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ARTICLE 3
PARKS AND TRAILS FUND

Section 1. **PARKS AND TRAILS FUND APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the parks and trails fund and are available for the fiscal years indicated for each purpose. The figures "2018" and "2019" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2018, or June 30, 2019, respectively. "The first year" is fiscal year 2018. "The second year" is fiscal year 2019. "The biennium" is fiscal years 2018 and 2019. All appropriations in this article are onetime.

<u>APPROPRIATIONS</u>		
<u>Available for the Year</u>		
<u>Ending June 30</u>		
	<u>2018</u>	<u>2019</u>

Sec. 2. **PARKS AND TRAILS**

Subdivision 1. Total Appropriation **\$ 41,988,000** **\$ 47,775,000**

The amounts that may be spent for each purpose are specified in the following sections.

Subd. 2. Availability of Appropriation

Money appropriated in this article may not be spent on activities unless they are directly related to and necessary for a specific appropriation. Money appropriated in this article must be spent in accordance with

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ARTICLE 3
PARKS AND TRAILS FUND

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<u>APPROPRIATIONS</u>		
<u>Available for the Year</u>		
<u>Ending June 30</u>		
	<u>2018</u>	<u>2019</u>

Sec. 2. **PARKS AND TRAILS**

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64.32 Minnesota Management and Budget's
65.1 Guidance to Agencies on Legacy Fund
65.2 Expenditure. Notwithstanding Minnesota
65.3 Statutes, section 16A.28, and unless otherwise
65.4 specified in this article, fiscal year 2018
65.5 appropriations are available until June 30,
65.6 2020, and fiscal year 2019 appropriations are
65.7 available until June 30, 2021. If a project
65.8 receives federal funds, the time period of the
65.9 appropriation is extended to equal the
65.10 availability of federal funding.

65.11 Subd. 3. Disability Access

65.12 Where appropriate, grant recipients of parks
65.13 and trails funds, in consultation with the
65.14 Council on Disability and other appropriate
65.15 governor-appointed disability councils, boards,
65.16 committees, and commissions, should make
65.17 progress toward providing greater access to
65.18 programs, print publications, and digital media
65.19 for people with disabilities related to the
65.20 programs the recipient funds using
65.21 appropriations made in this article.

65.22	Sec. 3. <u>DEPARTMENT OF NATURAL</u>		
65.23	<u>RESOURCES</u>	<u>\$ 25,397,000</u>	<u>\$ 28,884,000</u>

65.24 (a) \$16,584,000 the first year and \$18,891,000
65.25 the second year are for state parks, recreation
65.26 areas, and trails to:

- 65.27 (1) connect people to the outdoors;
- 65.28 (2) acquire land and create opportunities;
- 65.29 (3) maintain existing holdings; and

55.25 Minnesota Management and Budget's
55.26 Guidance to Agencies on Legacy Fund
55.27 Expenditure. Notwithstanding Minnesota
55.28 Statutes, section 16A.28, and unless otherwise
55.29 specified in this article, fiscal year 2018
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55.31 2020, and fiscal year 2019 appropriations are
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56.1 appropriation is extended to equal the
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56.18 areas, and trails to:

- 56.19 (1) connect people to the outdoors;
- 56.20 (2) acquire land and create opportunities;
- 56.21 (3) maintain existing holdings; and

65.30 (4) improve cooperation by coordinating with
 65.31 partners to implement the 25-year long-range
 65.32 parks and trails legacy plan.

66.1 (b) \$8,292,000 the first year and \$9,445,000
 66.2 the second year are for grants for parks and
 66.3 trails of regional significance outside the
 66.4 seven-county metropolitan area under
 66.5 Minnesota Statutes, section 85.535. The grants
 66.6 must be based on the recommendations to the
 66.7 commissioner from the Greater Minnesota
 66.8 Regional Parks and Trails Commission
 66.9 established under Minnesota Statutes, section
 66.10 85.536. Grants funded under this paragraph
 66.11 must support parks and trails of regional or
 66.12 statewide significance that meet the applicable
 66.13 definitions and criteria for regional parks and
 66.14 trails contained in the Greater Minnesota
 66.15 Regional Parks and Trails Strategic Plan
 66.16 adopted by the Greater Minnesota Regional
 66.17 Parks and Trails Commission on April 22,
 66.18 2015. Grant recipients identified under this
 66.19 paragraph must submit a grant application to
 66.20 the commissioner of natural resources. Up to
 66.21 2.5 percent of the appropriation may be used
 66.22 by the commissioner for the actual cost of
 66.23 issuing and monitoring the grants for the
 66.24 commission. Of the amount appropriated,
 66.25 \$424,000 the first year and \$399,000 the
 66.26 second year are for the Greater Minnesota
 66.27 Regional Parks and Trails Commission to
 66.28 carry out its duties under Minnesota Statutes,
 66.29 section 85.536, including the continued
 66.30 development of a statewide system plan for
 66.31 regional parks and trails outside the
 66.32 seven-county metropolitan area.

66.33 (c) By January 15, 2018, the Greater
 66.34 Minnesota Regional Parks and Trails
 66.35 Commission shall submit a list of projects.

56.22 (4) improve cooperation by coordinating with
 56.23 partners to implement the 25-year long-range
 56.24 parks and trails legacy plan.

56.25 (b) \$8,293,000 the first year and \$9,445,000
 56.26 the second year are for grants for parks and
 56.27 trails of regional significance outside the
 56.28 seven-county metropolitan area under
 56.29 Minnesota Statutes, section 85.535. The grants
 56.30 awarded under this paragraph shall be based
 56.31 on the lists of recommended projects
 56.32 submitted to the legislative committees under
 56.33 Minnesota Statutes, section 85.536,
 57.1 subdivision 10, from the Greater Minnesota
 57.2 Regional Parks and Trails Commission
 57.3 established under Minnesota Statutes, section
 57.4 85.536. Grants funded under this paragraph
 57.5 must support parks and trails of regional or
 57.6 statewide significance that meet the applicable
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 57.8 trails contained in the Greater Minnesota
 57.9 Regional Parks and Trails Strategic Plan
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 57.22 carry out its duties under Minnesota Statutes,
 57.23 section 85.536, including the continued
 57.24 development of a statewide system plan for
 57.25 regional parks and trails outside the
 57.26 seven-county metropolitan area.

57.27 (c) By January 15, 2018, the Greater
 57.28 Minnesota Regional Parks and Trails
 57.29 Commission shall submit a list of projects that

66.36 ranked in priority order that contains the
 67.1 commission's recommendations for funding
 67.2 from the parks and trails fund for fiscal year
 67.3 2019 to the chairs and ranking minority
 67.4 members of the house of representatives and
 67.5 senate committees and divisions with
 67.6 jurisdiction over the environment and natural
 67.7 resources and the parks and trails fund.

67.8 (d) By January 15, 2018, the Greater
 67.9 Minnesota Regional Parks and Trails
 67.10 Commission shall submit a report that contains
 67.11 the commission's criteria for funding from the
 67.12 parks and trails fund, including the criteria
 67.13 used to determine if a park or trail is of
 67.14 regional significance, to the chairs and ranking
 67.15 minority members of the house of
 67.16 representatives and senate committees and
 67.17 divisions with jurisdiction over the
 67.18 environment and natural resources and the
 67.19 parks and trails fund.

67.20 (e) \$521,000 the first year and \$548,000 the
 67.21 second year are for coordination and projects
 67.22 between the department, the Metropolitan
 67.23 Council, and the Greater Minnesota Regional
 67.24 Parks and Trails Commission; enhanced
 67.25 Web-based information for park and trail
 67.26 users; and support of activities of the Parks
 67.27 and Trails Legacy Advisory Committee.

67.28 (f) The commissioner shall contract for
 67.29 services with Conservation Corps Minnesota
 67.30 for restoration, maintenance, and other
 67.31 activities under this section for at least
 67.32 \$1,000,000 the first year and \$1,000,000 the
 67.33 second year.

67.34 (g) The implementing agencies receiving
 67.35 appropriations under this section shall give
 68.1 consideration to contracting with Conservation

57.30 contains the commission's recommendations
 57.31 for funding from the parks and trails fund for
 57.32 fiscal year 2019 to the chairs and ranking
 57.33 minority members of the house of
 57.34 representatives and senate committees and
 57.35 divisions with jurisdiction over the
 58.1 environment and natural resources and the
 58.2 parks and trails fund.

58.3 (d) By January 15, 2018, the Greater
 58.4 Minnesota Regional Parks and Trails
 58.5 Commission shall submit a report that contains
 58.6 the commission's criteria for funding from the
 58.7 parks and trails fund, including the criteria
 58.8 used to determine if a park or trail is of
 58.9 regional significance, to the chairs and ranking
 58.10 minority members of the house of
 58.11 representatives and senate committees and
 58.12 divisions with jurisdiction over the
 58.13 environment and natural resources and the
 58.14 parks and trails fund.

58.15 (e) \$521,000 the first year and \$548,000 the
 58.16 second year are for coordination and projects
 58.17 between the department, the Metropolitan
 58.18 Council, and the Greater Minnesota Regional
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 58.22 and Trails Legacy Advisory Committee.

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 58.24 services with Conservation Corps Minnesota
 58.25 for restoration, maintenance, and other
 58.26 activities under this section for at least
 58.27 \$1,000,000 the first year and \$1,000,000 the
 58.28 second year.

58.29 (g) The implementing agencies receiving
 58.30 appropriations under this section shall give
 58.31 consideration to contracting with Conservation

68.2 Corps Minnesota for restoration, maintenance,
68.3 and other activities.

68.4 Sec. 4. METROPOLITAN COUNCIL \$ 16,584,000 \$ 18,891,000

68.5 (a) \$16,584,000 the first year and \$18,891,000
68.6 the second year are for distribution according
68.7 to Minnesota Statutes, section 85.53,
68.8 subdivision 3.

68.9 (b) Money appropriated under this section and
68.10 distributed to implementing agencies must be
68.11 used to fund the list of recommended projects
68.12 in the report submitted pursuant to Laws 2013,
68.13 chapter 137, article 3, section 4, paragraph (o).
68.14 Projects funded by the money appropriated
68.15 under this section must be substantially
68.16 consistent with the project descriptions and
68.17 dollar amounts in the report. Any funds
68.18 remaining after completion of the listed
68.19 projects may be spent by the implementing
68.20 agencies on projects to support parks and
68.21 trails.

68.22 (c) Grant agreements entered into by the
68.23 Metropolitan Council and recipients of money
68.24 appropriated under this section must ensure
68.25 that the funds are used to supplement and not
68.26 substitute for traditional sources of funding.

68.27 (d) The implementing agencies receiving
68.28 appropriations under this section shall give
68.29 consideration to contracting with Conservation
68.30 Corps Minnesota for restoration, maintenance,
68.31 and other activities.

68.32 Sec. 5. LEGISLATURE \$ 7,000

69.1 \$7,000 the first year is for the Legislative
69.2 Coordinating Commission for the Web site

58.32 Corps Minnesota for restoration, maintenance,
58.33 and other activities.

58.34 Sec. 4. METROPOLITAN COUNCIL \$ 16,584,000 \$ 18,891,000

59.1 (a) \$16,584,000 the first year and \$18,891,000
59.2 the second year are for distribution according
59.3 to Minnesota Statutes, section 85.53,
59.4 subdivision 3.

59.5 (b) Money appropriated under this section and
59.6 distributed to implementing agencies must be
59.7 used only to fund the list of projects approved
59.8 by the elected representatives of each of the
59.9 metropolitan parks implementing agencies.
59.10 Projects funded by the money appropriated
59.11 under this section must be substantially
59.12 consistent with the project descriptions and
59.13 dollar amounts approved by each elected body.
59.14 Any funds remaining after completion of the
59.15 listed projects may be spent by the
59.16 implementing agencies on projects to support
59.17 parks and trails.

59.18 (c) Grant agreements entered into by the
59.19 Metropolitan Council and recipients of money
59.20 appropriated under this section must ensure
59.21 that the funds are used to supplement and not
59.22 substitute for traditional sources of funding.

59.23 (d) The implementing agencies receiving
59.24 appropriations under this section shall give
59.25 consideration to contracting with Conservation
59.26 Corps Minnesota for restoration, maintenance,
59.27 and other activities.

59.28 Sec. 5. LEGISLATURE \$ 7,000

59.29 \$7,000 the first year is for the Legislative
59.30 Coordinating Commission for the Web site

69.3 required in Minnesota Statutes, section 3.303,
69.4 subdivision 10.

69.5 Sec. 6. Minnesota Statutes 2016, section 85.53, is amended by adding a subdivision to
69.6 read:

69.7 Subd. 6. **Reserve requirement.** In any fiscal year, at least five percent of that year's
69.8 projected tax receipts determined by the most recent forecast for the parks and trails fund
69.9 must not be appropriated.

69.10 Sec. 7. Minnesota Statutes 2016, section 85.53, is amended by adding a subdivision to
69.11 read:

69.12 Subd. 7. **Overhead costs.** Notwithstanding any law, policy, or guidance to the contrary,
69.13 a recipient of money from the parks and trails fund must not use the money to pay for rent,
69.14 lease payments, insurance, utilities, custodial services, building maintenance, or another
69.15 overhead cost unless the recipient has documented the amount that specific overhead costs
69.16 increased as a direct and necessary result of the recipient's responsibility to administer a
69.17 program, project, or activity paid for with money from the parks and trails fund. The amount
69.18 of money from the fund the recipient may use to pay for that specific overhead cost must
69.19 not exceed the amount the recipient documented as the increase in the cost.

69.20 Sec. 8. **SAUK RIVER REGIONAL PARK GRANT EXTENSION.**

69.21 The appropriation in Laws 2013, chapter 137, article 3, section 3, paragraph (c), clause
69.22 (9), from the parks and trails fund for trail enhancement, land acquisition, and other
69.23 improvements at Sauk River Regional Park is available until June 30, 2022.

69.24 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2016.

69.25 Sec. 9. **HYLAND-BUSH-ANDERSON LAKES PARK RESERVE GRANT**
69.26 **EXTENSION.**

69.27 The appropriations for fiscal years 2014 and 2015 in Laws 2013, chapter 137, article 3,
69.28 section 4, paragraph (c), from the parks and trails fund for grants to the city of Bloomington
69.29 to reconstruct parking lots at the Hyland-Bush-Anderson Lakes Park Reserve are available
69.30 until June 30, 2018.

69.31 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2016.

70.1 Sec. 10. **ANOKA COUNTY AND DAKOTA COUNTY REALLOCATIONS.**

59.31 required in Minnesota Statutes, section 3.303,
59.32 subdivision 10.

60.1 Sec. 6. Minnesota Statutes 2016, section 85.53, is amended by adding a subdivision to
60.2 read:

60.3 Subd. 6. **Maximum appropriation.** No more than 95 percent of the projected balance
60.4 in the parks and trails fund may be appropriated in a fiscal year.

60.5 Sec. 7. **SAUK RIVER REGIONAL PARK GRANT EXTENSION.**

60.6 The appropriation in Laws 2013, chapter 137, article 3, section 3, paragraph (c), clause
60.7 (9), from the parks and trails fund for trail enhancement, land acquisition, and other
60.8 improvements at Sauk River Regional Park is available until June 30, 2022.

60.9 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2016.

60.10 Sec. 8. **HYLAND-BUSH-ANDERSON LAKES REGIONAL PARK RESERVE**
60.11 **GRANT EXTENSION.**

60.12 The appropriations for fiscal years 2014 and 2015 in Laws 2013, chapter 137, article 3,
60.13 section 4, paragraph (c), from the parks and trails fund for grants to the city of Bloomington
60.14 to reconstruct parking lots at the Hyland-Bush-Anderson Lakes Park Reserve are available
60.15 until June 30, 2018.

60.16 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2016.

60.17 Sec. 9. **ANOKA COUNTY AND DAKOTA COUNTY REALLOCATIONS.**

70.2 Notwithstanding Laws 2013, chapter 137, article 3, section 4, paragraph (o), and Laws
 70.3 2015, First Special Session chapter 2, article 3, section 4, paragraph (b):

70.4 (1) Anoka County may allocate \$438,000 of its share of the distribution for fiscal year
 70.5 2017 funds under Minnesota Statutes, section 85.53, subdivision 3, to Bunker Hills Regional
 70.6 Park in accordance with the most recent priority rankings that Anoka County has submitted
 70.7 to the Metropolitan Council; and

70.8 (2) Dakota County may allocate \$180,000 of its share of the distribution under Minnesota
 70.9 Statutes, section 85.53, subdivision 3, designated for the Vermillion River Regional
 70.10 Greenway to the phase 2 improvement to Whitetail Woods Regional Park in Dakota County.

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

60.18 Notwithstanding Laws 2013, chapter 137, article 3, section 4, paragraph (o), and Laws
 60.19 2015, First Special Session chapter 2, article 3, section 4, paragraph (b):

60.20 (1) Anoka County may allocate \$438,000 of its share of the distribution for fiscal year
 60.21 2017 funds under Minnesota Statutes, section 85.53, subdivision 3, to Bunker Hills Regional
 60.22 Park in accordance with the most recent priority rankings that Anoka County has submitted
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 60.25 Statutes, section 85.53, subdivision 3, designated for the Vermillion River Regional
 60.26 Greenway to the phase 2 improvement to Whitetail Woods Regional Park in Dakota County.

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