

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

1.18 Sec. 2. CLEAN WATER

1.19	<u>Subdivision 1. Total Appropriation</u>	<b><u>\$</u></b>	<b><u>95,145,000</u></b>	<b><u>\$</u></b>	<b><u>96,032,000</u></b>
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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**

<b><u>\$</u></b>	<b><u>23,851,000</u></b>	<b><u>\$</u></b>	<b><u>23,787,000</u></b>
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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