

1.1 moves to amend H.F. No. 1183 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 OUTDOOR HERITAGE FUND

1.5 Section 1. OUTDOOR HERITAGE APPROPRIATION.

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 outdoor heritage fund for the fiscal year indicated for each purpose. The figures "2014"
1.9 and "2015" used in this article mean that the appropriations listed under the figure are
1.10 available for the fiscal year ending June 30, 2014, and June 30, 2015, respectively. "The
1.11 first year" is fiscal year 2014. "The second year" is fiscal year 2015. The "biennium" is
1.12 fiscal years 2014 and 2015. The appropriations in this article are onetime.

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

1.17 Sec. 2. OUTDOOR HERITAGE FUND

1.18	<u>Subdivision 1. Total Appropriation</u>	<u>\$ 96,421,000</u>	<u>\$ 50,674,000</u>
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1.19 This appropriation is from the outdoor
1.20 heritage fund. The amounts that may be
1.21 spent for each purpose are specified in the
1.22 following subdivisions.

1.23	<u>Subd. 2. Prairies</u>	<u>26,790,000</u>	<u>6,696,000</u>
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1.24 (a) Grasslands for the Future

2.1 \$2,000,000 in the first year and \$2,000,000 in
2.2 the second year are to the Board of Water and
2.3 Soil Resources for a pilot project to acquire
2.4 permanent conservation easements on
2.5 grasslands in cooperation with the Minnesota
2.6 Land Trust and the Conservation Fund. Up
2.7 to \$3,700,000 may be used for agreements
2.8 with the Minnesota Land Trust to acquire
2.9 permanent conservation easements and up
2.10 to \$150,000 may be used for establishing
2.11 monitoring and enforcement funds with
2.12 the Minnesota Land Trust and the Board
2.13 of Water and Soil Resources, as approved
2.14 in the accomplishment plan and subject
2.15 to Minnesota Statutes, section 97A.056,
2.16 subdivision 17. Up to \$75,000 may be used
2.17 for an agreement with the Conservation Fund
2.18 for professional services. Easements funded
2.19 under this appropriation are not subject to
2.20 emergency haying and grazing orders. Any
2.21 net proceeds accruing to a project partner
2.22 from real estate transactions related to this
2.23 project must be used for the purposes outlined
2.24 in this appropriation. A list of permanent
2.25 conservation easements must be provided as
2.26 part of the required accomplishment plan.

2.27 **(b) Accelerating Wildlife Management Area**
2.28 **Program - Phase V**

2.29 \$7,960,000 in the first year is to the
2.30 commissioner of natural resources for an
2.31 agreement with Pheasants Forever to acquire
2.32 land in fee for wildlife management purposes
2.33 under Minnesota Statutes, section 86A.05,
2.34 subdivision 8. A list of proposed land
2.35 acquisitions must be provided as part of the
2.36 required accomplishment plan.

3.1 **(c) DNR Wildlife Management Area, Scientific**
3.2 **and Natural Area, and Native Prairie Bank**
3.3 **Easement - Phase V**

3.4 \$4,000,000 in the first year and \$2,940,000
3.5 in the second year are to the commissioner
3.6 of natural resources to acquire land in
3.7 fee for wildlife management purposes
3.8 under Minnesota Statutes, section 86A.05,
3.9 subdivision 8; acquire land in fee for
3.10 scientific and natural area purposes under
3.11 Minnesota Statutes, section 86A.05,
3.12 subdivision 5; and acquire native prairie
3.13 bank easements under Minnesota Statutes,
3.14 section 84.96. Up to \$42,000 is for
3.15 establishing a monitoring and enforcement
3.16 fund, as approved in the accomplishment
3.17 plan and subject to Minnesota Statutes,
3.18 section 97A.056, subdivision 17, for native
3.19 prairie bank easements. A list of proposed
3.20 land and permanent conservation easement
3.21 acquisitions must be provided as part of the
3.22 required accomplishment plan.

3.23 **(d) Minnesota Prairie Recovery Project - Phase**
3.24 **IV**

3.25 \$5,310,000 in the first year is to the
3.26 commissioner of natural resources for an
3.27 agreement with The Nature Conservancy
3.28 to acquire native prairie, wetland, and
3.29 savanna and restore and enhance grasslands,
3.30 wetlands, and savanna. A list of proposed
3.31 land acquisitions must be provided as part of
3.32 the required accomplishment plan. Annual
3.33 income statements and balance sheets for
3.34 income and expenses from land acquired
3.35 with this appropriation must be submitted to
3.36 the Lessard-Sams Outdoor Heritage Council

4.1 no later than 180 days following the close of
4.2 The Nature Conservancy's fiscal year.

4.3 **(e) Minnesota Buffers for Wildlife and Water -**
4.4 **Phase III**

4.5 \$3,520,000 in the first year is to the Board
4.6 of Water and Soil Resources to acquire
4.7 permanent conservation easements to protect
4.8 and enhance habitat by expanding clean
4.9 water fund riparian wildlife buffers on private
4.10 land. Up to \$120,000 is for establishing
4.11 a monitoring and enforcement fund, as
4.12 approved in the accomplishment plan and
4.13 subject to Minnesota Statutes, section
4.14 97A.056, subdivision 17. Easements funded
4.15 under this appropriation are not subject to
4.16 emergency haying and grazing orders. A list
4.17 of permanent conservation easements must
4.18 be provided as part of the final report.

4.19 **(f) Cannon River Headwaters Habitat Complex**
4.20 **- Phase III**

4.21 \$1,780,000 in the first year is to the
4.22 commissioner of natural resources for an
4.23 agreement with Trust for Public Land to
4.24 acquire and restore lands in the Cannon River
4.25 watershed for wildlife management purposes
4.26 under Minnesota Statutes, section 86A.05,
4.27 subdivision 8, or aquatic management area
4.28 purposes under Minnesota Statutes, sections
4.29 86A.05, subdivision 14, and 97C.02. A list of
4.30 proposed land acquisitions must be provided
4.31 as part of the required accomplishment plan.

4.32 **(g) Accelerated Prairie Restoration and**
4.33 **Enhancement on DNR Lands - Phase V**

4.34 \$2,220,000 in the first year and \$1,756,000
4.35 in the second year are to the commissioner of

5.1 natural resources to accelerate the restoration
 5.2 and enhancement of wildlife management
 5.3 areas, scientific and natural areas, and land
 5.4 under native prairie bank easements. A list of
 5.5 proposed land restorations and enhancements
 5.6 must be provided as part of the required
 5.7 accomplishment plan.

5.8 **Subd. 3. Forests** **8,630,000** **6,476,000**

5.9 **(a) Young Forest Conservation**

5.10 \$1,180,000 in the first year is to the
 5.11 commissioner of natural resources for
 5.12 an agreement with the American Bird
 5.13 Conservancy to acquire lands in fee to be
 5.14 added to the wildlife management area system
 5.15 under Minnesota Statutes, section 86A.05,
 5.16 subdivision 8, and to restore and enhance
 5.17 habitat on publicly protected land. A list of
 5.18 proposed land acquisitions must be provided
 5.19 as part of the required accomplishment plan.

5.20 **(b) Camp Ripley Partnership - Phase III**

5.21 \$1,150,000 in the first year is to the Board of
 5.22 Water and Soil Resources and \$300,000 in
 5.23 the first year is to the Department of Natural
 5.24 Resources to acquire land in fee to be added
 5.25 to the wildlife management area system
 5.26 under Minnesota Statutes, section 86A.05,
 5.27 subdivision 8, and to acquire permanent
 5.28 conservation easements on lands adjacent
 5.29 to the Mississippi and Crow Wing Rivers
 5.30 and within the boundaries of the Minnesota
 5.31 National Guard Army Compatible Use
 5.32 Buffer. Of the amount appropriated to the
 5.33 Board of Water and Soil Resources, \$49,900
 5.34 is for a grant to the Morrison County Soil
 5.35 and Water Conservation District and up to

6.1 \$33,600 is for establishing a monitoring
6.2 and enforcement fund, as approved in
6.3 the accomplishment plan and subject to
6.4 Minnesota Statutes, section 97A.056,
6.5 subdivision 17. A list of proposed land
6.6 acquisitions and permanent conservation
6.7 easements must be provided as part of the
6.8 required accomplishment plan.

6.9 **(c) Northeastern Minnesota Sharp-Tailed**
6.10 **Grouse Habitat Program - Phase IV**

6.11 \$1,180,000 in the first year is to the
6.12 commissioner of natural resources for
6.13 an agreement with Pheasants Forever in
6.14 cooperation with the Minnesota Sharp-Tailed
6.15 Grouse Society to acquire and enhance
6.16 lands in Aitkin, Carlton, and Kanabec
6.17 Counties for wildlife management purposes
6.18 under Minnesota Statutes, section 86A.05,
6.19 subdivision 8. A list of proposed land
6.20 acquisitions must be provided as part of the
6.21 required accomplishment plan.

6.22 **(d) Protect Key Forest Habitat Lands in Cass**
6.23 **County - Phase IV**

6.24 \$500,000 in the first year is to the
6.25 commissioner of natural resources for an
6.26 agreement with Cass County to acquire land
6.27 in fee in Cass County for forest wildlife
6.28 habitat or to prevent forest fragmentation.
6.29 A list of proposed land acquisitions
6.30 must be provided as part of the required
6.31 accomplishment plan.

6.32 **(e) Critical Shoreline Habitat Protection**
6.33 **Program - Phase II**

6.34 \$820,000 in the first year is to the
6.35 commissioner of natural resources for

7.1 an agreement with the Minnesota Land
7.2 Trust to acquire permanent conservation
7.3 easements along rivers and lakes in the
7.4 northern forest region. Up to \$160,000 is for
7.5 establishing a monitoring and enforcement
7.6 fund, as approved in the accomplishment
7.7 plan and subject to Minnesota Statutes,
7.8 section 97A.056, subdivision 17. A list of
7.9 proposed permanent conservation easements
7.10 must be provided as part of the required
7.11 accomplishment plan.

7.12 **(f) Minnesota Moose Habitat Collaborative -**
7.13 **Phase II**

7.14 \$2,000,000 in the first year is to the
7.15 commissioner of natural resources for an
7.16 agreement with the Minnesota Deer Hunters
7.17 Association to restore and enhance public
7.18 forest lands in the northern forest region
7.19 for moose habitat purposes. A list of
7.20 proposed land restoration and enhancements
7.21 must be provided as part of the required
7.22 accomplishment plan.

7.23 **(g) Minnesota Forests for the Future**

7.24 \$500,000 in the first year and \$5,000,000
7.25 in the second year are to the commissioner
7.26 of natural resources to acquire permanent
7.27 working forest easements on up to 150,000
7.28 acres of private forest lands in Itasca,
7.29 Koochiching, and Saint Louis Counties
7.30 identified through the Minnesota Forests
7.31 for the Future program under Minnesota
7.32 Statutes, section 84.66. Up to \$300,000 is for
7.33 establishing a monitoring and enforcement
7.34 fund, as approved in the accomplishment plan
7.35 and subject to Minnesota Statutes, section

8.1 97A.056, subdivision 17. The commissioner
 8.2 may use the first year appropriation for land
 8.3 acquisition pre-transaction costs including,
 8.4 but not limited to, appraisals, surveys, and
 8.5 title research.

8.6 **(h) Preventing Forest Fragmentation and**
 8.7 **Protecting and Restoring Lake and Stream**
 8.8 **Habitat in the St. Louis River Watershed**

8.9 \$1,000,000 in the first year and \$1,476,000
 8.10 in the second year are to the commissioner
 8.11 of natural resources for an agreement with
 8.12 the Fond du Lac Band of Lake Superior
 8.13 Chippewa to acquire land in fee and to restore
 8.14 and enhance forests, prairie, and wetlands
 8.15 within the Fond du Lac Reservation. A list of
 8.16 proposed land acquisitions must be provided
 8.17 as part of the required accomplishment plan.

8.18 Subd. 4. Wetlands **32,760,000** **10,000,000**

8.19 **(a) Reinvest in Minnesota Wetlands Reserve**
 8.20 **Program Partnership - Phase V**

8.21 \$16,000,000 in the first year and \$8,000,000
 8.22 in the second year are to the Board of Soil
 8.23 and Water Resources to acquire permanent
 8.24 conservation easements and restore wetlands
 8.25 and associated upland habitat in cooperation
 8.26 with the United States Department of
 8.27 Agriculture Wetlands Reserve Program and
 8.28 Ducks Unlimited, including \$1,000,000
 8.29 for an agreement with Ducks Unlimited
 8.30 to provide technical and bioengineering
 8.31 assistance. Up to \$240,000 is for establishing
 8.32 a monitoring and enforcement fund, as
 8.33 approved in the accomplishment plan and
 8.34 subject to Minnesota Statutes, section
 8.35 97A.056, subdivision 17. A list of permanent

9.1 conservation easements must be provided as
9.2 part of the final report.

9.3 **(b) Accelerating Waterfowl Production Area**
9.4 **Acquisition - Phase V**

9.5 \$6,830,000 in the first year is to the
9.6 commissioner of natural resources for an
9.7 agreement with Pheasants Forever to acquire
9.8 land in fee to be designated and managed as
9.9 waterfowl production areas in Minnesota,
9.10 in cooperation with the United States Fish
9.11 and Wildlife Service. A list of proposed land
9.12 acquisitions must be provided as part of the
9.13 required accomplishment plan.

9.14 **(c) Living Shallow Lakes and Wetland**
9.15 **Initiative - Phase III**

9.16 \$3,530,000 in the first year is to the
9.17 commissioner of natural resources for an
9.18 agreement with Ducks Unlimited to acquire
9.19 land in fee for wildlife management purposes
9.20 under Minnesota Statutes, section 86A.05,
9.21 subdivision 8. A list of proposed land
9.22 acquisitions must be provided as part of the
9.23 required accomplishment plan.

9.24 **(d) Wild Rice Shoreland Protection Program**
9.25 **- Phase II**

9.26 \$1,630,000 in the first year is to the Board
9.27 of Water and Soil Resources to acquire
9.28 in fee wild rice lake shoreland habitat
9.29 for native wild rice bed protection and to
9.30 acquire permanent conservation easements
9.31 in cooperation with Ducks Unlimited. Of
9.32 this amount, \$100,000 is for an agreement
9.33 with Ducks Unlimited for acquisition of land
9.34 or interests in land to protect native wild
9.35 rice beds. Up to \$48,000 is for establishing

10.1 a monitoring and enforcement fund, as
10.2 approved in the accomplishment plan and
10.3 subject to Minnesota Statutes, section
10.4 97A.056, subdivision 17. A list of proposed
10.5 land acquisitions must be included as part of
10.6 the required accomplishment plan.

10.7 **(e) Wetland Habitat Program**

10.8 \$1,980,000 in the first year is to the
10.9 commissioner of natural resources for an
10.10 agreement with the Minnesota Land Trust to
10.11 acquire permanent conservation easements
10.12 in high-priority wetland complexes in
10.13 the prairie and forest/prairie transition
10.14 regions. Up to \$280,000 is for establishing
10.15 a monitoring and enforcement fund, as
10.16 approved in the accomplishment plan and
10.17 subject to Minnesota Statutes, section
10.18 97A.056, subdivision 17. A list of proposed
10.19 land acquisitions must be included as part of
10.20 the required accomplishment plan.

10.21 **(f) Accelerated Shallow Lakes and Wetlands**
10.22 **Enhancement - Phase V**

10.23 \$1,790,000 in the first year and \$1,000,000
10.24 in the second year are to the commissioner
10.25 of natural resources to enhance and restore
10.26 shallow lakes, including \$565,000 for an
10.27 agreement with Ducks Unlimited to help
10.28 implement restorations and enhancements.
10.29 A list of proposed land restorations and
10.30 enhancements must be provided as part of
10.31 the required accomplishment plan.

10.32 **(g) Pelican Lake Enhancement**

10.33 \$1,000,000 in the first year and \$1,000,000
10.34 in the second year are to the commissioner
10.35 of natural resources for an agreement with

- 11.1 Ducks Unlimited to construct a gravity
 11.2 outlet, water control structure, and pump
 11.3 station lift to enhance aquatic habitat in
 11.4 Pelican Lake in Wright County. A list of
 11.5 proposed land restoration and enhancements
 11.6 must be included as part of the required
 11.7 accomplishment plan.
- 11.8 Subd. 5. Habitats **27,438,000** **27,250,000**
- 11.9 **(a) DNR Aquatic Habitat - Phase V**
- 11.10 \$3,250,000 in the first year and \$2,000,000
 11.11 in the second year are to the commissioner
 11.12 of natural resources to acquire interests in
 11.13 land in fee for aquatic management purposes
 11.14 under Minnesota Statutes, sections 86A.05,
 11.15 subdivision 14, and 97C.02, and to restore
 11.16 and enhance aquatic habitat. A list of
 11.17 proposed land acquisitions and restorations
 11.18 and enhancements must be provided as part
 11.19 of the required accomplishment plan.
- 11.20 **(b) Habitat Protection in Dakota County -**
 11.21 **Phase IV**
- 11.22 \$2,100,000 in the first year and \$2,000,000
 11.23 in the second year are to the commissioner
 11.24 of natural resources for an agreement
 11.25 with Dakota County to acquire, restore,
 11.26 and enhance lands in Dakota County for
 11.27 fish and wildlife management purposes
 11.28 under Minnesota Statutes, section 86A.05,
 11.29 subdivision 8, or aquatic management area
 11.30 purposes under Minnesota Statutes, sections
 11.31 86A.05, subdivision 14, and 97C.02, and to
 11.32 acquire permanent conservation easements
 11.33 and restore and enhance habitats in rivers
 11.34 and lake watersheds in Dakota County. Up
 11.35 to \$60,000 is for establishing a monitoring

12.1 and enforcement fund, as approved in
12.2 the accomplishment plan and subject to
12.3 Minnesota Statutes, section 97A.056,
12.4 subdivision 17. A list of proposed land
12.5 acquisitions and permanent conservation
12.6 easements must be provided as part of the
12.7 required accomplishment plan.

12.8 **(c) Root River Protection and Restoration**

12.9 \$2,750,000 in the first year and \$1,000,000
12.10 in the second year are to the commissioner
12.11 of natural resources for agreements to
12.12 acquire land in fee for scientific and
12.13 natural areas under Minnesota Statutes,
12.14 sections 86A.05, subdivision 5, and for
12.15 state forest purposes under Minnesota
12.16 Statutes, section 86A.05, subdivision 7,
12.17 and to acquire permanent conservation
12.18 easements as follows: \$2,894,000 to The
12.19 Nature Conservancy and \$856,000 to the
12.20 Minnesota Land Trust. Up to \$137,000 is for
12.21 establishing a monitoring and enforcement
12.22 fund, as approved in the accomplishment
12.23 plan and subject to Minnesota Statutes,
12.24 section 97A.056, subdivision 17. A list
12.25 of proposed acquisitions and permanent
12.26 conservation easements must be provided as
12.27 part of the required accomplishment plan.

12.28 **(d) Metro Big Rivers Habitat - Phase IV**

12.29 \$1,720,000 in the first year and \$700,000 in
12.30 the second year are to the commissioner of
12.31 natural resources for agreements to acquire
12.32 land in fee and as permanent conservation
12.33 easements and to restore and enhance natural
12.34 systems associated with the Mississippi,
12.35 Minnesota, and St. Croix Rivers as follows:

- 13.1 \$964,000 to the Minnesota Valley National
13.2 Wildlife Refuge Trust, Inc.; \$160,000 to
13.3 the Friends of the Mississippi; \$236,000 to
13.4 the Great River Greening; \$550,000 to the
13.5 Minnesota Land Trust; and \$510,000 to the
13.6 Trust for Public Land. Up to \$80,000 is for
13.7 establishing a monitoring and enforcement
13.8 fund, as approved in the accomplishment
13.9 plan and subject to Minnesota Statutes,
13.10 section 97A.056, subdivision 17. A list of
13.11 proposed land acquisitions and permanent
13.12 conservation easements must be provided as
13.13 part of the required accomplishment plan.
- 13.14 **(e) Minnesota Landscape Arboretum**
- 13.15 \$1,000,000 in the first year is to the Board
13.16 of Regents of the University of Minnesota
13.17 to acquire land in fee surrounding Lake
13.18 Tamarack in Carver County to be added to
13.19 the Minnesota Landscape Arboretum. A land
13.20 description must be provided as part of the
13.21 required accomplishment plan.
- 13.22 **(f) Lower Mississippi River Habitat**
13.23 **Partnership - Phase III**
- 13.24 \$1,700,000 in the first year and \$1,700,000
13.25 in the second year are to the commissioner of
13.26 natural resources to enhance aquatic habitat.
13.27 Of this amount, \$450,000 is for an agreement
13.28 with the United States Fish and Wildlife
13.29 Service to enhance aquatic habitat in the
13.30 lower Mississippi River watershed. A list of
13.31 proposed land restorations and enhancements
13.32 must be provided as part of the required
13.33 accomplishment plan.
- 13.34 **(g) Coldwater Fish Habitat Enhancement -**
13.35 **Phase V**

- 14.1 \$2,470,000 in the first year and \$300,000
14.2 in the second year are to the commissioner
14.3 of natural resources for an agreement
14.4 with Minnesota Trout Unlimited to restore
14.5 and enhance coldwater river and stream
14.6 habitats in Minnesota. A list of proposed
14.7 land restorations and enhancements
14.8 must be provided as part of the required
14.9 accomplishment plan.
- 14.10 **(h) Albert Lea Lake Management and Invasive**
14.11 **Species Control Structure - Phase III**
- 14.12 \$1,127,000 in the first year is to the
14.13 commissioner of natural resources for
14.14 an agreement with the Shell Rock River
14.15 Watershed District to construct structural
14.16 deterrents and lake level controls to enhance
14.17 aquatic habitat on Albert Lea Lake in
14.18 Freeborn County. A list of proposed
14.19 land restorations and enhancements
14.20 must be provided as part of the required
14.21 accomplishment plan.
- 14.22 **(i) Metropolitan Regional Parks Wildlife**
14.23 **Habitat Protection and Restoration**
- 14.24 \$5,346,000 in the first year and \$1,500,000
14.25 in the second year are to the Metropolitan
14.26 Council to restore and enhance fish and
14.27 wildlife habitat in forests, prairies, and
14.28 wetlands in the metropolitan regional parks
14.29 system. Of this amount:
- 14.30 (1) \$500,000 is for Dakota County to convert
14.31 existing agricultural land and low-quality
14.32 woods and grassland in Whitetail Woods
14.33 Regional Park to prairie and oak savanna
14.34 centered around an existing wetland,

- 15.1 resulting in substantial habitat improvements
- 15.2 for waterfowl and other wildlife;
- 15.3 (2) \$60,000 is for Dakota County to protect
- 15.4 and enhance Miesville Ravine Park Reserve
- 15.5 through earth shaping, slope stabilization,
- 15.6 and perhaps piping of one severe gully
- 15.7 erosion situation and other eroding sites that
- 15.8 are presently contributing sediment to Trout
- 15.9 Brook, impairing water quality and the brook
- 15.10 trout population;
- 15.11 (3) \$500,000 is for the city of St. Paul
- 15.12 to restore two acres of prairie adjacent to
- 15.13 Pickerel Lake and to plant and enhance
- 15.14 an additional two acres of prairie, five
- 15.15 acres of forest, and one acre of wetland in
- 15.16 Lilydale Regional Park. This will enhance
- 15.17 connectivity of existing natural resources
- 15.18 including floodplain forest, upland prairie,
- 15.19 and emergent marsh;
- 15.20 (4) \$865,000 is for the Minneapolis Park and
- 15.21 Recreation Board to protect, restore, and
- 15.22 enhance shorelines; reduce invasive upland
- 15.23 species; enhance the Wirth Lake wetland
- 15.24 complex; reduce invasive upland species;
- 15.25 and correct erosion problems in Theodore
- 15.26 Wirth Regional Park;
- 15.27 (5) \$468,000 is for Ramsey County to restore
- 15.28 72 acres in Battle Creek Regional Park along
- 15.29 the bluff of the Mississippi River, including
- 15.30 restoration and enhancement of prairie,
- 15.31 savanna, oak woods, and shrub swamp seeps
- 15.32 to improve waterfowl and upland game bird
- 15.33 feeding and nesting habitats;
- 15.34 (6) \$210,000 is for the Three Rivers Park
- 15.35 District to restore the water quality and

- 16.1 game fish habitat in Lake Independence in
16.2 Baker Park Reserve by reducing phosphorus
16.3 loading from Spurzem and Half Moon Lakes
16.4 through treatment with aluminum sulfate;
- 16.5 (7) \$400,000 is for the Three Rivers Park
16.6 District to enhance and restore the quality
16.7 of Cleary Lake and restore the fishery by
16.8 controlling curly-leaf pondweed, reducing
16.9 phosphorus runoff from the watershed, and
16.10 controlling internal phosphorus cycling with
16.11 aluminum sulfate;
- 16.12 (8) \$200,000 is for Carver County to restore
16.13 and enhance Lake Minnewashta Regional
16.14 Park by converting 37 acres of existing
16.15 turf or old fields to native prairie and oak
16.16 savanna. These areas are identified in the
16.17 park master plan as medium to high potential
16.18 sites for restoration;
- 16.19 (9) \$270,000 is for Anoka County to
16.20 restore and enhance 120 acres of prairie
16.21 and woodland habitat within the 273-acre
16.22 Mississippi West Regional Park. Outcomes
16.23 will include increased habitat for game and
16.24 nongame species and benefits to migratory
16.25 waterfowl on the Mississippi flyway;
- 16.26 (10) \$200,000 is for Anoka County to
16.27 restore 45 acres of prairie and oak savanna
16.28 and remove invasive species from 40
16.29 acres of riparian forest land at Rum River
16.30 Central Regional Park. The restoration
16.31 will benefit the adjacent 550-acre Cedar
16.32 Creek Conservation Area, which is open to
16.33 hunting and was funded through a recent
16.34 appropriation from the outdoor heritage fund;

17.1 (11) \$338,000 is for Scott County to restore
17.2 and enhance 150 acres within the 1,150-acre
17.3 conservation-focused Doyle-Kennefick
17.4 Regional Park. The project site is part of an
17.5 850-acre mosaic of natural lands including
17.6 Minnesota County Biological Survey forest
17.7 and some of the highest-quality wetlands in
17.8 Scott County. The park master plan identifies
17.9 this natural complex to be conserved for
17.10 habitat and biological diversity with very
17.11 light recreational development;

17.12 (12) \$37,000 is for Scott County to restore
17.13 and enhance Cedar Lake Farm Regional
17.14 Park by partnering with the Cedar Lake
17.15 Improvement District and Scott Watershed
17.16 Management Organization for four years of
17.17 treatment to control the curly-leaf pondweed
17.18 infestation dominating Cedar Lake. The
17.19 goal is to restore 700 acres of shallow lake,
17.20 improve fishing opportunities, and increase
17.21 native aquatic plant habitat;

17.22 (13) \$1,523,000 is for Scott County to
17.23 restore and enhance 302 acres of contiguous
17.24 forest, wetlands, and lakeshore in Spring
17.25 Lake Regional Park by improving habitat
17.26 for interior forest birds, waterfowl, and
17.27 amphibians. Adjacent to Upper Prior, Spring,
17.28 and Arctic Lakes, this site is part of a larger
17.29 permanent habitat network;

17.30 (14) \$425,000 is for Washington County to
17.31 restore and enhance Lake Elmo Park Reserve
17.32 by creating 168 acres of interconnected
17.33 tallgrass prairie through the restoration of 12
17.34 wetland basins that are scattered throughout
17.35 an existing tallgrass prairie complex. These

18.1 diverse landscapes provide critical habitat for
18.2 native ground-nesting birds;

18.3 (15) \$350,000 is for Washington County to
18.4 restore and enhance rare and unique forest
18.5 communities identified by the Department
18.6 of Natural Resources in Lake Elmo Park
18.7 Reserve and St. Croix Bluffs Regional Park.

18.8 These forests provide exceptional habitat
18.9 for native and migrating bird species and
18.10 represent some of the best opportunities for
18.11 avian habitat improvement in Washington
18.12 County; and

18.13 (16) \$500,000 is for the Pioneer-Sarah Creek
18.14 Watershed Management Commission to
18.15 restore and enhance the aquatic habitat of
18.16 Lake Sarah.

18.17 Funded projects must implement priority
18.18 natural resource management plan
18.19 components of regional park master plans
18.20 approved by the Metropolitan Council.

18.21 **(j) Duluth Flood Stream Habitat Restoration**

18.22 \$500,000 in the first year and \$4,500,000 in
18.23 the second year are to the commissioner of
18.24 natural resources for an agreement with the
18.25 South St. Louis Soil and Water Conservation
18.26 District to create a stream habitat repair
18.27 program for cold-water and brook trout
18.28 streams in the Duluth area impacted by the
18.29 2012 flood.

18.30 **(k) Protect Aquatic Habitat from Asian Carp**

18.31 \$275,000 in the first year and \$7,200,000
18.32 in the second year are to the commissioner
18.33 of natural resources to protect Minnesota's
18.34 aquatic habitat from Asian carp. Of

19.1 this amount, \$3,500,000 is for grants
19.2 to tribal and local governments for
19.3 decontamination equipment and inspection
19.4 and decontamination activities at public
19.5 water access and other sites.

19.6 **(l) Lake Minnetonka Protection**

19.7 \$1,000,000 in the first year and \$2,000,000
19.8 in the second year is to the commissioner
19.9 of natural resources for an agreement with
19.10 the Minnehaha Creek Watershed District
19.11 to protect lakes, rivers, and streams in the
19.12 district from aquatic invasive species.

19.13 **(m) Environmental Learning Area Habitat**
19.14 **Restoration**

19.15 \$200,000 in the first year and \$350,000 in
19.16 the second year are to the commissioner
19.17 of natural resources for an agreement with
19.18 the West Central Area School District
19.19 to acquire and restore native prairie and
19.20 wetland habitats on 45 acres of land adjacent
19.21 to the existing West Central Area Schools
19.22 Environmental Learning Center.

19.23 **(n) Outdoor Heritage Conservation Partners**
19.24 **Grant Program - Phase V**

19.25 \$4,000,000 in the first year and \$4,000,000
19.26 in the second year are to the commissioner
19.27 of natural resources for a program to
19.28 provide competitive, matching grants of
19.29 up to \$400,000 to local, regional, state,
19.30 and national organizations for enhancing,
19.31 restoring, or protecting forests, wetlands,
19.32 prairies, and habitat for fish, game, or wildlife
19.33 in Minnesota. Grants shall not be made
19.34 for activities required to fulfill the duties
19.35 of owners of lands subject to conservation

20.1 easements. Grants shall not be made from
20.2 appropriations in this paragraph for projects
20.3 that have a total project cost exceeding
20.4 \$575,000. Of this appropriation, \$366,000
20.5 may be spent for personnel costs and other
20.6 direct and necessary administrative costs, and
20.7 \$10,000 is for outreach efforts to encourage
20.8 underrepresented communities to apply for
20.9 grants under this paragraph. Grantees may
20.10 acquire land or interests in land. Easements
20.11 must be permanent. Land acquired in fee
20.12 must be open to hunting and fishing during
20.13 the open season unless otherwise provided by
20.14 state law. The program shall require a cash
20.15 match of at least ten percent from nonstate
20.16 sources for all grants. For grant applications
20.17 of \$25,000 or less, the commissioner shall
20.18 provide a separate, simplified application
20.19 process. Subject to Minnesota Statutes, the
20.20 commissioner of natural resources shall,
20.21 when evaluating projects of equal value,
20.22 give priority to organizations that have a
20.23 history of receiving or charter to receive
20.24 private contributions for local conservation
20.25 or habitat projects. If acquiring land or a
20.26 conservation easement, priority shall be
20.27 given to projects associated with existing
20.28 wildlife management areas under Minnesota
20.29 Statutes, section 86A.05, subdivision 8;
20.30 scientific and natural areas under Minnesota
20.31 Statutes, sections 84.033 and 86A.05,
20.32 subdivision 5; and aquatic management areas
20.33 under Minnesota Statutes, sections 86A.05,
20.34 subdivision 14, and 97C.02. All restoration
20.35 or enhancement projects must be on land
20.36 permanently protected by a conservation

21.1 easement or public ownership or in public
 21.2 waters as defined in Minnesota Statutes,
 21.3 section 103G.005, subdivision 15. Priority
 21.4 shall be given to restoration and enhancement
 21.5 projects on public lands. Minnesota Statutes,
 21.6 section 97A.056, subdivision 13, applies
 21.7 to grants awarded under this paragraph.
 21.8 This appropriation is available until June
 21.9 30, 2017. No less than five percent of the
 21.10 amount of each grant must be held back from
 21.11 reimbursement until the grant recipient has
 21.12 completed a grant accomplishment report by
 21.13 the deadline and in the form prescribed by
 21.14 and satisfactory to the Lessard-Sams Outdoor
 21.15 Heritage Council. The commissioner shall
 21.16 provide notice of the grant program in
 21.17 the game and fish law summaries that are
 21.18 prepared under Minnesota Statutes, section
 21.19 97A.051, subdivision 2.

21.20 Subd. 6. Administration 803,000 752,000

21.21 (a) Contract Management
 21.22 \$175,000 in the first year and \$175,000 in the
 21.23 second year are to the commissioner
 21.24 of natural resources for contract
 21.25 management duties assigned in this
 21.26 section. The commissioner shall provide an
 21.27 accomplishment plan in the form specified by
 21.28 the Lessard-Sams Outdoor Heritage Council
 21.29 on the expenditure of this appropriation.
 21.30 The accomplishment plan must include
 21.31 a copy of the grant contract template
 21.32 and reimbursement manual. No money
 21.33 may be expended prior to Lessard-Sams
 21.34 Outdoor Heritage Council approval of the
 21.35 accomplishment plan.

22.1 **(b) Legislative Coordinating Commission**

22.2 \$468,000 in the first year and \$468,000
22.3 in the second year are to the Legislative
22.4 Coordinating Commission for administrative
22.5 expenses of the Lessard-Sams Outdoor
22.6 Heritage Council and for compensation and
22.7 expense reimbursement of council members.
22.8 Funds in this appropriation are available until
22.9 June 30, 2015. Minnesota Statutes, section
22.10 16A.281, applies to this appropriation.

22.11 **(c) Technical Evaluation Panel**

22.12 \$90,000 in the first year and \$90,000 in
22.13 the second year are to the commissioner of
22.14 natural resources for a technical evaluation
22.15 panel to conduct up to ten restoration
22.16 evaluations under Minnesota Statutes,
22.17 section 97A.056, subdivision 10.

22.18 **(d) High-Priority Pre-Transaction Service**
22.19 **Acceleration for Lessard-Sams Outdoor**
22.20 **Heritage Council**

22.21 \$50,000 in the first year is to the
22.22 commissioner of natural resources to provide
22.23 land acquisition pre-transaction services
22.24 including, but not limited to, appraisals,
22.25 surveys, or title research for acquisition
22.26 proposals under consideration by the
22.27 Lessard-Sams Outdoor Heritage Council. A
22.28 list of activities must be included in the final
22.29 accomplishment plan.

22.30 **(e) Legacy Web Site**

22.31 \$20,000 in the first year and \$19,000 in
22.32 the second year are for the Legislative
22.33 Coordinating Commission for the Web site

23.1 required in Minnesota Statutes, section
23.2 3.303, subdivision 10.

23.3 **Subd. 7. Availability of Appropriation**

23.4 Money appropriated in this section may
23.5 not be spent on activities unless they are
23.6 directly related to and necessary for a
23.7 specific appropriation and are specified in
23.8 the accomplishment plan approved by the
23.9 Lessard-Sams Outdoor Heritage Council.

23.10 Money appropriated in this section must not
23.11 be spent on indirect costs or other institutional
23.12 overhead charges that are not directly related
23.13 to and necessary for a specific appropriation.

23.14 Unless otherwise provided in this article,
23.15 fiscal year 2014 appropriations are available
23.16 until June 30, 2016, and fiscal year 2015
23.17 appropriations are available until June 30,
23.18 2017. For acquisition of real property,
23.19 the amounts in this section are available
23.20 until: June 30, 2017 for fiscal year 2014
23.21 appropriations, if a binding agreement with a
23.22 landowner or purchase agreement is entered
23.23 into by June 30, 2016, and closed no later
23.24 than June 30, 2017; and June 30, 2018 for
23.25 fiscal year 2015 appropriations, if a binding
23.26 agreement with a landowner or purchase
23.27 agreement is entered into by June 30, 2017,
23.28 and closed no later than June 30, 2018. Funds
23.29 for restoration or enhancement are available
23.30 until June 30, 2018 for fiscal year 2014
23.31 appropriations and June 30, 2019 for fiscal
23.32 year 2015 appropriations, or four years after
23.33 acquisition, whichever is later, in order to
23.34 complete initial restoration or enhancement
23.35 work. If a project receives federal funds, the
23.36 time period of the appropriation is extended

24.1 to equal the availability of federal funding.
24.2 Funds appropriated for fee title acquisition
24.3 of land may be used to restore, enhance, and
24.4 provide for public use of the land acquired
24.5 with the appropriation. Public use facilities
24.6 must have a minimal impact on habitat in
24.7 acquired lands.

24.8 **Subd. 8. Payment Conditions and Capital**
24.9 **Equipment Expenditures**

24.10 All agreements referred to in this section must
24.11 be administered on a reimbursement basis
24.12 unless otherwise provided in this section.
24.13 Notwithstanding Minnesota Statutes, section
24.14 16A.41, expenditures directly related
24.15 to each appropriation's purpose made
24.16 on or after July 1, 2013, or the date of
24.17 accomplishment plan approval, whichever is
24.18 later, are eligible for reimbursement unless
24.19 otherwise provided in this section. For the
24.20 purposes of administering appropriations
24.21 and legislatively authorized agreements
24.22 paid out of the outdoor heritage fund, an
24.23 expense must be considered reimbursable
24.24 by the administering agency when the
24.25 recipient presents the agency with an invoice
24.26 or binding agreement with the landowner
24.27 and the recipient attests that the goods have
24.28 been received or the landowner agreement
24.29 is binding. Periodic reimbursement must
24.30 be made upon receiving documentation that
24.31 the items articulated in the accomplishment
24.32 plan approved by the Lessard-Sams Outdoor
24.33 Heritage Council have been achieved,
24.34 including partial achievements as evidenced
24.35 by progress reports approved by the
24.36 Lessard-Sams Outdoor Heritage Council.

25.1 Reasonable amounts may be advanced to
25.2 projects to accommodate cash flow needs,
25.3 support future management of acquired
25.4 lands, or match a federal share. The
25.5 advances must be approved as part of the
25.6 accomplishment plan. Capital equipment
25.7 expenditures for specific items in excess of
25.8 \$10,000 must be itemized in and approved as
25.9 part of the accomplishment plan.

25.10 Subd. 9. **Mapping**

25.11 Each direct recipient of money appropriated
25.12 in this section, as well as each recipient of
25.13 a grant awarded pursuant to this section,
25.14 must provide geographic information to
25.15 the Department of Natural Resources for
25.16 mapping any lands acquired in fee with
25.17 funds appropriated in this section and open
25.18 to public taking of fish and game. The
25.19 commissioner of natural resources shall
25.20 include the lands acquired in fee with
25.21 money appropriated in this section on maps
25.22 showing public recreation opportunities.
25.23 Maps shall include information on and
25.24 acknowledgement of the outdoor heritage
25.25 fund, including a notation of any restrictions.

25.26 Subd. 10. **Appropriations carryforward; fee**
25.27 **title acquisition**

25.28 The availability of the appropriation for the
25.29 following project is extended to July 1, 2015:
25.30 Laws 2010, chapter 361, article 1, section
25.31 2, subdivision 5, paragraph (h), Washington
25.32 County St. Croix River Land Protection, and
25.33 the appropriation may be spent on acquisition
25.34 of land in fee title to protect habitat associated
25.35 with the St. Croix River Valley. A list of

26.1 proposed acquisitions must be provided as
26.2 part of the accomplishment plan.

26.3 **Subd. 11. Conservation Corps Minnesota**

26.4 A recipient of money from an appropriation
26.5 under this section must give consideration to
26.6 Conservation Corps Minnesota for possible
26.7 use of the corps' services to contract for
26.8 restoration and enhancement services.

26.9 Sec. 3. Minnesota Statutes 2012, section 97A.056, subdivision 3, is amended to read:

26.10 Subd. 3. **Council Duties; recommendations and oversight.** (a) The council
26.11 shall make recommendations to the legislature on appropriations of money from the
26.12 outdoor heritage fund that are consistent with the Constitution and state law and that will
26.13 achieve the outcomes of existing natural resource plans, including, but not limited to,
26.14 the Minnesota Statewide Conservation and Preservation Plan, that directly relate to the
26.15 restoration, protection, and enhancement of wetlands, prairies, forests, and habitat for fish,
26.16 game, and wildlife, and that prevent forest fragmentation, encourage forest consolidation,
26.17 and expand restored native prairie. In making recommendations, the council shall consider
26.18 a range of options that would best restore, protect, and enhance wetlands, prairies, forests,
26.19 and habitat for fish, game, and wildlife. The council's biennial recommendations shall
26.20 be submitted no later than January 15 each odd-numbered year. The council may submit
26.21 supplemental recommendations by January 15 in even-numbered years. The council
26.22 shall present its recommendations to the senate and house of representatives committees
26.23 with jurisdiction over the environment and natural resources budget by February 15
26.24 in odd-numbered years, and within the first four weeks of the legislative session in
26.25 even-numbered years if the council submitted supplemental recommendations. The
26.26 council's budget recommendations to the legislature shall be separate from the Department
26.27 of Natural Resource's budget recommendations.

26.28 (b) To encourage and support local conservation efforts, the council shall establish a
26.29 conservation partners program. Local, regional, state, or national organizations may apply
26.30 for matching grants for restoration, protection, and enhancement of wetlands, prairies,
26.31 forests, and habitat for fish, game, and wildlife, prevention of forest fragmentation,
26.32 encouragement of forest consolidation, and expansion of restored native prairie.

26.33 (c) The council may work with the Clean Water Council to identify projects that
26.34 are consistent with both the purpose of the outdoor heritage fund and the purpose of
26.35 the clean water fund.

27.1 (d) The council may make recommendations to the Legislative-Citizen Commission
27.2 on Minnesota Resources on scientific research that will assist in restoring, protecting, and
27.3 enhancing wetlands, prairies, forests, and habitat for fish, game, and wildlife, preventing
27.4 forest fragmentation, encouraging forest consolidation, and expanding restored native
27.5 prairie.

27.6 (e) Recommendations of the council, including approval of recommendations for the
27.7 outdoor heritage fund, require an affirmative vote of at least nine members of the council.

27.8 (f) The council may work with the Clean Water Council, the Legislative-Citizen
27.9 Commission on Minnesota Resources, the Board of Water and Soil Resources, soil and
27.10 water conservation districts, and experts from Minnesota State Colleges and Universities
27.11 and the University of Minnesota in developing the council's recommendations.

27.12 (g) The council shall develop and implement a process that ensures that citizens
27.13 and potential recipients of funds are included throughout the process, including the
27.14 development and finalization of the council's recommendations. The process must include
27.15 a fair, equitable, and thorough process for reviewing requests for funding and a clear and
27.16 easily understood process for ranking projects.

27.17 (h) The council shall use the regions of the state based upon the ecological sections
27.18 and subsections developed by the Department of Natural Resources and establish
27.19 objectives for each region and subregion to achieve the purposes of the fund outlined
27.20 in the state constitution.

27.21 (i) The council shall develop and submit to the Legislative Coordinating Commission
27.22 plans for the first ten years of funding, and a framework for 25 years of funding, consistent
27.23 with statutory and constitutional requirements. The council may use existing plans from
27.24 other legislative, state, and federal sources, as applicable.

27.25 (j) The council shall provide oversight of projects funded by the outdoor heritage
27.26 fund, including evaluating the outcomes of completed projects.

27.27 Sec. 4. Minnesota Statutes 2012, section 97A.056, subdivision 10, is amended to read:

27.28 Subd. 10. **Restoration evaluations.** The commissioner of natural resources and the
27.29 Board of Water and Soil Resources may convene a technical evaluation panel comprised
27.30 of five members, including one technical representative from the Board of Water and Soil
27.31 Resources, one technical representative from the Department of Natural Resources, one
27.32 technical expert from the University of Minnesota or the Minnesota State Colleges and
27.33 Universities, and two representatives with expertise in the project being evaluated. The
27.34 board and the commissioner may add a technical representative from a unit of federal or
27.35 local government. The members of the technical evaluation panel may not be associated

28.1 with the restoration, may vary depending upon the projects being reviewed, and shall
28.2 avoid any potential conflicts of interest. Each year, the board and the commissioner may
28.3 assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects completed
28.4 with outdoor heritage funding. The coordinator shall secure the restoration plans for the
28.5 projects specified and direct the technical evaluation panel to evaluate the restorations
28.6 relative to the law, current science, and the stated goals and standards in the restoration
28.7 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation
28.8 establishment and enhancement guidelines. The coordinator shall summarize the findings
28.9 of the panel and provide a report to the chair of the Lessard-Sams Outdoor Heritage
28.10 Council and the chairs of the respective house of representatives and senate policy and
28.11 finance committees with jurisdiction over natural resources and spending from the outdoor
28.12 heritage fund. The report shall determine if the restorations are meeting planned goals,
28.13 any problems with the implementation of restorations, and, if necessary, recommendations
28.14 on improving restorations. The report shall be focused on improving future restorations.
28.15 Up to one-tenth of one percent of forecasted receipts from the outdoor heritage fund may
28.16 be used for restoration evaluations under this section.

28.17 Sec. 5. Minnesota Statutes 2012, section 97A.056, is amended by adding a subdivision
28.18 to read:

28.19 **Subd. 20. Acquisitions of lands or interest in lands; commissioner approval;**
28.20 **appraisals.** (a) A recipient of an appropriation from the outdoor heritage fund that
28.21 acquires an interest in real property must receive written approval from the commissioner
28.22 of natural resources prior to the acquisition, if the interest is acquired in whole or in part
28.23 with the appropriation. Conservation easements to be held by the Board of Water and Soil
28.24 Resources are not subject to commissioner approval under this section.

28.25 (b) The commissioner shall approve acquisitions under this section only when the
28.26 interest in real property:

28.27 (1) is identified as a high priority by the commissioner and meets the objectives and
28.28 criteria identified in the applicable acquisition plan for the intended management status
28.29 of the property; or

28.30 (2) is otherwise identified by the commissioner as a priority for state financing.

28.31 Sec. 6. Minnesota Statutes 2012, section 97A.056, is amended by adding a subdivision
28.32 to read:

28.33 **Subd. 21. Value assessment.** Prior to acquiring an interest in real property with an
28.34 appropriation from the outdoor heritage fund, a recipient of an appropriation must submit

29.1 the most recent tax assessed value and most recent tax statement of the real property and
 29.2 the amount the recipient plans to offer for the interest in real property to the Lessard-Sams
 29.3 Outdoor Heritage Council and the commissioner of natural resources. Conservation
 29.4 easements to be held by the Board of Water and Soil Resources are not subject to the
 29.5 requirements of this section. The board shall keep a record of the tax assessed value of the
 29.6 real property at the time of acquisition and the most recent tax statement.

29.7 **ARTICLE 2**

29.8 **CLEAN WATER FUND**

29.9 Section 1. **CLEAN WATER FUND APPROPRIATIONS.**

29.10 The sums shown in the columns marked "Appropriations" are appropriated to the
 29.11 agencies and for the purposes specified in this article. The appropriations are from the
 29.12 clean water fund and are available for the fiscal years indicated for allowable activities
 29.13 under the Minnesota Constitution, article XI, section 15. The figures "2014" and "2015"
 29.14 used in this article mean that the appropriations listed under them are available for the
 29.15 fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal
 29.16 year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014
 29.17 and 2015. The appropriations in this article are onetime.

29.18		<u>APPROPRIATIONS</u>	
29.19		<u>Available for the Year</u>	
29.20		<u>Ending June 30</u>	
29.21		<u>2014</u>	<u>2015</u>

29.22 Sec. 2. **CLEAN WATER**

29.23	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>95,208,000</u>	<u>\$</u>	<u>96,096,000</u>
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29.24 The amounts that may be spent for each
 29.25 purpose are specified in the following
 29.26 sections.

29.27 **Subd. 2. Availability of Appropriation**

29.28 Money appropriated in this article may not
 29.29 be spent on activities unless they are directly
 29.30 related to and necessary for a specific
 29.31 appropriation and the recipient retains
 29.32 documentation sufficient to justify the use of
 29.33 the funds. Money appropriated in this article
 29.34 must be spent in accordance with Minnesota

30.1 Management and Budget's Guidance to
 30.2 Agencies on Legacy Fund Expenditure.
 30.3 Notwithstanding Minnesota Statutes, section
 30.4 16A.28, and unless otherwise specified in
 30.5 this article, fiscal year 2014 appropriations
 30.6 are available until June 30, 2015, and fiscal
 30.7 year 2015 appropriations are available until
 30.8 June 30, 2016. If a project receives federal
 30.9 funds, the time period of the appropriation is
 30.10 extended to equal the availability of federal
 30.11 funding.

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

30.13 (a) \$350,000 the first year and \$350,000 the
 30.14 second year are to accelerate monitoring for
 30.15 pesticides and pesticide degradates in surface
 30.16 water and groundwater in areas vulnerable to
 30.17 surface water impairments and groundwater
 30.18 degradation and to use data collected to
 30.19 improve pesticide use practices.

30.20 (b) \$3,110,000 the first year and \$3,110,000
 30.21 the second year are to increase monitoring
 30.22 and evaluate trends in the concentration of
 30.23 nitrate in groundwater in areas vulnerable
 30.24 to groundwater degradation, including a
 30.25 substantial increase of monitoring of private
 30.26 wells in cooperation with the commissioner
 30.27 of health, monitoring for pesticides when
 30.28 nitrate are detected, and promoting and
 30.29 evaluating regional and crop-specific nutrient
 30.30 best management practices to protect
 30.31 groundwater from degradation. Of this
 30.32 amount, \$75,000 is for accelerating the
 30.33 update for the commercial manure applicator
 30.34 manual. This amount is to be matched with
 30.35 general funds. This appropriation is available

31.1 until June 30, 2016, when the commissioner
31.2 shall submit a report to the chairs and
31.3 ranking minority members of the senate and
31.4 house of representatives committees and
31.5 divisions with jurisdiction over agriculture
31.6 and environment and natural resources
31.7 policy and finance on the expenditure
31.8 of these funds, including the progress in
31.9 preventing groundwater degradation and
31.10 recommendations. By October 15, 2014, the
31.11 commissioner shall submit an interim report
31.12 to the chairs and ranking minority members
31.13 of the senate and house of representatives
31.14 committees and divisions with jurisdiction
31.15 over agriculture and environment and
31.16 natural resources policy and finance on
31.17 the expenditure of these funds, including
31.18 recommendations.

31.19 (c) \$100,000 the first year and \$100,000
31.20 the second year are for transfer to the
31.21 clean water agricultural best management
31.22 practices loan account and are available
31.23 for pass-through to local governments and
31.24 lenders for low-interest septic system loans
31.25 under Minnesota Statutes, section 17.117.
31.26 Any unencumbered balance that is not used
31.27 for pass-through to local governments does
31.28 not cancel at the end of the first year and is
31.29 available for the second year.

31.30 (d) \$1,500,000 the first year and \$1,500,000
31.31 the second year are for technical assistance,
31.32 including but not limited to small watershed
31.33 evaluation, edge of field monitoring,
31.34 assessment of stream channel characteristics,
31.35 terrain analysis, corn stalk testing, sediment
31.36 fingerprinting, and agronomic assessments,

32.1 all designed to establish advanced practices
32.2 for protecting lakes, rivers, and streams and
32.3 for protecting groundwater from degradation.

32.4 This appropriation is available until June 30,
32.5 2016.

32.6 (e) \$1,050,000 the first year and \$1,050,000
32.7 the second year are for research that could
32.8 pass peer review to protect water resources
32.9 from agricultural related contaminants,
32.10 including: pilot projects, including the
32.11 use of cover crops; development of best
32.12 management practices; and technical
32.13 assistance on proper implementation of best
32.14 management practices to protect and restore
32.15 surface water and protect groundwater from
32.16 degradation. This appropriation is available
32.17 until June 30, 2018.

32.18 (f) \$175,000 the first year and \$175,000 the
32.19 second year are for a research inventory
32.20 database containing water-related research
32.21 activities. Any information technology
32.22 development or support or costs necessary
32.23 for this research inventory database will be
32.24 incorporated into the agency's service level
32.25 agreement with and paid to the Office of
32.26 Enterprise Technology. This appropriation is
32.27 available until June 30, 2016.

32.28 (g) \$1,500,000 the first year and \$1,500,000
32.29 the second year are to implement a Minnesota
32.30 agricultural water quality certification
32.31 program. This appropriation is available
32.32 until June 30, 2018.

32.33 (h) \$110,000 the first year and \$110,000
32.34 the second year are for a regional irrigation
32.35 water quality specialist through the

33.1 University of Minnesota Extension Service
 33.2 to accelerate efforts to provide guidance on
 33.3 managing water and nitrogen fertilizer and
 33.4 to provide assistance complying with permit
 33.5 requirements, regulations, and other related
 33.6 laws. By January 15, 2016, the commissioner
 33.7 shall submit a report to the chairs and ranking
 33.8 minority members of the senate and house
 33.9 of representatives committees and divisions
 33.10 with jurisdiction over agriculture and
 33.11 environment and natural resources policy and
 33.12 finance on the expenditure of these funds,
 33.13 including recommendations.

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

33.15 (a) \$9,000,000 the first year and \$9,000,000
 33.16 the second year are for the total maximum
 33.17 daily load grant program under Minnesota
 33.18 Statutes, section 446A.073. This
 33.19 appropriation is available until June 30, 2018.

33.20 (b) \$2,000,000 the first year and \$2,000,000
 33.21 the second year are for small community
 33.22 wastewater treatment grants and loans under
 33.23 Minnesota Statutes, section 446A.075. By
 33.24 January 15, 2014, the authority shall submit
 33.25 recommendations to the chairs and ranking
 33.26 minority members of the senate and house
 33.27 of representatives committees and divisions
 33.28 with jurisdiction over agriculture and
 33.29 environment and natural resources policy and
 33.30 finance on potential criteria that may be used
 33.31 to evaluate the option to buy out properties
 33.32 if it is more cost-effective than a proposed
 33.33 wastewater treatment system project. This
 33.34 appropriation is available until June 30, 2018.

34.1 (c) If there are any uncommitted funds at
 34.2 the end of each fiscal year under paragraph
 34.3 (a) or (b), the Public Facilities Authority
 34.4 may transfer the remaining funds to eligible
 34.5 projects under any of the programs listed
 34.6 in this section based on their priority rank
 34.7 on the Pollution Control Agency's project
 34.8 priority list.

34.9 **Sec. 5. POLLUTION CONTROL AGENCY \$ 30,315,000 \$ 30,265,000**

34.10 (a) \$7,000,000 the first year and \$7,000,000
 34.11 the second year are for completion of 20
 34.12 percent of the needed statewide assessments
 34.13 of surface water quality and trends.

34.14 (b) \$500,000 the first year and \$500,000
 34.15 the second year are to monitor and assess
 34.16 unregulated contaminants in surface water.
 34.17 By January 1, 2014, the commissioner shall
 34.18 submit an initial report to the chairs and
 34.19 ranking minority members of the house of
 34.20 representatives and senate committees and
 34.21 divisions with jurisdiction over environment
 34.22 and natural resources policy and finance on
 34.23 unregulated contaminants, including steps
 34.24 that should be taken to reduce the most
 34.25 problematic contaminants.

34.26 (c) \$10,200,000 the first year and
 34.27 \$10,200,000 the second year are to develop
 34.28 watershed restoration and protection
 34.29 strategies (WRAPS), which include: total
 34.30 maximum daily load (TMDL) studies;
 34.31 TMDL implementation plans for waters
 34.32 listed on the United States Environmental
 34.33 Protection Agency approved impaired waters
 34.34 list in accordance with Minnesota Statutes,

35.1 chapter 114D; and setting reduction and
35.2 protection goals and a schedule for meeting
35.3 the goals. The agency shall complete an
35.4 average of ten percent of the TMDL's each
35.5 year over the biennium. Of this amount,
35.6 \$800,000 each year is for conducting interim
35.7 assessments of impaired waters five years
35.8 after the completion of a TMDL to determine
35.9 the progress made in achieving water quality
35.10 improvements. Following completion of
35.11 each interim assessment conducted with this
35.12 appropriation, the commissioner shall submit
35.13 the assessment to the chairs and ranking
35.14 minority members of the senate and house
35.15 of representatives committees and divisions
35.16 with jurisdiction over the environment and
35.17 natural resources policy and finance.

35.18 (d) \$1,250,000 the first year and \$1,250,000
35.19 the second year are for groundwater
35.20 assessment, including enhancing the
35.21 ambient monitoring network, modeling, and
35.22 evaluating trends, including the reassessment
35.23 of groundwater that was assessed ten to 15
35.24 years ago and found to be contaminated.

35.25 By January 15, 2016, the commissioner
35.26 shall submit a report with recommendations
35.27 for reducing or preventing groundwater
35.28 degradation from contaminants to the chairs
35.29 and ranking minority members of the senate
35.30 and house of representatives committees and
35.31 divisions with jurisdiction over environment
35.32 and natural resources policy and finance.

35.33 (e) \$750,000 the first year and \$750,000
35.34 the second year are for water quality
35.35 improvements in the lower St. Louis River
35.36 and Duluth harbor within the St. Louis River

36.1 System Area of Concern. This appropriation
36.2 must be matched at a rate of 65 percent
36.3 nonstate money to 35 percent state money.

36.4 (f) \$3,000,000 the first year and \$3,000,000
36.5 the second year are for the clean water
36.6 partnership program. Any unexpended
36.7 balance in the first year does not cancel but
36.8 is available in the second year. Priority shall
36.9 be given to projects preventing impairments
36.10 and degradation of lakes, rivers, streams,
36.11 and groundwater according to Minnesota
36.12 Statutes, section 114D.20, subdivision 2,
36.13 clause (4).

36.14 (g) \$1,150,000 the first year and \$1,150,000
36.15 the second year are for TMDL research and
36.16 database development.

36.17 (h) \$1,000,000 the first year and \$1,000,000
36.18 the second year are to initiate development of
36.19 a multiagency watershed database reporting
36.20 portal. Any information technology
36.21 development or support or costs necessary
36.22 for this research inventory database will be
36.23 incorporated into the agency's service level
36.24 agreement with and paid to the Office of
36.25 Enterprise Technology.

36.26 (i) \$900,000 the first year and \$900,000
36.27 the second year are for national pollutant
36.28 discharge elimination system wastewater and
36.29 storm water TMDL implementation efforts.

36.30 (j) \$3,450,000 the first year and \$3,450,000
36.31 the second year are for grants to counties
36.32 with specific plans to significantly reduce
36.33 water pollution by reducing the number of
36.34 subsurface sewage treatment systems (SSTS)
36.35 that are an imminent threat to public health

37.1 or safety or are otherwise failing. Counties
37.2 with an ordinance in place that requires
37.3 an SSTS to be compliant with existing
37.4 standards upon property transfer and as a
37.5 condition of obtaining a building permit
37.6 shall be given priority for grants under this
37.7 paragraph. Of this amount, \$750,000 each
37.8 year is available to counties for grants to
37.9 low-income landowners to address systems
37.10 that pose an imminent threat to public health
37.11 or safety or fail to protect groundwater. A
37.12 grant awarded under this paragraph may not
37.13 exceed \$500,000. A county receiving a grant
37.14 under this paragraph must submit a report
37.15 to the agency listing the projects funded,
37.16 including an account of the expenditures.

37.17 (k) \$550,000 the first year and \$550,000
37.18 the second year are for water quality
37.19 monitoring in watersheds with participants
37.20 in the agricultural water quality certification
37.21 program and watersheds targeted by the
37.22 Board of Water and Soil Resources in
37.23 order to develop baseline surface water
37.24 quality information, including water quality
37.25 data from areas located downstream from
37.26 impacted areas.

37.27 (l) \$375,000 the first year and \$375,000 the
37.28 second year are for developing wastewater
37.29 treatment system designs and practices
37.30 and providing technical assistance. Of
37.31 this amount, \$145,000 each year is for
37.32 transfer to the Board of Regents of the
37.33 University of Minnesota to provide ongoing
37.34 support for design teams with scientific
37.35 and technical expertise pertaining to
37.36 wastewater management and treatment

38.1 that will include representatives from the
38.2 University of Minnesota, Pollution Control
38.3 Agency, and municipal wastewater utilities
38.4 and other wastewater engineering experts.
38.5 The design teams shall promote the use of
38.6 new technology, designs, and practices to
38.7 address existing and emerging wastewater
38.8 treatment challenges, including the treatment
38.9 of wastewater for reuse and the emergence
38.10 of new and other unregulated contaminants.
38.11 This appropriation is available until June 30,
38.12 2016.

38.13 (m) \$100,000 the first year and \$100,000 the
38.14 second year are for grants to the Red River
38.15 Watershed Management Board to enhance
38.16 and expand the existing water quality and
38.17 watershed monitoring river watch activities,
38.18 including groundwater, in the schools in
38.19 the Red River of the North Watershed. The
38.20 Red River Watershed Management Board
38.21 shall provide a report to the commissioner
38.22 and the chair and ranking minority members
38.23 of the senate and house of representatives
38.24 committees and divisions with jurisdiction
38.25 over environment and natural resources
38.26 finance and policy and the clean water fund
38.27 by February 15, 2015, on the expenditure of
38.28 these funds.

38.29 (n) \$50,000 the first year is for providing
38.30 technical assistance to local units of
38.31 government to address the impacts on
38.32 water quality from polycyclic aromatic
38.33 hydrocarbons resulting from the use of coal
38.34 tar products.

39.1 (o) \$40,000 the first year and \$40,000 the
 39.2 second year are to support activities of the
 39.3 Clean Water Council according to Minnesota
 39.4 Statutes, section 114D.30, subdivision 1.

39.5 (p) Notwithstanding Minnesota Statutes,
 39.6 section 16A.28, the appropriations
 39.7 encumbered on or before June 30, 2015,
 39.8 as grants or contracts in this section are
 39.9 available until June 30, 2018.

39.10 **Sec. 6. DEPARTMENT OF NATURAL**
 39.11 **RESOURCES**

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

39.12 (a) \$2,500,000 the first year and \$2,500,000
 39.13 the second year are for stream flow
 39.14 monitoring, including the installation of
 39.15 additional monitoring gauges, and monitoring
 39.16 necessary to determine the relationship
 39.17 between stream flow and groundwater.

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

39.21 (c) \$135,000 the first year and \$135,000
 39.22 the second year are for assessing mercury
 39.23 contamination of fish, including monitoring
 39.24 to track the status of waters impaired by
 39.25 mercury and mercury reduction efforts over
 39.26 time.

39.27 (d) \$1,850,000 the first year and \$1,850,000
 39.28 the second year are for developing targeted,
 39.29 science-based watershed restoration and
 39.30 protection strategies, including regional
 39.31 technical assistance for TMDL plans and
 39.32 development of a watershed assessment tool,
 39.33 in cooperation with the commissioner of the
 39.34 Pollution Control Agency. By January 15,

40.1 2016, the commissioner shall submit a report
40.2 to the chairs and ranking minority members
40.3 of the senate and house of representatives
40.4 committees and divisions with jurisdiction
40.5 over environment and natural resources
40.6 policy and finance providing the outcomes
40.7 to lakes, rivers, streams, and groundwater
40.8 achieved with this appropriation and
40.9 recommendations.

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

40.13 (f) \$1,000,000 the first year and \$1,000,000
40.14 the second year are for technical assistance
40.15 to support local implementation of nonpoint
40.16 source restoration and protection activities,
40.17 including water quality protection in forested
40.18 watersheds.

40.19 (g) \$675,000 the first year and \$675,000
40.20 the second year are for applied research
40.21 and tools, including watershed hydrologic
40.22 modeling; maintaining and updating spatial
40.23 data for watershed boundaries, streams, and
40.24 water bodies and integrating high-resolution
40.25 digital elevation data; assessing effectiveness
40.26 of forestry best management practices for
40.27 water quality; and developing an ecological
40.28 monitoring database.

40.29 (h) \$615,000 the first year and \$615,000
40.30 the second year are for developing county
40.31 geologic atlases.

40.32 (i) \$85,000 the first year is to develop design
40.33 standards and best management practices
40.34 for public water access sites to maintain and

41.1 improve water quality by avoiding shoreline
41.2 erosion and runoff.

41.3 (j) \$3,500,000 the first year and \$3,500,000
41.4 the second year are for beginning to develop
41.5 and designate groundwater management
41.6 areas under Minnesota Statutes, section
41.7 103G.287, subdivision 4. The commissioner,
41.8 in consultation with the commissioners
41.9 of the Pollution Control Agency, health,
41.10 and agriculture, shall establish a uniform
41.11 statewide hydrogeologic mapping system
41.12 that will include designated groundwater
41.13 management areas. The mapping system
41.14 must include wellhead protection areas,
41.15 special well construction areas, groundwater
41.16 provinces, groundwater recharge areas, and
41.17 other designated or geographical areas related
41.18 to groundwater. This mapping system shall
41.19 be used to implement all groundwater-related
41.20 laws and for reporting and evaluations. This
41.21 appropriation is available until June 30, 2017.

41.22 (k) \$1,000,000 the first year and \$1,000,000
41.23 the second year are for grants to counties
41.24 and other local units of government that
41.25 have adopted advanced shoreland protection
41.26 measures. The grants awarded under this
41.27 paragraph shall be for \$100,000 and must be
41.28 used to restore and enhance riparian areas to
41.29 protect, enhance, and restore water quality in
41.30 lakes, rivers, and streams. Grant recipients
41.31 must submit a report to the commissioner on
41.32 the outcomes achieved with the grant. To
41.33 be eligible for a grant under this paragraph,
41.34 a county or other local unit of government
41.35 must have adopted an ordinance for the
41.36 subdivision, use, redevelopment, and

42.1 development of shoreland that has been
42.2 certified by the commissioner of natural
42.3 resources as having advanced shoreland
42.4 protection measures. The commissioner
42.5 shall only certify an ordinance that meets or
42.6 exceeds the following standards:

42.7 (1) requires new sewage treatment systems
42.8 to be set back at least 100 feet from the
42.9 ordinary high water level for recreational
42.10 development shorelands and 75 feet for
42.11 general development lake shorelands;

42.12 (2) requires redevelopment and new
42.13 development on shoreland to have at least
42.14 a 50-foot vegetative buffer. An access path
42.15 and recreational use area may be allowed;

42.16 (3) requires mitigation when any variance to
42.17 standards designed to protect lakes, rivers,
42.18 and streams is granted;

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

42.23 (5) includes other criteria developed by the
42.24 commissioner; and

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

42.26 The commissioner may certify an ordinance
42.27 that does not exceed all the standards in
42.28 clauses (1) to (5) if the commissioner
42.29 determines that the ordinance provides
42.30 significantly greater protection for both
42.31 waters and shoreland than those standards.

42.32 The commissioner of natural resources
42.33 may develop additional criteria for the
42.34 grants awarded under this paragraph. In

43.1 developing the criteria, the commissioner
 43.2 shall consider the proposed changes to
 43.3 the department's shoreland rules discussed
 43.4 during the rulemaking process authorized
 43.5 under Laws 2007, chapter 57, article 1,
 43.6 section 4, subdivision 3. This appropriation
 43.7 is available until spent.

43.8 (l) \$100,000 the first year is for the
 43.9 commissioner of natural resources for
 43.10 rulemaking under Minnesota Statutes,
 43.11 section 116G.15, subdivision 7.

43.12 (m) \$100,000 the first year is for preparing
 43.13 and hosting groundwater management
 43.14 workshops to provide an update on scientific,
 43.15 technical, and other information regarding
 43.16 groundwater sustainability, use, and best
 43.17 management practices to groundwater
 43.18 management professionals and mayors or
 43.19 their designees in greater Minnesota.

43.20 (n) \$100,000 the first year is for preparing and
 43.21 hosting, in consultation with the Metropolitan
 43.22 Council, groundwater management
 43.23 workshops to provide an update on scientific,
 43.24 technical, and other information regarding
 43.25 groundwater sustainability, use, and best
 43.26 management practices to groundwater
 43.27 management professionals and mayors or
 43.28 their designees in the metropolitan area.

43.29 **Sec. 7. BOARD OF WATER AND SOIL**
 43.30 **RESOURCES** **\$ 22,711,000 \$ 24,534,000**

43.31 (a) \$5,000,000 the first year and \$5,000,000
 43.32 the second year are for grants to soil and water
 43.33 conservation districts, watershed districts,
 43.34 watershed management organizations, and

44.1 other joint powers organizations organized
44.2 for the management of water in a watershed
44.3 or subwatershed that have multiyear plans
44.4 that will result in a significant reduction in
44.5 water pollution in a selected subwatershed.
44.6 The grants may be used for the following
44.7 purposes: establishment of riparian buffers;
44.8 practices to store water for natural treatment
44.9 and infiltration, including rain gardens;
44.10 capturing storm water for reuse; stream
44.11 bank, shoreland, and ravine stabilization;
44.12 enforcement activities; and implementation
44.13 of best management practices for feedlots
44.14 within riparian areas and other practices
44.15 demonstrated to be most effective in
44.16 protecting, enhancing, and restoring water
44.17 quality in lakes, rivers, and streams and
44.18 protecting groundwater from degradation.
44.19 Grant recipients must provide a nonstate
44.20 cash match of at least 25 percent of the
44.21 total eligible project costs. Grant recipients
44.22 may use other legacy funds to supplement
44.23 projects funded under this paragraph. Prairie
44.24 restorations conducted with funds awarded
44.25 under this paragraph must include a diversity
44.26 of species, including species selected to
44.27 provide habitat for pollinators throughout the
44.28 growing season, and protect existing native
44.29 prairies from genetic contamination. Grants
44.30 awarded under this paragraph are available
44.31 for four years and priority shall be given
44.32 to the three to six best designed plans each
44.33 year. By January 15, 2016, the board shall
44.34 submit an interim report on the outcomes
44.35 achieved with this appropriation, including
44.36 recommendations, to the chairs and ranking

45.1 minority members of the senate and house
45.2 of representatives committees and divisions
45.3 with jurisdiction over environment and
45.4 natural resources policy and finance. This
45.5 appropriation is available until June 30, 2018.

45.6 (b) \$2,853,000 the first year and \$4,675,000
45.7 the second year are for grants to local
45.8 government units for the following
45.9 purposes: establishment of riparian buffers;
45.10 practices to store water for natural treatment
45.11 and infiltration, including rain gardens;
45.12 capturing storm water for reuse; stream
45.13 bank, shoreland, and ravine stabilization;
45.14 enforcement activities; and implementation
45.15 of best management practices for feedlots
45.16 within riparian areas and other practices
45.17 demonstrated to be most effective in
45.18 protecting, enhancing, and restoring water
45.19 quality in lakes, rivers, and streams and
45.20 protecting groundwater from degradation.

45.21 (c) \$4,000,000 the first year and \$4,000,000
45.22 the second year are for targeted local
45.23 resource protection and enhancement grants
45.24 for projects and practices that exceed
45.25 current state standards for protection,
45.26 enhancement, and restoration of water
45.27 quality in lakes, rivers, and streams or that
45.28 protect groundwater from degradation.

45.29 (d) \$900,000 the first year and \$900,000 the
45.30 second year are to provide state oversight
45.31 and accountability, evaluate results, and
45.32 measure the value of conservation program
45.33 implementation by local governments,
45.34 including submission to the legislature
45.35 by March 1 each year an annual report

46.1 prepared by the board, in consultation with
46.2 the commissioners of natural resources,
46.3 health, agriculture, and the Pollution Control
46.4 Agency, detailing the recipients, projects
46.5 funded under this section, and the amount of
46.6 pollution reduced.

46.7 (e) \$1,700,000 the first year and \$1,700,000
46.8 the second year are for grants to local units
46.9 of government to ensure compliance with
46.10 Minnesota Statutes, chapter 103E, and
46.11 sections 103F.401 to 103F.455, including
46.12 enforcement efforts. Of this amount,
46.13 \$235,000 the first year is to update the
46.14 Minnesota Public Drainage Manual and the
46.15 Minnesota Public Drainage Law Overview
46.16 for Decision Makers and to provide outreach
46.17 to users.

46.18 (f) \$6,500,000 the first year and \$6,500,000
46.19 the second year are to purchase and restore
46.20 permanent conservation easements on
46.21 riparian buffers adjacent to lakes, rivers,
46.22 streams, and tributaries with a high risk of
46.23 becoming impaired or that are currently
46.24 impaired, to keep water on the land in order
46.25 to decrease sediment, pollutant, and nutrient
46.26 transport; reduce hydrologic impacts to
46.27 surface waters; and increase infiltration for
46.28 groundwater recharge. This appropriation
46.29 may be used for restoration of riparian
46.30 buffers protected by easements purchased
46.31 with this appropriation and for stream bank
46.32 restorations when the riparian buffers have
46.33 been restored. Prairie restorations conducted
46.34 with funds awarded under this paragraph
46.35 must include a diversity of species, including
46.36 species selected to provide habitat for

47.1 pollinators throughout the growing season,
47.2 and protect existing native prairies from
47.3 genetic contamination.

47.4 (g) \$1,400,000 the first year and \$1,400,000
47.5 the second year are for permanent
47.6 conservation easements on wellhead
47.7 protection areas under Minnesota Statutes,
47.8 section 103F.515, subdivision 2, paragraph
47.9 (d). Priority must be placed on land that
47.10 is located where the vulnerability of the
47.11 drinking water supply is designated as high
47.12 or very high by the commissioner of health.

47.13 (h) \$175,000 the first year and \$175,000 the
47.14 second year are for a technical evaluation
47.15 panel to conduct at least 20 restoration
47.16 evaluations under Minnesota Statutes,
47.17 section 114D.50, subdivision 6.

47.18 (i) \$120,000 the first year and \$120,000
47.19 the second year are for grants to Area
47.20 II Minnesota River Basin projects for
47.21 floodplain management.

47.22 (j) \$63,000 the first year and \$64,000 the
47.23 second year are for implementation of the
47.24 changes to the Clean Water Legacy Act
47.25 contained in this article.

47.26 (k) The board shall contract for services
47.27 with Conservation Corps Minnesota for
47.28 restoration, maintenance, and other activities
47.29 under this section for \$500,000 the first year
47.30 and \$500,000 the second year.

47.31 (l) The board may adjust the technical and
47.32 administrative assistance portion of the funds
47.33 to leverage federal or other nonstate funds
47.34 or to address oversight responsibilities or

48.1 high-priority needs identified in local water
48.2 management plans.

48.3 (m) The board shall require grantees to
48.4 specify the outcomes that will be achieved
48.5 by the grants prior to any grant awards and
48.6 the board shall track the cumulative impacts
48.7 and include those impacts in reports on the
48.8 expenditure of clean water funds submitted
48.9 to the legislature.

48.10 (n) The appropriations in this section are
48.11 available until June 30, 2018. Returned grant
48.12 funds are available until expended and shall
48.13 be regranted consistent with the purposes of
48.14 this section.

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

48.16 (a) \$1,300,000 the first year and \$1,300,000
48.17 the second year are for addressing public
48.18 health concerns related to contaminants
48.19 found in Minnesota drinking water for
48.20 which no health-based drinking water
48.21 standards exist, including accelerating the
48.22 development of health risk limits, including
48.23 triclosan, and improving the capacity of
48.24 the department's laboratory to analyze
48.25 unregulated contaminants.

48.26 (b) \$1,615,000 the first year and \$1,615,000
48.27 the second year are for protection of
48.28 groundwater and surface water drinking
48.29 water sources, including protection from
48.30 viruses.

48.31 (c) \$250,000 the first year and \$250,000 the
48.32 second year are for cost share assistance to
48.33 public and private well owners for up to 50
48.34 percent of the cost of sealing unused wells.

49.1 (d) \$390,000 the first year and \$390,000 the
49.2 second year are to update and expand the
49.3 County Well Index, in cooperation with the
49.4 commissioner of natural resources.

49.5 (e) \$325,000 the first year and \$325,000 the
49.6 second year are for studying the occurrence
49.7 and magnitude of contaminants in private
49.8 wells and developing guidance to ensure
49.9 that new well placement minimizes the
49.10 potential for risks, in cooperation with the
49.11 commissioner of agriculture.

49.12 (f) \$105,000 the first year and \$105,000 the
49.13 second year are for monitoring recreational
49.14 beaches on Lake Superior for pollutants that
49.15 may pose a public health risk and mitigating
49.16 sources of bacterial contamination that are
49.17 identified.

49.18 (g) \$980,000 the first year and \$980,000 the
49.19 second year are for a biomonitoring program
49.20 that will focus on children and disadvantaged
49.21 communities to provide data on disparities
49.22 in pollutant exposure and other measures
49.23 necessary to assist with water quality
49.24 management and protection decision making.

49.25 (h) \$1,233,000 the first year and \$1,233,000
49.26 the second year are for the development
49.27 and implementation of a groundwater
49.28 virus monitoring plan, including an
49.29 epidemiological study to determine the
49.30 association between groundwater virus
49.31 concentration and community illness rates.

49.32 This appropriation is available until June 30,
49.33 2017.

50.1 (i) Unless otherwise specified, the
 50.2 appropriations in this section are available
 50.3 until June 30, 2016.

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

50.5 (a) \$250,000 the first year and \$250,000 the
 50.6 second year are for grants or loans for local
 50.7 inflow and infiltration reduction programs
 50.8 addressing high priority areas in the
 50.9 metropolitan area, as defined in Minnesota
 50.10 Statutes, section 473.121, subdivision 2. This
 50.11 appropriation is available until expended.

50.12 (b) \$500,000 the first year is for an agreement
 50.13 with the United States Geological Survey to
 50.14 investigate groundwater and surface water
 50.15 interaction in and around White Bear Lake
 50.16 and surrounding northeast metropolitan
 50.17 lakes, including seepage rate determinations,
 50.18 water quality of groundwater and surface
 50.19 water, isotope analyses, lake level analyses,
 50.20 water balance determination, and creation
 50.21 of a calibrated groundwater flow model.

50.22 The council shall use the results to prepare
 50.23 guidance for other areas to use in addressing
 50.24 groundwater and surface water interaction
 50.25 issues. This is a onetime appropriation and is
 50.26 available until June 30, 2016.

50.27 (c) \$1,250,000 the first year and \$1,250,000
 50.28 the second year are for metropolitan regional
 50.29 groundwater planning to achieve water
 50.30 supply reliability and sustainability, including
 50.31 determination of a sustainable regional
 50.32 balance of surface water and groundwater, a
 50.33 feasibility assessment of potential solutions
 50.34 to rebalance regional water use and identify

51.1 potential solutions to address emerging
 51.2 subregional water supply issues such as the
 51.3 northeast metro, and development of an
 51.4 implementation plan that addresses regional
 51.5 targets and timelines and defines short- and
 51.6 medium-term milestones for achieving the
 51.7 desirable surface water and groundwater
 51.8 regional balance. By January 15, 2014, the
 51.9 commissioner shall submit an interim report
 51.10 on the expenditure of this appropriation to
 51.11 the chairs and ranking minority members
 51.12 of the house of representatives and senate
 51.13 committees and divisions with jurisdiction
 51.14 over environment and natural resources
 51.15 finance and policy and the clean water fund.

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

51.17 \$615,000 the first year and \$615,000 the
 51.18 second year are for developing county
 51.19 geologic atlases. This appropriation is
 51.20 available until June 30, 2018.

51.21 Sec. 11. **LEGISLATURE** **\$** **14,000** **\$** **14,000**

51.22 \$14,000 the first year and \$14,000 the second
 51.23 year are for the Legislative Coordinating
 51.24 Commission for the Web site required
 51.25 in Minnesota Statutes, section 3.303,
 51.26 subdivision 10, including detailed mapping.

51.27 Sec. 12. **[17.9891] PURPOSE.**

51.28 The commissioner, in consultation with the commissioner of natural resources,
 51.29 commissioner of the Pollution Control Agency, and Board of Water and Soil Resources,
 51.30 may implement a Minnesota agricultural water quality certification program whereby a
 51.31 producer who demonstrates practices and management sufficient to protect water quality
 51.32 is certified for up to ten years and presumed to be contributing the producer's share of
 51.33 any targeted reduction of water pollutants during the certification period. The program

52.1 is voluntary. The program will first be piloted in selected watersheds across the state,
52.2 until such time as the commissioner, in consultation with the commissioner of natural
52.3 resources, commissioner of the Pollution Control Agency, and Board of Water and Soil
52.4 Resources, determines the program is ready for expansion.

52.5 Sec. 13. **[17.9892] DEFINITIONS.**

52.6 Subdivision 1. **Application.** The definitions in this section apply to sections
52.7 17.9891 to 17.993.

52.8 Subd. 2. **Technical assistance.** "Technical assistance" means professional, advisory,
52.9 or cost share assistance provided to individuals in order to achieve certification.

52.10 Subd. 3. **Certifying agent.** "Certifying agent" means a person who is authorized
52.11 by the commissioner to assess producers to determine whether a producer satisfies the
52.12 standards of the program.

52.13 Subd. 4. **Certification.** "Certification" means a producer has demonstrated
52.14 compliance with all applicable environmental rules and statutes for all of the producer's
52.15 owned and rented agricultural land and has achieved a satisfactory score through the
52.16 certification instrument as verified by a certifying agent.

52.17 Subd. 5. **Eligible land.** "Eligible land" means all acres of a producer's agricultural
52.18 operation, whether contiguous or not, that are under the effective control of the producer
52.19 at the time the producer enters into the program and that the producer operates with
52.20 equipment, labor, and management.

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

52.25 Subd. 7. **Program.** "Program" means the Minnesota agricultural water quality
52.26 certification program.

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

52.28 The commissioner, in consultation with the commissioner of natural resources,
52.29 commissioner of the Pollution Control Agency, and Board of Water and Soil Resources,
52.30 shall develop an analytical instrument to assess the water quality practices and
52.31 management of agricultural operations. This instrument shall be used to certify that the
52.32 water quality practices and management of an agricultural operation are consistent with
52.33 state water quality goals and standards. The commissioner shall define a satisfactory score
52.34 for certification purposes. The certification instrument tool shall:

- 53.1 (1) integrate applicable existing regulatory requirements;
53.2 (2) utilize technology and prioritize ease of use;
53.3 (3) utilize a water quality index or score applicable to the landscape;
53.4 (4) incorporate a process for updates and revisions as practices, management, and
53.5 technology changes become established and approved; and
53.6 (5) comprehensively address water quality impacts.

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

53.8 Subdivision 1. **License.** A person who offers certification services to producers
53.9 as part of the program must satisfy all criteria in subdivision 2 and be licensed by
53.10 the commissioner. A certifying agent is ineligible to provide certification services
53.11 to any producer to whom the certifying agent has also provided technical assistance.
53.12 Notwithstanding section 16A.1283, the commissioner may set license fees.

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

- 53.15 (1) be an agricultural conservation professional employed by the state of Minnesota,
53.16 a soil and water conservation district, or the Natural Resources Conservation Service or a
53.17 Minnesota certified crop advisor as recognized by the American Society of Agronomy;
53.18 (2) have passed a comprehensive exam, as set by the commissioner, evaluating
53.19 knowledge of water quality, soil health, best farm management techniques, and the
53.20 certification instrument; and
53.21 (3) maintain continuing education requirements as set by the commissioner.

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

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

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

53.32 (b) If the commissioner suspends or revokes a license, the certifying agent has ten
53.33 days from the date of suspension or revocation to appeal. If a certifying agent appeals, the
53.34 commissioner shall hold an administrative hearing within 30 days of the suspension or

54.1 revocation of the license, or longer by agreement of the parties, to determine whether the
54.2 license is revoked or suspended. The commissioner shall issue an opinion within 30 days.
54.3 If a person notifies the commissioner that the person intends to contest the commissioner's
54.4 opinion, the Office of Administrative Hearings shall conduct a hearing in accordance with
54.5 the applicable provisions of chapter 14 for hearings in contested cases.

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

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

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

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

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

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

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

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

54.31 (1) retains certification for up to ten years from the date of certification if the
54.32 producer complies with the certification agreement, even if the producer does not comply
54.33 with new state water protection laws or rules that take effect during the certification period;

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

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

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

55.6 (b) Paragraph (a) does not preclude enforcement of a local rule or ordinance by a
55.7 local unit of government.

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

55.9 The commissioner shall perform random audits of producers and certifying agents to
55.10 ensure compliance with the program. All producers and certifying agents shall cooperate
55.11 with the commissioner during these audits and provide all relevant documents to the
55.12 commissioner for inspection and copying. Any delay, obstruction, or refusal to cooperate
55.13 with the commissioner's audit or falsification of or failure to provide required data or
55.14 information is a violation subject to the provisions of section 17.9895, subdivision 2, or
55.15 17.9896, subdivision 3.

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

55.17 All data collected under the program that identifies a producer or a producer's
55.18 location are considered nonpublic data as defined in section 13.02, subdivision 9, or
55.19 private data on individuals as defined in section 13.02, subdivision 12. The commissioner
55.20 shall make available summary data of program outcomes on data classified as private
55.21 or nonpublic under this section.

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

55.23 The commissioner may adopt rules to implement the program.

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

55.25 The commissioner, in consultation with the commissioner of natural resources,
55.26 commissioner of the Pollution Control Agency, and Board of Water and Soil Resources,
55.27 shall issue a biennial report to the chairs and ranking minority members of the legislative
55.28 committees with jurisdiction over agricultural policy on the status of the program.

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

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

56.4 Sec. 24. Minnesota Statutes 2012, section 114D.15, is amended by adding a
56.5 subdivision to read:

56.6 Subd. 13. **Watershed restoration and protection strategy or WRAPS.** "Watershed
56.7 restoration and protection strategy" or "WRAPS" means a document summarizing
56.8 scientific studies of a major watershed including the physical, chemical, and biological
56.9 assessment of the water quality of the watershed; identification of impairments and water
56.10 bodies in need of protection; identification of biotic stressors and sources of pollution, both
56.11 point and nonpoint; TMDL's for the impairments; and an implementation table containing
56.12 strategies and actions designed to achieve and maintain water quality standards and goals.

56.13 Sec. 25. [114D.26] **WATERSHED RESTORATION AND PROTECTION**
56.14 **STRATEGIES.**

56.15 Subdivision 1. **Contents.** The Pollution Control Agency, in cooperation with the
56.16 Board of Water and Soil Resources, the commissioner of natural resources, and others,
56.17 shall develop watershed restoration and protection strategies. To ensure effectiveness and
56.18 accountability in meeting the goals of this chapter, each WRAPS shall:

56.19 (1) identify impaired waters and waters in need of protection;

56.20 (2) identify biotic stressors causing impairments or threats to water quality;

56.21 (3) summarize watershed modeling outputs and resulting pollution load allocations,
56.22 wasteload allocations, and priority areas for targeting actions to improve water quality;

56.23 (4) identify point sources of pollution for which a national pollutant discharge
56.24 elimination system permit is required under section 115.03;

56.25 (5) identify nonpoint sources of pollution for which a national pollutant discharge
56.26 elimination system permit is not required under section 115.03, with sufficient specificity
56.27 to prioritize and geographically locate watershed restoration and protection actions;

56.28 (6) describe the current pollution loading and load reduction needed for each source
56.29 or source category to meet water quality standards and goals, including wasteload and
56.30 load allocations from TMDL's;

56.31 (7) contain a plan for ongoing water quality monitoring to fill data gaps, determine
56.32 changing conditions, and gauge implementation effectiveness; and

57.1 (8) contain an implementation table of strategies and actions that are capable of
57.2 cumulatively achieving needed pollution load reductions for point and nonpoint sources,
57.3 including:

57.4 (i) water quality parameters of concern;

57.5 (ii) current water quality conditions;

57.6 (iii) water quality goals and targets by parameter of concern;

57.7 (iv) strategies and actions by parameter of concern and the scale of adoptions needed
57.8 for each;

57.9 (v) a timelines and an estimated range of costs for achievement of interim and
57.10 final water quality targets;

57.11 (vi) identification of compliance assessment efforts needed;

57.12 (vii) the governmental units with primary responsibility for implementing each
57.13 watershed restoration or protection strategy;

57.14 (viii) a list and an estimate for each of the public and private funding sources and
57.15 amounts to be pursued for the needed implementation actions; and

57.16 (ix) a timeline and interim milestones for achievement of watershed restoration or
57.17 protection implementation actions within ten years of strategy adoption.

57.18 Subd. 2. **Reporting.** Beginning July 1, 2016, and every other year thereafter, the
57.19 Pollution Control Agency must report on its Web site the progress toward implementation
57.20 milestones and water quality goals for all adopted TMDL's and, where available, WRAPS's.

57.21 Subd. 3. **Timelines.** WRAPS's must be completed within one year of the
57.22 Environmental Protection Agency's approval of TMDL's within the applicable watershed.

57.23 Sec. 26. Minnesota Statutes 2012, section 114D.50, is amended by adding a
57.24 subdivision to read:

57.25 Subd. 3a. **Nonpoint priority funding plan.** (a) Beginning July 1, 2014, and every
57.26 other year thereafter, the Board of Water and Soil Resources shall prepare and post on its
57.27 Web site a priority funding plan to prioritize potential nonpoint restoration and protection
57.28 actions based on available WRAPS's, TMDL's, and local water plans. The plan must take
57.29 into account the following factors: water quality outcomes; cost-effectiveness; landowner
57.30 financial need; and leverage of nonstate funding sources.

57.31 (b) Consistent with the priorities listed in section 114D.20, state agencies allocating
57.32 funds from the clean water fund for nonpoint restoration and protection strategies shall
57.33 target the funds according to the priorities identified on the nonpoint priority funding plan.
57.34 The allocation of the clean water fund to projects eligible for financial assistance under
57.35 section 116.182 is not governed by the nonpoint priority funding plan.

58.1 Sec. 27. Minnesota Statutes 2012, section 114D.50, subdivision 6, is amended to read:

58.2 Subd. 6. **Restoration evaluations.** The Board of Water and Soil Resources may
58.3 convene a technical evaluation panel comprised of five members, including one technical
58.4 representative from the Board of Water and Soil Resources, one technical representative
58.5 from the Department of Natural Resources, one technical expert from the University of
58.6 Minnesota or the Minnesota State Colleges and Universities, and two representatives
58.7 with expertise related to the project being evaluated. The board may add a technical
58.8 representative from a unit of federal or local government. The members of the technical
58.9 evaluation panel may not be associated with the restoration, may vary depending upon the
58.10 projects being reviewed, and shall avoid any potential conflicts of interest. Each year, the
58.11 board may assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects
58.12 completed with clean water funding. The coordinator shall secure the restoration plans for
58.13 the projects specified and direct the technical evaluation panel to evaluate the restorations
58.14 relative to the law, current science, and the stated goals and standards in the restoration
58.15 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation
58.16 establishment and enhancement guidelines. The coordinator shall summarize the findings
58.17 of the panel and provide a report to the chairs of the respective house of representatives
58.18 and senate policy and finance committees with jurisdiction over natural resources and
58.19 spending from the clean water fund. The report shall determine if the restorations are
58.20 meeting planned goals, any problems with the implementation of restorations, and, if
58.21 necessary, recommendations on improving restorations. The report shall be focused on
58.22 improving future restorations. Up to one-tenth of one percent of forecasted receipts from
58.23 the clean water fund may be used for restoration evaluations under this section.

58.24 Sec. 28. Minnesota Statutes 2012, section 116G.15, subdivision 7, is amended to read:

58.25 Subd. 7. **Rules.** The commissioner shall adopt rules to ensure compliance with this
58.26 section. By January 15, 2010, the commissioner shall begin the rulemaking required by
58.27 this section under chapter 14. Notwithstanding sections 14.125 and 14.128, the authority
58.28 to adopt these rules does not expire.

58.29 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

58.30 Sec. 29. **PUBLIC WATER ACCESS SITE DESIGN AND BEST MANAGEMENT**
58.31 **PRACTICES.**

58.32 Beginning March 1, 2014, the commissioner of natural resources shall utilize the
58.33 applicable design standards and best management practices developed under this article
58.34 when designing and constructing new public water access sites and renovating existing

59.1 sites. The commissioner shall make the design standards and best management practices
 59.2 developed under this article available on the Department of Natural Resources Web site
 59.3 and notify local units of government of the standards and practices.

59.4 Sec. 30. **HARD ROCK MINING; REPORT AND WATER SERVICE**
 59.5 **REQUIREMENTS.**

59.6 (a) By January 1, 2014, the Environmental Quality Board shall submit a report
 59.7 to the chairs and ranking minority members of the senate and house of representatives
 59.8 committees and divisions with jurisdiction over the environment and natural resources
 59.9 finance that includes an analysis of:

59.10 (1) the impacts of hard rock mining on surface water and groundwater;

59.11 (2) the effects of the use of annexation to circumvent local zoning and other local
 59.12 decisions designed to protect the state's environment and natural resources; and

59.13 (3) the use of phased actions on the environmental review process, including the
 59.14 need for environmental assessment worksheets and environmental impact statements.

59.15 (b) A resident of Ortonville Township residing adjacent to land that is or will be part
 59.16 of a hard rock mining operation that was annexed by the city of Ortonville after January 1,
 59.17 2012, may request the city to provide municipal water service. The city must provide the
 59.18 initial connection to the municipal water service at no charge to the resident.

59.19 **EFFECTIVE DATE.** This section is effective the day after the governing body of
 59.20 the city of Ortonville and its chief clerical officer timely complete their compliance with
 59.21 Minnesota Statutes, section 645.021, subdivisions 2 and 3.

59.22 **ARTICLE 3**

59.23 **PARKS AND TRAILS FUND**

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

59.25 The sums shown in the columns marked "Appropriations" are appropriated to the
 59.26 agencies and for the purposes specified in this article. The appropriations are from the
 59.27 parks and trails fund and are available for the fiscal years indicated for each purpose. The
 59.28 figures "2014" and "2015" used in this article mean that the appropriations listed under
 59.29 them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively.
 59.30 "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium"
 59.31 is fiscal years 2014 and 2015. All appropriations in this article are onetime.

59.32 **APPROPRIATIONS**
 59.33 **Available for the Year**

60.1			<u>Ending June 30</u>	
60.2			<u>2014</u>	<u>2015</u>

60.3 **Sec. 2. PARKS AND TRAILS**

60.4	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>42,929,000</u>	<u>\$</u>	<u>42,262,000</u>
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60.5 The amounts that may be spent for each
60.6 purpose are specified in the following
60.7 sections.

60.8 **Subd. 2. Availability of Appropriation**

60.9 Money appropriated in this article may not
60.10 be spent on activities unless they are directly
60.11 related to and necessary for a specific
60.12 appropriation and the recipient retains
60.13 documentation sufficient to justify the use of
60.14 the funds. Money appropriated in this article
60.15 must be spent in accordance with Minnesota
60.16 Management and Budget's Guidance to
60.17 Agencies on Legacy Fund Expenditure.
60.18 Notwithstanding Minnesota Statutes, section
60.19 16A.28, and unless otherwise specified in
60.20 this article, fiscal year 2014 appropriations
60.21 are available until June 30, 2016, and fiscal
60.22 year 2015 appropriations are available until
60.23 June 30, 2017. If a project receives federal
60.24 funds, the time period of the appropriation is
60.25 extended to equal the availability of federal
60.26 funding.

60.27	Sec. 3. <u>DEPARTMENT OF NATURAL</u>				
60.28	<u>RESOURCES</u>	<u>\$</u>	<u>25,169,000</u>	<u>\$</u>	<u>24,169,000</u>

60.29 (a) \$7,975,000 the first year and \$5,695,000
60.30 the second year are for the following state
60.31 parks and trails projects:

60.32 (1) the Rat River Bridge on the Arrowhead
60.33 State Trail;

- 61.1 (2) the Brown's Creek State Trail, including
61.2 interpretive signs, invasive species control,
61.3 and regional trail connections;
- 61.4 (3) a segment of the Central Lakes State Trail
61.5 from Fergus Falls to Ashby/Lake Christina;
- 61.6 (4) the Hadley Bridge on the Gateway State
61.7 Trail;
- 61.8 (5) a segment of the Gitchi-Gami State Trail
61.9 from Beaver Bay to West Road;
- 61.10 (6) the Steamboat Loop on the Heartland
61.11 State Trail;
- 61.12 (7) the Steamboat River Bridge on the
61.13 Heartland State Trail;
- 61.14 (8) the Fish Hook River Red Bridge in Park
61.15 Rapids on the Heartland State Trail;
- 61.16 (9) a trail in Itasca State Park;
- 61.17 (10) a trail from Park Rapids to Itasca State
61.18 Park;
- 61.19 (11) a trail segment from Faribault to Dundas
61.20 for the Mill Towns State Trail;
- 61.21 (12) a bridge building over the Cannon River
61.22 in Faribault for the Mills Town State Trail;
- 61.23 (13) a segment of the Minnesota Valley
61.24 State Trail from Shakopee Memorial Park to
61.25 Bloomington Ferry Bridge;
- 61.26 (14) a segment of the Minnesota Valley State
61.27 Trail from Bloomington Ferry Bridge to Fort
61.28 Snelling State Park;
- 61.29 (15) the Moose Horn River Bridge No. 1 on
61.30 the Willard Munger State Trail;
- 61.31 (16) the Paul Bunyan State Trail near Clausen
61.32 Avenue;

- 62.1 (17) a segment of the Paul Bunyan State Trail
62.2 from Crow Wing State Park;
- 62.3 (18) interpretive signs on the Root River
62.4 State Trail;
- 62.5 (19) a segment of the Root River State Trail
62.6 from Whalen to Rushford;
- 62.7 (20) a segment of the Sakatah Singing Hills
62.8 State Trail from Waterville to Mankato; and
- 62.9 (21) a segment of the Shooting Star State
62.10 Trail from Rose Creek to Austin.
- 62.11 The commissioner may use these funds
62.12 for other portions of a state trail under this
62.13 paragraph or for other statutorily authorized
62.14 state trails only after funds to complete
62.15 these projects has been fully encumbered. If
62.16 the commissioner determines one of these
62.17 projects is not able to proceed within the
62.18 appropriation's availability, the commissioner
62.19 may use these funds for other portions of
62.20 a state trail under this paragraph or for
62.21 other statutorily authorized state trails after
62.22 consultation with the chairs of the senate
62.23 and house of representatives committees and
62.24 divisions with jurisdiction over the parks and
62.25 trails fund.
- 62.26 (b) \$1,549,000 the first year and \$1,549,000
62.27 the second year are for education and
62.28 interpretive services at state parks, recreation
62.29 areas, and trails.
- 62.30 (c) \$643,000 the first year and \$643,000 the
62.31 second year are for state parks and trails
62.32 public outreach.
- 62.33 (d) \$2,500,000 the first year and \$2,140,000
62.34 the second year are for land acquisition,

63.1 development and design at state parks,
63.2 including acquisition of land for Lake
63.3 Bronson State Park, Sibley State Park, and
63.4 Minneopa State Park, completion of a visitor
63.5 center at Tettegouche State Park, renewable
63.6 energy improvements, and new camper
63.7 cabins.

63.8 (e) \$1,933,000 the first year and \$4,654,000
63.9 the second year are for state parks and
63.10 state recreation areas rehabilitation and
63.11 renewal, including conversion of facilities
63.12 to rental facilities, replacement of vault
63.13 toilets and fishing piers, renewable
63.14 energy improvements, and accessibility
63.15 improvements. Of this amount, \$720,000 the
63.16 second year is for campground upgrades at
63.17 Whitewater State Park.

63.18 (f) \$829,000 the first year and \$830,000
63.19 the second year are for restoration and
63.20 enhancement activities at state parks and state
63.21 recreation areas, including invasive species
63.22 management on approximately 13,800 acres,
63.23 native plant restorations on approximately
63.24 1,800 acres, and implementation of best
63.25 management practices at approximately 50
63.26 public water access sites.

63.27 (g) \$350,000 the first year and \$350,000
63.28 the second year are for grants for veterans
63.29 memorials in parks and trails of regional or
63.30 statewide significance in the state.

63.31 (h) \$4,925,000 the first year and \$4,938,000
63.32 the second year are for grants under
63.33 Minnesota Statutes, section 85.535, to
63.34 acquire, develop, improve, and restore
63.35 parks and trails of regional or statewide

64.1 significance outside of the metropolitan area,
64.2 as defined in Minnesota Statutes, section
64.3 473.121, subdivision 2. Up to 2.5 percent
64.4 of the total appropriation may be used for
64.5 administering the grants.

64.6 (i) \$4,465,000 the first year and \$3,370,000
64.7 the second year are for grants for parks and
64.8 trails of regional or statewide significance
64.9 outside of the metropolitan area. Of this
64.10 amount:

64.11 (1) \$1,338,000 is for development of
64.12 the Swedish Immigrant Trail, including
64.13 amenities in Taylors Falls connecting the
64.14 trail to Interstate State Park;

64.15 (2) \$75,000 is for rehabilitation of Sunrise
64.16 Prairie Trail;

64.17 (3) \$500,000 is for construction of the Lowell
64.18 to Lakewalk Trail in Duluth;

64.19 (4) \$1,250,000 is for the Mesabi Trail;

64.20 (5) \$920,000 is for extensions and
64.21 connections to the Rocori Trail;

64.22 (6) \$1,000,000 is for extensions and
64.23 connections to the Lake Wobegon Trail;

64.24 (7) \$100,000 is for the Beaver Bay Trail,
64.25 including trailhead amenities;

64.26 (8) \$468,000 is for extension of the Dakota
64.27 Rail Trail to Lester Prairie;

64.28 (9) \$184,000 is for trail connections and
64.29 camping facilities in Aitkin County for
64.30 the Mississippi River parks and water trail
64.31 project;

65.1 (10) \$1,000,000 is for trail enhancement,
65.2 land acquisition, and other improvements at
65.3 Sauk River Regional Park; and

65.4 (11) \$1,000,000 is for restoration of parks
65.5 and trails in the Duluth area impacted by the
65.6 flood of 2012.

65.7 (j) The commissioner shall contract for
65.8 services with Conservation Corps Minnesota
65.9 for restoration, maintenance, and other
65.10 activities under this section for at least
65.11 \$1,000,000 the first year and \$1,000,000 the
65.12 second year.

65.13 (k) A recipient of a grant awarded under
65.14 this section must give consideration to
65.15 Conservation Corps Minnesota for possible
65.16 use of the corps' services to contract for
65.17 restoration and enhancement services.

65.18 (l) For projects with the potential to
65.19 need historic preservation services, the
65.20 commissioner or a recipient of a grant
65.21 awarded under this section must give
65.22 consideration to the Northern Bedrock
65.23 Conservation Corps for possible use of the
65.24 corps' services.

65.25 (m) By January 15, 2015, the commissioner
65.26 shall submit a list of projects, ranked in
65.27 priority order, that contains the Department
65.28 of Natural Resource's recommendations for
65.29 funding from the parks and trails fund for
65.30 the 2016 and 2017 biennium to the chairs
65.31 and ranking minority members of the senate
65.32 and house of representatives committees
65.33 and divisions with jurisdiction over the
65.34 environment and natural resources and the
65.35 parks and trails fund.

- 66.1 Sec. 4. METROPOLITAN COUNCIL \$ 17,755,000 \$ 18,088,000
- 66.2 (a) \$17,755,000 the first year and \$18,088,000
- 66.3 the second year are for parks and trails of
- 66.4 regional or statewide significance in the
- 66.5 metropolitan area, distributed according to
- 66.6 paragraphs (b) to (1).
- 66.7 (b) \$1,490,000 the first year and \$1,541,000
- 66.8 the second year are for grants to Anoka
- 66.9 County for:
- 66.10 (1) a trail connection for Bunker Hills
- 66.11 Regional Park from Avocet Street;
- 66.12 (2) restoration, including erosion repair,
- 66.13 along Pleasure Creek and the Mississippi
- 66.14 River Regional Trail at the Coon Rapids
- 66.15 Dam Regional Park;
- 66.16 (3) a new playground and surfacing at Lake
- 66.17 George Regional Park;
- 66.18 (4) land acquisition for the Rice Creek Chain
- 66.19 of Lakes Park Reserve;
- 66.20 (5) improvements at Rice Creek Chain of
- 66.21 Lakes Park Reserve, including maintenance
- 66.22 shop rehabilitation, road and parking
- 66.23 construction, fencing, beach improvements,
- 66.24 and roof repairs;
- 66.25 (6) trail reconstruction under East River
- 66.26 Road on the Rice Creek Chain of Lakes Park
- 66.27 Reserve;
- 66.28 (7) contracts with Conservation Corps
- 66.29 Minnesota;
- 66.30 (8) a volunteer or resource coordinator
- 66.31 position;
- 66.32 (9) a landscape designer or architect;

- 67.1 (10) design, engineering, and construction of
67.2 the Central Anoka County Regional Trail;
- 67.3 (11) road rehabilitation at Lake George
67.4 Regional Park;
- 67.5 (12) reconstruction of a retaining wall on the
67.6 Mississippi River Regional Trail;
- 67.7 (13) a trail connection on the Mississippi
67.8 River Regional Trail to connect Mississippi
67.9 West Regional Park to the city of Ramsey;
- 67.10 (14) improvements of the Heritage
67.11 Laboratory/Day Camp at the Rice Creek
67.12 Chain of Lakes Park Reserve; and
- 67.13 (15) trail reconstruction on the Rice Creek
67.14 North Regional Trail from Lexington Avenue
67.15 to Golden Lake Elementary School.
- 67.16 (c) \$273,000 the first year and \$283,000
67.17 the second year are for grants to the city of
67.18 Bloomington to reconstruct parking lots at the
67.19 Hyland-Bush-Anderson Lakes Park Reserve.
- 67.20 (d) \$347,000 the first year and \$361,000 the
67.21 second year are for grants to Carver County
67.22 to connect the Minnesota River Bluffs
67.23 Regional Trail and Southwest Regional Trail
67.24 and for trail and bridge construction on the
67.25 Minnesota River Bluff Regional Trail.
- 67.26 (e) \$1,235,000 the first year and \$1,277,000
67.27 the second year are for grants to Dakota
67.28 County for:
- 67.29 (1) engineering to extend the Mississippi
67.30 River Regional Trail and Big Rivers Regional
67.31 Trails, including extensions to St. Paul, and
67.32 to provide a connection to Lilydale Regional
67.33 Trail;

- 68.1 (2) a trail connection for the Mississippi
68.2 River Regional Trail to connect St. Paul and
68.3 to construct a bridge over railroad tracks;
- 68.4 (3) engineering and construction of regional
68.5 trail segments throughout the county;
- 68.6 (4) engineering and construction of a bridge
68.7 and trails through the Minnesota Zoological
68.8 Garden on the North Creek Regional
68.9 Greenway; and
- 68.10 (5) resource management of the county's
68.11 park and trail system.
- 68.12 (f) \$3,803,000 the first year and \$3,464,000
68.13 the second are for grants to the Minneapolis
68.14 Park and Recreation Board for:
- 68.15 (1) design and construction of trail loops,
68.16 river access areas, landscapes, and storm
68.17 water management improvements at Above
68.18 the Falls Regional Park;
- 68.19 (2) land acquisition at Above the Falls
68.20 Regional Park;
- 68.21 (3) a master plan and trail design for Central
68.22 Mississippi Riverfront Regional Park;
- 68.23 (4) planning and design for the Central
68.24 Riverfront including the water works and the
68.25 Mississippi Whitewater Park sites;
- 68.26 (5) trail, path, and shoreline improvements
68.27 and play area rehabilitation at
68.28 Nokomis-Hiawatha Regional Park;
- 68.29 (6) trail, shoreline, water access, picnic, sail
68.30 boat facility, and concession improvements at
68.31 Minneapolis Chain of Lakes Regional Park;
- 68.32 (7) a bird sanctuary, trail stabilization, habitat
68.33 restoration, accessibility improvements, and

- 69.1 construction of new entrances at Minneapolis
- 69.2 Chain of Lakes Regional Park;
- 69.3 (8) a trail connection for the Minnehaha
- 69.4 Parkway Regional Trail below Lyndale
- 69.5 Avenue; and
- 69.6 (9) trail work at Theodore Wirth Regional
- 69.7 Park.
- 69.8 (g) \$1,228,000 the first year and \$1,523,000
- 69.9 the second year are for grants to Ramsey
- 69.10 County for:
- 69.11 (1) wayfinding for cross-country ski trails
- 69.12 at Battle Creek Regional Park, Tamarack
- 69.13 Nature Center, and Grass-Vadnais-Snail
- 69.14 Lakes Regional Park;
- 69.15 (2) contracts with Conservation Corps
- 69.16 Minnesota;
- 69.17 (3) design and construction of an early
- 69.18 learning center at Tamarack Nature Center
- 69.19 and pedestrian connections, landscape
- 69.20 restoration, signage, and other site amenities
- 69.21 at Bald Eagle-Otter Lakes Regional Park;
- 69.22 (4) improvements to Tamarack Nature
- 69.23 Center;
- 69.24 (5) building and supporting a volunteer corps
- 69.25 for Tamarack Nature Center and Discovery
- 69.26 Hollow;
- 69.27 (6) trail development to connect Tamarack
- 69.28 Nature Center to the Otter Lake boat launch;
- 69.29 (7) a trail on Vadnais Lake, storm water
- 69.30 management improvements, and site
- 69.31 amenities at Grass-Vadnais-Snail Lakes
- 69.32 Regional Park;

- 70.1 (8) trail development and connection, storm
70.2 water management improvements, and site
70.3 amenities at Rice Creek North Regional
70.4 Trail; and
70.5 (9) the Bruce Vento Regional Trail.
70.6 (h) \$2,424,000 the first year and \$2,507,000
70.7 the second year are for grants to the city of
70.8 Saint Paul for:
70.9 (1) an education coordinator;
70.10 (2) a volunteer coordinator;
70.11 (3) Como Regional Park shuttle operation;
70.12 (4) a trail connection to connect Harriet
70.13 Island to the Mississippi Regional Trail;
70.14 (5) Estabrook Road reconstruction and
70.15 lighting upgrades at Como Regional Park;
70.16 and
70.17 (6) a trail connection and railroad bridge
70.18 reconstruction at Lilydale Regional Park.
70.19 (i) \$620,000 the first year and \$640,000 the
70.20 second year are for grants to Scott County
70.21 for an entrance road, parking, and trails at
70.22 Cedar Lake Farm Regional Park.
70.23 (j) \$3,667,000 the first year and \$3,796,000
70.24 the second year are for grants to Three Rivers
70.25 Park District for:
70.26 (1) a trail connection to connect Grand
70.27 Rounds to Nine Mile Creek Trail;
70.28 (2) a trail bridge over County State-Aid
70.29 Highway 19 for the Lake Minnetonka LRT
70.30 Regional Trail;
70.31 (3) trail construction on the Crystal Lake
70.32 Regional Trail;

- 71.1 (4) trail construction on the Bassett Creek
- 71.2 Regional Trail;
- 71.3 (5) trail construction on the Twin Lakes
- 71.4 Regional Trail; and
- 71.5 (6) trail construction on the Nine Mile Creek
- 71.6 Regional Trail.
- 71.7 (k) \$876,000 the first year and \$904,000 the
- 71.8 second year are for grants to Washington
- 71.9 County for:
- 71.10 (1) parking, buildings, and other
- 71.11 improvements at Swim Pond;
- 71.12 (2) a trail connection that connects the Point
- 71.13 Douglas Regional Trail to Wisconsin; and
- 71.14 (3) improvements to Hardwood Creek
- 71.15 Regional Trail, including extending the trail
- 71.16 towards Bald Eagle Regional Park.
- 71.17 (l) \$1,792,000 the first year and \$1,792,000
- 71.18 the second year are for grants to implementing
- 71.19 agencies for land acquisition within
- 71.20 Metropolitan Council approved regional
- 71.21 parks and trails master plan boundaries as
- 71.22 provided under Minnesota Statutes, section
- 71.23 85.53, subdivision 3, clause (4).
- 71.24 (m) A recipient of a grant awarded under
- 71.25 this section must give consideration to
- 71.26 Conservation Corps Minnesota for possible
- 71.27 use of corps services to contract for
- 71.28 restoration and enhancement services.
- 71.29 (n) For projects with the potential to need
- 71.30 historic preservation services, a recipient
- 71.31 of a grant awarded under this section must
- 71.32 give consideration to the Northern Bedrock

- 73.1 (6) member, chief administrative officer, or deputy chief administrative officer of a
 73.2 state board or commission that has either the power to adopt, amend, or repeal rules under
 73.3 chapter 14, or the power to adjudicate contested cases or appeals under chapter 14;
- 73.4 (7) individual employed in the executive branch who is authorized to adopt, amend,
 73.5 or repeal rules under chapter 14 or adjudicate contested cases under chapter 14;
- 73.6 (8) executive director of the State Board of Investment;
- 73.7 (9) deputy of any official listed in clauses (7) and (8);
- 73.8 (10) judge of the Workers' Compensation Court of Appeals;
- 73.9 (11) administrative law judge or compensation judge in the State Office of
 73.10 Administrative Hearings or unemployment law judge in the Department of Employment
 73.11 and Economic Development;
- 73.12 (12) member, regional administrator, division director, general counsel, or operations
 73.13 manager of the Metropolitan Council;
- 73.14 (13) member or chief administrator of a metropolitan agency;
- 73.15 (14) director of the Division of Alcohol and Gambling Enforcement in the
 73.16 Department of Public Safety;
- 73.17 (15) member or executive director of the Higher Education Facilities Authority;
- 73.18 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 73.19 (17) member of the board of directors or executive director of the Minnesota State
 73.20 High School League;
- 73.21 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 73.22 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 73.23 (20) manager of a watershed district, or member of a watershed management
 73.24 organization as defined under section 103B.205, subdivision 13;
- 73.25 (21) supervisor of a soil and water conservation district;
- 73.26 (22) director of Explore Minnesota Tourism;
- 73.27 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established
 73.28 in section 97A.056;
- 73.29 (24) citizen member of the Clean Water Council established in section 114D.30; or
- 73.30 (25) member or chief executive of the Minnesota Sports Facilities Authority
 73.31 established in section 473J.07; or
- 73.32 (26) member of the Greater Minnesota Regional Parks and Trails Commission.

73.33 Sec. 7. **[85.536] GREATER MINNESOTA REGIONAL PARKS AND TRAILS**
 73.34 **COMMISSION.**

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

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

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

74.14 (b) Counties within each district may jointly prepare, after consultation with all
74.15 affected municipalities, and submit to the commission, and from time to time revise
74.16 and resubmit to the commission, a master plan for the acquisition and development of
74.17 parks and trails of regional significance located within the district. The counties, after
74.18 consultation with the commission, shall jointly hold a public hearing on the proposed plan
74.19 and budget at a time and place determined by the counties. Not less than 15 days before
74.20 the hearing, the counties shall provide notice of the hearing stating the date, time, and
74.21 place of the hearing, and the place where the proposed plan and budget may be examined
74.22 by any interested person. At any hearing, interested persons shall be permitted to present
74.23 their views on the plan and budget.

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

74.27 Subd. 4. **Regional significance.** The commission must determine whether a park or
74.28 trail is regionally significant under this section based on the following criteria:

74.29 (1) a park must provide a natural resource based setting and should provide outdoor
74.30 recreation facilities and multiple activities that are primarily natural resource based;

74.31 (2) a trail must pass through desirable settings and offer high quality opportunities in
74.32 attractive, unique, or representative landscapes that serve important destinations while
74.33 connecting existing state or regional parks or trails;

74.34 (3) at least 20 percent of visits or users in a calendar year should be from people who
74.35 do not reside within the area of jurisdiction of the governmental unit that has the financial
74.36 and legal responsibility to own, operate, and maintain the park or trail;

75.1 (4) a park should be large compared to other parks owned by local governments
75.2 within the same regional parks and trails district; and

75.3 (5) a park may include or a trail may pass unique natural, historic, or cultural
75.4 features or characteristics.

75.5 Subd. 5. **Recommendations.** (a) The commission shall submit biennial
75.6 recommendations to the legislature on appropriations of money from the parks and trails
75.7 fund to the legislature no later than January 15 each odd-numbered year. The commission
75.8 may submit supplemental recommendations by January 15 in even-numbered years. The
75.9 recommendations shall include a list or projects recommended for funding ranked in
75.10 priority order.

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

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

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

75.20 (e) Grants may be recommended only for:

75.21 (1) parks and trails included in a plan approved by the commission under subdivision
75.22 3; and

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

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

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

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

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

75.34 Subd. 10. **Definition.** For purposes of this section, "commission" means the Greater
75.35 Minnesota Regional Parks and Trails Commission established under this section.

76.1 Sec. 8. **MISSISSIPPI WHITEWATER PARK.**

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

76.6 **ARTICLE 4**

76.7 **ARTS AND CULTURAL HERITAGE FUND**

76.8 Section 1. **ARTS AND CULTURAL HERITAGE FUND APPROPRIATIONS.**

76.9 The sums shown in the columns marked "Appropriations" are appropriated to the
76.10 entities and for the purposes specified in this article. The appropriations are from the arts
76.11 and cultural heritage fund, and are available for the fiscal years indicated for allowable
76.12 activities under the Minnesota Constitution, article XI, section 15. "The first year" is fiscal
76.13 year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014
76.14 and 2015. All appropriations in this article are onetime.

76.15		<u>APPROPRIATIONS</u>	
76.16		<u>Available for the Year</u>	
76.17		<u>Ending June 30</u>	
76.18		<u>2014</u>	<u>2015</u>

76.19 Sec. 2. **ARTS AND CULTURAL HERITAGE**

76.20	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>57,365,000</u>	<u>\$</u>	<u>57,329,000</u>
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76.21 The amounts that may be spent for each
76.22 purpose are specified in the following
76.23 subdivisions.

76.24 **Subd. 2. Availability of Appropriation**

76.25 Money appropriated in this article may not
76.26 be spent on activities unless they are directly
76.27 related to and necessary for a specific
76.28 appropriation. Money appropriated in this
76.29 article must not be spent on indirect costs
76.30 or other institutional overhead charges that
76.31 are not directly related to and necessary for
76.32 a specific appropriation. Notwithstanding
76.33 Minnesota Statutes, section 16A.28, and
76.34 unless otherwise specified in this article,

77.1 fiscal year 2014 appropriations are available
 77.2 until June 30, 2015, and fiscal year 2015
 77.3 appropriations are available until June 30,
 77.4 2016. If a project receives federal funds, the
 77.5 time period of the appropriation is extended
 77.6 to equal the availability of federal funding.

77.7 Subd. 3. **Minnesota State Arts Board** 23,565,000 23,865,000

77.8 These amounts are appropriated to the
 77.9 Minnesota State Arts Board for arts,
 77.10 arts education, and arts access. Grant
 77.11 agreements entered into by the Minnesota
 77.12 State Arts Board and other recipients
 77.13 of appropriations in this subdivision
 77.14 shall ensure that these funds are used to
 77.15 supplement and not substitute for traditional
 77.16 sources of funding. Each grant program
 77.17 established within this appropriation shall
 77.18 be separately administered from other
 77.19 state appropriations for program planning
 77.20 and outcome measurements, but may take
 77.21 into consideration other state resources
 77.22 awarded in the selection of applicants and
 77.23 grant award size. Thirty percent of the
 77.24 total appropriation to each of the following
 77.25 categories in this subdivision are for grants
 77.26 to the regional arts councils. The Minnesota
 77.27 State Arts Board is prohibited from funding
 77.28 either the Minnesota Orchestra or the Saint
 77.29 Paul Chamber Orchestra until there has
 77.30 been an end to contract negotiations with
 77.31 the musicians in either orchestra and the
 77.32 orchestra performances have resumed.

77.33 (a) **Arts and Arts Access Initiatives**

77.34 \$18,902,000 the first year and \$19,152,000
 77.35 the second year are to support Minnesota

78.1 artists and arts organizations in creating,
 78.2 producing, and presenting high-quality arts
 78.3 activities; to overcome barriers to accessing
 78.4 high-quality arts activities; and to instill the
 78.5 arts into the community and public life in
 78.6 this state.

78.7 **(b) Arts Education**

78.8 \$3,422,250 the first year and \$3,422,250
 78.9 the second year are for high-quality,
 78.10 age-appropriate arts education for
 78.11 Minnesotans of all ages to develop
 78.12 knowledge, skills, and understanding of the
 78.13 arts.

78.14 **(c) Arts and Cultural Heritage**

78.15 \$1,240,750 the first year and \$1,240,750 the
 78.16 second year are for events and activities that
 78.17 represent the diverse cultural arts traditions,
 78.18 including folk and traditional artists and art
 78.19 organizations, represented in this state.

78.20 **(d) Census**

78.21 The Minnesota State Arts Board, in
 78.22 partnership with regional arts councils, shall
 78.23 maintain a census of Minnesota artists and
 78.24 artistic organizations.

78.25 **Subd. 4. Department of Education** 3,000,000 3,000,000

78.26 These amounts are appropriated to the
 78.27 commissioner of education for grants to
 78.28 the 12 Minnesota regional library systems,
 78.29 to provide educational opportunities in
 78.30 the arts, history, literary arts, and cultural
 78.31 heritage of Minnesota. These funds shall be
 78.32 allocated using the formula in Minnesota
 78.33 Statutes, section 134.355, subdivisions 3,
 78.34 4, and 5, with the remaining 25 percent to

79.1 be distributed to all qualifying systems with
 79.2 an amount proportionate to the number of
 79.3 qualifying system entities in each system. A
 79.4 "qualifying system entity" shall be defined
 79.5 for the purposes of this section as a public
 79.6 library, a regional library system, a regional
 79.7 library system headquarters, a county,
 79.8 or an outreach service program. These
 79.9 funds may be used to sponsor programs
 79.10 provided by regional libraries or to provide
 79.11 grants to local arts and cultural heritage
 79.12 programs for programs in partnership with
 79.13 regional libraries. These funds shall be
 79.14 distributed in ten equal payments per year.
 79.15 Notwithstanding Minnesota Statutes, section
 79.16 16A.28, the appropriations encumbered on or
 79.17 before June 30, 2015, as grants or contracts
 79.18 in this subdivision are available until June
 79.19 30, 2017.

79.20	<u>Subd. 5. Minnesota Historical Society</u>	<u>13,225,000</u>	<u>13,200,000</u>
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79.21 These amounts are appropriated to the
 79.22 governing board of the Minnesota Historical
 79.23 Society to preserve and enhance access to
 79.24 Minnesota's history and its cultural and
 79.25 historical resources. Grant agreements
 79.26 entered into by the Minnesota Historical
 79.27 Society and other recipients of appropriations
 79.28 in this subdivision shall ensure that
 79.29 these funds are used to supplement and
 79.30 not substitute for traditional sources of
 79.31 funding. Funds directly appropriated to the
 79.32 Minnesota Historical Society shall be used to
 79.33 supplement, and not substitute for, traditional
 79.34 sources of funding. Notwithstanding
 79.35 Minnesota Statutes, section 16A.28, for
 79.36 historic preservation projects that improve

80.1 historic structures, the amounts are available
80.2 until June 30, 2017. The Historical Society
80.3 or grant recipients of the Historical Society
80.4 using arts and cultural heritage funds under
80.5 this subdivision must give consideration
80.6 to the Conservation Corps Minnesota and
80.7 Northern Bedrock Conservation Corps, or an
80.8 organization carrying out similar work, for
80.9 projects with the potential to need historic
80.10 preservation services.

80.11 **(a) Statewide Historic and Cultural Grants**

80.12 \$5,300,000 the first year and \$5,300,000 the
80.13 second year are for history programs and
80.14 projects operated or conducted by or through
80.15 local, county, regional, or other historical
80.16 or cultural organizations; or for activities
80.17 to preserve significant historic and cultural
80.18 resources. Funds are to be distributed through
80.19 a competitive grants process. The Minnesota
80.20 Historical Society shall administer these
80.21 funds using established grants mechanisms,
80.22 with assistance from the advisory committee
80.23 created under Laws 2009, chapter 172, article
80.24 4, section 2, subdivision 4, paragraph (b),
80.25 item (ii).

80.26 **(b) Programs**

80.27 \$5,300,000 the first year and \$5,300,000 the
80.28 second year are for programs and purposes
80.29 related to the historical and cultural heritage
80.30 of the state of Minnesota, conducted by the
80.31 Minnesota Historical Society.

80.32 **(c) History Partnerships**

80.33 \$2,000,000 the first year and \$2,000,000 the
80.34 second year are for partnerships involving

81.1 multiple organizations, which may include
81.2 the Minnesota Historical Society, to preserve
81.3 and enhance access to Minnesota's history
81.4 and cultural heritage in all regions of the state.

81.5 **(d) Statewide Survey of Historical and**
81.6 **Archaeological Sites**

81.7 \$300,000 the first year and \$300,000 the
81.8 second year are for a contract or contracts
81.9 to be awarded on a competitive basis to
81.10 conduct statewide surveys of Minnesota's
81.11 sites of historical, archaeological, and
81.12 cultural significance. Results of this survey
81.13 must be published in a searchable form
81.14 and available to the public on a cost-free
81.15 basis. The Minnesota Historical Society, the
81.16 Office of the State Archaeologist, and the
81.17 Indian Affairs Council shall each appoint a
81.18 representative to an oversight board to select
81.19 contractors and direct the conduct of these
81.20 surveys. The oversight board shall consult
81.21 with the Departments of Transportation and
81.22 Natural Resources.

81.23 **(e) Digital Library**

81.24 \$300,000 the first year and \$300,000 the
81.25 second year are for a digital library project
81.26 to preserve, digitize, and share Minnesota
81.27 images, documents, and historical materials.
81.28 The Minnesota Historical Society shall
81.29 cooperate with the Minitex interlibrary
81.30 loan system and shall jointly share this
81.31 appropriation for these purposes.

81.32 **(f) Civil War Task Force**

81.33 \$25,000 in the first year to the Civil War Task
81.34 Force for activities that commemorate the
81.35 sesquicentennial of the American Civil War

82.1 and the Dakota Conflict, as recommended by
 82.2 the Civil War Commemoration Task Force
 82.3 established in Executive Order 11-15 (2011).

82.4 **Subd. 6. Department of Administration** 9,680,000 9,450,000

82.5 These amounts are appropriated to the
 82.6 commissioner of administration for grants
 82.7 to the named organizations for the purposes
 82.8 specified in this subdivision. Up to one
 82.9 percent of funds may be used by the
 82.10 commissioner for grants administration.

82.11 Grant agreements entered into by
 82.12 the commissioner and recipients of
 82.13 appropriations in this subdivision must
 82.14 ensure that money appropriated in this
 82.15 subdivision is used to supplement and not
 82.16 substitute for traditional sources of funding.

82.17 **(a) Minnesota Public Radio**

82.18 \$1,500,000 the first year and \$1,500,000 the
 82.19 second year are for Minnesota Public Radio
 82.20 to create programming and expand news
 82.21 service on Minnesota's cultural heritage and
 82.22 history. Priority should be given to projects
 82.23 who have a nonstate cash match of at least 25
 82.24 percent of the total eligible project costs.

82.25 **(b) Association of Minnesota Public**
 82.26 **Educational Radio Stations**

82.27 \$1,650,000 the first year and \$1,650,000 the
 82.28 second year are appropriated for a grant to
 82.29 the Association of Minnesota Public Radio
 82.30 Stations for production and acquisition grants
 82.31 in accordance with Minnesota Statutes,
 82.32 section 129D.19.

82.33 **(c) Lake Superior Center Authority**

83.1 \$200,000 the first year for the development of
83.2 an exhibit to examine the effect that aquatic
83.3 environments have on shipwrecks and to
83.4 preserve Minnesota's history and cultural
83.5 heritage. Priority should be given to projects
83.6 who have a nonstate cash match of at least 25
83.7 percent of the total eligible project costs.

83.8 **(d) Lake Superior Zoo**

83.9 \$300,000 the first year for the development
83.10 of the Forest Discovery Zone to create
83.11 educational exhibits using animals and the
83.12 environment. Priority should be given to
83.13 projects who have a nonstate cash match of
83.14 at least 25 percent of the total eligible project
83.15 costs.

83.16 **(e) Como Park Zoo**

83.17 \$500,000 the first year and \$500,000 the
83.18 second year for the Como Park Zoo for
83.19 program development. Priority should be
83.20 given to projects who have a nonstate cash
83.21 match of at least 25 percent of the total
83.22 eligible project costs.

83.23 **(f) Science Museum of Minnesota**

83.24 \$900,000 the first year and \$1,300,000 the
83.25 second year are for programs described in
83.26 this paragraph. Grant recipients must provide
83.27 a nonstate cash match of at least 25 percent
83.28 of the total eligible project costs.

83.29 (1) \$500,000 in the first year and \$500,000
83.30 in the second year for arts, arts education,
83.31 and arts access and to preserve Minnesota's
83.32 history and cultural heritage including
83.33 student and teacher outreach and expansion
83.34 of the museum's American Indian initiatives.

84.1 (2) \$400,000 the first year and \$800,000 the
84.2 second year are for a grant to upgrade the
84.3 Science Museum's Omnitheater audio and
84.4 projection systems.

84.5 **(g) Public Television**

84.6 \$3,950,000 the first year and \$3,950,000
84.7 the second year are for grants to the
84.8 Minnesota Public Television Association for
84.9 production and acquisition grants according
84.10 to Minnesota Statutes, section 129D.18.
84.11 Priority should be given to projects who have
84.12 a nonstate cash match of at least 25 percent
84.13 of the total eligible project costs.

84.14 **(h) Minnesota Film and TV Board**

84.15 \$500,000 the first year and \$500,000 the
84.16 second year are for grants to the Minnesota
84.17 Film and TV Board to develop and
84.18 administer competitive grants to Minnesota
84.19 filmmakers with a focus on grant awards
84.20 that highlight Minnesota arts, culture, and
84.21 heritage. Priority should be given to projects
84.22 who have a nonstate cash match of at least 25
84.23 percent of the total eligible project costs.

84.24 **(i) Small Theatre Grants**

84.25 \$100,000 the first year and \$50,000 the
84.26 second year are for grants to theatres in
84.27 Minnesota to purchase and install digital
84.28 projection technology to allow continued
84.29 access to films. Priority for grants are to
84.30 theaters that have exclusively 35 millimeter
84.31 projection systems in communities with few
84.32 available theaters or to small theaters with
84.33 only one screen. Priority should be given to
84.34 projects who have a nonstate cash match of

85.1 at least 65 percent of the total eligible project
85.2 costs.

85.3 **(j) Historical Memorial Bust**

85.4 \$80,000 is appropriated to the commissioner
85.5 of administration in fiscal year 2014 for (1)
85.6 a bust of Nellie Stone Johnson in the State
85.7 Capitol building, (2) a bust of former United
85.8 States Supreme Court Justice Harry A.
85.9 Blackmun, and (3) a bust of former United
85.10 State Supreme Court Justice Pierce Butler,
85.11 to be placed on the second floor of the State
85.12 Capitol Building.

85.13 Subd. 7. Minnesota Humanities Center 2,575,000 2,425,000

85.14 These amounts are appropriated to the Board
85.15 of Directors of the Minnesota Humanities
85.16 Center for the purposes specified in this
85.17 subdivision. The Minnesota Humanities
85.18 Center may use a portion of the following
85.19 grants to cover the costs of administering,
85.20 planning, evaluating, and reporting these
85.21 grants.

85.22 **(a) Programs and Purposes**

85.23 \$425,000 the first year and \$425,000 the
85.24 second year are for programs and purposes
85.25 of the Minnesota Humanities Center, of
85.26 this amount \$100,000 each year is for the
85.27 Veterans' Voices Awards Program.

85.28 The Minnesota Humanities Center may
85.29 consider museums and organizations
85.30 celebrating the identities of Minnesotans for
85.31 grants from these funds. The Minnesota
85.32 Humanities Center may develop a written
85.33 plan for the competitive issuance of these
85.34 grants and, if developed, shall submit

86.1 that plan for review and approval by the
86.2 Department of Administration.

86.3 **(b) Civic Education Grants**

86.4 \$250,000 the first year and \$250,000 the
86.5 second year are for a competitive Arts and
86.6 Cultural Heritage Grants Program for civic
86.7 education.

86.8 The board of directors shall solicit proposals
86.9 and award grants to entities for projects
86.10 and programs that conduct civics education
86.11 programs for the civic and cultural
86.12 development of Minnesota youth. Priority
86.13 should be given to projects who have a
86.14 nonstate cash match of at least 25 percent of
86.15 the total eligible project costs.

86.16 **(c) Children's Museum Grants**

86.17 \$500,000 the first year and \$500,000 the
86.18 second year are for a competitive Arts
86.19 and Cultural Heritage Grants Program for
86.20 children's museums. The board of directors
86.21 shall solicit proposals and award grants
86.22 to children's museums for projects and
86.23 programs that maintain or promote our
86.24 cultural heritage. Priority should be given to
86.25 projects who have a nonstate cash match of
86.26 at least 25 percent of the total eligible project
86.27 costs.

86.28 **(c) Minnesota Children's Museum**

86.29 \$500,000 the first year and \$500,000 the
86.30 second year are for arts, arts education,
86.31 and arts access and to preserve Minnesota's
86.32 history and cultural heritage. Priority should
86.33 be given to projects who have a nonstate

- 87.1 cash match of at least 25 percent of the total
87.2 eligible project costs.
- 87.3 **(d) Southern Minnesota Children's Museum**
- 87.4 \$200,000 the first year for the creation
87.5 of exhibits, environments, and studios
87.6 celebrating the arts, culture, and heritage
87.7 of Minnesota at the Children's Museum of
87.8 Southern Minnesota. Priority should be
87.9 given to projects who have a nonstate cash
87.10 match of at least 25 percent of the total
87.11 eligible project costs.
- 87.12 **(e) Councils of Color**
- 87.13 \$500,000 the first year and \$550,000 the
87.14 second year are for competitive grants to the
87.15 Council on Asian Pacific Minnesotans, the
87.16 Council on Black Minnesotans, the Indian
87.17 Affairs Council, and the Chicano Latino
87.18 Affairs Council. Grants are for programs
87.19 and cooperation between the Minnesota
87.20 Humanities Center and the grant recipients
87.21 for community events and the programs that
87.22 celebrate and preserve artistic, historical, and
87.23 cultural heritage. Priority should be given to
87.24 projects who have a nonstate cash match of
87.25 at least 25 percent of the total eligible project
87.26 costs.
- 87.27 **(f) Council on Disability**
- 87.28 \$200,000 the first year and \$200,000 the
87.29 second year are for a grant to the Minnesota
87.30 State Council on Disability to provide
87.31 educational opportunities in the arts, history,
87.32 and cultural heritage of Minnesotans
87.33 with disabilities in conjunction with the
87.34 25th anniversary of the Americans with

88.1 Disabilities Act. If the amount in the first
 88.2 year is insufficient, the amount in the second
 88.3 year is available in the first year. These funds
 88.4 are available until June 30, 2016.

88.5 **Subd. 8. Perpich Center For Arts Education** 956,000 1,089,000

88.6 These amounts are appropriated to the Board
 88.7 of Directors of the Perpich Center for Arts
 88.8 Education for the following programs.

88.9 Notwithstanding Minnesota Statutes, section
 88.10 16A.28, the appropriations encumbered on
 88.11 or before June 30, 2015, are available until
 88.12 June 30, 2017.

88.13 **(a) Administrative Costs**

88.14 \$28,000 the first year and \$29,000 the second
 88.15 year are for administrative costs.

88.16 **(b) Arts Integration Networks**

88.17 \$808,000 the first year and \$808,000 the
 88.18 second year are for the Arts Integration
 88.19 program to increase the capacity of
 88.20 teachers to design, implement, and assess
 88.21 collaborative arts integration in Minnesota
 88.22 schools and the capacity of administrators
 88.23 to support this instructional strategy and to
 88.24 improve standards based student learning
 88.25 through collaborative arts integration.

88.26 **(c) Arts-Integrated High School Courses**

88.27 \$20,000 the first year and \$152,000 the
 88.28 second year are for the development of
 88.29 rigorous and engaging arts-integrated courses
 88.30 to be ready to implement in the 2015-2016
 88.31 school year.

88.32 **(d) Statewide Study on Status of Arts Education**

89.1 \$100,000 the first year and \$100,000 the
 89.2 second year are for a study for the 2014-2015
 89.3 school year on the status of arts education
 89.4 in Minnesota.

89.5 Subd. 9. Department of Agriculture 1,400,000 1,400,000

89.6 These amounts are appropriated to the
 89.7 commissioner of agriculture for grants to
 89.8 county agricultural societies to enhance arts
 89.9 access and education and to preserve and
 89.10 promote Minnesota's history and cultural
 89.11 heritage as embodied in its county fairs. The
 89.12 grants are in addition to the aid distributed to
 89.13 county agricultural societies under Minnesota
 89.14 Statutes, section 38,02. Of these amounts:

89.15 (1) \$700,000 each year is available for
 89.16 distribution for competitive grants to
 89.17 Minnesota county fairs to enhance arts access
 89.18 and education and to preserve and promote
 89.19 Minnesota's history and cultural heritage.
 89.20 Priority shall be given to grants that utilize
 89.21 resources through the areas regional arts
 89.22 board to encourage local arts development
 89.23 or that create traveling exhibits that are
 89.24 available for use by other county fairs; and

89.25 (2) \$700,000 each year is available for a
 89.26 competitive arts and cultural heritage grants
 89.27 program for county fairs. The commissioner
 89.28 shall award grants for the development or
 89.29 enhancement of county fair facilities or other
 89.30 projects or programs that provide access
 89.31 to the arts, arts education, or agricultural,
 89.32 historical, and cultural heritage programs,
 89.33 including but not limited to, agricultural
 89.34 education centers, arts buildings, and
 89.35 performance stages.

90.1	<u>Subd. 10. Minnesota Zoo</u>	<u>1,750,000</u>	<u>1,750,000</u>
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90.2 These amounts are appropriated to
 90.3 the Minnesota Zoo for programs and
 90.4 development of the Minnesota Zoo and to
 90.5 provide access to the arts, arts education, and
 90.6 cultural heritage of Minnesota.

90.7	<u>Subd. 11. Indian Affairs Council</u>	<u>1,150,000</u>	<u>1,150,000</u>
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90.8 These amounts are appropriated to the Indian
 90.9 Affairs Council for the purposes identified in
 90.10 this subdivision.

90.11 (a) **Grants to Preserve Dakota and Ojibwe**
 90.12 **Language**

90.13 \$650,000 the first year and \$650,000 the
 90.14 second year are for grants for programs that
 90.15 preserve Dakota and Ojibwe Indian language
 90.16 and to foster educational programs in Dakota
 90.17 and Ojibwe languages.

90.18 (b) **Language Immersion**

90.19 \$250,000 the first year and \$250,000 the
 90.20 second year are for grants of \$125,000 each
 90.21 year to the Niigaane Ojibwe Immersion
 90.22 School and the Wicoie Nandagikendan
 90.23 Urban Immersion Project.

90.24 (c) **Competitive Grants for Language**
 90.25 **Immersion**

90.26 \$250,000 the first year and \$250,000 the
 90.27 second year are for competitive grants for
 90.28 language immersion schools to:

90.29 (1) develop and expand K-12 curriculum;

90.30 (2) provide fluent speakers in the classroom;

90.31 (3) develop appropriate testing and

90.32 evaluation procedures; and

91.1 (4) develop community-based training and
 91.2 engagement.

91.3 Subd. 12. **Legislature** 14,000

91.4 These amounts are appropriated to the
 91.5 Legislative Coordinating Commission to
 91.6 operate the Web site for dedicated funds
 91.7 required under Minnesota Statutes, section
 91.8 3.303, subdivision 10.

91.9 Subd. 13. **Motion Picture Production**
 91.10 **Investment Incentive Program** 50,000

91.11 \$50,000 in the first year is to the
 91.12 commissioner of the department of
 91.13 employment and economic development to
 91.14 enter into an agreement with an organization
 91.15 to establish and administer a motion
 91.16 picture investment program that provides
 91.17 investment into feature-length films beyond
 91.18 any available state tax incentives or rebate
 91.19 programs that may be available. The
 91.20 commissioner should give priority to an
 91.21 organization that has a reputable history of
 91.22 working on motion pictures, with principals
 91.23 who have produced a substantial number of
 91.24 films, and which has professional writers,
 91.25 directors, and producers with appropriate
 91.26 accreditation from the motion picture
 91.27 industry. The organization must be able
 91.28 to create studio-based partnerships with
 91.29 the purpose of building a motion picture
 91.30 production economy in Minnesota.

91.31 Sec. 3. Minnesota Statutes 2012, section 129D.19, subdivision 1, is amended to read:

91.32 Subdivision 1. **Applicability.** This section applies only to the Association of
 91.33 Minnesota Public Educational Radio Stations and the noncommercial radio stations that
 91.34 are members of the Association of Minnesota Public Educational Radio Stations.

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

92.2 Sec. 4. Minnesota Statutes 2012, section 129D.19, subdivision 2, is amended to read:

92.3 Subd. 2. **Use of grant funds.** Money appropriated from the Minnesota arts and
 92.4 cultural heritage fund may be designated to make grants to the Association of Minnesota
 92.5 Public Educational Radio Stations and its member stations, noncommercial radio stations,
 92.6 as defined in section 129D.14, subdivision 2. Grants received under this section must be
 92.7 used to create, produce, acquire, or distribute programs that educate, enhance, or promote
 92.8 local, regional, or statewide items of artistic, cultural, or historic significance. Grant funds
 92.9 may be used to cover any expenses associated with the creation, production, acquisition,
 92.10 or distribution of noncommercial radio programs through broadcast.

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

92.12 Sec. 5. Laws 2001, chapter 193, section 10, is amended to read:

92.13 Sec. 10. **CAPITOL CAFETERIA; WINE AND BEER LICENSE.**

92.14 Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, paragraph (a),
 92.15 clause (2), the city of St. Paul ~~may~~ must issue an on-sale wine and malt liquor license for
 92.16 the premises known as the capitol cafeteria, for special events held at the capitol cafeteria.

92.17 **EFFECTIVE DATE.** This section is effective the day after the governing body of
 92.18 St. Paul and its chief clerical officer timely complete this compliance with Minnesota
 92.19 Statutes, section 645.021, subdivisions 2 and 3.

92.20 Sec. 6. **MINNESOTA ORCHESTRA; SAINT PAUL CHAMBER ORCHESTRA.**

92.21 (a) The commissioner of management and budget must recapture funds that have
 92.22 been expended to either the Minnesota Orchestra or to the Saint Paul Chamber Orchestra
 92.23 from the arts and cultural heritage fund 30 days after the enactment of this section, and
 92.24 return the funds to the arts and cultural heritage fund, if either orchestra has not settled
 92.25 on an agreement to end the labor dispute and begun performances with the previously
 92.26 contracted musicians. Any grant agreement with a Minnesota state agency with either the
 92.27 Minnesota Orchestra or the Saint Paul Chamber Orchestra shall be canceled 30 days after
 92.28 the enactment of this section, and any unexpended funds returned to the arts and cultural
 92.29 heritage fund, if either the Minnesota Orchestra or the Saint Paul Chamber Orchestra have
 92.30 not settled on an agreement to end the labor dispute and begun performances with the
 92.31 previously contracted musicians.

93.1 (b) Any money returned to the arts and cultural heritage fund through paragraph
 93.2 (a) shall be appropriated to the Minnesota Arts Board for grants to programs that employ
 93.3 orchestral musicians for live performances in Minnesota.

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

93.5 **Sec. 7. ECONOMIC IMPACT STUDY; MOTION PICTURE INDUSTRY.**

93.6 The commissioner of the department of employment and economic development
 93.7 must conduct a study to examine the economic impact of the motion picture industry on
 93.8 the state's economy. The study must examine what the potential impact of the motion
 93.9 picture industry could be on the Minnesota economy. The study must look at the use of
 93.10 investments, rebates, tax credits, and other programs and how those programs can improve
 93.11 economic returns, stimulate the economy, and provide jobs. The commissioner may
 93.12 contract with a qualified entity to conduct the study. The commissioner must report study
 93.13 findings and any recommendations to the legislature by February 15, 2014.

93.14 **ARTICLE 5**

93.15 **GENERAL PROVISIONS; ALL LEGACY FUNDS**

93.16 Section 1. Minnesota Statutes 2012, section 3.9741, subdivision 3, is amended to read:

93.17 Subd. 3. **Legacy funds.** The outdoor heritage fund, the clean water fund, the parks
 93.18 and trails fund, and the arts and cultural heritage fund ~~are liable~~must each reimburse the
 93.19 ~~general fund, in the manner prescribed in section 16A.127,~~ for costs incurred by the
 93.20 legislative auditor in examining financial activities relating to each fund. At the conclusion
 93.21 of an examination, the legislative auditor shall certify the costs of the examination to the
 93.22 commissioner of management and budget. The amount requested shall be appropriated
 93.23 from the appropriate legacy fund to the commissioner of the department of management
 93.24 and budget who shall transfer the appropriation to the legislative auditor in order to
 93.25 recover the cost of the audit from each fund.

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

93.27 **Sec. 2. COMMISSIONER DETERMINATION; FUND AVAILABILITY.**

93.28 The commissioner of management and budget shall determine if sufficient funds are
 93.29 available in the four Legacy Funds to allow payment of all appropriations made by the
 93.30 legislature. If the commissioner determines that a short fall in available revenues will limit
 93.31 the availability of appropriations of the Legacy Funds to be met, the commissioner must
 93.32 withhold the payment of each appropriation in an equal or equitable amount, as needed

94.1 to balance available revenue with expenditures from each fund. The commissioner must
94.2 report all reductions required under this Section to the Legislative Advisory Commission
94.3 in a timely fashion.

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