111,000</u>
1.32	<u>Remediation</u>	<u>700,000</u>	<u>700,000</u>
1.33	<u>Workforce</u>		
1.34	<u>Development</u>	<u>1,475,000</u>	<u>1,475,000</u>

2.1 (a)(1) \$12,500,000 each year is for the
2.2 Minnesota investment fund under Minnesota
2.3 Statutes, section 116J.8731. Of this amount,
2.4 up to two percent is for administration and
2.5 monitoring of the program. This appropriation
2.6 is available until spent. Notwithstanding
2.7 Minnesota Statutes, section 116J.8731, funds
2.8 appropriated to the commissioner for the
2.9 Minnesota investment fund may be used for
2.10 the redevelopment program under Minnesota
2.11 Statutes, sections 116J.575 and 116J.5761, at
2.12 the discretion of the commissioner. Grants
2.13 under this paragraph are not subject to the
2.14 grant amount limitation under Minnesota
2.15 Statutes, section 116J.8731;

2.16 (2) of the amount appropriated in fiscal year
2.17 2020, \$2,000,000 is for a loan to a paper mill
2.18 in Duluth to support the operation and
2.19 manufacture of packaging paper grades. The
2.20 company that owns the paper mill must spend
2.21 \$25,000,000 on expansion activities by
2.22 December 31, 2020, in order to be eligible to
2.23 receive funds in this appropriation. This
2.24 appropriation is onetime and may be used for
2.25 the mill's equipment, materials, supplies, and
2.26 other operating expenses. The commissioner
2.27 of employment and economic development
2.28 shall forgive a portion of the loan each year
2.29 after verification that the mill has retained 200
2.30 full-time jobs over a period of five years and
2.31 has satisfied other performance goals and
2.32 contractual obligations as required under
2.33 Minnesota Statutes, section 116J.8731;

2.34 (3) of the amount appropriated in fiscal year
2.35 2020, \$1,000,000 is for the airport

3.1 infrastructure renewal (AIR) grant program
3.2 under Minnesota Statutes, section 116J.439;
3.3 and
3.4 (4) of the amount appropriated in fiscal year
3.5 2020, \$100,000 is for a grant to FIRST in
3.6 Upper Midwest to support competitive
3.7 robotics teams. Funds must be used to make
3.8 up to five awards of no more than \$20,000
3.9 each to Minnesota-based public entities or
3.10 private nonprofit organizations for the creation
3.11 of competitive robotics hubs. Awards may be
3.12 used for tools, equipment, and physical space
3.13 to be utilized by robotics teams. At least 50
3.14 percent of grant funds must be used outside
3.15 of the seven-county metropolitan area, as
3.16 defined under Minnesota Statutes, section
3.17 473.121, subdivision 2. The grant recipient
3.18 shall report to the chairs and ranking minority
3.19 members of the legislative committees with
3.20 jurisdiction over jobs and economic growth
3.21 by February 1, 2021, on the status of awards
3.22 and include information on the number and
3.23 amount of awards made, the number of
3.24 customers served, and any outcomes resulting
3.25 from the grant. The grant requires a 50 percent
3.26 match from nonstate sources.

3.27 (b) \$8,000,000 each year is for the Minnesota
3.28 job creation fund under Minnesota Statutes,
3.29 section 116J.8748. Of this amount, up to two
3.30 percent is for administration and monitoring
3.31 of the program. This appropriation is available
3.32 until spent.

3.33 (c) \$1,000,000 each year is for the Minnesota
3.34 emerging entrepreneur loan program under
3.35 Minnesota Statutes, section 116M.18. Funds

4.1 available under this paragraph are for transfer
4.2 into the emerging entrepreneur program
4.3 special revenue fund account created under
4.4 Minnesota Statutes, chapter 116M, and are
4.5 available until spent.

4.6 (d) \$1,350,000 each year from the workforce
4.7 development fund is for job training costs
4.8 under Minnesota Statutes, section 116L.42.

4.9 (e) \$1,787,000 each year is for the greater
4.10 Minnesota business development public
4.11 infrastructure grant program under Minnesota
4.12 Statutes, section 116J.431. This appropriation
4.13 is available until spent.

4.14 (f) \$139,000 each year is for the Center for
4.15 Rural Policy and Development.

4.16 (g) \$1,772,000 each year is for contaminated
4.17 site cleanup and development grants under
4.18 Minnesota Statutes, sections 116J.551 to
4.19 116J.558. This appropriation is available until
4.20 spent.

4.21 (h) \$700,000 each year is from the remediation
4.22 fund for contaminated site cleanup and
4.23 development grants under Minnesota Statutes,
4.24 sections 116J.551 to 116J.558. This
4.25 appropriation is available until spent.

4.26 (i) \$1,425,000 each year is for the business
4.27 development competitive grant program. Of
4.28 this amount, up to two percent is for
4.29 administration and monitoring of the business
4.30 development competitive grant program. All
4.31 grant awards shall be for two consecutive
4.32 years. Grants shall be awarded in the first year.

4.33 (j) \$4,195,000 each year is for the Minnesota
4.34 job skills partnership program under

5.1 Minnesota Statutes, sections 116L.01 to
5.2 116L.17. If the appropriation for either year
5.3 is insufficient, the appropriation for the other
5.4 year is available. This appropriation is
5.5 available until spent.

5.6 (k) \$875,000 each year is from the general
5.7 fund for the host community economic
5.8 development program established in
5.9 Minnesota Statutes, section 116J.548.

5.10 (l) \$25,000 each year is for the administration
5.11 of state aid for the Destination Medical Center
5.12 under Minnesota Statutes, sections 469.40 to
5.13 469.47.

5.14 (m) \$125,000 each year from the workforce
5.15 development fund is for a grant to the White
5.16 Earth Nation for the White Earth Nation
5.17 Integrated Business Development System to
5.18 provide business assistance with workforce
5.19 development, outreach, technical assistance,
5.20 infrastructure and operational support,
5.21 financing, and other business development
5.22 activities. This is a onetime appropriation.

5.23 (n) \$12,000 each year is from the general fund
5.24 for a grant to the Upper Minnesota Film
5.25 Office.

5.26 (o) \$163,000 each year is from the general
5.27 fund for the Minnesota Film and TV Board.
5.28 The appropriation in each year is available
5.29 only upon receipt by the board of \$1 in
5.30 matching contributions of money or in-kind
5.31 contributions from nonstate sources for every
5.32 \$3 provided by this appropriation, except that
5.33 each year up to \$50,000 is available on July

6.1 1 even if the required matching contribution
 6.2 has not been received by that date.
 6.3 (p) \$500,000 each year is from the general
 6.4 fund for a grant to the Minnesota Film and TV
 6.5 Board for the film production jobs program
 6.6 under Minnesota Statutes, section 116U.26.
 6.7 This appropriation is available until spent.

6.8 **Subd. 3. Minnesota Trade Office** 2,292,000 2,292,000

6.9 (a) \$300,000 each year is for the STEP grants
 6.10 in Minnesota Statutes, section 116J.979.

6.11 (b) \$180,000 each year is for the Invest
 6.12 Minnesota Marketing Initiative in Minnesota
 6.13 Statutes, section 116J.9781.

6.14 (c) \$270,000 each year is for the Minnesota
 6.15 Trade Offices under Minnesota Statutes,
 6.16 section 116J.978.

6.17 (d) \$50,000 each year is for the trade policy
 6.18 advisory group under Minnesota Statutes,
 6.19 section 116J.9661.

6.20 **Subd. 4. Workforce Development** 26,242,000 26,242,000

6.21	<u>Appropriations by Fund</u>		
6.22	<u>General</u>	<u>4,450,000</u>	<u>4,450,000</u>
6.23	<u>Workforce</u>		
6.24	<u>Development</u>	<u>21,792,000</u>	<u>21,792,000</u>

6.25 (a) \$4,604,000 each year from the workforce
 6.26 development fund is for the pathways to
 6.27 prosperity competitive grant program. Of this
 6.28 amount, up to two percent is for administration
 6.29 and monitoring of the program.

6.30 (b) \$4,065,000 each year is from the
 6.31 workforce development fund for the
 6.32 Minnesota youth program under Minnesota
 6.33 Statutes, sections 116L.56 and 116L.561.

7.1 (c) \$1,000,000 each year is from the workforce
7.2 development fund for the youthbuild program
7.3 under Minnesota Statutes, sections 116L.361
7.4 to 116L.366.

7.5 (d) \$750,000 each year is from the general
7.6 fund and \$3,348,000 each year is from the
7.7 workforce development fund for the youth at
7.8 work competitive grant program under
7.9 Minnesota Statutes, section 116L.562. Of this
7.10 amount, up to two percent is for administration
7.11 and monitoring of the youth workforce
7.12 development competitive grant program. All
7.13 grant awards shall be for two consecutive
7.14 years. Grants shall be awarded in the first year.

7.15 (e) \$500,000 each year from the general fund
7.16 and \$500,000 each year from the workforce
7.17 development fund are for rural career
7.18 counseling coordinators in the workforce
7.19 service areas and for the purposes specified
7.20 under Minnesota Statutes, section 116L.667.

7.21 (f) \$250,000 each year is for the higher
7.22 education career advising program.

7.23 (g) \$1,000,000 each year is for a competitive
7.24 grant program for grants to organizations
7.25 providing services to relieve economic
7.26 disparities in the Southeast Asian community
7.27 through workforce recruitment, development,
7.28 job creation, assistance of smaller
7.29 organizations to increase capacity, and
7.30 outreach. Of this amount, up to two percent is
7.31 for administration and monitoring of the
7.32 program.

7.33 (h) \$1,000,000 each year is for a competitive
7.34 grant program to provide grants to

8.1 organizations that provide support services for
8.2 individuals, such as job training, employment
8.3 preparation, internships, job assistance to
8.4 fathers, financial literacy, academic and
8.5 behavioral interventions for low-performing
8.6 students, and youth intervention. Grants made
8.7 under this section must focus on low-income
8.8 communities, young adults from families with
8.9 a history of intergenerational poverty, and
8.10 communities of color. Of this amount, up to
8.11 two percent is for administration and
8.12 monitoring of the program.

8.13 (i) \$750,000 each year is for the high-wage,
8.14 high-demand, nontraditional jobs grant
8.15 program under Minnesota Statutes, section
8.16 116L.99. Of this amount, up to two percent is
8.17 for administration and monitoring of the
8.18 program.

8.19 (j) \$500,000 each year is from the workforce
8.20 development fund for the Opportunities
8.21 Industrialization Center programs. This
8.22 appropriation shall be divided equally among
8.23 the eligible centers.

8.24 (k) \$250,000 each year is from the workforce
8.25 development fund for a grant to YWCA St.
8.26 Paul to provide job training services and
8.27 workforce development programs and
8.28 services, including job skills training and
8.29 counseling. This is a onetime appropriation.

8.30 (l) \$750,000 each year is from the workforce
8.31 development fund for a grant to the
8.32 Minneapolis Foundation for a strategic
8.33 intervention program designed to target and
8.34 connect program participants to meaningful,

9.1 sustainable living-wage employment. This is
9.2 a onetime appropriation.

9.3 (m) \$800,000 each year is from the workforce
9.4 development fund for performance grants
9.5 under Minnesota Statutes, section 116J.8747,
9.6 to Twin Cities R!SE to provide training to
9.7 hard-to-train individuals. This is a onetime
9.8 appropriation.

9.9 (n) \$600,000 each year from the workforce
9.10 development fund is for a grant to Ujamaa
9.11 Place for job training, employment
9.12 preparation, internships, education, training
9.13 in the construction trades, housing, and
9.14 organizational capacity-building. This is a
9.15 onetime appropriation.

9.16 (o) \$200,000 each year is for a grant to
9.17 AccessAbility Incorporated to provide job
9.18 skills training to individuals who have been
9.19 released from incarceration for a felony-level
9.20 offense and are no more than 12 months from
9.21 the date of release. AccessAbility Incorporated
9.22 shall annually report to the commissioner on
9.23 how the money was spent and what results
9.24 were achieved. The report must include, at a
9.25 minimum, information and data about the
9.26 number of participants; participant
9.27 homelessness, employment, recidivism, and
9.28 child support compliance; and training
9.29 provided to program participants. This is a
9.30 onetime appropriation.

9.31 (p) \$450,000 each year is from the workforce
9.32 development fund for grants to Minnesota
9.33 Diversified Industries, Inc. to provide
9.34 progressive development and employment

- 10.1 opportunities for people with disabilities. This
10.2 is a onetime appropriation.
- 10.3 (q) \$750,000 each year is from the workforce
10.4 development fund for a grant to the Minnesota
10.5 Alliance of Boys and Girls Clubs to administer
10.6 a statewide project of youth job skills and
10.7 career development. This project, which may
10.8 have career guidance components including
10.9 health and life skills, must be designed to
10.10 encourage, train, and assist youth in early
10.11 access to education and job-seeking skills,
10.12 work-based learning experience including
10.13 career pathways in STEM learning, career
10.14 exploration and matching, and first job
10.15 placement through local community
10.16 partnerships and on-site job opportunities. This
10.17 grant requires a 25 percent match from
10.18 nonstate resources. This is a onetime
10.19 appropriation.
- 10.20 (r) \$500,000 each year is from the workforce
10.21 development fund for a grant to Avivo to
10.22 provide low-income individuals with career
10.23 education and job skills training that is fully
10.24 integrated with chemical and mental health
10.25 services. This is a onetime appropriation.
- 10.26 (s) \$1,500,000 each year is from the workforce
10.27 development fund for a grant to the Minnesota
10.28 High Tech Association to support
10.29 SciTechsperience, a program that supports
10.30 science, technology, engineering, and math
10.31 (STEM) internship opportunities for two- and
10.32 four-year college students and graduate
10.33 students in their field of study. The internship
10.34 opportunities must match students with paid
10.35 internships within STEM disciplines at small,

- 11.1 for-profit companies located in Minnesota
11.2 having fewer than 250 employees worldwide.
11.3 At least 400 students must be matched in the
11.4 first year and at least 425 students must be
11.5 matched in the second year. No more than 15
11.6 percent of the hires may be graduate students.
11.7 Selected hiring companies shall receive from
11.8 the grant 50 percent of the wages paid to the
11.9 intern, capped at \$3,000 per intern. The
11.10 program must work toward increasing the
11.11 participation among women or other
11.12 underserved populations. This is a onetime
11.13 appropriation.
- 11.14 (t) \$250,000 each year is from the workforce
11.15 development fund for a grant to Big Brothers
11.16 Big Sisters of the Greater Twin Cities for
11.17 workforce readiness, employment exploration,
11.18 and skills development for youth ages 12 to
11.19 21. The grant must serve youth in the Big
11.20 Brothers Big Sisters chapters in the Twin
11.21 Cities, central Minnesota, and southern
11.22 Minnesota. This is a onetime appropriation.
- 11.23 (u) \$200,000 each year is from the workforce
11.24 development fund for a grant to 180 Degrees
11.25 to expand their job readiness training program
11.26 to: young adults in group homes; sexually
11.27 exploited girls at Brittany's Place; and men
11.28 who have recently been released from prison
11.29 at the Clifton Residence. This is a onetime
11.30 appropriation.
- 11.31 (v) \$150,000 each year is from the workforce
11.32 development fund for displaced homemaker
11.33 programs under Minnesota Statutes, section
11.34 116L.96. The commissioner, through the adult
11.35 career pathways program, shall distribute the

- 12.1 funds to existing nonprofit and state displaced
12.2 homemaker programs. This is a onetime
12.3 appropriation.
- 12.4 (w) \$500,000 each year is from the workforce
12.5 development fund for a grant to Goodwill
12.6 Easter Seals Minnesota and its partners. The
12.7 grant shall be used to continue the FATHER
12.8 Project in Rochester, Park Rapids, St. Cloud,
12.9 Minneapolis, and the surrounding areas to
12.10 assist fathers in overcoming barriers that
12.11 prevent fathers from supporting their children
12.12 economically and emotionally. This is a
12.13 onetime appropriation.
- 12.14 (x) \$500,000 each year is from the workforce
12.15 development fund for a grant to Summit
12.16 Academy OIC to expand their contextualized
12.17 GED and employment placement program and
12.18 STEM program. This is a onetime
12.19 appropriation.
- 12.20 (y) \$250,000 each year is from the workforce
12.21 development fund for a grant to Bridges to
12.22 Healthcare to provide career education,
12.23 wraparound support services, and job skills
12.24 training in high-demand health care fields to
12.25 low-income parents, nonnative speakers of
12.26 English, and other hard-to-train individuals,
12.27 helping families build secure pathways out of
12.28 poverty while also addressing worker
12.29 shortages in one of Minnesota's most
12.30 innovative industries. Funds may be used for
12.31 program expenses, including but not limited
12.32 to hiring instructors and navigators; space
12.33 rental; and supportive services to help
12.34 participants attend classes, including assistance
12.35 with course fees, child care, transportation,

- 13.1 and safe and stable housing. In addition, up to
13.2 five percent of grant funds may be used for
13.3 Bridges to Healthcare's administrative costs.
13.4 This is a onetime appropriation.
- 13.5 (z) \$75,000 each year is from the workforce
13.6 development fund for grants to the Minnesota
13.7 Grocers Association Foundation for Carts to
13.8 Careers, a statewide initiative to promote
13.9 careers, conduct outreach, provide job skills
13.10 training, and grant scholarships for careers in
13.11 the retail food industry. This is a onetime
13.12 appropriation.
- 13.13 (aa) \$250,000 each year is from the workforce
13.14 development fund for grants to the American
13.15 Indian Opportunities and Industrialization
13.16 Center, in collaboration with the Northwest
13.17 Indian Community Development Center, to
13.18 reduce academic disparities for American
13.19 Indian students and adults. The grant funds
13.20 may be used to provide:
- 13.21 (1) student tutoring and testing support
13.22 services;
- 13.23 (2) training and employment placement in
13.24 information technology;
- 13.25 (3) training and employment placement within
13.26 trades;
- 13.27 (4) assistance in obtaining a GED;
- 13.28 (5) remedial training leading to enrollment or
13.29 to sustain enrollment in a postsecondary higher
13.30 education institution;
- 13.31 (6) real-time work experience in information
13.32 technology fields and in the trades;
- 13.33 (7) contextualized adult basic education;

14.1 (8) career and educational counseling for
 14.2 clients with significant and multiple barriers;
 14.3 and

14.4 (9) reentry services and counseling for adults
 14.5 and youth.

14.6 After notification to the legislature, the
 14.7 commissioner may transfer this appropriation
 14.8 to the commissioner of education.

14.9 **Subd. 5. Vocational Rehabilitation** 36,961,000 36,961,000

14.10 Appropriations by Fund

14.11 General 28,861,000 28,861,000

14.12 Workforce
 14.13 Development 7,830,000 7,830,000

14.14 (a) \$14,300,000 each year is for the state's
 14.15 vocational rehabilitation program under
 14.16 Minnesota Statutes, chapter 268A.

14.17 (b) \$3,011,000 each year is from the general
 14.18 fund for grants to centers for independent
 14.19 living under Minnesota Statutes, section
 14.20 268A.11.

14.21 (c) \$8,995,000 each year from the general fund
 14.22 and \$6,830,000 each year from the workforce
 14.23 development fund are for extended
 14.24 employment services for persons with severe
 14.25 disabilities under Minnesota Statutes, section
 14.26 268A.15. Of the amounts appropriated from
 14.27 the general fund, \$2,000,000 each year is for
 14.28 rate increases to providers of extended
 14.29 employment services for persons with severe
 14.30 disabilities under Minnesota Statutes, section
 14.31 268A.15.

14.32 (d) \$1,000,000 each year is from the
 14.33 workforce development fund for grants under
 14.34 Minnesota Statutes, section 268A.16, for

- 15.1 employment services for persons, including
 15.2 transition-aged youth, who are deaf, deafblind,
 15.3 or hard-of-hearing. If the amount in the first
 15.4 year is insufficient, the amount in the second
 15.5 year is available in the first year. Of this
 15.6 amount, up to two percent is for administration
 15.7 and monitoring of the program.
- 15.8 (e) \$2,555,000 each year is for grants to
 15.9 programs that provide employment support
 15.10 services to persons with mental illness under
 15.11 Minnesota Statutes, sections 268A.13 and
 15.12 268A.14.
- 15.13 **Subd. 6. Services for the Blind** 6,425,000 6,425,000
- 15.14 \$500,000 each year is to provide services for
 15.15 senior citizens who are becoming blind. At
 15.16 least half of the funds appropriated must be
 15.17 used to provide training services for seniors
 15.18 who are becoming blind. Training services
 15.19 must provide independent living skills to
 15.20 seniors who are becoming blind to allow them
 15.21 to continue to live independently in their
 15.22 homes.
- 15.23 **Subd. 7. General Support Services** 4,671,000 4,671,000
- 15.24 (a) \$250,000 each year is for the publication,
 15.25 dissemination, and use of labor market
 15.26 information under Minnesota Statutes, section
 15.27 116J.4011.
- 15.28 (b) \$1,269,000 each year is for transfer to the
 15.29 Minnesota Housing Finance Agency for
 15.30 operating the Olmstead Implementation
 15.31 Office.
- 15.32 (c) \$500,000 each year is for the
 15.33 capacity-building grant program to assist
 15.34 nonprofit organizations offering or seeking to

17.1 the service level agreement and must be paid
 17.2 to the Office of MN.IT Services by the
 17.3 commissioner of labor and industry under the
 17.4 rates and mechanism specified in that
 17.5 agreement.

17.6 **Subd. 3. Labor Standards and Apprenticeship** 4,231,000 4,231,000

17.7 Appropriations by Fund

17.8 General 2,548,000 2,548,000

17.9 Workforce

17.10 Development 1,683,000 1,683,000

17.11 (a) \$1,000,000 each year is for wage theft
 17.12 prevention.

17.13 (b) \$250,000 each year is to develop an open
 17.14 and competitive grant process in consultation
 17.15 with the Office of Justice Programs in the
 17.16 Department of Public Safety, law enforcement
 17.17 organizations, and the Minnesota County
 17.18 Attorneys Association to award a grant to a
 17.19 nonprofit organization identifying and serving
 17.20 victims of labor trafficking to: (1) develop a
 17.21 statewide model protocol for law enforcement,
 17.22 prosecutors, and other persons who in their
 17.23 professional capacity encounter labor
 17.24 trafficking to identify and intervene with
 17.25 victims of labor trafficking; (2) conduct
 17.26 statewide training for law enforcement and
 17.27 prosecutors including, at a minimum, methods
 17.28 under Minnesota Statutes, section 299A.79,
 17.29 subdivision 2; and (3) develop and disseminate
 17.30 investigative best practices to identify victims
 17.31 of labor trafficking and traffickers to law
 17.32 enforcement, prosecutors, and other persons
 17.33 who in their professional capacity encounter
 17.34 labor trafficking. The grant recipient may use
 17.35 the money appropriated in this paragraph to

18.1 partner with other entities to implement
18.2 clauses (1) to (3).

18.3 (c) By January 15, 2021, the grant recipient
18.4 shall report to the chairs and ranking minority
18.5 members of the senate and house of
18.6 representatives committees and divisions with
18.7 jurisdiction over criminal justice and labor and
18.8 industry policy and funding on the grant
18.9 process and how the grant money was spent
18.10 and details and results of the implementation
18.11 of paragraph (a), clauses (1) to (3). This
18.12 appropriation is onetime.

18.13 (d) \$1,133,000 each year is from the
18.14 workforce development fund for the
18.15 apprenticeship program under Minnesota
18.16 Statutes, chapter 178.

18.17 (e) \$150,000 each year is from the workforce
18.18 development fund for prevailing wage
18.19 enforcement.

18.20 (f) \$100,000 each year is from the workforce
18.21 development fund for labor education and
18.22 advancement program grants under Minnesota
18.23 Statutes, section 178.11, to expand and
18.24 promote registered apprenticeship training for
18.25 minorities and women.

18.26 (g) \$300,000 each year is from the workforce
18.27 development fund for grants to the
18.28 Construction Careers Foundation for the
18.29 Helmets to Hard Hats Minnesota initiative.
18.30 Grant funds must be used to recruit, retain,
18.31 assist, and support National Guard, reserve,
18.32 and active duty military members' and
18.33 veterans' participation into apprenticeship
18.34 programs registered with the Department of

19.1	<u>Labor and Industry and connect them with</u>		
19.2	<u>career training and employment in the building</u>		
19.3	<u>and construction industry. The recruitment,</u>		
19.4	<u>selection, employment, and training must be</u>		
19.5	<u>without discrimination due to race, color,</u>		
19.6	<u>creed, religion, national origin, sex, sexual</u>		
19.7	<u>orientation, marital status, physical or mental</u>		
19.8	<u>disability, receipt of public assistance, or age.</u>		
19.9	<u>This is a onetime appropriation.</u>		
19.10	<u>Subd. 4. Workplace Safety</u>	<u>4,167,000</u>	<u>4,167,000</u>
19.11	<u>This appropriation is from the workers'</u>		
19.12	<u>compensation fund.</u>		
19.13	<u>Subd. 5. General Support</u>	<u>7,003,000</u>	<u>7,003,000</u>
19.14	<u>Appropriations by Fund</u>		
19.15	<u>Workers'</u>		
19.16	<u>Compensation</u>	<u>5,953,000</u>	<u>5,953,000</u>
19.17	<u>Workforce</u>		
19.18	<u>Development</u>	<u>1,050,000</u>	<u>1,050,000</u>
19.19	<u>(a) \$300,000 each year is from the workforce</u>		
19.20	<u>development fund for the PIPELINE program.</u>		
19.21	<u>(b) \$750,000 each year is from the workforce</u>		
19.22	<u>development fund for youth skills training</u>		
19.23	<u>grants under Minnesota Statutes, section</u>		
19.24	<u>175.46. The commissioner shall award grants</u>		
19.25	<u>not to exceed \$100,000 per local partnership</u>		
19.26	<u>grant. \$100,000 each year is from the</u>		
19.27	<u>workforce development fund for the</u>		
19.28	<u>administration of the grant program.</u>		
19.29	<u>Sec. 4. BUREAU OF MEDIATION SERVICES</u> \$	<u>2,404,000</u> \$	<u>2,404,000</u>
19.30	<u>(a) \$68,000 each year is for grants to area</u>		
19.31	<u>labor management committees. Grants may</u>		
19.32	<u>be awarded for a 12-month period beginning</u>		
19.33	<u>July 1 each year. Any unencumbered balance</u>		

20.1 remaining at the end of the first year does not
 20.2 cancel but is available for the second year.

20.3 (b) \$394,000 each year is for the Office of
 20.4 Collaboration and Dispute Resolution under
 20.5 Minnesota Statutes, section 179.90. Of this
 20.6 amount, \$160,000 each year is for grants under
 20.7 Minnesota Statutes, section 179.91.

20.8 **Sec. 5. WORKERS' COMPENSATION COURT**
 20.9 **OF APPEALS** **\$** **1,952,000** **\$** **1,952,000**

20.10 This appropriation is from the workers'
 20.11 compensation fund.

20.12 **Sec. 6. REDUCTION IN APPROPRIATIONS FOR UNFILLED POSITIONS.**

20.13 Subdivision 1. **Reduction required.** The commissioner of management and budget must
 20.14 reduce general fund and nongeneral fund appropriations to the Department of Employment
 20.15 and Economic Development and the Department of Labor and Industry for agency operations
 20.16 for the biennium ending June 30, 2021, for salary and benefits savings that results from any
 20.17 positions that have not been filled within 180 days of the posting of the position. This section
 20.18 applies only to positions that are posted in fiscal years 2019, 2020, and 2021. Reductions
 20.19 made under this paragraph must be reflected as reductions in agency base budgets for fiscal
 20.20 years 2022 and 2023.

20.21 Subd. 2. **Reporting.** The commissioner of management and budget must report to the
 20.22 chairs and ranking minority members of the senate and the house of representatives jobs
 20.23 and economic development finance committees regarding the amount of reductions in
 20.24 spending by each agency under this section.

20.25 **ARTICLE 2**

20.26 **JOBS POLICY**

20.27 Section 1. Minnesota Statutes 2018, section 116J.035, subdivision 7, is amended to read:

20.28 Subd. 7. **Monitoring pass-through grant recipients.** The commissioner shall monitor
 20.29 the activities and outcomes of programs and services funded by legislative appropriations
 20.30 and administered by the department on a pass-through basis. Unless amounts are otherwise
 20.31 appropriated for administrative costs, the commissioner may retain up to ~~five~~ two percent
 20.32 of the amount appropriated to the department for grants to pass-through entities. Amounts

21.1 retained are deposited to a special revenue account and are appropriated to the commissioner
21.2 for costs incurred in administering and monitoring the pass-through grants.

21.3 **Sec. 2. [116J.439] AIRPORT INFRASTRUCTURE RENEWAL (AIR) GRANT**
21.4 **PROGRAM.**

21.5 **Subdivision 1. Grant program established; purpose.** (a) The commissioner shall make
21.6 grants to counties, airport authorities, or cities to provide up to 50 percent of the capital
21.7 costs of redevelopment of an existing facility or construction of a new facility; and for public
21.8 or private infrastructure costs, including broadband infrastructure costs, necessary for an
21.9 eligible airport infrastructure renewal economic development project.

21.10 (b) The purpose of the grants made under this section is to keep or enhance jobs in the
21.11 area, increase the tax base, or expand or create new economic development.

21.12 (c) In awarding grants under this section, the commissioner must adhere to the criteria
21.13 under subdivision 5.

21.14 **Subd. 2. Definitions.** (a) For purposes of this section, the following terms have the
21.15 meanings given.

21.16 (b) "City" means a statutory or home rule charter city located outside the metropolitan
21.17 area as defined in section 473.121, subdivision 2.

21.18 (c) "County" means a county located outside the metropolitan area as defined in section
21.19 473.121, subdivision 2.

21.20 (d) "Airport authority" means an authority created pursuant to section 360.0426.

21.21 **Subd. 3. Eligible projects.** An economic development project for which a county, airport
21.22 authority, or city may be eligible to receive a grant under this section includes: (1)
21.23 manufacturing; (2) technology; (3) warehousing and distribution; or (4) research and
21.24 development.

21.25 **Subd. 4. Ineligible projects.** The following projects are not eligible for a grant under
21.26 this section: (1) retail development; or (2) office space development, except as incidental
21.27 to an eligible purpose.

21.28 **Subd. 5. Application.** (a) The commissioner must develop forms and procedures for
21.29 soliciting and reviewing applications for grants under this section. At a minimum, a county,
21.30 airport authority, or city must include in its application a resolution of the governing body
21.31 of the county, airport authority, or city certifying that half of the cost of the project is

22.1 committed from nonstate sources. The commissioner must evaluate complete applications
22.2 for eligible projects using the following criteria:

22.3 (1) the project is an eligible project as defined under subdivision 3;

22.4 (2) the project is expected to result in or will attract substantial public and private capital
22.5 investment and provide substantial economic benefit to the county, airport authority, or city
22.6 in which the project would be located; and

22.7 (3) the project is expected to or will create or retain full-time jobs.

22.8 (b) The determination of whether to make a grant for a site is within the discretion of
22.9 the commissioner, subject to this section. The commissioner's decisions and application of
22.10 the criteria are not subject to judicial review except for abuse of discretion.

22.11 Subd. 6. **Maximum grant amount.** A county, airport authority, or city may receive no
22.12 more than \$250,000 in two years for one or more projects.

22.13 Subd. 7. **Cancellation of grant; return of grant money.** If after five years the
22.14 commissioner determines that a project has not proceeded in a timely manner and is unlikely
22.15 to be completed, the commissioner must cancel the grant and require the grantee to return
22.16 all grant money awarded for that project.

22.17 Subd. 8. **Appropriation.** Grant money returned to the commissioner is appropriated to
22.18 the commissioner to make additional grants under this section.

22.19 Sec. 3. **[116L.35] INVENTORY OF WORKFORCE DEVELOPMENT PROGRAMS.**

22.20 (a) By January 15, 2020, and by January 15 of each even-numbered year thereafter, the
22.21 commissioner of employment and economic development must submit a report to the chairs
22.22 of the legislative committees with jurisdiction over workforce development that provides
22.23 an inventory of all workforce development programs either provided by or overseen by any
22.24 agency of the state of Minnesota.

22.25 (b) Programs related to workforce development that must be included in the report
22.26 include those that:

22.27 (1) receive federal funds or state funds;

22.28 (2) provide assistance to either businesses or individuals; or

22.29 (3) support internships, apprenticeships, career and technical education, or any form of
22.30 employment training.

23.1 (c) For each workforce development program, the report must include, at a minimum,
 23.2 the following information:

23.3 (1) details of program costs;

23.4 (2) the number of staff, both within the department and any outside organization;

23.5 (3) the number of program participants;

23.6 (4) the demographic information including, but not limited to, race, age, gender, and
 23.7 income of program participants;

23.8 (5) a list of any and all subgrantees receiving funds from the program, as well as the
 23.9 amount of funding received;

23.10 (6) information about other sources of funding including other public or private funding
 23.11 or in-kind donations;

23.12 (7) a short description of what each program does; and

23.13 (8) to the extent practical, quantifiable measures of program success.

23.14 (d) In addition to the information required under paragraph (c), a program related to
 23.15 workforce development under paragraph (b) that requests an increase in state funding over
 23.16 the previous biennium must provide the following:

23.17 (1) detailed information regarding the need for increased funds; and

23.18 (2) the planned uses of the increased funds.

23.19 (e) A program related to workforce development under paragraph (b) is ineligible for
 23.20 state funding in the following biennium if it does not submit the information required under
 23.21 paragraph (c).

23.22 Sec. 4. Laws 2017, chapter 94, article 1, section 2, subdivision 3, is amended to read:

23.23 Subd. 3. **Workforce Development** \$ 31,498,000 \$ 30,231,000

23.24 Appropriations by Fund

23.25 General \$6,239,000 \$5,889,000

23.26 Workforce

23.27 Development \$25,259,000 \$24,342,000

23.28 (a) \$500,000 each year is for the
 23.29 youth-at-work competitive grant program
 23.30 under Minnesota Statutes, section 116L.562.

23.31 Of this amount, up to five percent is for

24.1 administration and monitoring of the youth
24.2 workforce development competitive grant
24.3 program. All grant awards shall be for two
24.4 consecutive years. Grants shall be awarded in
24.5 the first year. In fiscal year 2020 and beyond,
24.6 the base amount is \$750,000.

24.7 (b) \$250,000 each year is for pilot programs
24.8 in the workforce service areas to combine
24.9 career and higher education advising.

24.10 (c) \$500,000 each year is for rural career
24.11 counseling coordinator positions in the
24.12 workforce service areas and for the purposes
24.13 specified in Minnesota Statutes, section
24.14 116L.667. The commissioner of employment
24.15 and economic development, in consultation
24.16 with local workforce investment boards and
24.17 local elected officials in each of the service
24.18 areas receiving funds, shall develop a method
24.19 of distributing funds to provide equitable
24.20 services across workforce service areas.

24.21 (d) \$1,000,000 each year is for a grant to the
24.22 Construction Careers Foundation for the
24.23 construction career pathway initiative to
24.24 provide year-round educational and
24.25 experiential learning opportunities for teens
24.26 and young adults under the age of 21 that lead
24.27 to careers in the construction industry. This is
24.28 a onetime appropriation. Grant funds must be
24.29 used to:

24.30 (1) increase construction industry exposure
24.31 activities for middle school and high school
24.32 youth, parents, and counselors to reach a more
24.33 diverse demographic and broader statewide
24.34 audience. This requirement includes, but is
24.35 not limited to, an expansion of programs to

25.1 provide experience in different crafts to youth
25.2 and young adults throughout the state;

25.3 (2) increase the number of high schools in
25.4 Minnesota offering construction classes during
25.5 the academic year that utilize a multicraft
25.6 curriculum;

25.7 (3) increase the number of summer internship
25.8 opportunities;

25.9 (4) enhance activities to support graduating
25.10 seniors in their efforts to obtain employment
25.11 in the construction industry;

25.12 (5) increase the number of young adults
25.13 employed in the construction industry and
25.14 ensure that they reflect Minnesota's diverse
25.15 workforce; and

25.16 (6) enhance an industrywide marketing
25.17 campaign targeted to youth and young adults
25.18 about the depth and breadth of careers within
25.19 the construction industry.

25.20 Programs and services supported by grant
25.21 funds must give priority to individuals and
25.22 groups that are economically disadvantaged
25.23 or historically underrepresented in the
25.24 construction industry, including but not limited
25.25 to women, veterans, and members of minority
25.26 and immigrant groups.

25.27 (e) \$1,539,000 each year from the general fund
25.28 and \$4,604,000 each year from the workforce
25.29 development fund are for the Pathways to
25.30 Prosperity adult workforce development
25.31 competitive grant program. Of this amount,
25.32 up to four percent is for administration and
25.33 monitoring of the program. When awarding
25.34 grants under this paragraph, the commissioner

26.1 of employment and economic development
26.2 may give preference to any previous grantee
26.3 with demonstrated success in job training and
26.4 placement for hard-to-train individuals. In
26.5 fiscal year 2020 and beyond, the general fund
26.6 base amount for this program is \$4,039,000.

26.7 (f) \$750,000 each year is for a competitive
26.8 grant program to provide grants to
26.9 organizations that provide support services for
26.10 individuals, such as job training, employment
26.11 preparation, internships, job assistance to
26.12 fathers, financial literacy, academic and
26.13 behavioral interventions for low-performing
26.14 students, and youth intervention. Grants made
26.15 under this section must focus on low-income
26.16 communities, young adults from families with
26.17 a history of intergenerational poverty, and
26.18 communities of color. Of this amount, up to
26.19 four percent is for administration and
26.20 monitoring of the program. In fiscal year 2020
26.21 and beyond, the base amount is \$1,000,000.

26.22 (g) \$500,000 each year is for the women and
26.23 high-wage, high-demand, nontraditional jobs
26.24 grant program under Minnesota Statutes,
26.25 section 116L.99. Of this amount, up to five
26.26 percent is for administration and monitoring
26.27 of the program. In fiscal year 2020 and
26.28 beyond, the base amount is \$750,000.

26.29 (h) \$500,000 each year is for a competitive
26.30 grant program for grants to organizations
26.31 providing services to relieve economic
26.32 disparities in the Southeast Asian community
26.33 through workforce recruitment, development,
26.34 job creation, assistance of smaller
26.35 organizations to increase capacity, and

27.1 outreach. Of this amount, up to five percent
27.2 is for administration and monitoring of the
27.3 program. In fiscal year 2020 and beyond, the
27.4 base amount is \$1,000,000.

27.5 (i) \$250,000 each year is for a grant to the
27.6 American Indian Opportunities and
27.7 Industrialization Center, in collaboration with
27.8 the Northwest Indian Community
27.9 Development Center, to reduce academic
27.10 disparities for American Indian students and
27.11 adults. This is a onetime appropriation. The
27.12 grant funds may be used to provide:

27.13 (1) student tutoring and testing support
27.14 services;

27.15 (2) training in information technology;

27.16 (3) assistance in obtaining a GED;

27.17 (4) remedial training leading to enrollment in
27.18 a postsecondary higher education institution;

27.19 (5) real-time work experience in information
27.20 technology fields; and

27.21 (6) contextualized adult basic education.

27.22 After notification to the legislature, the
27.23 commissioner may transfer this appropriation
27.24 to the commissioner of education.

27.25 (j) \$100,000 each year is for the getting to
27.26 work grant program. This is a onetime
27.27 appropriation and is available until June 30,
27.28 2021.

27.29 (k) \$525,000 each year is from the workforce
27.30 development fund for a grant to the YWCA
27.31 of Minneapolis to provide economically
27.32 challenged individuals the job skills training,
27.33 career counseling, and job placement

28.1 assistance necessary to secure a child
28.2 development associate credential and to have
28.3 a career path in early childhood education.
28.4 This is a onetime appropriation.

28.5 (l) \$1,350,000 each year is from the workforce
28.6 development fund for a grant to the Minnesota
28.7 High Tech Association to support
28.8 SciTechsperience, a program that supports
28.9 science, technology, engineering, and math
28.10 (STEM) internship opportunities for two- and
28.11 four-year college students and graduate
28.12 students in their field of study. The internship
28.13 opportunities must match students with paid
28.14 internships within STEM disciplines at small,
28.15 for-profit companies located in Minnesota,
28.16 having fewer than 250 employees worldwide.
28.17 At least 300 students must be matched in the
28.18 first year and at least 350 students must be
28.19 matched in the second year. No more than 15
28.20 percent of the hires may be graduate students.
28.21 Selected hiring companies shall receive from
28.22 the grant 50 percent of the wages paid to the
28.23 intern, capped at \$2,500 per intern. The
28.24 program must work toward increasing the
28.25 participation of women or other underserved
28.26 populations. This is a onetime appropriation.

28.27 (m) \$450,000 each year is from the workforce
28.28 development fund for grants to Minnesota
28.29 Diversified Industries, Inc. to provide
28.30 progressive development and employment
28.31 opportunities for people with disabilities. This
28.32 is a onetime appropriation.

28.33 (n) \$500,000 each year is from the workforce
28.34 development fund for a grant to Resource, Inc.
28.35 to provide low-income individuals career

29.1 education and job skills training that are fully
29.2 integrated with chemical and mental health
29.3 services. This is a onetime appropriation.

29.4 (o) \$750,000 each year is from the workforce
29.5 development fund for a grant to the Minnesota
29.6 Alliance of Boys and Girls Clubs to administer
29.7 a statewide project of youth job skills and
29.8 career development. This project, which may
29.9 have career guidance components including
29.10 health and life skills, is designed to encourage,
29.11 train, and assist youth in early access to
29.12 education and job-seeking skills, work-based
29.13 learning experience including career pathways
29.14 in STEM learning, career exploration and
29.15 matching, and first job placement through
29.16 local community partnerships and on-site job
29.17 opportunities. This grant requires a 25 percent
29.18 match from nonstate resources. This is a
29.19 onetime appropriation.

29.20 (p) \$215,000 each year is from the workforce
29.21 development fund for grants to Big Brothers,
29.22 Big Sisters of the Greater Twin Cities for
29.23 workforce readiness, employment exploration,
29.24 and skills development for youth ages 12 to
29.25 21. The grant must serve youth in the Twin
29.26 Cities, Central Minnesota, and Southern
29.27 Minnesota Big Brothers, Big Sisters chapters.
29.28 This is a onetime appropriation.

29.29 (q) \$250,000 each year is from the workforce
29.30 development fund for a grant to YWCA St.
29.31 Paul to provide job training services and
29.32 workforce development programs and
29.33 services, including job skills training and
29.34 counseling. This is a onetime appropriation.

30.1 (r) \$1,000,000 each year is from the workforce
30.2 development fund for a grant to EMERGE
30.3 Community Development, in collaboration
30.4 with community partners, for services
30.5 targeting Minnesota communities with the
30.6 highest concentrations of African and
30.7 African-American joblessness, based on the
30.8 most recent census tract data, to provide
30.9 employment readiness training, credentialed
30.10 training placement, job placement and
30.11 retention services, supportive services for
30.12 hard-to-employ individuals, and a general
30.13 education development fast track and adult
30.14 diploma program. This is a onetime
30.15 appropriation.

30.16 (s) \$1,000,000 each year is from the workforce
30.17 development fund for a grant to the
30.18 Minneapolis Foundation for a strategic
30.19 intervention program designed to target and
30.20 connect program participants to meaningful,
30.21 sustainable living-wage employment. This is
30.22 a onetime appropriation.

30.23 (t) \$750,000 each year is from the workforce
30.24 development fund for a grant to Latino
30.25 Communities United in Service (CLUES) to
30.26 expand culturally tailored programs that
30.27 address employment and education skill gaps
30.28 for working parents and underserved youth by
30.29 providing new job skills training to stimulate
30.30 higher wages for low-income people, family
30.31 support systems designed to reduce
30.32 intergenerational poverty, and youth
30.33 programming to promote educational
30.34 advancement and career pathways. At least
30.35 50 percent of this amount must be used for

- 31.1 programming targeted at greater Minnesota.
- 31.2 This is a onetime appropriation.
- 31.3 (u) \$600,000 each year is from the workforce
- 31.4 development fund for a grant to Ujamaa Place
- 31.5 for job training, employment preparation,
- 31.6 internships, education, training in the
- 31.7 construction trades, housing, and
- 31.8 organizational capacity building. This is a
- 31.9 onetime appropriation.
- 31.10 (v) \$1,297,000 in the first year and \$800,000
- 31.11 in the second year are from the workforce
- 31.12 development fund for performance grants
- 31.13 under Minnesota Statutes, section 116J.8747,
- 31.14 to Twin Cities R!SE to provide training to
- 31.15 hard-to-train individuals. Of the amounts
- 31.16 appropriated, \$497,000 in fiscal year 2018 is
- 31.17 for a grant to Twin Cities R!SE, in
- 31.18 collaboration with Metro Transit and Hennepin
- 31.19 Technical College for the Metro Transit
- 31.20 technician training program. This is a onetime
- 31.21 appropriation and funds are available until
- 31.22 June 30, 2020.
- 31.23 (w) \$230,000 in fiscal year 2018 is from the
- 31.24 workforce development fund for a grant to the
- 31.25 Bois Forte Tribal Employment Rights Office
- 31.26 (TERO) for an American Indian workforce
- 31.27 development training pilot project. This is a
- 31.28 onetime appropriation and is available until
- 31.29 June 30, 2019. Funds appropriated the first
- 31.30 year are available for use in the second year
- 31.31 of the biennium.
- 31.32 (x) \$40,000 in fiscal year 2018 is from the
- 31.33 workforce development fund for a grant to the
- 31.34 Cook County Higher Education Board to
- 31.35 provide educational programming and

32.1 academic support services to remote regions
32.2 in northeastern Minnesota. This appropriation
32.3 is in addition to other funds previously
32.4 appropriated to the board.

32.5 (y) \$250,000 each year is from the workforce
32.6 development fund for a grant to Bridges to
32.7 Healthcare to provide career education,
32.8 wraparound support services, and job skills
32.9 training in high-demand health care fields to
32.10 low-income parents, nonnative speakers of
32.11 English, and other hard-to-train individuals,
32.12 helping families build secure pathways out of
32.13 poverty while also addressing worker
32.14 shortages in one of Minnesota's most
32.15 innovative industries. Funds may be used for
32.16 program expenses, including, but not limited
32.17 to, hiring instructors and navigators; space
32.18 rental; and supportive services to help
32.19 participants attend classes, including assistance
32.20 with course fees, child care, transportation,
32.21 and safe and stable housing. In addition, up to
32.22 five percent of grant funds may be used for
32.23 Bridges to Healthcare's administrative costs.
32.24 This is a onetime appropriation and is
32.25 available until June 30, 2020.

32.26 (z) \$500,000 each year is from the workforce
32.27 development fund for a grant to the Nonprofits
32.28 Assistance Fund to provide capacity-building
32.29 grants to small, culturally specific
32.30 organizations that primarily serve historically
32.31 underserved cultural communities. Grants may
32.32 only be awarded to nonprofit organizations
32.33 that have an annual organizational budget of
32.34 less than \$500,000 and are culturally specific
32.35 organizations that primarily serve historically

33.1 underserved cultural communities. Grant funds
33.2 awarded must be used for:

33.3 (1) organizational infrastructure improvement,
33.4 including developing database management
33.5 systems and financial systems, or other
33.6 administrative needs that increase the
33.7 organization's ability to access new funding
33.8 sources;

33.9 (2) organizational workforce development,
33.10 including hiring culturally competent staff,
33.11 training and skills development, and other
33.12 methods of increasing staff capacity; or

33.13 (3) creation or expansion of partnerships with
33.14 existing organizations that have specialized
33.15 expertise in order to increase the capacity of
33.16 the grantee organization to improve services
33.17 for the community. Of this amount, up to five
33.18 percent may be used by the Nonprofits
33.19 Assistance Fund for administration costs and
33.20 providing technical assistance to potential
33.21 grantees. This is a onetime appropriation.

33.22 (aa) \$4,050,000 each year is from the
33.23 workforce development fund for the
33.24 Minnesota youth program under Minnesota
33.25 Statutes, sections 116L.56 and 116L.561.

33.26 (bb) \$1,000,000 each year is from the
33.27 workforce development fund for the
33.28 youthbuild program under Minnesota Statutes,
33.29 sections 116L.361 to 116L.366.

33.30 (cc) \$3,348,000 each year is from the
33.31 workforce development fund for the "Youth
33.32 at Work" youth workforce development
33.33 competitive grant program. Of this amount,
33.34 up to five percent is for administration and

- 34.1 monitoring of the youth workforce
- 34.2 development competitive grant program. All
- 34.3 grant awards shall be for two consecutive
- 34.4 years. Grants shall be awarded in the first year.
- 34.5 (dd) \$500,000 each year is from the workforce
- 34.6 development fund for the Opportunities
- 34.7 Industrialization Center programs.
- 34.8 (ee) \$750,000 each year is from the workforce
- 34.9 development fund for a grant to Summit
- 34.10 Academy OIC to expand its contextualized
- 34.11 GED and employment placement program.
- 34.12 This is a onetime appropriation.
- 34.13 (ff) \$500,000 each year is from the workforce
- 34.14 development fund for a grant to
- 34.15 Goodwill-Easter Seals Minnesota and its
- 34.16 partners. The grant shall be used to continue
- 34.17 the FATHER Project in Rochester, Park
- 34.18 Rapids, St. Cloud, Minneapolis, and the
- 34.19 surrounding areas to assist fathers in
- 34.20 overcoming barriers that prevent fathers from
- 34.21 supporting their children economically and
- 34.22 emotionally. This is a onetime appropriation.
- 34.23 (gg) \$150,000 each year is from the workforce
- 34.24 development fund for displaced homemaker
- 34.25 programs under Minnesota Statutes, section
- 34.26 116L.96. The commissioner shall distribute
- 34.27 the funds to existing nonprofit and state
- 34.28 displaced homemaker programs. This is a
- 34.29 onetime appropriation.
- 34.30 (hh)(1) \$150,000 in fiscal year 2018 is from
- 34.31 the workforce development fund for a grant
- 34.32 to Anoka County to develop and implement
- 34.33 a pilot program to increase competitive

35.1 employment opportunities for transition-age
35.2 youth ages 18 to 21.

35.3 (2) The competitive employment for
35.4 transition-age youth pilot program shall
35.5 include career guidance components, including
35.6 health and life skills, to encourage, train, and
35.7 assist transition-age youth in job-seeking
35.8 skills, workplace orientation, and job site
35.9 knowledge.

35.10 (3) In operating the pilot program, Anoka
35.11 County shall collaborate with schools,
35.12 disability providers, jobs and training
35.13 organizations, vocational rehabilitation
35.14 providers, and employers to build upon
35.15 opportunities and services, to prepare
35.16 transition-age youth for competitive
35.17 employment, and to enhance employer
35.18 connections that lead to employment for the
35.19 individuals served.

35.20 (4) Grant funds may be used to create an
35.21 on-the-job training incentive to encourage
35.22 employers to hire and train qualifying
35.23 individuals. A participating employer may
35.24 receive up to 50 percent of the wages paid to
35.25 the employee as a cost reimbursement for
35.26 on-the-job training provided.

35.27 (ii) \$500,000 each year is from the workforce
35.28 development fund for rural career counseling
35.29 coordinator positions in the workforce service
35.30 areas and for the purposes specified in
35.31 Minnesota Statutes, section 116L.667. The
35.32 commissioner of employment and economic
35.33 development, in consultation with local
35.34 workforce investment boards and local elected
35.35 officials in each of the service areas receiving

36.1 funds, shall develop a method of distributing
36.2 funds to provide equitable services across
36.3 workforce service areas.

36.4 (jj) In calendar year 2017, the public utility
36.5 subject to Minnesota Statutes, section
36.6 116C.779, must withhold \$1,000,000 from the
36.7 funds required to fulfill its financial
36.8 commitments under Minnesota Statutes,
36.9 section 116C.779, subdivision 1, and pay such
36.10 amounts to the commissioner of employment
36.11 and economic development for deposit in the
36.12 Minnesota 21st century fund under Minnesota
36.13 Statutes, section 116J.423.

36.14 (kk) \$350,000 in fiscal year 2018 is for a grant
36.15 to AccessAbility Incorporated to provide job
36.16 skills training to individuals who have been
36.17 released from incarceration for a felony-level
36.18 offense and are no more than 12 months from
36.19 the date of release. AccessAbility Incorporated
36.20 shall annually report to the commissioner on
36.21 how the money was spent and the results
36.22 achieved. The report must include, at a
36.23 minimum, information and data about the
36.24 number of participants; participant
36.25 homelessness, employment, recidivism, and
36.26 child support compliance; and training
36.27 provided to program participants.

36.28 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2017.

36.29 **Sec. 5. ONETIME EXCEPTION TO RESTRICTIONS ON USE OF MINNESOTA**
36.30 **INVESTMENT FUND LOCAL GOVERNMENT LOAN REPAYMENT FUNDS.**

36.31 (a) Notwithstanding Minnesota Statutes, section 116J.8731, a home rule charter or
36.32 statutory city, county, or town that has uncommitted money received from repayment of
36.33 funds awarded under Minnesota Statutes, section 116J.8731, may choose to transfer 20
36.34 percent of the balance of that money to the state general fund before June 30, 2020. Any

37.1 local entity that does so may then use the remaining 80 percent of the uncommitted money
37.2 as a general purpose aid for any lawful expenditure.

37.3 (b) By February 15, 2021, a home rule charter or statutory city, county, or town that
37.4 exercises the option under paragraph (a) shall submit to the chairs of the legislative
37.5 committees with jurisdiction over economic development policy and finance an accounting
37.6 and explanation of the use and distribution of the funds.

37.7 **ARTICLE 3**

37.8 **LABOR AND INDUSTRY POLICY**

37.9 Section 1. Minnesota Statutes 2018, section 15.72, subdivision 2, is amended to read:

37.10 Subd. 2. **Retainage.** (a) A public contracting agency may reserve as retainage from any
37.11 progress payment on a public contract for a public improvement an amount not to exceed
37.12 five percent of the payment. ~~A~~ The public contracting agency may reduce the amount of
37.13 the retainage and may eliminate retainage on any monthly contract payment if, in the agency's
37.14 opinion, the work is progressing satisfactorily.

37.15 (b) For all construction contracts greater than \$5,000,000, the public contracting agency
37.16 must reduce retainage to no more than 2.5 percent if the public contracting agency determines
37.17 the work is 75 percent or more complete, that work is progressing satisfactorily, and all
37.18 contract requirements are being met.

37.19 (c) The public contracting agency must release any remaining retainage no later than 60
37.20 days after substantial completion.

37.21 (d) A contractor on a public contract for a public improvement must pay out any
37.22 remaining retainage to its subcontractors no later than ten days after receiving payment of
37.23 retainage from the public contracting agency, unless there is a dispute about the work under
37.24 a subcontract. If there is a dispute about the work under a subcontract, the contractor must
37.25 pay out retainage to any subcontractor whose work is not involved in the dispute, and must
37.26 provide a written statement detailing the amount and reason for the withholding to the
37.27 affected subcontractor and the public agency.

37.28 (e) A contractor may not reserve as retainage from a subcontractor an amount that exceeds
37.29 the amount reserved by the public contracting agency under this subdivision. Upon written
37.30 request of a subcontractor who has not been paid for work in accordance with section
37.31 16A.1245 or 471.425, subdivision 4a, the public contracting agency shall notify the
37.32 subcontractor of a progress payment, retainage payment, or final payment made to the
37.33 contractor. A contractor must include in any contract with a subcontractor the name, address,

38.1 and telephone number of a responsible official at the public contracting agency that may
38.2 be contacted for purposes of making a request under this paragraph.

38.3 (f) After substantial completion, a public contracting agency may withhold no more
38.4 than:

38.5 (1) 250 percent of the value of incomplete or defective work; and

38.6 (2) one percent of the value of the contract or \$500, whichever is greater, pending
38.7 completion and submission of all final paperwork by the contractor, provided that an amount
38.8 withheld under this clause may not exceed \$10,000.

38.9 If the public contracting agency withholds payment under this paragraph, the public
38.10 contracting agency must promptly provide a written statement detailing the amount and
38.11 basis of withholding to the contractor. The public contracting agency must provide a copy
38.12 of this statement to any subcontractor that requests it. Any amounts withheld for incomplete
38.13 or defective work shall be paid within 45 days after the completion of the work. Any amounts
38.14 withheld under clause (1) must be paid within 45 days after completion of the work. Any
38.15 amounts withheld under clause (2) must be paid within 45 days after submission of all final
38.16 paperwork.

38.17 (g) As used in this subdivision, "substantial completion" shall be determined as provided
38.18 in section 541.051, subdivision 1, paragraph (a). For construction, reconstruction, or
38.19 improvement of streets and highways, including bridges, substantial completion means the
38.20 date when construction-related traffic devices and ongoing inspections are no longer required.

38.21 (h) The maximum retainage percentage allowed for a building and construction contract
38.22 is the retainage percentage withheld by the public contracting agency from the contractor.

38.23 (i) Withholding retainage for warranties or warranty work is prohibited.

38.24 **EFFECTIVE DATE.** This section applies to agreements entered into on or after August
38.25 1, 2019.

38.26 Sec. 2. Minnesota Statutes 2018, section 175.46, subdivision 3, is amended to read:

38.27 Subd. 3. **Duties.** (a) The commissioner shall:

38.28 (1) approve youth skills training programs that train student learners for careers in
38.29 high-growth, high-demand occupations that provide:

38.30 (i) that the work of the student learner in the occupations declared particularly hazardous
38.31 shall be incidental to the training;

39.1 (ii) that the work shall be intermittent and for short periods of time, and under the direct
39.2 and close supervision of a qualified and experienced person;

39.3 (iii) that safety instruction shall be provided to the student learner and may be given by
39.4 the school and correlated by the employer with on-the-job training;

39.5 (iv) a schedule of organized and progressive work processes to be performed on the job;

39.6 (v) a schedule of wage rates in compliance with section 177.24; and

39.7 (vi) whether the student learner will obtain secondary school academic credit,
39.8 postsecondary credit, or both, for the training program;

39.9 (2) approve occupations and maintain a list of approved occupations for programs under
39.10 this section;

39.11 (3) issue requests for proposals for grants;

39.12 (4) work with individuals representing industry and labor to develop new youth skills
39.13 training programs;

39.14 (5) develop model program guides;

39.15 (6) monitor youth skills training programs;

39.16 (7) provide technical assistance to local partnership grantees;

39.17 (8) work with providers to identify paths for receiving postsecondary credit for
39.18 participation in the youth skills training program; and

39.19 (9) approve other activities as necessary to implement the program.

39.20 (b) The commissioner shall collaborate with stakeholders, including, but not limited to,
39.21 representatives of secondary school institutions, career and technical education instructors,
39.22 postsecondary institutions, businesses, and labor, in developing youth skills training
39.23 programs, and identifying and approving occupations and competencies for youth skills
39.24 training programs.

39.25 Sec. 3. Minnesota Statutes 2018, section 175.46, subdivision 13, is amended to read:

39.26 Subd. 13. **Grant awards.** (a) The commissioner shall award grants to local partnerships
39.27 for youth skills training programs that train student learners for careers in high-growth,
39.28 high-demand occupations. Grant awards may not exceed \$100,000 per local partnership
39.29 grant.

40.1 (b) A local partnership awarded a grant under this section must use the grant award for
40.2 any of the following implementation and coordination activities:

40.3 (1) recruiting additional employers to provide on-the-job training and supervision for
40.4 student learners and providing technical assistance to those employers;

40.5 (2) recruiting students to participate in the local youth skills training program, monitoring
40.6 the progress of student learners participating in the program, and monitoring program
40.7 outcomes;

40.8 (3) coordinating youth skills training activities within participating school districts and
40.9 among participating school districts, postsecondary institutions, and employers;

40.10 (4) coordinating academic, vocational and occupational learning, school-based and
40.11 work-based learning, and secondary and postsecondary education for participants in the
40.12 local youth skills training program;

40.13 (5) coordinating transportation for student learners participating in the local youth skills
40.14 training program; and

40.15 (6) any other implementation or coordination activity that the commissioner may direct
40.16 or permit the local partnership to perform.

40.17 ~~(b)~~ (c) Grant awards may not be used to directly or indirectly pay the wages of a student
40.18 learner.

40.19 Sec. 4. Minnesota Statutes 2018, section 326B.821, subdivision 21, is amended to read:

40.20 Subd. 21. **Residential building contractor, remodeler, and roofer education.** (a) Each
40.21 licensee must, during each continuing education reporting period, complete and report one
40.22 hour of continuing education relating to energy codes or energy conservation measures
40.23 applicable to residential buildings and one hour of business management strategies applicable
40.24 to residential construction businesses.

40.25 (b) Immediately following the adoption date of a new residential code, the commissioner
40.26 may prescribe that up to seven of the required 14 hours of continuing education credit per
40.27 licensure period include education hours specifically designated to instruct licensees on
40.28 new or existing State Building Code provisions.

40.29 Sec. 5. Minnesota Statutes 2018, section 337.10, subdivision 4, is amended to read:

40.30 Subd. 4. **Progress payments and retainages.** (a) Unless the building and construction
40.31 contract provides otherwise, the owner or other persons making payments under the contract

41.1 must make progress payments monthly as the work progresses. Payments shall be based
41.2 upon estimates of work completed as approved by the owner or the owner's agent. A progress
41.3 payment shall not be considered acceptance or approval of any work or waiver of any defects
41.4 therein.

41.5 (b) Retainage on a building and construction contract may not exceed five percent. An
41.6 owner or owner's agent may reduce the amount of retainage and may eliminate retainage
41.7 on any monthly contract payment if, in the owner's opinion, the work is progressing
41.8 satisfactorily. Nothing in this subdivision is intended to require that retainage be withheld
41.9 in any building or construction contract. For all construction contracts greater than
41.10 \$5,000,000, the owner or the owner's agent must reduce retainage to no more than 2.5
41.11 percent if the owner or the owner's agent determines the work is 75 percent or more complete,
41.12 that work is progressing satisfactorily, and all contract requirements are being met.

41.13 (c) The owner or the owner's agent must release any remaining retainage no later than
41.14 60 days after substantial completion. For purposes of this subdivision, "substantial
41.15 completion" shall be determined as provided in section 541.051, subdivision 1, paragraph
41.16 (a).

41.17 ~~(e)~~ (d) Any contractor holding retainage must reduce that retainage at the same rate
41.18 reduced by the owner or the owner's agent. A contractor must pay out any remaining retainage
41.19 no later than ten days after receiving payment of retainage, unless there is a dispute about
41.20 the work under a subcontract, in which case the contractor must pay out retainage to any
41.21 party whose work is not involved in the dispute. Nothing in this subdivision is intended to
41.22 require that retainage be withheld in any building or construction contract.

41.23 (e) After substantial completion, an owner or owner's agent may withhold no more than:

41.24 (1) 250 percent of the value of incomplete or defective work; and

41.25 (2) one percent of the value of the contract or \$500, whichever is greater, pending
41.26 completion and submission of all final paperwork by the contractor, provided that an amount
41.27 withheld under this clause may not exceed \$10,000.

41.28 If the owner or the owner's agent withholds payment under this paragraph, the owner or the
41.29 owner's agent must promptly provide a written statement detailing the amount and basis of
41.30 withholding to the contractor. The owner or the owner's agent and the contractor must
41.31 provide a copy of this statement to any subcontractor that requests it. Any amounts withheld
41.32 for incomplete or defective work shall be paid within 45 days after the completion of the
41.33 work. Any amounts withheld under clause (1) must be paid within 45 days after completion

42.1 of the work. Any amounts withheld under clause (2) must be paid within 45 days after
42.2 submission of all final paperwork.

42.3 (f) The maximum retainage percentage allowed for a building and construction contract
42.4 is the retainage percentage withheld by the owner from the contractor.

42.5 (g) Withholding retainage for warranties or warranty work is prohibited.

42.6 (h) Retainage must not be used as collateral for the owner, owner's agent, or contractor.

42.7 (i) This subdivision does not apply to a public agency as defined in section 15.71,
42.8 subdivision 3.

42.9 (j) This subdivision does not apply to contracts for professional services as defined in
42.10 sections 326.02 to 326.15.

42.11 **EFFECTIVE DATE.** This section applies to agreements entered into on or after August
42.12 1, 2019.

42.13 **Sec. 6. CONTRACTOR RECOVERY FUND; CONSUMER AWARENESS**
42.14 **CAMPAIGN.**

42.15 In fiscal years 2020 and 2021 the commissioner of labor and industry may spend up to
42.16 \$500,000 in each year from the contractor recovery fund to conduct a statewide consumer
42.17 awareness campaign highlighting the importance of hiring licensed contractors as well as
42.18 the consequences of hiring unlicensed contractors.

42.19 **ARTICLE 4**
42.20 **EMPLOYMENT POLICY**

42.21 Section 1. Minnesota Statutes 2018, section 177.23, subdivision 7, is amended to read:

42.22 Subd. 7. **Employee.** "Employee" means any individual employed by an employer but
42.23 does not include:

42.24 (1) two or fewer specified individuals employed at any given time in agriculture on a
42.25 farming unit or operation who are paid a salary;

42.26 (2) any individual employed in agriculture on a farming unit or operation who is paid a
42.27 salary greater than the individual would be paid if the individual worked 48 hours at the
42.28 state minimum wage plus 17 hours at 1-1/2 times the state minimum wage per week;

- 43.1 (3) an individual under 18 who is employed in agriculture on a farm to perform services
43.2 other than corn detasseling or hand field work when one or both of that minor hand field
43.3 worker's parents or physical custodians are also hand field workers;
- 43.4 (4) for purposes of section 177.24, an individual under 18 who is employed as a corn
43.5 detasseler;
- 43.6 (5) any staff member employed on a seasonal basis by an organization for work in an
43.7 organized resident or day camp operating under a permit issued under section 144.72;
- 43.8 (6) any individual employed in a bona fide executive, administrative, or professional
43.9 capacity, or a salesperson who conducts no more than 20 percent of sales on the premises
43.10 of the employer;
- 43.11 (7) any individual who renders service gratuitously for a nonprofit organization;
- 43.12 (8) any individual who serves as an elected official for a political subdivision or who
43.13 serves on any governmental board, commission, committee or other similar body, or who
43.14 renders service gratuitously for a political subdivision;
- 43.15 (9) any individual employed by a political subdivision to provide police or fire protection
43.16 services or employed by an entity whose principal purpose is to provide police or fire
43.17 protection services to a political subdivision;
- 43.18 (10) any individual employed by a political subdivision who is ineligible for membership
43.19 in the Public Employees Retirement Association under section 353.01, subdivision 2b,
43.20 clause (1), (2), (4), or (9), item (i);
- 43.21 (11) any driver employed by an employer engaged in the business of operating taxicabs;
- 43.22 (12) any individual engaged in babysitting as a sole practitioner;
- 43.23 (13) for the purpose of section 177.25, any individual employed on a seasonal basis in
43.24 a carnival, circus, fair, or ski facility;
- 43.25 (14) any individual under 18 working less than 20 hours per workweek for a municipality
43.26 as part of a recreational program;
- 43.27 (15) any individual employed by the state as a natural resource manager 1, 2, or 3
43.28 (conservation officer);
- 43.29 (16) any individual in a position for which the United States Department of Transportation
43.30 has power to establish qualifications and maximum hours of service under United States
43.31 Code, title 49, section 31502;

44.1 (17) any individual employed as a seafarer. The term "seafarer" means a master of a
44.2 vessel or any person subject to the authority, direction, and control of the master who is
44.3 exempt from federal overtime standards under United States Code, title 29, section 213(b)(6),
44.4 including but not limited to pilots, sailors, engineers, radio operators, firefighters, security
44.5 guards, pursers, surgeons, cooks, and stewards;

44.6 (18) any individual employed by a county in a single-family residence owned by a county
44.7 home school as authorized under section 260B.060 if the residence is an extension facility
44.8 of that county home school, and if the individual as part of the employment duties resides
44.9 at the residence for the purpose of supervising children as defined by section 260C.007,
44.10 subdivision 4; ~~or~~

44.11 (19) nuns, monks, priests, lay brothers, lay sisters, ministers, deacons, and other members
44.12 of religious orders who serve pursuant to their religious obligations in schools, hospitals,
44.13 and other nonprofit institutions operated by the church or religious order; or

44.14 (20) any individual employed on a seasonal basis who has entered into a contract to play
44.15 baseball at the minor league level.

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

44.17 Sec. 2. Minnesota Statutes 2018, section 177.27, subdivision 1, is amended to read:

44.18 Subdivision 1. **Examination of records.** The commissioner may enter during reasonable
44.19 office hours or upon request and inspect the place of business or employment of any employer
44.20 of employees working in the state, to examine and inspect books, registers, payrolls, and
44.21 other records of any employer that in any way relate to wages, hours, and other conditions
44.22 of employment of any employees. The commissioner may transcribe any or all of the books,
44.23 registers, payrolls, and other records as the commissioner deems necessary or appropriate
44.24 and may question the employees to ascertain compliance with sections 177.21 to 177.435.
44.25 The commissioner may investigate wage claims or complaints by an employee against an
44.26 employer if: (1) the failure to pay a wage may violate Minnesota law or an order or rule of
44.27 the department; and (2) the employee making the wage claim or complaint has provided a
44.28 written demand for payment to the employer at least five days prior to the commissioner
44.29 initiating an investigation.

44.30 Sec. 3. Minnesota Statutes 2018, section 177.32, subdivision 1, is amended to read:

44.31 Subdivision 1. **Misdemeanors.** (a) An employer who does any of the following is guilty
44.32 of a misdemeanor:

45.1 (1) hinders or delays the commissioner in the performance of duties required under
45.2 sections 177.21 to 177.435, or sections 181.01 to 181.72;

45.3 (2) refuses to admit the commissioner to the place of business or employment of the
45.4 employer, as required by section 177.27, subdivision 1;

45.5 (3) repeatedly fails to make, keep, and preserve records as required by section 177.30;

45.6 (4) falsifies any record;

45.7 (5) refuses to make any record available, or to furnish a sworn statement of the record
45.8 or any other information as required by section 177.27;

45.9 (6) repeatedly fails to post a summary of sections 177.21 to 177.44 or a copy or summary
45.10 of the applicable rules as required by section 177.31;

45.11 (7) pays or agrees to pay wages at a rate less than the rate required under sections 177.21
45.12 to 177.44;

45.13 (8) refuses to allow adequate time from work as required by section 177.253; ~~or~~

45.14 (9) otherwise violates any provision of sections 177.21 to 177.44; or

45.15 (10) commits wage theft as described in section 181.03, subdivision 1.

45.16 (b) An employer who violates paragraph (a), clause (10), after having been previously
45.17 convicted of violating that clause is guilty of a gross misdemeanor.

45.18 (c) Nothing in paragraph (a), clause (10), or paragraph (b), or section 609.035 or 609.04
45.19 shall limit the power of the state to prosecute or punish a person for conduct that constitutes
45.20 any other crime under any other law of this state.

45.21 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to crimes
45.22 committed on or after that date.

45.23 Sec. 4. Minnesota Statutes 2018, section 181.03, subdivision 1, is amended to read:

45.24 Subdivision 1. **Prohibited practices.** ~~An employer may not, directly or indirectly and~~
45.25 ~~with intent to defraud:~~

45.26 (a) No employer shall commit wage theft.

45.27 (b) For purposes of this section, wage theft is committed if an employer, with intent to
45.28 defraud:

45.29 (1) fails to pay an employee all wages to which that employee is entitled;

46.1 ~~(1) cause~~ (2) directly or indirectly causes any employee to give a receipt for wages for
 46.2 a greater amount than that actually paid to the employee for services rendered;

46.3 ~~(2) (3) directly or indirectly demand demands~~ or ~~receive receives~~ from any employee
 46.4 any rebate or refund from the wages owed the employee under contract of employment with
 46.5 the employer; or

46.6 ~~(3) in any manner make~~ (4) makes or ~~attempt attempts~~ to make it appear in any manner
 46.7 that the wages paid to any employee were greater than the amount actually paid to the
 46.8 employee; or

46.9 (5) retaliates against an employee for asserting rights or remedies under this section,
 46.10 including but not limited to filing a complaint with the Department of Labor and Industry,
 46.11 telling the employer of intention to file a complaint, or making a written demand for payment
 46.12 to the employer as provided under section 177.27, subdivision 1.

46.13 Sec. 5. Minnesota Statutes 2018, section 181.03, is amended by adding a subdivision to
 46.14 read:

46.15 Subd. 4. **Enforcement.** The commissioner may enforce this section. The use of an
 46.16 enforcement provision in this section shall not preclude the use of any other enforcement
 46.17 provision provided by law.

46.18 Sec. 6. Minnesota Statutes 2018, section 181.03, is amended by adding a subdivision to
 46.19 read:

46.20 Subd. 5. **Effect on other laws.** Nothing in this section shall be construed to limit the
 46.21 application of other state or federal laws.

46.22 Sec. 7. **[181.741] EXPRESS PREEMPTION; UNIFORMITY OF PRIVATE**
 46.23 **EMPLOYER MANDATES.**

46.24 Subdivision 1. **Definitions.** (a) For the purposes of this section, the terms defined in this
 46.25 subdivision have the meanings given them.

46.26 (b) "Employer" means a private person employing one or more employees in the state.

46.27 (c) "Local government" means a home rule charter city, statutory city, town, county, the
 46.28 Metropolitan Council, a metropolitan agency as defined in section 473.121, subdivision 5a,
 46.29 or a special district.

46.30 Subd. 2. **Express preemption.** (a) A local government must not adopt, enforce, or
 46.31 administer an ordinance, local resolution, or local policy requiring an employer to pay an

47.1 employee a wage higher than the applicable state minimum wage rate provided in section
 47.2 177.24.

47.3 (b) A local government must not adopt, enforce, or administer an ordinance, local
 47.4 resolution, or local policy requiring an employer to provide either paid or unpaid leave time.

47.5 (c) A local government must not adopt, enforce, or administer an ordinance, local
 47.6 resolution, or local policy regulating the hours or scheduling of work time that an employer
 47.7 provides to an employee. This paragraph does not preempt an ordinance, local resolution,
 47.8 or local policy limiting the hours a business may operate.

47.9 (d) A local government must not adopt, enforce, or administer an ordinance, local
 47.10 resolution, or local policy requiring an employer to provide an employee a particular benefit
 47.11 or terms of employment.

47.12 Subd. 3. **Local governments as employers and contractors.** This section does not
 47.13 regulate wages, hours, benefits, paid or unpaid leave, attendance policies, or other terms of
 47.14 employment that a local government:

47.15 (1) provides to its own employee;

47.16 (2) requires an employer to provide to its employee to the extent that employer is
 47.17 providing goods or services to the local government, and the requirement applies specifically
 47.18 to work performed in providing goods or services to the local government; or

47.19 (3) requires an employer to provide to its employee, to the extent that employer is
 47.20 receiving funding from the local government or is providing goods or services funded in
 47.21 whole or in part by the local government, when the requirement is an express condition of
 47.22 the funding.

47.23 **EFFECTIVE DATE.** This section is effective upon final enactment and applies to
 47.24 ordinances, local policies, and local resolutions enacted on or after January 1, 2018.

47.25 **ARTICLE 5**

47.26 **WORKERS' COMPENSATION ADVISORY COUNCIL RECOMMENDATIONS**

47.27 Section 1. Minnesota Statutes 2018, section 176.1812, subdivision 2, is amended to read:

47.28 Subd. 2. **Filing and review.** (a) A copy of the agreement and the approximate number
 47.29 of employees who will be covered under it must be filed with the commissioner. Within 21
 47.30 days of receipt of an agreement, the commissioner shall review the agreement for compliance
 47.31 with this section and the benefit provisions of this chapter and notify the parties of any
 47.32 additional information required or any recommended modification that would bring the

48.1 agreement into compliance. Upon receipt of any requested information or modification, the
 48.2 commissioner must notify the parties within 21 days whether the agreement is in compliance
 48.3 with this section and the benefit provisions of this chapter.

48.4 (b) After an agreement is approved by the commissioner under paragraph (a), a qualified
 48.5 employer may join or withdraw from a qualified group of employers without commissioner
 48.6 review or approval. The commissioner must be notified within 30 days when a qualified
 48.7 employer joins or withdraws from a qualified group of employers.

48.8 (c) In order for any agreement to remain in effect, it must provide for a timely and
 48.9 accurate method of reporting to the commissioner necessary information regarding service
 48.10 cost and utilization the individual claims covered by the agreement and claim-specific
 48.11 dispute resolution data, in the form and manner prescribed by the commissioner. Dispute
 48.12 resolution data includes information about facilitation, mediation, and arbitration and shall
 48.13 be provided annually to the commissioner to enable the commissioner to annually report
 48.14 aggregate dispute data to the legislature. The information provided to the commissioner
 48.15 must include aggregate data on the:

48.16 (i) person hours and payroll covered by agreements filed;

48.17 (ii) number of claims filed;

48.18 (iii) average cost per claim;

48.19 (iv) number of litigated claims, including the number of claims submitted to arbitration,
 48.20 the Workers' Compensation Court of Appeals, the Office of Administrative Hearings, the
 48.21 district court, the Minnesota Court of Appeals or the supreme court;

48.22 (v) number of contested claims resolved prior to arbitration;

48.23 (vi) projected incurred costs and actual costs of claims;

48.24 (vii) employer's safety history;

48.25 (viii) number of workers participating in vocational rehabilitation; and

48.26 (ix) number of workers participating in light-duty programs.

48.27 **EFFECTIVE DATE.** Paragraphs (a) and (b) are effective June 1, 2019. Paragraph (c)
 48.28 is effective August 1, 2020.

48.29 Sec. 2. Minnesota Statutes 2018, section 176.231, subdivision 1, is amended to read:

48.30 Subdivision 1. **Time limitation.** (a) Where death or serious injury occurs to an employee
 48.31 during the course of employment, the employer shall report the injury or death to the

49.1 commissioner and insurer within 48 hours after its occurrence. Where any other injury
49.2 occurs which wholly or partly incapacitates the employee from performing labor or service
49.3 for more than three calendar days, the employer shall report the injury to the insurer on a
49.4 form prescribed by the commissioner within ten days from its occurrence. An insurer and
49.5 self-insured employer shall report the injury to the commissioner no later than 14 days from
49.6 its occurrence. Where an injury has once been reported but subsequently death ensues, the
49.7 employer shall report the death to the commissioner and insurer within 48 hours after the
49.8 employer receives notice of this fact. An employer who provides notice to the Occupational
49.9 Safety and Health Division of the Department of Labor and Industry of a fatality within the
49.10 eight-hour time frame required by law, or of an inpatient hospitalization within the 24-hour
49.11 time frame required by law, has satisfied the employer's obligation under this section.

49.12 (b) At the time an injury is required to be reported to the commissioner, the insurer or
49.13 self-insured employer must also specify whether the injury is covered by a collective
49.14 bargaining agreement approved by the commissioner under section 176.1812. Notice must
49.15 be provided in the format and manner prescribed by the commissioner.

49.16 **EFFECTIVE DATE.** This section is effective August 1, 2020."

49.17 Amend the title accordingly