

1.1 moves to amend H.F. No. 641 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 CLEAN WATER FUND

1.5 Section 1. CLEAN WATER FUND APPROPRIATIONS.

1.6 The sums shown in the columns marked "Appropriations" are appropriated to the
1.7 agencies and for the purposes specified in this article. The appropriations are from the
1.8 clean water fund and are available for the fiscal years indicated for allowable activities
1.9 under the Minnesota Constitution, article XI, section 15. The figures "2014" and "2015"
1.10 used in this article mean that the appropriations listed under them are available for the
1.11 fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal
1.12 year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014
1.13 and 2015. The appropriations in this article are onetime.

1.14		<u>APPROPRIATIONS</u>	
1.15		<u>Available for the Year</u>	
1.16		<u>Ending June 30</u>	
1.17		<u>2014</u>	<u>2015</u>

1.18 Sec. 2. CLEAN WATER

1.19	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>95,145,000</u>	<u>\$</u>	<u>96,032,000</u>
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1.20 The amounts that may be spent for each
1.21 purpose are specified in the following
1.22 sections.

1.23 Subd. 2. Availability of Appropriation

1.24 Money appropriated in this article may not
1.25 be spent on activities unless they are directly

2.1 related to and necessary for a specific
 2.2 appropriation and the recipient retains
 2.3 documentation sufficient to justify the use of
 2.4 the funds. Money appropriated in this article
 2.5 must be spent in accordance with Minnesota
 2.6 Management and Budget's Guidance to
 2.7 Agencies on Legacy Fund Expenditure.
 2.8 Notwithstanding Minnesota Statutes, section
 2.9 16A.28, and unless otherwise specified in
 2.10 this article, fiscal year 2014 appropriations
 2.11 are available until June 30, 2015, and fiscal
 2.12 year 2015 appropriations are available until
 2.13 June 30, 2016. If a project receives federal
 2.14 funds, the time period of the appropriation is
 2.15 extended to equal the availability of federal
 2.16 funding.

2.17 **Sec. 3. DEPARTMENT OF AGRICULTURE \$ 7,895,000 \$ 7,895,000**

2.18 (a) \$350,000 the first year and \$350,000 the
 2.19 second year are to accelerate monitoring for
 2.20 pesticides and pesticide degradates in surface
 2.21 water and groundwater in areas vulnerable to
 2.22 surface water impairments and groundwater
 2.23 degradation, and to use data collected to
 2.24 improve pesticide use practices.

2.25 (b) \$3,110,000 the first year and \$3,110,000
 2.26 the second year are to increase monitoring
 2.27 and evaluate trends in the concentration of
 2.28 nitrate in groundwater in areas vulnerable
 2.29 to groundwater degradation, including a
 2.30 substantial increase of monitoring of private
 2.31 wells in cooperation with the commissioner
 2.32 of health, monitoring for pesticides when
 2.33 nitrate are detected, and promoting and
 2.34 evaluating regional and crop-specific nutrient
 2.35 best management practices to protect

3.1 groundwater from degradation. Of this
3.2 amount, \$75,000 is for accelerating the
3.3 update for the commercial manure applicator
3.4 manual. This amount is to be matched with
3.5 general funds. This appropriation is available
3.6 until June 30, 2016, when the commissioner
3.7 shall submit a report to the chairs and
3.8 ranking minority members of the senate and
3.9 house of representatives committees and
3.10 divisions with jurisdiction over agriculture
3.11 and environment and natural resources
3.12 policy and finance on the expenditure
3.13 of these funds, including the progress in
3.14 preventing groundwater degradation and
3.15 recommendations. By October 15, 2014, the
3.16 commissioner shall submit an interim report
3.17 to the chairs and ranking minority members
3.18 of the senate and house of representatives
3.19 committees and divisions with jurisdiction
3.20 over agriculture and environment and
3.21 natural resources policy and finance on
3.22 the expenditure of these funds, including
3.23 recommendations.

3.24 (c) \$100,000 the first year and \$100,000 the
3.25 second year are for a revolving loan account
3.26 to provide loans for septic system repair on
3.27 farms damaged as the result of a disaster.

3.28 (d) \$1,500,000 the first year and \$1,500,000
3.29 the second year are for technical assistance,
3.30 including but not limited to, small watershed
3.31 evaluation, edge of field monitoring,
3.32 assessment of stream channel characteristics,
3.33 terrain analysis, corn stalk testing, sediment
3.34 fingerprinting, and agronomic assessments
3.35 all designed to establish advanced practices
3.36 for protecting lakes, rivers and streams and

4.1 for protecting groundwater from degradation.

4.2 This appropriation is available until June 30,
4.3 2016.

4.4 (e) \$1,050,000 the first year and \$1,050,000
4.5 the second year are for research that could
4.6 pass peer review to protect water resources
4.7 from agricultural related contaminants,
4.8 including: pilot projects, including the
4.9 use of cover crops; development of best
4.10 management practices; and technical
4.11 assistance on proper implementation of best
4.12 management practices to protect and restore
4.13 surface water and protect groundwater from
4.14 degradation. This appropriation is available
4.15 until June 30, 2018.

4.16 (f) \$175,000 the first year and \$175,000 the
4.17 second year are for a research inventory
4.18 database containing water-related research
4.19 activities. Any information technology
4.20 development or support or costs necessary
4.21 for this research inventory database will be
4.22 incorporated into the agency's service level
4.23 agreement with and paid to the Office of
4.24 Enterprise Technology. This appropriation is
4.25 available until June 30, 2016.

4.26 (g) \$1,500,000 the first year and \$1,500,000
4.27 the second year are to implement a Minnesota
4.28 agricultural water quality certification
4.29 program. This appropriation is available
4.30 until June 30, 2018.

4.31 (h) \$110,000 the first year and \$110,000
4.32 the second year are for a regional irrigation
4.33 water quality specialist through the
4.34 University of Minnesota Extension Service
4.35 to accelerate efforts to provide guidance on

5.1 managing water and nitrogen fertilizer and
 5.2 to provide assistance complying with permit
 5.3 requirements, regulations, and other related
 5.4 laws. By January 15, 2016, the commissioner
 5.5 shall submit a report to the chairs and ranking
 5.6 minority members of the senate and house
 5.7 of representatives committees and divisions
 5.8 with jurisdiction over agriculture and
 5.9 environment and natural resources policy and
 5.10 finance on the expenditure of these funds,
 5.11 including recommendations.

5.12 **Sec. 4. PUBLIC FACILITIES AUTHORITY \$ 11,000,000 \$ 11,000,000**

5.13 (a) \$9,000,000 the first year and \$9,000,000
 5.14 the second year are for the total maximum
 5.15 daily load grant program under Minnesota
 5.16 Statutes, section 446A.073. This
 5.17 appropriation is available until June 30, 2018.

5.18 (b) \$2,000,000 the first year and \$2,000,000
 5.19 the second year are for small community
 5.20 wastewater treatment grants and loans under
 5.21 Minnesota Statues, section 446A.075. By
 5.22 January 15, 2014, the authority shall submit
 5.23 recommendations to the chairs and ranking
 5.24 minority members of the senate and house
 5.25 of representatives committees and divisions
 5.26 with jurisdiction over agriculture and
 5.27 environment and natural resources policy and
 5.28 finance on potential criteria that may be used
 5.29 to evaluate the option to buyout properties
 5.30 if it is more cost effective than a proposed
 5.31 wastewater treatment system project. This
 5.32 appropriation is available until June 30, 2018.

5.33 (c) If there are any uncommitted funds at
 5.34 the end of each fiscal year under paragraph

6.1 (a) or (b), the Public Facilities Authority
 6.2 may transfer the remaining funds to eligible
 6.3 projects under any of the programs listed
 6.4 in this section based on their priority rank
 6.5 on the Pollution Control Agency's project
 6.6 priority list.

6.7 **Sec. 5. POLLUTION CONTROL AGENCY \$ 30,890,000 \$ 30,840,000**

6.8 (a) \$7,500,000 the first year and \$7,500,000
 6.9 the second year are for completion of 20
 6.10 percent of the needed statewide assessments
 6.11 of surface water quality and trends.

6.12 (b) \$500,000 the first year and \$500,000
 6.13 the second year are to monitor and assess
 6.14 unregulated contaminants in surface water.

6.15 By January, 1, 2014, the commissioner shall
 6.16 submit an initial report to the chairs and
 6.17 ranking minority members of the house of
 6.18 representatives and senate committees and
 6.19 divisions with jurisdiction over environment
 6.20 and natural resources policy and finance on
 6.21 unregulated contaminants, including steps
 6.22 that should be taken to reduce the most
 6.23 problematic contaminants.

6.24 (c) \$9,400,000 the first year and \$9,400,000
 6.25 the second year are to develop watershed
 6.26 restoration and protection strategies
 6.27 (WRAPS), which include: total maximum
 6.28 daily load (TMDL) studies; TMDL
 6.29 implementation plans for waters listed on
 6.30 the Unites States Environmental Protection
 6.31 Agency approved impaired waters list in
 6.32 accordance with Minnesota Statutes, chapter
 6.33 114D; and setting reduction and protection
 6.34 goals, and a schedule for meeting the goals.

7.1 The agency shall complete an average of
7.2 ten percent of the TMDLs each year over
7.3 the biennium. Of this amount, \$800,000
7.4 is for conducting interim assessments
7.5 of impaired waters five years after the
7.6 completion of a TMDL to determine the
7.7 progress made in achieving water quality
7.8 improvements. Following completion of
7.9 each interim assessment conducted with this
7.10 appropriation, the commissioner shall submit
7.11 the assessment to the chairs and ranking
7.12 minority members of the senate and house
7.13 of representatives committees and divisions
7.14 with jurisdiction over the environment and
7.15 natural resources policy and finance.

7.16 (d) \$1,250,000 the first year and \$1,250,000
7.17 the second year are for groundwater
7.18 assessment, including enhancing the
7.19 ambient monitoring network, modeling, and
7.20 evaluating trends, including the reassessment
7.21 of groundwater that was assessed ten to 15
7.22 years ago and found to be contaminated.

7.23 By January 15, 2016, the commissioner
7.24 shall submit a report with recommendations
7.25 for reducing or preventing groundwater
7.26 degradation from contaminants to the chairs
7.27 and ranking minority members of the senate
7.28 and house of representatives committees and
7.29 divisions with jurisdiction over environment
7.30 and natural resources policy and finance.

7.31 (e) \$750,000 the first year and \$750,000
7.32 the second year are for water quality
7.33 improvements in the lower St. Louis River
7.34 and Duluth harbor within the St. Louis River
7.35 System Area of Concern. This appropriation

- 8.1 must be matched at a rate of 65 percent
8.2 nonstate money to 35 percent state money.
- 8.3 (f) \$3,000,000 the first year and \$3,000,000
8.4 the second year are for the clean water
8.5 partnership program to provide grants to
8.6 protect and improve the lakes, basins and
8.7 watersheds of the state and provide financial
8.8 and technical assistance. Priority shall be
8.9 given to projects preventing impairments and
8.10 degradation of lakes, rivers, streams, and
8.11 groundwater in accordance with Minnesota
8.12 Statutes, section 114D.20, subdivision 2,
8.13 clause (4). Any balance remaining in the first
8.14 year does not cancel and is available for the
8.15 second year.
- 8.16 (g) \$1,150,000 the first year and \$1,150,000
8.17 the second year are for TMDL research and
8.18 database development.
- 8.19 (h) \$1,000,000 the first year and \$1,000,000
8.20 the second year are to initiate development of
8.21 a multiagency watershed database reporting
8.22 portal. Of this amount, \$..... is for transfer
8.23 to the Minnesota Geospatial Office for
8.24 compiling and distributing surface water and
8.25 groundwater quality and quantity data.
- 8.26 (i) \$800,000 the first year and \$800,000
8.27 the second year are for national pollutant
8.28 discharge elimination system wastewater and
8.29 storm water TMDL implementation efforts.
- 8.30 (j) \$375,000 the first year and \$375,000
8.31 the second year are for identification of
8.32 application options for water standards.
- 8.33 (k) \$3,450,000 the first year and \$3,450,000
8.34 the second year are for grants to counties

9.1 with specific plans to significantly reduce
9.2 the number of subsurface sewage treatment
9.3 systems (SSTS) that are an imminent threat
9.4 to public health or safety or are otherwise
9.5 failing. Counties with an ordinance in place
9.6 that requires an SSTS to be compliant with
9.7 existing standards upon property transfer and
9.8 as a condition of obtaining a building permit
9.9 shall be given priority for grants under this
9.10 paragraph. Of this amount, \$750,000 each
9.11 year is available to counties for grants to
9.12 low-income landowners in riparian areas
9.13 to address systems that pose an immediate
9.14 threat to public health or safety. A grant
9.15 awarded under this paragraph may not
9.16 exceed \$500,000. A county receiving a grant
9.17 under this paragraph must submit a report
9.18 to the agency listing the projects funded,
9.19 including an account of the expenditures.

9.20 (l) \$550,000 the first year and \$550,000
9.21 the second year are for water quality
9.22 monitoring in watersheds with participants
9.23 in the agricultural water quality certification
9.24 program and watersheds targeted by the
9.25 Board of Water and Soil Resources in
9.26 order to develop baseline surface water
9.27 quality information, including water quality
9.28 data from areas located downstream from
9.29 impacted areas.

9.30 (m) \$975,000 the first year and \$975,000
9.31 the second year are for development of
9.32 wastewater treatment system designs and
9.33 practices and providing technical assistance.
9.34 Of this amount, \$145,000 each year is
9.35 for transfer to the Board of Regents of
9.36 the University of Minnesota to provide

10.1 ongoing support for design teams with
10.2 scientific and technical expertise pertaining
10.3 to wastewater management and treatment
10.4 that will include representatives from the
10.5 University of Minnesota, Pollution Control
10.6 Agency, municipal wastewater utilities,
10.7 and other wastewater engineering experts.
10.8 The design teams shall promote the use of
10.9 new technology, designs and practices to
10.10 address existing and emerging wastewater
10.11 treatment challenges, including the treatment
10.12 of wastewater for reuse and the emergence
10.13 of new and other unregulated contaminants.
10.14 This appropriation is available until June 30,
10.15 2016.

10.16 (n) \$100,000 the first year and \$100,000 the
10.17 second year are for grants to the Red River
10.18 Watershed Management Board to enhance
10.19 and expand the existing water quality and
10.20 watershed monitoring river watch activities,
10.21 including groundwater, in the schools in
10.22 the Red River of the North Watershed. The
10.23 Red River Watershed Management Board
10.24 shall provide a report to the commissioner
10.25 and the chair and ranking minority members
10.26 of the senate and house of representatives
10.27 committees and divisions with jurisdiction
10.28 over environment and natural resources
10.29 finance and policy and the clean water fund
10.30 by February 15, 2015, on the expenditure of
10.31 these funds.

10.32 (o) \$50,000 the first year is for providing
10.33 technical assistance to local units of
10.34 government to address the impacts on
10.35 water quality from polycyclic aromatic

11.1 hydrocarbons resulting from the use of coal
11.2 tar products.

11.3 (p) \$40,000 the first year and \$40,000 the
11.4 second year are to support activities of the
11.5 Clean Water Council according to Minnesota
11.6 Statutes, section 114D.30, subdivision 1.

11.7 (q) Notwithstanding Minnesota Statutes,
11.8 section 16A.28, the appropriations
11.9 encumbered on or before June 30, 2015,
11.10 as grants or contracts in this section are
11.11 available until June 30, 2018.

11.12 **Sec. 6. DEPARTMENT OF NATURAL**
11.13 **RESOURCES**

\$ 14,460,000 \$ 14,075,000

11.14 (a) \$2,500,000 the first year and \$2,500,000
11.15 the second year are for stream flow
11.16 monitoring, including the installation of
11.17 additional monitoring gauges, and monitoring
11.18 necessary to determine the relationship
11.19 between stream flow and groundwater.

11.20 (b) \$1,300,000 the first year and \$1,300,000
11.21 the second year are for lake Index of
11.22 Biological Integrity (IBI) assessments.

11.23 (c) \$135,000 the first year and \$135,000
11.24 the second year are for assessing mercury
11.25 contamination of fish, including monitoring
11.26 to track the status of waters impaired by
11.27 mercury and mercury reduction efforts over
11.28 time.

11.29 (d) \$1,850,000 the first year and \$1,850,000
11.30 the second year are for developing targeted,
11.31 science-based watershed restoration and
11.32 protection strategies, including regional
11.33 technical assistance for TMDL plans and
11.34 development of a watershed assessment tool,

12.1 in cooperation with the commissioner of the
12.2 Pollution Control Agency. By January 15,
12.3 2016, the commissioner shall submit a report
12.4 to the chairs and ranking minority members
12.5 of the senate and house of representatives
12.6 committees and divisions with jurisdiction
12.7 over environment and natural resources
12.8 policy and finance providing the outcomes
12.9 to lakes, rivers, streams and groundwater
12.10 achieved with this appropriation and
12.11 recommendations.

12.12 (e) \$1,500,000 the first year and \$1,500,000
12.13 the second year are for water supply planning,
12.14 aquifer protection, and monitoring activities.

12.15 (f) \$1,000,000 the first year and \$1,000,000
12.16 the second year are for technical assistance
12.17 to support local implementation of nonpoint
12.18 source restoration and protection activities,
12.19 including water quality protection in forested
12.20 watersheds.

12.21 (g) \$675,000 the first year and \$675,000
12.22 the second year are for applied research
12.23 and tools, including watershed hydrologic
12.24 modeling; maintaining and updating spatial
12.25 data for watershed boundaries, streams, and
12.26 water bodies and integrating high-resolution
12.27 digital elevation data; assessing effectiveness
12.28 of forestry best management practices for
12.29 water quality; and developing an ecological
12.30 monitoring database.

12.31 (h) \$615,000 the first year and \$615,000
12.32 the second year are for developing county
12.33 geologic atlases.

12.34 (i) \$85,000 the first year is to develop design
12.35 standards and best management practices

13.1 for public water access sites to maintain and
13.2 improve water quality by avoiding shoreline
13.3 erosion and runoff.

13.4 (j) \$3,500,000 the first year and \$3,500,000
13.5 the second year are for beginning to develop
13.6 and designate groundwater management
13.7 areas under Minnesota Statutes, section
13.8 103G.287, subdivision 4. The commissioner,
13.9 in consultation with the commissioners
13.10 of the Pollution Control Agency, health
13.11 and agriculture, shall establish a uniform
13.12 statewide hydrogeologic mapping system
13.13 that will include designated groundwater
13.14 management areas. The mapping system
13.15 must include wellhead protection areas,
13.16 special well construction areas, groundwater
13.17 provinces, groundwater recharge areas, and
13.18 other designated or geographical areas related
13.19 to groundwater. This mapping system shall
13.20 be used to implement all groundwater-related
13.21 laws and for reporting and evaluations. This
13.22 appropriation is available until June 30, 2017.

13.23 (k) \$1,100,000 the first year and \$1,000,000
13.24 the second year are for grants to counties
13.25 and other local units of government that
13.26 have adopted advanced shoreland protection
13.27 measures. The grants awarded under this
13.28 paragraph shall be for \$100,000 and must
13.29 be used to restore and enhance riparian
13.30 areas to protect, enhance, and restore water
13.31 quality in lakes, rivers, and streams. Grant
13.32 recipients must submit a report to the
13.33 commissioner on the outcomes achieved
13.34 with the grant. To be eligible for a grant
13.35 under this paragraph, a county or other
13.36 local unit of government must have adopted

14.1 an ordinance for the subdivision, use, and
14.2 development of shoreland that has been
14.3 certified by the commissioner of natural
14.4 resources as having advanced shoreland
14.5 protection measures. The commissioner
14.6 shall only certify an ordinance that meets or
14.7 exceeds the following standards:

14.8 (1) requires new sewage treatment systems
14.9 to be setback at least 100 feet from the
14.10 ordinary high water level for recreational
14.11 development shorelands and 75 feet for
14.12 general development lake shorelands;

14.13 (2) requires new developments on shoreland
14.14 to have at least a 50-foot vegetative buffer,
14.15 an access path and recreational use area may
14.16 be allowed;

14.17 (3) requires mitigation when any variance to
14.18 standards designed to protect lakes, rivers,
14.19 and streams is granted;

14.20 (4) requires best management practices to
14.21 be used to control storm water and sediment
14.22 when 3,000 or more square feet are disturbed
14.23 as part of a land alteration;

14.24 (5) other criteria developed by the
14.25 commissioner; and

14.26 (6) has been adopted by July 1, 2015.

14.27 The commissioner of natural resources
14.28 may develop additional criteria for the
14.29 grants awarded under this paragraph. In
14.30 developing the criteria, the commissioner
14.31 shall consider the proposed changes to
14.32 the department's shoreland rules discussed
14.33 during the rulemaking process authorized
14.34 under Laws 2007, chapter 57, article 1,

15.1 section 4, subdivision 3. This appropriation
15.2 is available until spent.

15.3 (m) \$100,000 the first year is for preparing
15.4 and hosting groundwater management
15.5 workshops to provide an update on scientific,
15.6 technical, and other information regarding
15.7 groundwater sustainability, use, and best
15.8 management practices to groundwater
15.9 management professionals and mayors or
15.10 their designees in greater Minnesota.

15.11 (n) \$100,000 the first year is for preparing and
15.12 hosting, in consultation with the Metropolitan
15.13 Council, groundwater management
15.14 workshops to provide an update on scientific,
15.15 technical, and other information regarding
15.16 groundwater sustainability, use, and best
15.17 management practices to groundwater
15.18 management professionals and mayors or
15.19 their designees in the metropolitan area.

15.20 **Sec. 7. BOARD OF WATER AND SOIL**
15.21 **RESOURCES** **\$ 22,073,000 \$ 23,895,000**

15.22 (a) \$5,000,000 the first year and \$5,000,000
15.23 the second year are for grants to soil and water
15.24 conservation districts, watershed districts,
15.25 watershed management organizations and
15.26 other joint powers organizations organized
15.27 for the management of water in a watershed
15.28 or subwatershed that have multiyear plans
15.29 that will result in a significant reduction in
15.30 water pollution in a selected subwatershed.
15.31 The grants may be used for the following
15.32 purposes: establishment of riparian buffers;
15.33 practices to store water for natural treatment
15.34 and infiltration, including rain gardens;
15.35 capturing stormwater for reuse; stream

16.1 bank, shoreland and ravine stabilization;
16.2 enforcement activities; and implementation
16.3 of best management practices for feedlots
16.4 within riparian areas and other practices
16.5 demonstrated to be most effective in
16.6 protecting, enhancing and restoring water
16.7 quality in lakes, rivers, and streams and
16.8 protecting groundwater from degradation.
16.9 Grant recipients must provide a nonstate
16.10 cash match of at least 25 percent of the total
16.11 eligible project costs. Grant recipients may
16.12 utilize other legacy funds to supplement
16.13 projects funded under this paragraph. Prairie
16.14 restorations conducted with funds awarded
16.15 under this paragraph must include a diversity
16.16 of species, including species selected to
16.17 provide habitat for pollinators throughout the
16.18 growing season, and protect existing native
16.19 prairies from genetic contamination. Grants
16.20 awarded under this paragraph are available
16.21 for four years and priority shall be given
16.22 to the three to six best designed plans each
16.23 year. By January 15, 2016, the board shall
16.24 submit an interim report on the outcomes
16.25 achieved with this appropriation, including
16.26 recommendations, to the chairs and ranking
16.27 minority members of the senate and house
16.28 of representatives committees and divisions
16.29 with jurisdiction over environment and
16.30 natural resources policy and finance. This
16.31 appropriation is available until June 30, 2018.

16.32 (b) \$2,278,000 the first year and \$4,100,000
16.33 the second year are for grants for the
16.34 following purposes: establishment of
16.35 riparian buffers; practices to store water for
16.36 natural treatment and infiltration, including

- 17.1 rain gardens; capturing stormwater for
17.2 reuse; stream bank, shoreland and ravine
17.3 stabilization; enforcement activities; and
17.4 implementation of best management practices
17.5 for feedlots within riparian areas and other
17.6 practices demonstrated to be most effective
17.7 in protecting, enhancing and restoring water
17.8 quality in lakes, rivers, and streams and
17.9 protecting groundwater from degradation.
- 17.10 (c) \$4,000,000 the first year and \$4,000,000
17.11 the second year are for targeted local
17.12 resource protection and enhancement grants
17.13 for projects and practices that exceed
17.14 current state standards for protection,
17.15 enhancement, and restoration of water
17.16 quality in lakes, rivers, and streams or that
17.17 protect groundwater from degradation.
- 17.18 (d) \$900,000 the first year and \$900,000 the
17.19 second year are to provide state oversight
17.20 and accountability, evaluate results, and
17.21 measure the value of conservation program
17.22 implementation by local governments,
17.23 including submission to the legislature
17.24 by March 1 each year an annual report
17.25 prepared by the board, in consultation with
17.26 the commissioners of natural resources,
17.27 health, agriculture, and the Pollution Control
17.28 Agency, detailing the recipients, projects
17.29 funded under this section, and the amount of
17.30 pollution reduced.
- 17.31 (e) \$1,700,000 the first year and \$1,700,000
17.32 the second year are for grants to local units
17.33 of government to ensure compliance with
17.34 Minnesota Statutes, chapter 103E, including
17.35 enforcement efforts. Of this amount,

18.1 \$235,000 the first year is to update the
18.2 Minnesota Public Drainage Manual and the
18.3 Minnesota Public Drainage Law Overview
18.4 for Decision-Makers and to provide outreach
18.5 to users.

18.6 (f) \$6,500,000 the first year and \$6,500,000
18.7 the second year are to purchase and restore
18.8 permanent conservation easements on
18.9 riparian buffers adjacent to lakes, rivers,
18.10 streams, and tributaries with a high risk of
18.11 becoming impaired or that are currently
18.12 impaired, to keep water on the land in order
18.13 to decrease sediment, pollutant, and nutrient
18.14 transport; reduce hydrologic impacts to
18.15 surface waters; and increase infiltration for
18.16 groundwater recharge. This appropriation
18.17 may be used for restoration of riparian
18.18 buffers protected by easements purchased
18.19 with this appropriation and for stream bank
18.20 restorations when the riparian buffers have
18.21 been restored. Prairie restorations conducted
18.22 with funds awarded under this paragraph
18.23 must include a diversity of species, including
18.24 species selected to provide habitat for
18.25 pollinators throughout the growing season,
18.26 and protect existing native prairies from
18.27 genetic contamination.

18.28 (g) \$1,400,000 the first year and \$1,400,000
18.29 the second year are for permanent
18.30 conservation easements on wellhead
18.31 protection areas under Minnesota Statutes,
18.32 section 103F.515, subdivision 2, paragraph
18.33 (d). Priority must be placed on land that
18.34 is located where the vulnerability of the
18.35 drinking water supply is designated as high
18.36 or very high by the commissioner of health.

19.1 (h) \$175,000 the first year and \$175,000 the
 19.2 second year are for a technical evaluation
 19.3 panel to conduct at least 20 restoration
 19.4 evaluations under Minnesota Statutes,
 19.5 section 114D.50, subdivision 6.

19.6 (i) \$120,000 the first year and \$120,000
 19.7 the second year are for grants to Area
 19.8 II Minnesota River Basin Projects for
 19.9 floodplain management.

19.10 (j) The board shall contract for services
 19.11 with Conservation Corps Minnesota for
 19.12 restoration, maintenance, and other activities
 19.13 under this section for \$500,000 the first year
 19.14 and \$500,000 the second year.

19.15 (k) The board may adjust the technical and
 19.16 administrative assistance portion of the funds
 19.17 to leverage federal or other nonstate funds
 19.18 or to address oversight responsibilities or
 19.19 high-priority needs identified in local water
 19.20 management plans.

19.21 (l) The board shall require grantees to specify
 19.22 the outcomes that will be achieved by the
 19.23 grants prior to any grant awards and the
 19.24 board shall track the cumulative impacts
 19.25 and include those impacts in reports on the
 19.26 expenditure of clean water funds submitted
 19.27 to the legislature.

19.28 (m) The appropriations in this section are
 19.29 available until June 30, 2018. Returned grant
 19.30 funds are available until expended and shall
 19.31 be regranted consistent with the purposes of
 19.32 this section.

19.33 **Sec. 8. DEPARTMENT OF HEALTH \$ 6,198,000 \$ 6,198,000**

20.1 (a) \$1,300,000 the first year and \$1,300,000
20.2 the second year are for addressing public
20.3 health concerns related to contaminants
20.4 found in Minnesota drinking water for
20.5 which no health-based drinking water
20.6 standards exist, including accelerating the
20.7 development of health risk limits, including
20.8 triclosan, and improving the capacity of
20.9 the department's laboratory to analyze
20.10 unregulated contaminants.

20.11 (b) \$1,615,000 the first year and \$1,615,000
20.12 the second year are for protection of
20.13 groundwater and surface water drinking
20.14 water sources, including protection from
20.15 viruses.

20.16 (c) \$250,000 the first year and \$250,000 the
20.17 second year are for cost-share assistance to
20.18 public and private well owners for up to 50
20.19 percent of the cost of sealing unused wells.

20.20 (d) \$390,000 the first year and \$390,000 the
20.21 second year are to update and expand the
20.22 County Well Index, in cooperation with the
20.23 commissioner of natural resources.

20.24 (e) \$325,000 the first year and \$325,000 the
20.25 second year are for studying the occurrence
20.26 and magnitude of contaminants in private
20.27 wells and developing guidance to ensure
20.28 that new well placement minimizes the
20.29 potential for risks, in cooperation with the
20.30 commissioner of agriculture.

20.31 (f) \$105,000 the first year and \$105,000 the
20.32 second year are for monitoring recreational
20.33 beaches on Lake Superior for pollutants that
20.34 may pose a public health risk and mitigating

21.1 sources of bacterial contamination that are
21.2 identified.

21.3 (g) \$980,000 the first year and \$980,000 the
21.4 second year are for a biomonitoring program
21.5 that will focus on children and disadvantaged
21.6 communities to provide data on disparities
21.7 in pollutant exposure and other measures
21.8 necessary to assist with water quality
21.9 management and protection decision making.

21.10 (h) \$1,233,000 the first year and \$1,233,000
21.11 the second year are for the development
21.12 and implementation of a groundwater
21.13 virus monitoring plan, including an
21.14 epidemiological study to determine the
21.15 association between groundwater virus
21.16 concentration and community illness rates.

21.17 This appropriation is available unit June 30,
21.18 2017.

21.19 (i) The appropriations in this section are
21.20 available until June 30, 2016.

21.21 **Sec. 9. METROPOLITAN COUNCIL \$ 2,000,000 \$ 1,500,000**

21.22 (a) \$250,000 the first year and \$250,000 the
21.23 second year are for grants or loans for local
21.24 inflow and infiltration reduction programs
21.25 addressing high priority areas in the
21.26 metropolitan area, as defined in Minnesota
21.27 Statutes, section 473.121, subdivision 2. This
21.28 appropriation is available until expended.

21.29 (b) \$500,000 the first year is for an agreement
21.30 with the United States Geological Survey to
21.31 investigate groundwater and surface water
21.32 interaction in and around White Bear Lake
21.33 and surrounding northeast metropolitan
21.34 lakes, including seepage rate determinations,

22.1 water quality of groundwater and surface
 22.2 water, isotope analyses, lake level analyses,
 22.3 water balance determination, and creation
 22.4 of a calibrated groundwater flow model.
 22.5 The council shall use the results to prepare
 22.6 guidance for other areas to use in addressing
 22.7 groundwater and surface water interaction
 22.8 issues. This is a onetime appropriation and is
 22.9 available until June 30, 2016.

22.10 (c) \$1,250,000 the first year and \$1,250,000
 22.11 the second year are for metropolitan regional
 22.12 groundwater planning to achieve water
 22.13 supply reliability and sustainability, including
 22.14 determination of a sustainable regional
 22.15 balance of surface water and groundwater, a
 22.16 feasibility assessment of potential solutions
 22.17 to rebalance regional water use and identify
 22.18 potential solutions to address emerging
 22.19 subregional water supply issues such as
 22.20 Northeast Metro, and development of an
 22.21 implementation plan that addresses regional
 22.22 targets, timelines and defines short- and
 22.23 medium-term milestones for achieving
 22.24 the desirable surface water groundwater
 22.25 regional balance. By January 15, 2014, the
 22.26 commissioner shall submit an interim report
 22.27 on the expenditure of this appropriation to
 22.28 the chairs and ranking minority members
 22.29 of the house of representatives and senate
 22.30 committees and divisions with jurisdiction
 22.31 over environment and natural resources
 22.32 finance and policy and the clean water fund.

22.33 **Sec. 10. UNIVERSITY OF MINNESOTA \$ 615,000 \$ 615,000**

22.34 \$615,000 the first year and \$615,000 the
 22.35 second year are for developing county

24.1 at the time the producer enters into the program, and that the producer operates with
 24.2 equipment, labor, and management.

24.3 Subd. 6. **Effective control.** "Effective control" means possession of land by
 24.4 ownership, written lease, or other legal agreement and authority to act as decision
 24.5 maker for the day-to-day management of the operation at the time the producer achieves
 24.6 certification and for the required certification period.

24.7 Subd. 7. **Program.** "Program" means the Minnesota agricultural water quality
 24.8 certification program.

24.9 Sec. 14. **[17.9893] CERTIFICATION INSTRUMENT.**

24.10 The commissioner, in consultation with the commissioners of pollution control
 24.11 and natural resources and the Board of Water and Soil Resources, shall develop an
 24.12 analytical instrument to assess the water quality practices and management of agricultural
 24.13 operations. This instrument shall be used to certify that the water quality practices and
 24.14 management of an agricultural operation are consistent with state water quality goals and
 24.15 standards. The commissioner shall define a satisfactory score for certification purposes.

24.16 The certification instrument tool shall:

- 24.17 (1) integrate applicable existing regulatory requirements;
 24.18 (2) utilize technology and prioritize ease of use;
 24.19 (3) utilize a water quality index or score applicable to the landscape;
 24.20 (4) incorporate a process for updates and revisions as practices, management, and
 24.21 technology changes become established and approved; and
 24.22 (5) comprehensively address water quality impacts.

24.23 Sec. 15. **[17.9894] CERTIFYING AGENT LICENSE.**

24.24 Subdivision 1. **License.** A person who offers certification services to producers
 24.25 as part of the program must satisfy all criteria in subdivision 2 and be licensed by the
 24.26 commissioner. A certifying agent is ineligible to provide certification services to any
 24.27 producer to whom the certifying agent has also provided technical assistance. The
 24.28 commissioner may set license fees.

24.29 Subd. 2. **Certifying agent requirements.** In order to be licensed as a certifying
 24.30 agent, a person must:

- 24.31 (1) be an agricultural conservation professional employed by the state of Minnesota,
 24.32 a Soil and Water Conservation District, or the Natural Resources Conservation Service, or
 24.33 a Minnesota certified crop advisor as recognized by the American Society of Agronomy;

25.1 (2) have passed a comprehensive exam, as set by the commissioner, evaluating
25.2 knowledge of water quality, soil health, best farm management techniques, and the
25.3 certification instrument; and

25.4 (3) maintain continuing education requirements as set by the commissioner.

25.5 Sec. 16. **[17.9895] DUTIES OF A CERTIFYING AGENT.**

25.6 Subdivision 1. **Duties.** A certifying agent shall conduct a formal certification
25.7 assessment utilizing the certification instrument to determine whether a producer meets
25.8 program criteria. If a producer satisfies all requirements, the certifying agent shall notify
25.9 the commissioner of the producer's eligibility and request that the commissioner issue a
25.10 certificate. All records and documents used in the assessment shall be compiled by the
25.11 certifying agent and submitted to the commissioner.

25.12 Subd. 2. **Violations.** (a) In the event a certifying agent violates any provision of
25.13 sections 17.9891 to 17.993 or an order of the commissioner, the commissioner may issue a
25.14 written warning or a correction order and may suspend or revoke a license.

25.15 (b) If the commissioner suspends or revokes a license, the certifying agent has ten
25.16 days from the date of suspension or revocation to appeal. If a certifying agent appeals, the
25.17 commissioner shall hold an administrative hearing within 30 days of the suspension or
25.18 revocation of the license, or longer by agreement of the parties, to determine whether the
25.19 license is revoked or suspended. The commissioner shall issue an opinion within 30 days.
25.20 If a person notifies the commissioner that the person intends to contest the commissioner's
25.21 opinion, the Office of Administrative Hearings shall conduct a hearing in accordance with
25.22 the applicable provisions of chapter 14 for hearings in contested cases.

25.23 Sec. 17. **[17.9896] CERTIFICATION PROCEDURES.**

25.24 Subdivision 1, **Producer duties.** A producer who seeks certification of eligible land
25.25 shall conduct an initial assessment using the certification instrument, obtain technical
25.26 assistance if necessary to achieve a satisfactory score on the certification instrument, and
25.27 apply for certification from a licensed certifying agent.

25.28 Subd. 2. **Additional land.** Once certified, if a producer obtains effective control
25.29 of additional agricultural land, the producer must notify a certifying agent and obtain
25.30 certification of the additional land within one year in order to retain the producer's original
25.31 certification.

25.32 Subd. 3. **Violations.** (a) The commissioner may revoke a certification if the
25.33 producer fails to obtain certification on any additional land for which the producer obtains
25.34 effective control.

26.1 (b) The commissioner may revoke a certification and seek reimbursement of any
26.2 monetary benefit a producer may have received due to certification from a producer who
26.3 fails to maintain certification criteria.

26.4 (c) If the commissioner revokes a certification, the producer has ten days from the
26.5 date of suspension or revocation to appeal. If a producer appeals, the commissioner shall
26.6 hold an administrative hearing within 30 days of the suspension or revocation of the
26.7 certification, or longer by agreement of the parties, to determine whether the certification
26.8 is revoked or suspended. The commissioner shall issue an opinion within 30 days. If the
26.9 producer notifies the commissioner that the producer intends to contest the commissioner's
26.10 opinion, the Office of Administrative Hearings shall conduct a hearing in accordance with
26.11 the applicable provisions of chapter 14 for hearings in contested cases.

26.12 **Sec. 18. [17.9897] CERTIFICATION CERTAINTY.**

26.13 (a) Once a producer is certified, the producer:

26.14 (1) will retain certification for up to ten years from the date of certification if the
26.15 producer complies with the certification agreement even if the producer does not comply
26.16 with new state water protection laws or rules that take effect during the certification period;

26.17 (2) is presumed to be meeting the producer's contribution to any targeted reduction
26.18 of pollutants during the certification period;

26.19 (3) is required to continue implementation of practices that maintain the producer's
26.20 certification; and

26.21 (4) is required to retain all records pertaining to certification.

26.22 (b) Paragraph (a) does not preclude enforcement of a local ordinance by a local
26.23 unit of government.

26.24 **Sec. 19. [17.9898] AUDITS.**

26.25 The commissioner shall perform random audits of producers and certifying agents to
26.26 ensure compliance with the program. All producers and certifying agents shall cooperate
26.27 with the commissioner during these audits and provide all relevant documents to the
26.28 commissioner for inspection and copying. Any delay, obstruction, or refusal to cooperate
26.29 with the commissioner's audit, or falsification of or failure to provide required data or
26.30 information, is a violation subject to the provisions of section 17.9895, subdivision 2, or
26.31 17.9896, subdivision 3.

26.32 **Sec. 20. [17.9899] DATA.**

27.1 All data collected under the program that identifies a producer or a producer's
27.2 location shall be considered nonpublic data as defined in section 13.02, subdivision 9, or
27.3 private data on individuals as defined in section 13.02, subdivision 12. The commissioner
27.4 shall make available summary data of program outcomes on data classified as private
27.5 or nonpublic under this section.

27.6 Sec. 21. **[17.991] RULEMAKING.**

27.7 The commissioner may develop rules to implement the program.

27.8 Sec. 22. **[17.992] REPORTS.**

27.9 The commissioner, in consultation with the commissioners of pollution control and
27.10 natural resources and the Board of Water and Soil Resources, shall issue a biennial report
27.11 to the chairs and ranking minority members of the legislative committees with jurisdiction
27.12 over agricultural policy on the status of the program.

27.13 Sec. 23. **[17.993] FINANCIAL ASSISTANCE.**

27.14 The commissioner may use contributions from gifts or other state accounts, provided
27.15 that the purpose of the expenditure is consistent with the purpose of the accounts, for
27.16 grants, loans, or other financial assistance.

27.17 Sec. 24. Minnesota Statutes 2012, section 114D.50, subdivision 6, is amended to read:

27.18 Subd. 6. **Restoration evaluations.** The Board of Water and Soil Resources may
27.19 convene a technical evaluation panel comprised of five members, including one technical
27.20 representative from the Board of Water and Soil Resources, one technical representative
27.21 from the Department of Natural Resources, one technical expert from the University of
27.22 Minnesota or the Minnesota State Colleges and Universities, and two representatives
27.23 with expertise related to the project being evaluated. The board may add a technical
27.24 representative from a unit of federal or local government. The members of the technical
27.25 evaluation panel may not be associated with the restoration, may vary depending upon the
27.26 projects being reviewed, and shall avoid any potential conflicts of interest. Each year, the
27.27 board may assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects
27.28 completed with clean water funding. The coordinator shall secure the restoration plans for
27.29 the projects specified and direct the technical evaluation panel to evaluate the restorations
27.30 relative to the law, current science, and the stated goals and standards in the restoration
27.31 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation
27.32 establishment and enhancement guidelines. The coordinator shall summarize the findings

29.1 **Subd. 2. Availability of Appropriation**

29.2 Money appropriated in this article may not
 29.3 be spent on activities unless they are directly
 29.4 related to and necessary for a specific
 29.5 appropriation and the recipient retains
 29.6 documentation sufficient to justify the use of
 29.7 the funds. Money appropriated in this article
 29.8 must be spent in accordance with Minnesota
 29.9 Management and Budget's Guidance to
 29.10 Agencies on Legacy Fund Expenditure.
 29.11 Notwithstanding Minnesota Statutes, section
 29.12 16A.28, and unless otherwise specified in
 29.13 this article, fiscal year 2014 appropriations
 29.14 are available until June 30, 2015, and fiscal
 29.15 year 2015 appropriations are available until
 29.16 June 30, 2016. If a project receives federal
 29.17 funds, the time period of the appropriation is
 29.18 extended to equal the availability of federal
 29.19 funding.

29.20 **Sec. 3. DEPARTMENT OF NATURAL**
 29.21 **RESOURCES**

<u>\$</u>	<u>23,851,000</u>	<u>\$</u>	<u>23,787,000</u>
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29.22 (a) \$7,975,000 the first year and \$5,695,000
 29.23 the second year are for state parks and trails
 29.24 projects. Of this amount:

29.25 (1) \$400,000 is for the Rat River Bridge on
 29.26 the Arrowhead State Trail;

29.27 (2) \$250,000 is for the Brown's Creek State
 29.28 Trail, including interpretive signs, invasive
 29.29 species control and regional trail connections;

29.30 (3) \$300,000 is for a segment of the Central
 29.31 Lakes State Trail from Fergus Falls to
 29.32 Ashby/Lake Christina;

- 30.1 (4) \$500,000 is for the Hadley Bridge on the
30.2 Gateway State Trail;
- 30.3 (5) \$750,000 is for a segment of the Gitchie
30.4 Gami State Trail from Beaver Bay to West
30.5 Road;
- 30.6 (6) \$850,000 is for the Steamboat Loop on
30.7 the Heartland State Trail;
- 30.8 (7) \$750,000 is for the Steamboat River
30.9 Bridge on the Heartland State Trail;
- 30.10 (8) \$400,000 is for the Fish Hook River Red
30.11 Bridge in Park Rapids on the Heartland State
30.12 Trail;
- 30.13 (9) \$20,000 is for a trail in Itasca State Park;
- 30.14 (10) \$200,000 is for a trail from Park Rapids
30.15 to Itasca State Park;
- 30.16 (11) \$300,000 is for acquisition of a trail
30.17 segment from Faribault to Dundas for the
30.18 Mill Towns State Trail;
- 30.19 (12) \$800,000 is for a bridge building over
30.20 the Cannon River in Faribault for the Mills
30.21 Town State Trail;
- 30.22 (13) \$300,000 is for a segment of the
30.23 Minnesota River Trail from Shakopee
30.24 Memorial Park to Bloomington Ferry Bridge;
- 30.25 (14) \$2,500,000 is for a segment of the
30.26 Minnesota River Trail from Bloomington
30.27 Ferry Bridge to Fort Snelling State Park;
- 30.28 (15) \$300,000 is for the Moose Horn River
30.29 Bridge #1 on the Munger State Trail;
- 30.30 (16) \$75,000 is for the Paul Bunyan State
30.31 Trail near Clausen Avenue;

- 31.1 (17) \$500,000 is for a segment of the Paul
31.2 Bunyan State Trail from Crow Wing State
31.3 Park;
- 31.4 (18) \$75,000 is for interpretive signs on the
31.5 Root River State Trail;
- 31.6 (19) \$1,750,000 is for a segment of the Root
31.7 River State Trail from Whalen to Rushford;
- 31.8 (20) \$2,250,000 is for a segment of the
31.9 Sakatah Singing Hills Trail from Waterville
31.10 to Mankato; and
- 31.11 (21) \$400,000 is for a segment of the
31.12 Shooting Star State Trail from Rose Creek
31.13 to Austin.
- 31.14 (b) \$1,549,000 the first year and \$1,549,000
31.15 the second year are for education and
31.16 interpretive services at state parks, recreation
31.17 areas, and trails.
- 31.18 (c) \$643,000 the first year and \$643,000
31.19 the second year are for outreach, including
31.20 an enhanced, integrated, and accessible
31.21 Web-based information for park and trail
31.22 users; joint marketing and promotional
31.23 efforts for all parks and trails of regional
31.24 or statewide significance; and support of
31.25 activities of a parks and trails legacy advisory
31.26 committee.
- 31.27 (d) \$1,500,000 the first year is for acquisition
31.28 of land for Lake Bronson State Park, Sibley
31.29 State Park, and Minneopa State Park.
- 31.30 (e) \$1,000,000 the first year and \$2,140,000
31.31 the second year are for improvements at state
31.32 parks and state recreations areas, including a
31.33 new visitor center at Tettegouche State Park,

- 32.1 renewable energy improvements, and new
32.2 camper cabins.
- 32.3 (f) \$720,000 the second year is for
32.4 campground upgrades at Whitewater State
32.5 Park.
- 32.6 (g) \$1,933,000 the first year and \$3,934,000
32.7 the second year are for improvements at state
32.8 parks and state recreation areas, including
32.9 conversion of facilities to rental facilities,
32.10 replacement of vault toilets and fishing
32.11 piers, renewable energy improvements, and
32.12 accessibility improvements.
- 32.13 (h) \$829,000 the first year and \$830,000
32.14 the second year are for restoration and
32.15 enhancement activities at state parks and state
32.16 recreation areas, including invasive species
32.17 management on approximately 13,800 acres,
32.18 native plant restorations on approximately
32.19 1,800 acres, and implementation of best
32.20 management practices at approximately 50
32.21 public water access sites.
- 32.22 (i) \$4,925,000 the first year and \$4,938,000
32.23 the second year are for grants under
32.24 Minnesota Statutes, section 85.535, to
32.25 acquire, develop, improve, and restore
32.26 parks and trails of regional or statewide
32.27 significance outside of the metropolitan area,
32.28 as defined in Minnesota Statutes, section
32.29 473.121, subdivision 2. Up to 2.5 percent
32.30 of the total appropriation may be used for
32.31 administering the grants.
- 32.32 (j) \$3,497,000 the first year and \$3,213,000
32.33 the second year are for grants for parks and
32.34 trails of regional or statewide significance

- 33.1 outside of the metropolitan area. Of this
33.2 amount:
- 33.3 (1) \$1,338,000 is for development of
33.4 the Swedish Immigrant Trail, including
33.5 amenities in Taylors Falls connecting the
33.6 trail to Interstate State Park;
- 33.7 (2) \$75,000 is for rehabilitation of Sunrise
33.8 Prairie Trail;
- 33.9 (3) \$500,000 is for construction of the Lowell
33.10 to Lakewalk Trail in Duluth;
- 33.11 (4) \$250,000 is for the Mesabi Trail;
- 33.12 (5) \$920,000 is for extensions and
33.13 connections to the Rocori Trail;
- 33.14 (6) \$1,000,000 is for extensions and
33.15 connections to the Lake Wobegon Trail;
- 33.16 (7) \$100,000 is for the Beaver Bay Trail,
33.17 including trailhead amenities;
- 33.18 (8) \$468,000 is for extension of the Dakota
33.19 Rail Trail to Lester Prairie;
- 33.20 (9) \$1,000,000 is for the Red Wing
33.21 Riverfront;
- 33.22 (10) \$184,000 is for trail connections and
33.23 camping facilities in Aitkin County for the
33.24 Mississippi River Parks and Water Trail; and
- 33.25 (11) \$1,000,000 is for trail enhancement,
33.26 land acquisition and other improvements at
33.27 Sauk River Regional Park.
- 33.28 (k) The commissioner shall contract for
33.29 services with Conservation Corps Minnesota
33.30 for restoration, maintenance, and other
33.31 activities under this section for at least
33.32 \$2,000,000 the first year and \$2,000,000 the

34.1 second year. A recipient of a grant awarded
 34.2 under this section must give consideration
 34.3 to and make timely written contact with
 34.4 Conservation Corps Minnesota for possible
 34.5 use of the corps' services to contract for
 34.6 restoration and enhancement services. For
 34.7 projects with the potential to need historic
 34.8 preservation services, the commissioner or
 34.9 a recipient of a grant awarded under this
 34.10 section must give consideration to and make
 34.11 timely written contact with the Northern
 34.12 Bedrock Conservation Corps for possible use
 34.13 of the corps' services.

34.14 Sec. 4. METROPOLITAN COUNCIL \$ 17,755,000 \$ 18,088,000

34.15 \$17,505,000 the first year and \$17,556,000
 34.16 the second year are for parks and trails of
 34.17 regional or statewide significance in the
 34.18 metropolitan area. Of this amount:
 34.19 (a) \$1,490,000 the first year and \$1,541,000
 34.20 the second year are for grants to Anoka
 34.21 County for:
 34.22 (1) a trail connection for Bunker Hills
 34.23 Regional Park from Avocet Street;
 34.24 (2) restoration, including erosion repair,
 34.25 along Pleasure Creek and the Mississippi
 34.26 River Regional Trail at the Coon Rapids
 34.27 Dam Regional Park;
 34.28 (3) a new playground and surfacing at Lake
 34.29 George Regional Park;
 34.30 (4) land acquisition for the Rice Creek Chain
 34.31 of Lakes Park Reserve;
 34.32 (5) improvements at Rice Creek Chain of
 34.33 Lakes Park Reserve, including maintenance

- 35.1 shop rehabilitation, road and parking
- 35.2 construction, fencing, beach improvements
- 35.3 and roof repairs;
- 35.4 (6) trail reconstruction under East River
- 35.5 Road on the Rice Creek Chain of Lakes Park
- 35.6 Reserve;
- 35.7 (7) contracts with Conservation Corps
- 35.8 Minnesota;
- 35.9 (8) a volunteer or resource coordinator
- 35.10 position;
- 35.11 (9) a landscape designer or architect;
- 35.12 (10) design, engineering and construction of
- 35.13 the Central Anoka County Regional Trail;
- 35.14 (11) road rehabilitation at Lake George
- 35.15 Regional Park;
- 35.16 (12) reconstruction of a retaining wall on the
- 35.17 Mississippi River Regional Trail;
- 35.18 (13) a trail connection on the Mississippi
- 35.19 River Regional Trail to connect Mississippi
- 35.20 West Regional Park to the city of Ramsey;
- 35.21 (14) improvements of the Heritage
- 35.22 Laboratory/Day Camp at the Rice Creek
- 35.23 Chain of Lakes Park Reserve; and
- 35.24 (15) trail reconstruction on the Rice Creek
- 35.25 North Regional Trail from Lexington Avenue
- 35.26 to Golden Lake Elementary School.
- 35.27 (b) \$273,000 the first year and \$283,000
- 35.28 the second year are for grants to the city of
- 35.29 Bloomington to reconstruct parking lots at the
- 35.30 Hyland-Bush-Anderson Lakes Park Reserve;
- 35.31 (c) \$347,000 the first year and \$361,000 the
- 35.32 second year are for grants to Carver County

- 36.1 to connect the Minnesota River Bluffs
36.2 Regional Trail and Southwest Regional Trail
36.3 and for trail and bridge construction on the
36.4 Minnesota River Bluff Regional Trail;
- 36.5 (d) \$1,235,000 the first year and \$1,277,000
36.6 the second year are for grants to Dakota
36.7 County for:
- 36.8 (1) engineering to extend the Mississippi
36.9 River Regional Trail and Big Rivers Regional
36.10 Trails, including extensions to St. Paul and
36.11 to provide a connection to Lilydale Regional
36.12 Trail;
- 36.13 (2) a trail connection for the Mississippi
36.14 River Regional Trail to connect St. Paul and
36.15 to construct a bridge over railroad tracks;
- 36.16 (3) engineering and construction of regional
36.17 trail segments throughout the county;
- 36.18 (4) engineering and construction of a bridge
36.19 and trails through the Minnesota Zoological
36.20 Garden on the North Creek Regional
36.21 Greenway; and
- 36.22 (5) resource management of the county's
36.23 park and trail system.
- 36.24 (e) \$5,595,000 the first year and \$5,256,000
36.25 the second are for grants to the Minneapolis
36.26 Park and Recreation Board for:
- 36.27 (1) design and construction of trail loops,
36.28 river access areas, landscapes and stormwater
36.29 management improvements at Above the
36.30 Falls Regional Park;
- 36.31 (2) land acquisition at Above the Falls
36.32 Regional Park;

- 37.1 (3) a master plan and trail design for Central
37.2 Mississippi Riverfront Regional Park;
- 37.3 (4) design and construction of outdoor
37.4 adventure recreational facilities in the
37.5 Central Riverfront;
- 37.6 (5) trail, path, and shoreline improvements
37.7 and play area rehabilitation at
37.8 Nokomis-Hiawatha Regional Park;
- 37.9 (6) trail, shoreline, water access, picnic, sail
37.10 boat facility and concession improvements at
37.11 Minneapolis Chain of Lakes Regional Park;
- 37.12 (7) a bird sanctuary, trail stabilization, habitat
37.13 restoration, accessibility improvements and
37.14 construction of new entrances at Minneapolis
37.15 Chain of Lakes Regional Park; and
- 37.16 (8) a trail connection for the Minnehaha
37.17 Parkway Regional Trail below Lyndale
37.18 Avenue.
- 37.19 (f) \$1,228,000 the first year and \$1,523,000
37.20 the second year are for grants to Ramsey
37.21 County for:
- 37.22 (1) way finding for cross-country ski trails
37.23 at Battle Creek Regional Park, Tamarack
37.24 Nature Center, and Grass-Vadnais-Snail
37.25 Lakes Regional Park;
- 37.26 (2) contracts with Conservation Corps
37.27 Minnesota;
- 37.28 (3) design and construction of an early
37.29 learning center at Tamarack Nature
37.30 Center, pedestrian connections, landscape
37.31 restoration, signage and other site amenities
37.32 at Bald Eagle - Otter Lakes Regional Park;

- 38.1 (4) improvements to Tamarack Nature
38.2 Center;
- 38.3 (5) building and supporting a volunteer corps
38.4 for Tamarack Nature Center and Discovery
38.5 Hollow;
- 38.6 (6) trail development to connect Tamarack
38.7 Nature Center to the Otter Lake Boat Launch;
- 38.8 (7) a trail on Vadnais Lake, stormwater
38.9 management improvements, and site
38.10 amenities at Grass-Vadnais-Snail Lakes
38.11 Regional Park;
- 38.12 (8) trail development and connection,
38.13 stormwater management improvements and
38.14 site amenities at Rice Creek North Regional
38.15 Trail; and
- 38.16 (9) the Bruce Vento Regional Trail.
- 38.17 (g) \$2,424,000 the first year and \$2,507,000
38.18 the second year are for grants to the city of
38.19 Saint Paul for:
- 38.20 (1) an education coordinator;
- 38.21 (2) a volunteer coordinator;
- 38.22 (3) Como Regional Park shuttle operation;
- 38.23 (4) a trail connection to connect Harriet
38.24 Island to the Mississippi Regional Trail;
- 38.25 (5) Estabrook Road reconstruction and
38.26 lighting upgrades at Como Regional Park;
38.27 and
- 38.28 (6) a trail connection and railroad bridge
38.29 reconstruction at Lilydale Regional Park.
- 38.30 (h) \$620,000 the first year and \$640,000 the
38.31 second year are for grants to Scott County

- 39.1 for an entrance road, parking and trails at
39.2 Cedar Lake Farm Regional Park;
- 39.3 (i) \$3,667,000 the first year and \$3,796,000
39.4 the second year are for grants to Three Rivers
39.5 Park District for:
- 39.6 (1) a trail connection to connect Grand
39.7 Rounds to Nine Mile Creek Trail;
- 39.8 (2) a trail bridge over county state aid
39.9 highway 19 for the Lake Minnetonka LRT
39.10 Regional Trail;
- 39.11 (3) trail construction on the Crystal Lake
39.12 Regional Trail;
- 39.13 (4) trail construction on the Bassett Creek
39.14 Regional Trail;
- 39.15 (5) trail construction on the Twin Lakes
39.16 Regional Trail; and
- 39.17 (6) trail construction on the Nine Mile Creek
39.18 Regional Trail;
- 39.19 (j) \$876,000 the first year and \$904,000 the
39.20 second year are for grants to Washington
39.21 County for:
- 39.22 (1) parking, buildings, and other
39.23 improvements at Swim Pond;
- 39.24 (2) a trail connection that connects the Point
39.25 Douglas Regional Trail to Wisconsin;
- 39.26 (3) improvements to Hardwood Creek
39.27 Regional Trail, including extending the trail
39.28 towards Bald Eagle Regional Park; and
- 39.29 (k) A recipient of a grant awarded under this
39.30 section must give consideration to and make
39.31 timely written contact with Conservation
39.32 Corps Minnesota for possible use of the

40.1 corps' services to contract for restoration
 40.2 and enhancement services. For projects with
 40.3 the potential to need historic preservation
 40.4 services, a recipient of a grant awarded
 40.5 under this section must give consideration
 40.6 to and make timely written contact with the
 40.7 Northern Bedrock Conservation Corps for
 40.8 possible use of the corps' services.

40.9 Sec. 5. LEGISLATURE \$ 5,000 \$ 5,000
 40.10 \$5,000 the first year and \$5,000 the second
 40.11 year are for the Legislative Coordinating
 40.12 Commission for the Web site required
 40.13 in Minnesota Statutes, section 3.303,
 40.14 subdivision 10, including detailed mapping.

40.15 Sec. 6. Minnesota Statutes 2012, section 10A.01, subdivision 35, is amended to read:

40.16 Subd. 35. **Public official.** "Public official" means any:

40.17 (1) member of the legislature;

40.18 (2) individual employed by the legislature as secretary of the senate, legislative
 40.19 auditor, chief clerk of the house of representatives, revisor of statutes, or researcher,
 40.20 legislative analyst, or attorney in the Office of Senate Counsel and Research or House
 40.21 Research;

40.22 (3) constitutional officer in the executive branch and the officer's chief administrative
 40.23 deputy;

40.24 (4) solicitor general or deputy, assistant, or special assistant attorney general;

40.25 (5) commissioner, deputy commissioner, or assistant commissioner of any state
 40.26 department or agency as listed in section 15.01 or 15.06, or the state chief information
 40.27 officer;

40.28 (6) member, chief administrative officer, or deputy chief administrative officer of a
 40.29 state board or commission that has either the power to adopt, amend, or repeal rules under
 40.30 chapter 14, or the power to adjudicate contested cases or appeals under chapter 14;

40.31 (7) individual employed in the executive branch who is authorized to adopt, amend,
 40.32 or repeal rules under chapter 14 or adjudicate contested cases under chapter 14;

40.33 (8) executive director of the State Board of Investment;

40.34 (9) deputy of any official listed in clauses (7) and (8);

- 41.1 (10) judge of the Workers' Compensation Court of Appeals;
- 41.2 (11) administrative law judge or compensation judge in the State Office of
41.3 Administrative Hearings or unemployment law judge in the Department of Employment
41.4 and Economic Development;
- 41.5 (12) member, regional administrator, division director, general counsel, or operations
41.6 manager of the Metropolitan Council;
- 41.7 (13) member or chief administrator of a metropolitan agency;
- 41.8 (14) director of the Division of Alcohol and Gambling Enforcement in the
41.9 Department of Public Safety;
- 41.10 (15) member or executive director of the Higher Education Facilities Authority;
- 41.11 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 41.12 (17) member of the board of directors or executive director of the Minnesota State
41.13 High School League;
- 41.14 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 41.15 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 41.16 (20) manager of a watershed district, or member of a watershed management
41.17 organization as defined under section 103B.205, subdivision 13;
- 41.18 (21) supervisor of a soil and water conservation district;
- 41.19 (22) director of Explore Minnesota Tourism;
- 41.20 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established
41.21 in section 97A.056;
- 41.22 (24) citizen member of the Clean Water Council established in section 114D.30; or
- 41.23 (25) member or chief executive of the Minnesota Sports Facilities Authority
41.24 established in section 473J.07; or
- 41.25 (26) member of the Greater Minnesota Regional Parks and Trails Commission.

41.26 Sec. 7. **[85.536] GREATER MINNESOTA REGIONAL PARKS AND TRAILS**
41.27 **COMMISSION.**

41.28 Subdivision 1. **Establishment; purpose.** The Greater Minnesota Regional Parks and
41.29 Trails Commission is created to undertake system planning and provide recommendations
41.30 to the legislature for grants funded by the parks and trails fund to counties and cities
41.31 outside of the seven-county metropolitan area for parks and trails of regional significance.

41.32 Subd. 2. **Commission.** The commission shall include 12 members appointed by
41.33 the governor representing each of the regional parks and trails districts determined under
41.34 subdivision 3. Membership terms, compensation and removal of members, and filling of
41.35 vacancies are as provided in section 15.0575.

42.1 Subd. 3. **Districts; plans and hearings.** (a) The commissioner of natural resources,
42.2 in consultation with the Greater Minnesota Regional Parks and Trails Commission,
42.3 shall establish 12 regional parks and trails districts in the state encompassing the area
42.4 outside the seven-county metropolitan area. The commissioner shall establish districts by
42.5 combining counties and may not assign a county to more than one district.

42.6 (b) Counties within each district may jointly prepare, after consultation with all
42.7 affected municipalities, and submit to the commission, and from time to time revise
42.8 and resubmit to the commission, a master plan for the acquisition and development of
42.9 parks and trails of regional significance located within the district. The counties, after
42.10 consultation with the commission, shall jointly hold a public hearing on the proposed plan
42.11 and budget at a time and place determined by the counties. Not less than 15 days before
42.12 the hearing, the counties shall provide notice of the hearing stating the date, time, and
42.13 place of the hearing, and the place where the proposed plan and budget may be examined
42.14 by any interested person. At any hearing, interested persons shall be permitted to present
42.15 their views on the plan and budget.

42.16 (c) The commission shall review each master plan to determine whether it meets
42.17 the conditions of subdivision 4. If it does not, the commission shall return the plan with
42.18 its comments to the district for revision and resubmittal.

42.19 Subd. 4. **Regional significance.** For a park or trail to be considered of regional
42.20 significance under this section:

42.21 (1) the park or trail must be natural resource-based;

42.22 (2) at least 30 percent of the park or trail user visits in a calendar year must be from
42.23 users who do not reside within the area of jurisdiction of the governmental unit that has
42.24 the financial and legal responsibility to own, operate, and maintain the park or trail;

42.25 (3) the total usage of the park or trail must exceed 20,000 visitors in a one-year period.

42.26 Park or trail attendance may be demonstrated by validated survey methods, actual user
42.27 data statistics, or another objective and quantifiable measure that is accurate and reliable;

42.28 (4) for parks, the park must be at least 100 acres in size; and

42.29 (5) for trails, the trail connects or will connect to existing state or regional trails as
42.30 demonstrated by the applicant.

42.31 Subd. 5. **Recommendations.** (a) The commission shall submit biennial
42.32 recommendations on appropriations of money from the parks and trails fund to the
42.33 legislature no later than January 15 each odd-numbered year. The commission may submit
42.34 supplemental recommendations by January 15 in even numbered years.

42.35 (b) In recommending grants under this section, the commission shall make
42.36 recommendations consistent with master plans.

43.1 (c) The commission shall determine recommended grant amounts through an
43.2 adopted merit-based evaluation process that includes the level of local financial support.
43.3 The evaluation process is not subject to the rulemaking provisions of chapter 14 and
43.4 section 14.386 does not apply.

43.5 (d) When recommending grants, the commission shall consider balance of the grant
43.6 benefits across greater Minnesota. Grant requests offering a nonstate match of at least 25
43.7 percent of the total eligible project costs shall be preferred.

43.8 (e) Grants may be recommended only for:

43.9 (1) parks and trails included in a plan approved by the commission under subdivision
43.10 3; and

43.11 (2) trails that connect or will connect to existing state or regional trails as
43.12 demonstrated by the applicant.

43.13 Subd. 6. **Administration.** The Department of Natural Resources shall provide
43.14 administrative support for the commission.

43.15 Subd. 7. **Chair.** The commission shall annually elect from among its members a
43.16 chair and other officers necessary for the performance of its duties.

43.17 Subd. 8. **Meetings.** The commission shall meet at least twice each year.
43.18 Commission meetings are subject to chapter 13D.

43.19 Subd. 9. **Conflict of interest.** A member of the commission may not participate in
43.20 or vote on a decision of the commission relating to an organization in which the member
43.21 has either a direct or indirect financial interest.

43.22 Subd. 10. **Definitions.** For purposes of this section, "commission" means the
43.23 Greater Minnesota Regional Parks and Trails Commission established under this section.

43.24 Sec. 8. **MISSISSIPPI WHITEWATER PARK.**

43.25 The appropriation in Laws 2003, chapter 128, article 1, section 5, subdivision 6,
43.26 from the water recreation account in the natural resources fund for a cooperative project
43.27 with the United States Army Corps of Engineers to develop the Mississippi Whitewater
43.28 Park is available until June 30, 2018."

43.29 Amend the title accordingly