

1.1 A bill for an act

1.2 relating to state government; appropriating money for environment and natural

1.3 resources and tourism; modifying fees, surcharges, and programs; creating accounts

1.4 and providing for disposition of certain receipts; authorizing sales and conveyances

1.5 of certain state land; modifying forestry provisions; modifying game and fish laws;

1.6 modifying Water Law; modifying natural resource and environment provisions;

1.7 requiring reports; making technical corrections; amending Minnesota Statutes

1.8 2018, sections 17.035, subdivision 1; 35.155, subdivisions 4, 6, 7, 9, 10, 11, by

1.9 adding a subdivision; 84.026, by adding a subdivision; 84.027, subdivision 18;

1.10 84.0273; 84.0895, subdivision 2; 84.775, subdivision 1; 84.788, subdivision 2;

1.11 84.794, subdivision 2; 84.83, subdivision 3; 84.86, subdivision 1; 84.925,

1.12 subdivision 1; 84.9256, subdivision 1; 84.928, subdivision 2; 84D.03, subdivisions

1.13 3, 4; 84D.108, subdivisions 2b, 2c; 84D.15, subdivision 2; 85.054, subdivision 1;

1.14 85.32, subdivision 1; 85.42; 85.44; 85.47; 86B.415, subdivision 7; 88.10, by adding

1.15 a subdivision; 88.642, subdivisions 1, 3; 88.6435; 90.01, by adding a subdivision;

1.16 90.195; 92.115, subdivision 1; 92.50, subdivision 1; 94.09, subdivision 3; 94.10;

1.17 97A.015, subdivisions 25, 43; 97A.051, subdivision 2; 97A.055, subdivision 4b;

1.18 97A.075, subdivision 1; 97A.321, subdivision 1; 97A.405, by adding a subdivision;

1.19 97A.433, subdivisions 4, 5; 97A.505, subdivision 8; 97B.011; 97B.015, subdivision

1.20 6; 97B.081, subdivision 3; 97B.086; 97B.1055; 97B.106, subdivision 2; 97B.1115;

1.21 97B.205; 97B.426; 97B.655; 97B.665, by adding a subdivision; 97B.667,

1.22 subdivisions 2, 3, 4, by adding a subdivision; 97B.722; 97C.345, by adding a

1.23 subdivision; 97C.391, subdivision 1; 97C.395, subdivision 2; 97C.815, subdivision

1.24 2; 103B.3369, subdivisions 5, 9; 103B.611, subdivision 3; 103B.801, subdivisions

1.25 2, 4, 5; 103D.315, subdivision 8; 103F.361, subdivision 2; 103F.363, subdivision

1.26 1; 103F.365, by adding a subdivision; 103F.371; 103F.373, subdivisions 1, 3, 4;

1.27 103G.2242, subdivision 14; 103G.241, subdivisions 1, 3; 103G.287, subdivision

1.28 1; 103G.301, subdivision 2; 103G.311, subdivisions 2, 5; 103G.315, subdivision

1.29 8; 103G.408; 103G.615, subdivision 3a; 114D.15, subdivisions 7, 11, 13, by adding

1.30 subdivisions; 114D.20, subdivisions 2, 3, 5, 7, by adding subdivisions; 114D.26;

1.31 114D.35, subdivisions 1, 3; 115.03, subdivision 5, by adding a subdivision;

1.32 115.035; 115A.51; 116.155, subdivisions 1, 3, by adding a subdivision; 116.993,

1.33 subdivisions 2, 6; 116D.04, subdivision 2a; 116U.55; 127A.353, subdivision 1;

1.34 282.01, subdivision 4; Laws 2012, chapter 236, section 28, subdivisions 2, as

1.35 amended, 9, as amended; Laws 2013, chapter 114, article 4, section 105, as

1.36 amended; Laws 2015, chapter 76, section 2, subdivision 9, as amended; Laws

1.37 2016, chapter 189, article 3, section 6, as amended; Laws 2017, chapter 93, article

1.38 1, section 9; Laws 2017, chapter 96, section 2, subdivision 9; proposing coding

2.1 for new law in Minnesota Statutes, chapters 1; 35; 84; 92; 93; 97B; 103C; 114D;
2.2 115B; repealing Minnesota Statutes 2018, section 92.121.

2.3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

2.4 **ARTICLE 1**

2.5 **ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS**

2.6 Section 1. **ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS.**

2.7 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
2.8 and for the purposes specified in this article. The appropriations are from the general fund,
2.9 or another named fund, and are available for the fiscal years indicated for each purpose.
2.10 The figures "2020" and "2021" used in this article mean that the appropriations listed under
2.11 them are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively.
2.12 "The first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium"
2.13 is fiscal years 2020 and 2021. Appropriations for the fiscal year ending June 30, 2019, are
2.14 effective the day following final enactment.

	<u>APPROPRIATIONS</u>	
	<u>Available for the Year</u>	
	<u>Ending June 30</u>	
	<u>2020</u>	<u>2021</u>

2.19 Sec. 2. **POLLUTION CONTROL AGENCY**

		<u>\$</u>	<u>106,908,000</u>	<u>\$</u>	<u>104,363,000</u>
--	--	------------------	---------------------------	------------------	---------------------------

2.21 Appropriations by Fund

	<u>2020</u>	<u>2021</u>
2.23 <u>General</u>	<u>6,815,000</u>	<u>6,524,000</u>
2.24 <u>State Government</u>		
2.25 <u>Special Revenue</u>	<u>75,000</u>	<u>75,000</u>
2.26 <u>Environmental</u>	<u>83,986,000</u>	<u>83,654,000</u>
2.27 <u>Remediation</u>	<u>14,410,000</u>	<u>14,110,000</u>
2.28 <u>Closed Landfill</u>		
2.29 <u>Investment</u>	<u>1,622,000</u>	<u>-0-</u>

2.30 The amounts that may be spent for each
2.31 purpose are specified in the following
2.32 subdivisions.

2.33 The commissioner must present the agency's
2.34 biennial budget for fiscal years 2022 and 2023
2.35 to the legislature in a transparent way by

3.1 agency division, including the proposed
 3.2 budget bill and presentations of the budget to
 3.3 committees and divisions with jurisdiction
 3.4 over the agency's budget.

3.5 **Subd. 2. Environmental Analysis and Outcomes** 13,277,000 13,308,000

3.6 Appropriations by Fund

3.7		<u>2020</u>	<u>2021</u>
3.8	<u>General</u>	<u>205,000</u>	<u>205,000</u>
3.9	<u>Environmental</u>	<u>12,871,000</u>	<u>12,902,000</u>
3.10	<u>Remediation</u>	<u>201,000</u>	<u>201,000</u>

3.11 (a) \$89,000 the first year and \$89,000 the
 3.12 second year are for:

3.13 (1) a municipal liaison to assist municipalities
 3.14 in implementing and participating in the
 3.15 rulemaking process for water quality standards
 3.16 and navigating the NPDES/SDS permitting
 3.17 process;

3.18 (2) enhanced economic analysis in the
 3.19 rulemaking process for water quality
 3.20 standards, including more-specific analysis
 3.21 and identification of cost-effective permitting;

3.22 (3) developing statewide economic analyses
 3.23 and templates to reduce the amount of
 3.24 information and time required for
 3.25 municipalities to apply for variances from
 3.26 water quality standards; and

3.27 (4) coordinating with the Public Facilities
 3.28 Authority to identify and advocate for the
 3.29 resources needed for municipalities to achieve
 3.30 permit requirements.

3.31 (b) \$205,000 the first year and \$205,000 the
 3.32 second year are from the environmental fund
 3.33 for a monitoring program under Minnesota
 3.34 Statutes, section 116.454.

4.1 (c) \$115,000 the first year and \$115,000 the
4.2 second year are for monitoring water quality
4.3 and operating assistance programs.

4.4 (d) \$347,000 the first year and \$347,000 the
4.5 second year are from the environmental fund
4.6 for monitoring ambient air for hazardous
4.7 pollutants.

4.8 (e) \$90,000 the first year and \$90,000 the
4.9 second year are from the environmental fund
4.10 for duties related to harmful chemicals in
4.11 children's products under Minnesota Statutes,
4.12 sections 116.9401 to 116.9407. Of this
4.13 amount, \$57,000 each year is transferred to
4.14 the commissioner of health.

4.15 (f) \$109,000 the first year and \$109,000 the
4.16 second year are from the environmental fund
4.17 for registering wastewater laboratories.

4.18 (g) \$926,000 the first year and \$926,000 the
4.19 second year are from the environmental fund
4.20 to continue perfluorochemical biomonitoring
4.21 in eastern metropolitan communities, as
4.22 recommended by the Environmental Health
4.23 Tracking and Biomonitoring Advisory Panel,
4.24 and to address other environmental health
4.25 risks, including air quality. The communities
4.26 must include Hmong and other immigrant
4.27 farming communities. Of this amount, up to
4.28 \$689,000 the first year and \$689,000 the
4.29 second year are for transfer to the Department
4.30 of Health.

4.31 (h) \$51,000 the first year and \$51,000 the
4.32 second year are from the environmental fund
4.33 for the listing procedures for impaired waters
4.34 required under this act.

5.1 (i) \$141,000 the second year is to implement
 5.2 and enforce Minnesota Statutes, section
 5.3 325F.071. Of this amount, up to \$65,000 each
 5.4 year may be transferred to the commissioner
 5.5 of health.

5.6 (j) \$200,000 the first year is from the
 5.7 environmental fund for transfer to the
 5.8 commissioner of health for enhanced blood
 5.9 lead testing, lead poisoning prevention efforts,
 5.10 and asthma education as recommended by the
 5.11 Northern Metals Consent Decree Advisory
 5.12 Committee. This is a onetime appropriation.

5.13 (k) The base for the general fund in fiscal year
 5.14 2022 and later is \$204,000.

5.15	<u>Subd. 3. Industrial</u>	<u>15,473,000</u>	<u>15,606,000</u>
------	-----------------------------------	-------------------	-------------------

5.16	<u>Appropriations by Fund</u>		
5.17		<u>2020</u>	<u>2021</u>
5.18	<u>Environmental</u>	<u>14,472,000</u>	<u>14,605,000</u>
5.19	<u>Remediation</u>	<u>1,001,000</u>	<u>1,001,000</u>

5.20 (a) \$1,001,000 the first year and \$1,001,000
 5.21 the second year are from the remediation fund
 5.22 for the leaking underground storage tank
 5.23 program to investigate, clean up, and prevent
 5.24 future releases from underground petroleum
 5.25 storage tanks and for the petroleum
 5.26 remediation program for vapor assessment
 5.27 and remediation. These same annual amounts
 5.28 are transferred from the petroleum tank fund
 5.29 to the remediation fund.

5.30 (b) \$393,000 the first year and \$393,000 the
 5.31 second year are from the environmental fund
 5.32 to further evaluate the use and reduction of
 5.33 trichloroethylene around Minnesota and
 5.34 identify its potential health effects on

6.1 communities. Of this amount, up to \$121,000
 6.2 each year may be transferred to the
 6.3 commissioner of health.

6.4 Subd. 4. **Municipal** 8,232,000 7,859,000

6.5 Appropriations by Fund

6.6		<u>2020</u>	<u>2021</u>
6.7	<u>General</u>	<u>164,000</u>	<u>164,000</u>
6.8	<u>Environmental</u>	<u>8,068,000</u>	<u>7,695,000</u>

6.9 (a) \$164,000 the first year and \$164,000 the
 6.10 second year are for:

6.11 (1) a municipal liaison to assist municipalities
 6.12 in implementing and participating in the
 6.13 rulemaking process for water quality standards
 6.14 and navigating the NPDES/SDS permitting
 6.15 process;

6.16 (2) enhanced economic analysis in the
 6.17 rulemaking process for water quality
 6.18 standards, including more-specific analysis
 6.19 and identification of cost-effective permitting;

6.20 (3) developing statewide economic analyses
 6.21 and templates to reduce the amount of
 6.22 information and time required for
 6.23 municipalities to apply for variances from
 6.24 water quality standards; and

6.25 (4) coordinating with the Public Facilities
 6.26 Authority to identify and advocate for the
 6.27 resources needed for municipalities to achieve
 6.28 permit requirements.

6.29 (b) \$50,000 the first year and \$50,000 the
 6.30 second year are from the environmental fund
 6.31 for transfer to the Office of Administrative
 6.32 Hearings to establish sanitary districts.

7.1 (c) \$671,000 the first year and \$671,000 the
7.2 second year are from the environmental fund
7.3 for subsurface sewage treatment system
7.4 (SSTS) program administration and
7.5 community technical assistance and education,
7.6 including grants and technical assistance to
7.7 communities for water-quality protection. Of
7.8 this amount, \$129,000 each year is for
7.9 assistance to counties through grants for SSTS
7.10 program administration. A county receiving
7.11 a grant from this appropriation must submit
7.12 the results achieved with the grant to the
7.13 commissioner as part of its annual SSTS
7.14 report. Any unexpended balance in the first
7.15 year does not cancel but is available in the
7.16 second year.

7.17 (d) \$784,000 the first year and \$784,000 the
7.18 second year are from the environmental fund
7.19 to address the need for continued increased
7.20 activity in new technology review, technical
7.21 assistance for local governments, and
7.22 enforcement under Minnesota Statutes,
7.23 sections 115.55 to 115.58, and to complete the
7.24 requirements of Laws 2003, chapter 128,
7.25 article 1, section 165.

7.26 (e) \$373,000 the first year is from the
7.27 environmental fund to meet the increased
7.28 demand for technical assistance and review
7.29 of municipal water infrastructure projects that
7.30 will be generated by increased grant funding
7.31 through the Public Facilities Authority. This
7.32 is a onetime appropriation and is available
7.33 until June 30, 2021.

7.34 (f) Notwithstanding Minnesota Statutes,
7.35 section 16A.28, the appropriations

8.1 encumbered on or before June 30, 2021, as
 8.2 grants or contracts for subsurface sewage
 8.3 treatment systems, surface water and
 8.4 groundwater assessments, storm water, and
 8.5 water-quality protection in this subdivision
 8.6 are available until June 30, 2024.

8.7 **Subd. 5. Operations** 8,326,000 8,337,000

8.8 Appropriations by Fund

8.9		<u>2020</u>	<u>2021</u>
8.10	<u>General</u>	<u>2,490,000</u>	<u>2,490,000</u>
8.11	<u>Environmental</u>	<u>5,008,000</u>	<u>5,019,000</u>
8.12	<u>Remediation</u>	<u>828,000</u>	<u>828,000</u>

8.13 (a) \$180,000 the first year and \$180,000 the
 8.14 second year are from the remediation fund for
 8.15 the leaking underground storage tank program
 8.16 to investigate, clean up, and prevent future
 8.17 releases from underground petroleum storage
 8.18 tanks and for the petroleum remediation
 8.19 program for vapor assessment and
 8.20 remediation. These same annual amounts are
 8.21 transferred from the petroleum tank fund to
 8.22 the remediation fund.

8.23 (b) \$2,490,000 the first year and \$2,490,000
 8.24 the second year are to support agency
 8.25 information technology services provided at
 8.26 the enterprise and agency level.

8.27 (c) \$800,000 the first year and \$800,000 the
 8.28 second year are from the environmental fund
 8.29 to develop and maintain systems to support
 8.30 permitting and regulatory business processes
 8.31 and agency data.

8.32 **Subd. 6. Remediation** 14,516,000 12,945,000

8.33 Appropriations by Fund

8.34		<u>2020</u>	<u>2021</u>
------	--	-------------	-------------

9.1	<u>General</u>	<u>216,000</u>	<u>-0-</u>
9.2	<u>Environmental</u>	<u>832,000</u>	<u>1,099,000</u>
9.3	<u>Remediation</u>	<u>11,846,000</u>	<u>11,846,000</u>
9.4	<u>Closed Landfill</u>		
9.5	<u>Investment</u>	<u>1,622,000</u>	<u>-0-</u>

9.6 (a) All money for environmental response,
9.7 compensation, and compliance in the
9.8 remediation fund not otherwise appropriated
9.9 is appropriated to the commissioners of the
9.10 Pollution Control Agency and agriculture for
9.11 purposes of Minnesota Statutes, section
9.12 115B.20, subdivision 2, clauses (1), (2), (3),
9.13 (6), and (7). At the beginning of each fiscal
9.14 year, the two commissioners must jointly
9.15 submit to the commissioner of management
9.16 and budget an annual spending plan that
9.17 maximizes resource use and appropriately
9.18 allocates the money between the two
9.19 departments. This appropriation is available
9.20 until June 30, 2021.

9.21 (b) \$216,000 the first year from the general
9.22 fund is a onetime appropriation and \$217,000
9.23 the first year and \$484,000 the second year
9.24 are from the environmental fund to manage
9.25 contaminated sediment projects at multiple
9.26 sites identified in the St. Louis River remedial
9.27 action plan to restore water quality in the St.
9.28 Louis River Area of Concern. The base for
9.29 the environmental fund in fiscal year 2022 and
9.30 later is \$363,000.

9.31 (c) \$3,961,000 the first year and \$3,961,000
9.32 the second year are from the remediation fund
9.33 for the leaking underground storage tank
9.34 program to investigate, clean up, and prevent
9.35 future releases from underground petroleum
9.36 storage tanks and for the petroleum

10.1 remediation program for vapor assessment
 10.2 and remediation. These same annual amounts
 10.3 are transferred from the petroleum tank fund
 10.4 to the remediation fund.

10.5 (d) \$257,000 the first year and \$257,000 the
 10.6 second year are from the remediation fund for
 10.7 transfer to the commissioner of health for
 10.8 private water-supply monitoring and health
 10.9 assessment costs in areas contaminated by
 10.10 unpermitted mixed municipal solid waste
 10.11 disposal facilities and drinking water
 10.12 advisories and public information activities
 10.13 for areas contaminated by hazardous releases.

10.14 (e) Notwithstanding Minnesota Statutes,
 10.15 section 115B.421, \$1,622,000 the first year is
 10.16 from the closed landfill investment fund for
 10.17 settling obligations with the federal
 10.18 government, remedial investigations,
 10.19 feasibility studies, engineering, and
 10.20 cleanup-related activities for purposes of
 10.21 environmental response actions at a priority
 10.22 qualified facility under Minnesota Statutes,
 10.23 sections 115B.406 and 115B.407. This is a
 10.24 onetime appropriation and is available until
 10.25 June 30, 2021.

10.26 Subd. 7. Resource Management and Assistance 35,675,000 35,699,000

10.27 Appropriations by Fund

10.28	<u>2020</u>	<u>2021</u>
10.29	<u>General</u>	<u>700,000</u> <u>625,000</u>
10.30	<u>State Government</u>	
10.31	<u>Special Revenue</u>	<u>75,000</u> <u>75,000</u>
10.32	<u>Environmental</u>	<u>34,900,000</u> <u>34,999,000</u>

10.33 (a) Up to \$150,000 the first year and \$150,000
 10.34 the second year may be transferred from the
 10.35 environmental fund to the small business

11.1 environmental improvement loan account
11.2 under Minnesota Statutes, section 116.993.

11.3 (b) \$1,000,000 the first year and \$1,000,000
11.4 the second year are for competitive recycling
11.5 grants under Minnesota Statutes, section
11.6 115A.565. Of this amount, \$700,000 the first
11.7 year and \$625,000 the second year are from
11.8 the general fund, and \$300,000 the first year
11.9 and \$375,000 the second year are from the
11.10 environmental fund. This appropriation is
11.11 available until June 30, 2023. Any
11.12 unencumbered grant balances in the first year
11.13 do not cancel but are available for grants in
11.14 the second year. The base distribution for this
11.15 appropriation in fiscal year 2022 and later is
11.16 \$300,000 each year from the general fund and
11.17 \$700,000 each year from the environmental
11.18 fund.

11.19 (c) \$694,000 the first year and \$694,000 the
11.20 second year are from the environmental fund
11.21 for emission-reduction activities and grants to
11.22 small businesses and other
11.23 nonpoint-emission-reduction efforts. Of this
11.24 amount, \$100,000 the first year and \$100,000
11.25 the second year are to continue work with
11.26 Clean Air Minnesota, and the commissioner
11.27 may enter into an agreement with
11.28 Environmental Initiative to support this effort.
11.29 Any unencumbered grant balances in the first
11.30 year do not cancel but are available for grants
11.31 in the second year.

11.32 (d) \$17,750,000 the first year and \$17,750,000
11.33 the second year are from the environmental
11.34 fund for SCORE block grants to counties. Any
11.35 unencumbered grant balances in the first year

- 12.1 do not cancel but are available for grants in
12.2 the second year.
- 12.3 (e) \$119,000 the first year and \$119,000 the
12.4 second year are from the environmental fund
12.5 for environmental assistance grants or loans
12.6 under Minnesota Statutes, section 115A.0716.
12.7 Any unencumbered grant and loan balances
12.8 in the first year do not cancel but are available
12.9 for grants and loans in the second year.
- 12.10 (f) \$112,000 the first year and \$112,000 the
12.11 second year are from the environmental fund
12.12 for subsurface sewage treatment system
12.13 (SSTS) program administration and
12.14 community technical assistance and education,
12.15 including grants and technical assistance to
12.16 communities for water-quality protection.
- 12.17 (g) \$169,000 the first year and \$169,000 the
12.18 second year are from the environmental fund
12.19 to address the need for continued increased
12.20 activity in new technology review, technical
12.21 assistance for local governments, and
12.22 enforcement under Minnesota Statutes,
12.23 sections 115.55 to 115.58, and to complete the
12.24 requirements of Laws 2003, chapter 128,
12.25 article 1, section 165.
- 12.26 (h) \$400,000 the first year and \$400,000 the
12.27 second year are from the environmental fund
12.28 for grants to develop and expand recycling
12.29 markets for Minnesota businesses.
- 12.30 (i) \$750,000 the first year and \$750,000 the
12.31 second year are from the environmental fund
12.32 for reducing and diverting food waste,
12.33 redirecting edible food for consumption, and
12.34 removing barriers to collecting and recovering

13.1 organic waste. Of this amount, \$500,000 each
 13.2 year is for grants to increase food rescue and
 13.3 waste prevention. This appropriation is
 13.4 available until June 30, 2023. Any
 13.5 unencumbered grant balances in the first year
 13.6 do not cancel but are available for grants in
 13.7 the second year.

13.8 (j) All money deposited in the environmental
 13.9 fund for the metropolitan solid waste landfill
 13.10 fee in accordance with Minnesota Statutes,
 13.11 section 473.843, and not otherwise
 13.12 appropriated, is appropriated for the purposes
 13.13 of Minnesota Statutes, section 473.844.

13.14 (k) Notwithstanding Minnesota Statutes,
 13.15 section 16A.28, the appropriations
 13.16 encumbered on or before June 30, 2021, as
 13.17 contracts or grants for environmental
 13.18 assistance awarded under Minnesota Statutes,
 13.19 section 115A.0716; technical and research
 13.20 assistance under Minnesota Statutes, section
 13.21 115A.152; technical assistance under
 13.22 Minnesota Statutes, section 115A.52; and
 13.23 pollution prevention assistance under
 13.24 Minnesota Statutes, section 115D.04, are
 13.25 available until June 30, 2023.

13.26 Subd. 8. **Watershed** 9,635,000 9,335,000

13.27 Appropriations by Fund

13.28	<u>2020</u>	<u>2021</u>
13.29	<u>General</u>	<u>1,959,000</u>
13.30	<u>Environmental</u>	<u>7,442,000</u>
13.31	<u>Remediation</u>	<u>234,000</u>

13.32 (a) \$1,959,000 the first year and \$1,959,000
 13.33 the second year are for grants to delegated
 13.34 counties to administer the county feedlot
 13.35 program under Minnesota Statutes, section

- 14.1 116.0711, subdivisions 2 and 3. Money
14.2 remaining after the first year is available for
14.3 the second year.
- 14.4 (b) \$208,000 the first year and \$208,000 the
14.5 second year are from the environmental fund
14.6 for the costs of implementing general
14.7 operating permits for feedlots over 1,000
14.8 animal units.
- 14.9 (c) \$122,000 the first year and \$122,000 the
14.10 second year are from the remediation fund for
14.11 the leaking underground storage tank program
14.12 to investigate, clean up, and prevent future
14.13 releases from underground petroleum storage
14.14 tanks and for the petroleum remediation
14.15 program for vapor assessment and
14.16 remediation. These same annual amounts are
14.17 transferred from the petroleum tank fund to
14.18 the remediation fund.
- 14.19 (d) \$300,000 the first year is from the
14.20 environmental fund for a grant to the
14.21 Minnesota Association of County Feedlot
14.22 Officers to develop, in coordination with the
14.23 Pollution Control Agency and the University
14.24 of Minnesota Extension program, an online
14.25 training curriculum related to animal feedlot
14.26 requirements under Minnesota Rules, chapter
14.27 7020. This is a onetime appropriation. The
14.28 curriculum must be developed to:
- 14.29 (1) provide base-level knowledge to new and
14.30 existing county feedlot pollution control
14.31 officers on feedlot registration, permitting,
14.32 compliance, enforcement, and program
14.33 administration;

15.1 (2) provide assistance to new and existing
 15.2 county feedlot pollution control officers for
 15.3 working efficiently and effectively with
 15.4 producers; and

15.5 (3) reduce the incidence of manure or nutrients
 15.6 entering surface water or groundwater.

15.7 **Subd. 9. Environmental Quality Board** 1,774,000 1,274,000

15.8 Appropriations by Fund

15.9	<u>2020</u>	<u>2021</u>
15.10	<u>General</u>	<u>1,081,000</u>
15.11	<u>Environmental</u>	<u>393,000</u>
15.12	<u>Remediation</u>	<u>300,000</u>
		<u>-0-</u>

15.13 (a) \$200,000 the first year is from the
 15.14 environmental fund to begin to develop and
 15.15 assemble the material required under Code of
 15.16 Federal Regulations, title 40, section 233.10,
 15.17 to have the state of Minnesota assume the
 15.18 section 404 permitting program of the Federal
 15.19 Clean Water Act. The Board may execute
 15.20 contracts or interagency agreements to
 15.21 facilitate developing the required agreements
 15.22 and materials. By February 1, 2021, the board
 15.23 must submit a report on the additional funding
 15.24 necessary to secure section 404 assumption
 15.25 and the additional funding needed to fully
 15.26 implement the state-assumed program to the
 15.27 chairs and ranking minority members of the
 15.28 legislative committees and divisions with
 15.29 jurisdiction over the environment and natural
 15.30 resources. This is a onetime appropriation.

15.31 (b) \$300,000 the first year is from the
 15.32 remediation fund to conduct a study of the
 15.33 potential to deploy solar photovoltaic devices
 15.34 on closed landfill program sites. This is a
 15.35 onetime appropriation. By December 1, 2020,

16.1 the board, in consultation with the Pollution
16.2 Control Agency and the commissioners of
16.3 administration, commerce, and management
16.4 and budget, must provide to the chairs and
16.5 ranking minority members of the legislative
16.6 committees and divisions with jurisdiction
16.7 over environment and natural resources policy
16.8 and finance and energy policy and finance a
16.9 report on the use of properties in the state's
16.10 closed landfill program for solar energy
16.11 production. The report must include:

16.12 (1) identification and assessment of properties
16.13 in the closed landfill program with the highest
16.14 potential for solar energy production;

16.15 (2) identification of potential barriers to solar
16.16 energy production and potential ways to
16.17 address those barriers; and

16.18 (3) policy recommendations that would
16.19 facilitate solar energy production on closed
16.20 landfill program sites in a manner that would
16.21 contribute to state and local government
16.22 sustainability goals.

16.23 Subd. 10. **Transfers**

16.24 (a) The commissioner must transfer up to
16.25 \$44,000,000 from the environmental fund to
16.26 the remediation fund for purposes of the
16.27 remediation fund under Minnesota Statutes,
16.28 section 116.155, subdivision 2.

16.29 (b) \$600,000 the first year is transferred from
16.30 the remediation fund to the dry cleaner
16.31 environmental response and reimbursement
16.32 account for purposes of Minnesota Statutes,
16.33 section 115B.49, with reimbursement
16.34 prioritized to persons who meet the definition

17.1 in Minnesota Statutes, section 115B.48,
17.2 subdivision 10, clause (2), and who have made
17.3 a request to the commissioner, as required
17.4 under Minnesota Statutes, section 115B.50,
17.5 subdivision 2.

17.6 (c) \$600,000 the first year is from the
17.7 remediation fund to the commissioner for
17.8 preparing a report to the chairs and ranking
17.9 minority members of the legislative
17.10 committees and divisions with jurisdiction
17.11 over environment and natural resources
17.12 finance that includes an assessment of the
17.13 possibility of recovering environmental
17.14 response costs from insurance held by dry
17.15 cleaning facilities. The report must be
17.16 submitted by January 15, 2021.

17.17 (d) \$600,000 the second year is transferred
17.18 from the remediation fund to the dry cleaner
17.19 environmental response and reimbursement
17.20 account for purposes of Minnesota Statutes,
17.21 section 115B.49, if legislation is enacted in
17.22 the 2020 legislative session to address the
17.23 insolvency of the dry cleaner environmental
17.24 response and reimbursement account.

17.25 Subd. 11. **Cancellations**

17.26 (a) The unencumbered amount of the
17.27 environmental fund appropriation in Laws
17.28 2016, chapter 189, article 3, section 2,
17.29 subdivision 2, for technical assistance and
17.30 review of municipal wastewater infrastructure
17.31 projects, estimated to be \$373,000, is canceled
17.32 on June 30, 2019.

17.33 (b) The unencumbered amount of the closed
17.34 landfill investment fund appropriation in Laws

18.1 2017, chapter 93, article 1, section 2,
 18.2 subdivision 6, for settling obligations, remedial
 18.3 investigations, feasibility studies, engineering,
 18.4 and cleanup-related activities for purposes of
 18.5 environmental response actions at a priority
 18.6 qualified facility, estimated to be \$1,622,000,
 18.7 is canceled on June 30, 2019.

18.8 **EFFECTIVE DATE.** Subdivision 11 is effective the day following final enactment.

18.9 **Sec. 3. NATURAL RESOURCES**

18.10 **Subdivision 1. Total Appropriation** \$ 312,128,000 \$ 307,840,000

18.11 Appropriations by Fund

18.12		<u>2020</u>	<u>2021</u>
18.13	<u>General</u>	<u>93,208,000</u>	<u>89,235,000</u>
18.14	<u>Natural Resources</u>	<u>106,792,000</u>	<u>104,619,000</u>
18.15	<u>Game and Fish</u>	<u>111,507,000</u>	<u>113,359,000</u>
18.16	<u>Remediation</u>	<u>106,000</u>	<u>109,000</u>
18.17	<u>Permanent School</u>	<u>515,000</u>	<u>518,000</u>

18.18 The amounts that may be spent for each
 18.19 purpose are specified in the following
 18.20 subdivisions.

18.21 **Subd. 2. Land and Mineral Resources**
 18.22 **Management**

6,324,000 6,406,000

18.23 Appropriations by Fund

18.24		<u>2020</u>	<u>2021</u>
18.25	<u>General</u>	<u>1,825,000</u>	<u>1,846,000</u>
18.26	<u>Natural Resources</u>	<u>3,940,000</u>	<u>3,998,000</u>
18.27	<u>Game and Fish</u>	<u>344,000</u>	<u>344,000</u>
18.28	<u>Permanent School</u>	<u>215,000</u>	<u>218,000</u>

18.29 (a) \$319,000 the first year and \$319,000 the
 18.30 second year are for environmental research
 18.31 relating to mine permitting, of which \$200,000
 18.32 each year is from the minerals management
 18.33 account and \$119,000 each year is from the
 18.34 general fund.

19.1 (b) \$3,032,000 the first year and \$3,083,000
 19.2 the second year are from the minerals
 19.3 management account in the natural resources
 19.4 fund for use as provided under Minnesota
 19.5 Statutes, section 93.2236, paragraph (c), for
 19.6 mineral resource management, projects to
 19.7 enhance future mineral income, and projects
 19.8 to promote new mineral-resource
 19.9 opportunities.

19.10 (c) \$215,000 the first year and \$218,000 the
 19.11 second year are from the state forest suspense
 19.12 account in the permanent school fund to secure
 19.13 maximum long-term economic return from
 19.14 the school trust lands consistent with fiduciary
 19.15 responsibilities and sound natural resources
 19.16 conservation and management principles.

19.17 (d) \$331,000 the first year and \$338,000 the
 19.18 second year are from the water management
 19.19 account in the natural resources fund for
 19.20 mining hydrology.

19.21	<u>Subd. 3. Ecological and Water Resources</u>	<u>36,423,000</u>	<u>36,812,000</u>
-------	---	--------------------------	--------------------------

19.22 Appropriations by Fund

19.23		<u>2020</u>	<u>2021</u>
19.24	<u>General</u>	<u>18,818,000</u>	<u>18,922,000</u>
19.25	<u>Natural Resources</u>	<u>12,094,000</u>	<u>12,266,000</u>
19.26	<u>Game and Fish</u>	<u>5,511,000</u>	<u>5,624,000</u>

19.27 (a) \$4,173,000 the first year and \$4,222,000
 19.28 the second year are from the invasive species
 19.29 account in the natural resources fund and
 19.30 \$3,206,000 the first year and \$3,206,000 the
 19.31 second year are from the general fund for
 19.32 management, public awareness, assessment
 19.33 and monitoring research, and water access
 19.34 inspection to prevent the spread of invasive
 19.35 species; management of invasive plants in

20.1 public waters; and management of terrestrial
20.2 invasive species on state-administered lands.
20.3 The general fund base for fiscal year 2022 and
20.4 beyond is \$2,831,000 each year.

20.5 (b) \$5,476,000 the first year and \$5,556,000
20.6 the second year are from the water
20.7 management account in the natural resources
20.8 fund for only the purposes specified in
20.9 Minnesota Statutes, section 103G.27,
20.10 subdivision 2.

20.11 (c) \$124,000 the first year and \$124,000 the
20.12 second year are for a grant to the Mississippi
20.13 Headwaters Board for up to 50 percent of the
20.14 cost of implementing the comprehensive plan
20.15 for the upper Mississippi within areas under
20.16 the board's jurisdiction.

20.17 (d) \$10,000 the first year and \$10,000 the
20.18 second year are for payment to the Leech Lake
20.19 Band of Chippewa Indians to implement the
20.20 band's portion of the comprehensive plan for
20.21 the upper Mississippi River.

20.22 (e) \$264,000 the first year and \$264,000 the
20.23 second year are for grants for up to 50 percent
20.24 of the cost of implementing the Red River
20.25 mediation agreement.

20.26 (f) \$2,259,000 the first year and \$2,298,000
20.27 the second year are from the heritage
20.28 enhancement account in the game and fish
20.29 fund for only the purposes specified in
20.30 Minnesota Statutes, section 297A.94,
20.31 paragraph (h), clause (1).

20.32 (g) \$971,000 the first year and \$985,000 the
20.33 second year are from the nongame wildlife
20.34 management account in the natural resources

- 21.1 fund for nongame wildlife management.
- 21.2 Notwithstanding Minnesota Statutes, section
- 21.3 290.431, \$100,000 the first year and \$100,000
- 21.4 the second year may be used for nongame
- 21.5 wildlife information, education, and
- 21.6 promotion.
- 21.7 (h) Notwithstanding Minnesota Statutes,
- 21.8 section 84.943, \$13,000 the first year and
- 21.9 \$13,000 the second year from the critical
- 21.10 habitat private sector matching account may
- 21.11 be used to publicize the critical habitat license
- 21.12 plate match program.
- 21.13 (i) \$6,000,000 the first year and \$6,000,000
- 21.14 the second year are for the following activities:
- 21.15 (1) financial reimbursement and technical
- 21.16 support to soil and water conservation districts
- 21.17 or other local units of government for
- 21.18 groundwater-level monitoring;
- 21.19 (2) surface water monitoring and analysis,
- 21.20 including installing monitoring gauges;
- 21.21 (3) groundwater analysis to assist with
- 21.22 water-appropriation permitting decisions;
- 21.23 (4) permit application review incorporating
- 21.24 surface water and groundwater technical
- 21.25 analysis;
- 21.26 (5) precipitation data and analysis to improve
- 21.27 irrigation use;
- 21.28 (6) information technology, including
- 21.29 electronic permitting and integrated data
- 21.30 systems; and
- 21.31 (7) compliance and monitoring.
- 21.32 (j) \$510,000 the first year and \$510,000 the
- 21.33 second year are from the heritage enhancement

22.1 account in the game and fish fund for grants
22.2 to the Minnesota Aquatic Invasive Species
22.3 Research Center at the University of
22.4 Minnesota to prioritize, support, and develop
22.5 research-based solutions that can reduce the
22.6 effects of aquatic invasive species in
22.7 Minnesota by preventing spread, controlling
22.8 populations, and managing ecosystems and to
22.9 advance knowledge to inspire action by others.
22.10 Of the first year amount, \$100,000 is to
22.11 develop, in conjunction with the commissioner
22.12 of natural resources, the commissioner of the
22.13 Pollution Control Agency, counties, and other
22.14 stakeholders, recommendations for
22.15 establishing a statewide surveillance and early
22.16 detection system for aquatic invasive species.
22.17 By March 1, 2020, the Minnesota Aquatic
22.18 Invasive Species Research Center must submit
22.19 a report and recommendations to the chairs
22.20 and ranking minority members of the
22.21 legislative committees and divisions with
22.22 jurisdiction over environment and natural
22.23 resources policy and finance. The report must
22.24 include recommendations on all of the
22.25 following:

22.26 (1) the most effective structure for a statewide
22.27 surveillance and early detection system for
22.28 aquatic invasive species;

22.29 (2) whether to employ eco-epidemiological
22.30 models, optimized decision models, or related
22.31 tools as a mechanism for determining how
22.32 best to deploy limited resources;

22.33 (3) how the statewide system should be funded
22.34 and at what levels; and

23.1 (4) regulatory, policy, and statutory changes
 23.2 that would be needed to fully implement the
 23.3 statewide system.

23.4 The base amount for this appropriation in
 23.5 fiscal year 2022 and later is \$410,000.

23.6 (k) \$100,000 the first year is for a grant to Rice
 23.7 County to reimburse lake associations for
 23.8 removing storm debris from Roberds Lake.

23.9 This is a onetime appropriation and is
 23.10 available until June 30, 2021.

23.11 (l) \$50,000 the first year is from the general
 23.12 fund for a grant to Waseca County for the
 23.13 removal of debris and trees from land adjacent
 23.14 to Lake Elysian and Iosco Creek. This is a
 23.15 onetime appropriation and is available until
 23.16 June 30, 2021.

23.17 Subd. 4. **Forest Management** 50,668,000 50,603,000

23.18 Appropriations by Fund

23.19		<u>2020</u>	<u>2021</u>
23.20	<u>General</u>	<u>33,651,000</u>	<u>33,300,000</u>
23.21	<u>Natural Resources</u>	<u>15,619,000</u>	<u>15,886,000</u>
23.22	<u>Game and Fish</u>	<u>1,398,000</u>	<u>1,417,000</u>

23.23 (a) \$7,521,000 the first year and \$7,521,000
 23.24 the second year are for prevention,
 23.25 presuppression, and suppression costs of
 23.26 emergency firefighting and other costs
 23.27 incurred under Minnesota Statutes, section
 23.28 88.12. The amount necessary to pay for
 23.29 presuppression and suppression costs during
 23.30 the biennium is appropriated from the general
 23.31 fund. By January 15 of each year, the
 23.32 commissioner of natural resources must submit
 23.33 a report to the chairs and ranking minority
 23.34 members of the house and senate committees

24.1 and divisions having jurisdiction over
24.2 environment and natural resources finance that
24.3 identifies all firefighting costs incurred and
24.4 reimbursements received in the prior fiscal
24.5 year. These appropriations may not be
24.6 transferred. Any reimbursement of firefighting
24.7 expenditures made to the commissioner from
24.8 any source other than federal mobilizations
24.9 must be deposited into the general fund.

24.10 (b) \$13,869,000 the first year and \$14,136,000
24.11 the second year are from the forest
24.12 management investment account in the natural
24.13 resources fund for only the purposes specified
24.14 in Minnesota Statutes, section 89.039,
24.15 subdivision 2.

24.16 (c) \$1,398,000 the first year and \$1,417,000
24.17 the second year are from the heritage
24.18 enhancement account in the game and fish
24.19 fund to advance ecological classification
24.20 systems (ECS) scientific management tools
24.21 for forest and invasive species management.

24.22 (d) \$836,000 the first year and \$847,000 the
24.23 second year are for the Forest Resources
24.24 Council to implement the Sustainable Forest
24.25 Resources Act.

24.26 (e) \$1,131,000 the first year and \$1,131,000
24.27 the second year are for the Next Generation
24.28 Core Forestry data system. For fiscal year
24.29 2022 and later, the distribution for this
24.30 appropriation is \$868,000 from the general
24.31 fund and \$275,000 from the forest
24.32 management investment account in the natural
24.33 resources fund.

25.1 (f) \$500,000 the first year and \$500,000 the
 25.2 second year are from the forest management
 25.3 investment account in the natural resources
 25.4 fund for forest road maintenance on state
 25.5 forest roads.

25.6 (g) \$500,000 the first year and \$500,000 the
 25.7 second year are for forest road maintenance
 25.8 on county forest roads.

25.9 (h) \$700,000 the first year is for grants to local
 25.10 units of government to develop community
 25.11 ash management plans; to identify and convert
 25.12 ash stands to more diverse, climate-adapted
 25.13 species; and to replace removed ash trees. This
 25.14 is a onetime appropriation.

25.15 (i) Grants awarded under paragraph (h) may
 25.16 cover up to 75 percent of eligible costs and
 25.17 may not exceed \$500,000. Matching grants
 25.18 provided through the appropriation are
 25.19 available to cities, counties, regional
 25.20 authorities, joint powers boards, towns, and
 25.21 parks and recreation boards in cities of the
 25.22 first class. The commissioner, in consultation
 25.23 with the commissioner of agriculture, must
 25.24 establish appropriate criteria for determining
 25.25 funding priorities between submitted requests
 25.26 and to determine activities and expenses that
 25.27 qualify to meet local match requirements.

25.28 Money appropriated for grants under
 25.29 paragraph (h) may be used to pay reasonable
 25.30 costs incurred by the commissioner of natural
 25.31 resources to administer paragraph (h).

25.32 **Subd. 5. Parks and Trails Management** 90,858,000 88,194,000

25.33 Appropriations by Fund

25.34	<u>2020</u>	<u>2021</u>
25.35	<u>General</u>	<u>26,968,000 27,230,000</u>

26.1	<u>Natural Resources</u>	<u>61,598,000</u>	<u>58,664,000</u>
26.2	<u>Game and Fish</u>	<u>2,292,000</u>	<u>2,300,000</u>

26.3 (a) \$1,075,000 the first year and \$1,075,000

26.4 the second year are from the water recreation

26.5 account in the natural resources fund for

26.6 maintaining and enhancing public

26.7 water-access facilities.

26.8 (b) \$6,344,000 the first year and \$6,435,000

26.9 the second year are from the natural resources

26.10 fund for state trail, park, and recreation area

26.11 operations. This appropriation is from revenue

26.12 deposited in the natural resources fund under

26.13 Minnesota Statutes, section 297A.94,

26.14 paragraph (h), clause (2).

26.15 (c) \$18,552,000 the first year and \$18,828,000

26.16 the second year are from the state parks

26.17 account in the natural resources fund to

26.18 operate and maintain state parks and state

26.19 recreation areas.

26.20 (d) \$890,000 the first year and \$890,000 the

26.21 second year are from the natural resources

26.22 fund for park and trail grants to local units of

26.23 government on land to be maintained for at

26.24 least 20 years for parks or trails. This

26.25 appropriation is from revenue deposited in the

26.26 natural resources fund under Minnesota

26.27 Statutes, section 297A.94, paragraph (h),

26.28 clause (4). Any unencumbered balance does

26.29 not cancel at the end of the first year and is

26.30 available for the second year.

26.31 (e) \$9,624,000 the first year and \$9,624,000

26.32 the second year are from the snowmobile trails

26.33 and enforcement account in the natural

26.34 resources fund for the snowmobile

27.1 grants-in-aid program. Any unencumbered
27.2 balance does not cancel at the end of the first
27.3 year and is available for the second year.

27.4 (f) \$1,835,000 the first year and \$2,135,000
27.5 the second year are from the natural resources
27.6 fund for the off-highway vehicle grants-in-aid
27.7 program. Of this amount, \$1,360,000 the first
27.8 year and \$1,660,000 the second year are from
27.9 the all-terrain vehicle account; \$150,000 each
27.10 year is from the off-highway motorcycle
27.11 account; and \$325,000 each year is from the
27.12 off-road vehicle account. Any unencumbered
27.13 balance does not cancel at the end of the first
27.14 year and is available for the second year.

27.15 (g) \$116,000 the first year and \$117,000 the
27.16 second year are from the cross-country-ski
27.17 account in the natural resources fund for
27.18 grooming and maintaining cross-country-ski
27.19 trails in state parks, trails, and recreation areas.

27.20 (h) \$266,000 the first year and \$269,000 the
27.21 second year are from the state land and water
27.22 conservation account in the natural resources
27.23 fund for priorities established by the
27.24 commissioner for eligible state projects and
27.25 administrative and planning activities
27.26 consistent with Minnesota Statutes, section
27.27 84.0264, and the federal Land and Water
27.28 Conservation Fund Act. Any unencumbered
27.29 balance does not cancel at the end of the first
27.30 year and is available for the second year.

27.31 (i) \$250,000 the first year and \$250,000 the
27.32 second year are for matching grants for local
27.33 parks and outdoor recreation areas under
27.34 Minnesota Statutes, section 85.019,
27.35 subdivision 2.

28.1 (j) \$250,000 the first year and \$250,000 the
28.2 second year are for matching grants for local
28.3 trail connections under Minnesota Statutes,
28.4 section 85.019, subdivision 4c.

28.5 (k) \$600,000 the first year is from the off-road
28.6 vehicle account for off-road vehicle touring
28.7 routes and trails. Of this amount:

28.8 (1) \$200,000 is for a contract with a project
28.9 administrator to assist the commissioner in
28.10 planning, designing, and providing a system
28.11 of state touring routes and trails for off-road
28.12 vehicles by identifying sustainable, legal
28.13 routes suitable for licensed four-wheel drive
28.14 vehicles and a system of recreational trails for
28.15 registered off-road vehicles. Any portion of
28.16 this appropriation not used for the project
28.17 administrator is available for signage or
28.18 promotion and implementation of the system.
28.19 This is a onetime appropriation.

28.20 (2) \$200,000 is for a contract and related work
28.21 to prepare a comprehensive, statewide,
28.22 strategic master plan for off-road vehicle
28.23 touring routes and trails. This is a onetime
28.24 appropriation and is available until June 30,
28.25 2022. Any portion of this appropriation not
28.26 used for the master plan is returned to the
28.27 off-road vehicle account. At a minimum, the
28.28 plan must: identify opportunities to develop
28.29 or enhance new, high-quality, comprehensive
28.30 touring routes and trails for off-road vehicles
28.31 in a system that serves regional and tourist
28.32 destinations; enhance connectivity with
28.33 touring routes and trails for off-road vehicles;
28.34 provide opportunities for promoting economic
28.35 development in greater Minnesota; help people

29.1 connect with the outdoors in a safe and
29.2 environmentally sustainable manner; create
29.3 new and support existing opportunities for
29.4 social, economic, and cultural benefits and
29.5 meaningful and mutually beneficial
29.6 relationships for users of off-road vehicles and
29.7 the communities that host trails for off-road
29.8 vehicles; and promote cooperation with local,
29.9 state, tribal, and federal governments;
29.10 organizations; and other interested partners.

29.11 (3) \$200,000 is to share the cost by
29.12 reimbursing federal, tribal, state, county, and
29.13 township entities for additional needs on roads
29.14 under their jurisdiction when the needs are a
29.15 result of increased use by off-road vehicles
29.16 and are attributable to a border-to-border
29.17 touring route established by the commissioner.

29.18 This paragraph applies to roads that are
29.19 operated by a public road authority as defined
29.20 in Minnesota Statutes, section 160.02,
29.21 subdivision 25. This is a onetime appropriation
29.22 and is available until June 30, 2023. To be
29.23 eligible for reimbursement under this
29.24 paragraph, the claimant must demonstrate that:
29.25 the needs result from additional traffic
29.26 generated by the border-to-border touring
29.27 route; and increased use attributable to a
29.28 border-to-border touring route has caused at
29.29 least a 50 percent increase in maintenance
29.30 costs for roads under the claimant's
29.31 jurisdiction, based on a ten-year maintenance
29.32 average. The commissioner may accept an
29.33 alternative to the ten-year maintenance average
29.34 if a jurisdiction does not have sufficient
29.35 maintenance records. The commissioner has
29.36 discretion to accept an alternative based on a

30.1 good-faith effort by the jurisdiction. Any
30.2 alternative should include baseline
30.3 maintenance costs for at least two years before
30.4 the year the route begins operating. The
30.5 ten-year maintenance average or any
30.6 alternative must be calculated from the years
30.7 immediately preceding the year the route
30.8 begins operating. Before reimbursing a claim
30.9 under this paragraph, the commissioner must
30.10 consider whether the claim is consistent with
30.11 claims made by other entities that administer
30.12 roads on the touring route, in terms of the
30.13 amount requested for reimbursement and the
30.14 frequency of claims made.

30.15 (l) \$600,000 the first year is from the
30.16 all-terrain vehicle account in the natural
30.17 resources fund for grants to St. Louis County.
30.18 Of this amount, \$100,000 is for a grant to St.
30.19 Louis County for an environmental assessment
30.20 worksheet for the overall construction of the
30.21 Voyageur Country ATV Trail system and
30.22 connections, and \$500,000 is for a grant to St.
30.23 Louis County to design, plan, permit, acquire
30.24 right-of-way for, and construct Voyageur
30.25 Country ATV Trail from Buyck to Holmes
30.26 Logging Road and to Shuster Road toward
30.27 Cook. This is a onetime appropriation.

30.28 (m) \$2,400,000 the first year is from the
30.29 all-terrain vehicle account in the natural
30.30 resources fund. Of this amount, \$1,300,000 is
30.31 for a grant to Lake County to match other
30.32 funding sources to develop the Prospector
30.33 Loop Trail system and \$1,100,000 is for
30.34 acquisition, design, environmental review,
30.35 permitting, and construction for all-terrain

- 31.1 vehicle use on the Taconite State Trail
31.2 between Ely and Purvis Forest Management
31.3 Road.
- 31.4 (n) \$950,000 the first year and \$950,000 the
31.5 second year are from the all-terrain vehicle
31.6 account in the natural resources fund for grants
31.7 to St. Louis County for the Quad Cities ATV
31.8 Club trail construction program for planning,
31.9 design, environmental permitting, right-of-way
31.10 acquisition, and construction of up to 24 miles
31.11 of trail connecting the cities of Mountain Iron,
31.12 Virginia, Eveleth, Gilbert, Hibbing, and
31.13 Chisholm to the Laurentian Divide, County
31.14 Road 303, the Taconite State Trail, and
31.15 Biwabik and from Pfeiffer Lake Forest Road
31.16 to County Road 361. This is a onetime
31.17 appropriation.
- 31.18 (o) \$75,000 the first year is from the general
31.19 fund for signage and interpretative resources
31.20 necessary for naming state park assets and a
31.21 segment of the St. Croix River State Water
31.22 Trail after Walter F. Mondale as provided in
31.23 this act.
- 31.24 (p) \$150,000 the first year is from the
31.25 all-terrain vehicle account in the natural
31.26 resources fund for a grant to Crow Wing
31.27 County to plan and design a multipurpose
31.28 bridge on the Mississippi River Northwoods
31.29 Trail across Sand Creek located five miles
31.30 northeast of Brainerd along the Mississippi
31.31 River.
- 31.32 (q) \$75,000 the first year is from the
31.33 off-highway motorcycle account in the natural
31.34 resources fund to complete a master plan for

32.1 off-highway motorcycle trail planning and
 32.2 development.

32.3 Subd. 6. **Fish and Wildlife Management** 78,978,000 78,402,000

32.4 Appropriations by Fund

32.5		<u>2020</u>	<u>2021</u>
32.6	<u>General</u>	<u>1,777,000</u>	<u>275,000</u>
32.7	<u>Natural Resources</u>	<u>1,954,000</u>	<u>1,982,000</u>
32.8	<u>Game and Fish</u>	<u>75,247,000</u>	<u>76,145,000</u>

32.9 (a) \$8,539,000 the first year and \$8,658,000
 32.10 the second year are from the heritage
 32.11 enhancement account in the game and fish
 32.12 fund only for activities specified under
 32.13 Minnesota Statutes, section 297A.94,
 32.14 paragraph (h), clause (1). Notwithstanding
 32.15 Minnesota Statutes, section 297A.94, five
 32.16 percent of this appropriation may be used for
 32.17 expanding hunter and angler recruitment and
 32.18 retention.

32.19 (b) \$1,595,000 the first year and \$275,000 the
 32.20 second year are from the general fund, and
 32.21 \$1,125,000 the first year and \$1,675,000 the
 32.22 second year are from the game and fish fund
 32.23 for planning for and emergency response to
 32.24 disease outbreaks in wildlife. The
 32.25 commissioner and board must each submit
 32.26 quarterly reports on the activities funded under
 32.27 this paragraph to the chairs and ranking
 32.28 minority members of the legislative
 32.29 committees and divisions with jurisdiction
 32.30 over environment and natural resources and
 32.31 agriculture.

32.32 (c) \$50,000 in the first year is from the wild
 32.33 cervidae health management account in the
 32.34 game and fish fund to establish a chronic
 32.35 wasting disease adopt-a-dumpster program to

33.1 provide dumpsters dedicated to disposing of
33.2 deer carcasses in areas where chronic wasting
33.3 disease has been detected. The commissioner
33.4 must work with solid waste haulers and other
33.5 interested parties and encourage volunteer
33.6 support to ensure the dumpsters are located at
33.7 convenient locations with appropriate signage,
33.8 lined, and maintained. The commissioner must
33.9 ensure the carcasses collected are properly
33.10 disposed of to minimize the spread of chronic
33.11 wasting disease. The commissioner, in
33.12 consultation with the commissioners of health
33.13 and the Pollution Control Agency, must
33.14 develop guidelines to prevent the spread of
33.15 chronic wasting disease and protect public
33.16 health that take into consideration infectious
33.17 waste as defined under Minnesota Statutes,
33.18 section 116.76, subdivision 12, for:

33.19 (1) hunters for handling deer in the field and
33.20 transporting and disposing of carcasses;

33.21 (2) solid waste facilities and solid waste
33.22 haulers for proper handling, transportation,
33.23 and disposal of deer carcasses; and

33.24 (3) taxidermists and meat processors for
33.25 proper handling, processing, and disposal of
33.26 deer carcasses.

33.27 By January 15, 2020, the commissioner of
33.28 natural resources must submit a report to the
33.29 chairs and ranking minority members of the
33.30 house of representatives and senate
33.31 committees and divisions with jurisdiction
33.32 over environment and natural resources with
33.33 the results of the program and guidelines
33.34 developed under this paragraph.

34.1 (d) Notwithstanding Minnesota Statutes,
34.2 section 297A.94, \$182,000 the first year from
34.3 the general fund and \$318,000 the first year
34.4 from the heritage enhancement account in the
34.5 game and fish fund are for grants for
34.6 natural-resource-based education and
34.7 recreation programs under Minnesota Statutes,
34.8 section 84.976. This is a onetime
34.9 appropriation.

34.10 (e) \$500,000 the first year is from the game
34.11 and fish fund for grants to school districts and
34.12 American Indian-controlled tribal contract or
34.13 grant schools to increase firearms safety, trap
34.14 shooting, archery, hunting, and angling
34.15 activities in courses that are consistent with
34.16 required state standards for physical education.
34.17 In developing the grant program, the
34.18 commissioner must consult with stakeholders,
34.19 including representatives from the tribal
34.20 governments. The grants must be administered
34.21 through the no child left inside grant program
34.22 established under Minnesota Statutes, section
34.23 84.976. Grants must be awarded on a
34.24 geographically balanced, statewide basis. This
34.25 is a onetime appropriation.

34.26 (f) Notwithstanding Minnesota Statutes,
34.27 section 297A.94, \$200,000 the first year is
34.28 from the heritage enhancement account in the
34.29 game and fish fund for grants to nonprofit
34.30 organizations operating high school fishing
34.31 leagues and providing basic angling
34.32 curriculum. The grants must be administered
34.33 through the no child left inside grant program
34.34 established under Minnesota Statutes, section
34.35 84.976. This is a onetime appropriation.

35.1 (g) \$8,546,000 the first year and \$8,546,000
 35.2 the second year are from the deer management
 35.3 account for the purposes identified in
 35.4 Minnesota Statutes, section 97A.075,
 35.5 subdivision 1.

35.6 (h) Notwithstanding Minnesota Statutes,
 35.7 section 297A.94, \$100,000 the first year and
 35.8 \$100,000 the second year are from the heritage
 35.9 enhancement account in the game and fish
 35.10 fund for shooting sports facility grants under
 35.11 Minnesota Statutes, section 87A.10, including
 35.12 grants for archery facilities. Grants must be
 35.13 matched with a nonstate match, which may
 35.14 include in-kind contributions. This is a
 35.15 onetime appropriation.

35.16	<u>Subd. 7. Enforcement</u>	<u>45,310,000</u>	<u>46,556,000</u>
-------	------------------------------------	-------------------	-------------------

35.17 Appropriations by Fund

35.18		<u>2020</u>	<u>2021</u>
35.19	<u>General</u>	<u>7,282,000</u>	<u>7,475,000</u>
35.20	<u>Natural Resources</u>	<u>11,207,000</u>	<u>11,443,000</u>
35.21	<u>Game and Fish</u>	<u>26,715,000</u>	<u>27,529,000</u>
35.22	<u>Remediation</u>	<u>106,000</u>	<u>109,000</u>

35.23 (a) \$1,718,000 the first year and \$1,718,000
 35.24 the second year are from the general fund for
 35.25 enforcement efforts to prevent the spread of
 35.26 aquatic invasive species.

35.27 (b) \$1,580,000 the first year and \$1,580,000
 35.28 the second year are from the heritage
 35.29 enhancement account in the game and fish
 35.30 fund for only the purposes specified under
 35.31 Minnesota Statutes, section 297A.94,
 35.32 paragraph (h), clause (1).

35.33 (c) \$1,082,000 the first year and \$1,082,000
 35.34 the second year are from the water recreation

36.1 account in the natural resources fund for grants
36.2 to counties for boat and water safety. Any
36.3 unencumbered balance does not cancel at the
36.4 end of the first year and is available for the
36.5 second year.

36.6 (d) \$315,000 the first year and \$315,000 the
36.7 second year are from the snowmobile trails
36.8 and enforcement account in the natural
36.9 resources fund for grants to local law
36.10 enforcement agencies for snowmobile
36.11 enforcement activities. Any unencumbered
36.12 balance does not cancel at the end of the first
36.13 year and is available for the second year.

36.14 (e) \$250,000 the first year and \$250,000 the
36.15 second year are from the all-terrain vehicle
36.16 account in the natural resources fund for grants
36.17 to qualifying organizations to assist in safety
36.18 and environmental education and monitoring
36.19 trails on public lands under Minnesota
36.20 Statutes, section 84.9011. Grants issued under
36.21 this paragraph must be issued through a formal
36.22 agreement with the organization. By
36.23 December 15 each year, an organization
36.24 receiving a grant under this paragraph must
36.25 report to the commissioner with details on
36.26 expenditures and outcomes from the grant. Of
36.27 this appropriation, \$25,000 each year is for
36.28 administering these grants. Any unencumbered
36.29 balance does not cancel at the end of the first
36.30 year and is available for the second year.

36.31 (f) \$510,000 the first year and \$510,000 the
36.32 second year are from the natural resources
36.33 fund for grants to county law enforcement
36.34 agencies for off-highway vehicle enforcement
36.35 and public education activities based on

37.1 off-highway vehicle use in the county. Of this
37.2 amount, \$498,000 each year is from the
37.3 all-terrain vehicle account, \$11,000 each year
37.4 is from the off-highway motorcycle account,
37.5 and \$1,000 each year is from the off-road
37.6 vehicle account. The county enforcement
37.7 agencies may use money received under this
37.8 appropriation to make grants to other local
37.9 enforcement agencies within the county that
37.10 have a high concentration of off-highway
37.11 vehicle use. Of this appropriation, \$25,000
37.12 each year is for administering these grants.
37.13 Any unencumbered balance does not cancel
37.14 at the end of the first year and is available for
37.15 the second year.

37.16 (g) \$176,000 the first year and \$176,000 the
37.17 second year are from the game and fish fund
37.18 for an ice safety program.

37.19 (h) \$60,000 the first year is from the game and
37.20 fish fund to provide outreach and education,
37.21 in coordination with interested organizations,
37.22 to communities concerned about cultural
37.23 artifacts regarding the new requirements
37.24 established under Minnesota Statutes, section
37.25 84.0896. This is a onetime appropriation.

37.26 (i) The base for fiscal year 2022 is \$7,361,000
37.27 from the general fund, \$28,143,000 from the
37.28 game and fish fund, \$11,530,000 from the
37.29 natural resources fund, and \$111,000 from the
37.30 remediation fund. The base for fiscal year
37.31 2023 and thereafter is \$7,362,000 from the
37.32 general fund, \$11,530,000 from the natural
37.33 resources fund, \$28,142,000 from the game
37.34 and fish fund, and \$111,000 from the
37.35 remediation fund. These base level

38.1 adjustments include pension costs as provided
 38.2 in Laws 2018, chapter 211, article 21, section
 38.3 1, paragraph (a).

38.4 **Subd. 8. Operations Support** 2,700,000 -0-

38.5 \$2,700,000 the first year is for legal costs. Of
 38.6 this amount, up to \$700,000 the first year may
 38.7 be transferred to the Minnesota Pollution
 38.8 Control Agency. This is a onetime
 38.9 appropriation and is available until June 30,
 38.10 2023.

38.11 **Subd. 9. Pass Through Funds** 867,000 867,000

38.12	<u>Appropriations by Fund</u>		
38.13		<u>2020</u>	<u>2021</u>
38.14	<u>General</u>	<u>187,000</u>	<u>187,000</u>
38.15	<u>Natural Resources</u>	<u>380,000</u>	<u>380,000</u>
38.16	<u>Permanent School</u>	<u>300,000</u>	<u>300,000</u>

38.17 (a) \$380,000 the first year and \$380,000 the
 38.18 second year are from the natural resources
 38.19 fund for grants to be divided equally between
 38.20 the city of St. Paul for the Como Park Zoo and
 38.21 Conservatory and the city of Duluth for the
 38.22 Lake Superior Zoo. This appropriation is from
 38.23 revenue deposited to the natural resources fund
 38.24 under Minnesota Statutes, section 297A.94,
 38.25 paragraph (h), clause (5).

38.26 (b) \$187,000 the first year and \$187,000 the
 38.27 second year are for the Office of School Trust
 38.28 Lands.

38.29 (c) \$300,000 the first year and \$300,000 the
 38.30 second year are from the forestry suspense
 38.31 account in the permanent school fund for the
 38.32 Office of School Trust Lands.

38.33 **Subd. 10. Cancellation**

39.1 The unencumbered amount of the general fund
 39.2 appropriation in Laws 2016, chapter 189,
 39.3 article 3, section 3, subdivision 8, for legal
 39.4 costs, estimated to be \$1,000,000, is canceled
 39.5 on June 30, 2019.

39.6 **EFFECTIVE DATE.** Subdivision 10 is effective the day following final enactment.

39.7 Sec. 4. **BOARD OF WATER AND SOIL**
 39.8 **RESOURCES**

\$ **15,207,000** \$ **14,872,000**

39.9 (a) \$3,423,000 the first year and \$3,423,000
 39.10 the second year are for natural resources block
 39.11 grants to local governments to implement the
 39.12 Wetland Conservation Act and shoreland
 39.13 management under Minnesota Statutes,
 39.14 chapter 103F, and local water management
 39.15 under Minnesota Statutes, chapter 103B. The
 39.16 board may reduce the amount of the natural
 39.17 resources block grant to a county by an
 39.18 amount equal to any reduction in the county's
 39.19 general services allocation to a soil and water
 39.20 conservation district from the county's
 39.21 previous year allocation when the board
 39.22 determines that the reduction was
 39.23 disproportionate.

39.24 (b) \$3,116,000 the first year and \$3,116,000
 39.25 the second year are for grants to soil and water
 39.26 conservation districts for the purposes of
 39.27 Minnesota Statutes, sections 103C.321 and
 39.28 103C.331, and for general purposes, nonpoint
 39.29 engineering, and implementation and
 39.30 stewardship of the reinvest in Minnesota
 39.31 reserve program. Expenditures may be made
 39.32 from these appropriations for supplies and
 39.33 services benefiting soil and water conservation
 39.34 districts. Any district receiving a payment
 39.35 under this paragraph must maintain a web page

40.1 that publishes, at a minimum, its annual report,
40.2 annual audit, annual budget, and meeting
40.3 notices.

40.4 (c) \$761,000 the first year and \$761,000 the
40.5 second year are to implement, enforce, and
40.6 provide oversight for the Wetland
40.7 Conservation Act, including administering the
40.8 wetland banking program and in-lieu fee
40.9 mechanism.

40.10 (d) \$1,560,000 the first year and \$1,560,000
40.11 the second year are for the following
40.12 cost-share programs:

40.13 (1) \$260,000 each year is for the feedlot water
40.14 quality cost-sharing program for feedlots under
40.15 500 animal units and nutrient and manure
40.16 management projects in watersheds where
40.17 there are impaired waters;

40.18 (2) \$1,200,000 each year is for cost-sharing
40.19 programs of soil and water conservation
40.20 districts for perennially vegetated riparian
40.21 buffers, erosion control, water retention and
40.22 treatment, and other high-priority conservation
40.23 practices; and

40.24 (3) \$100,000 each year is for county
40.25 cooperative weed management programs and
40.26 to restore native plants in selected invasive
40.27 species management sites.

40.28 (e) \$166,000 the first year and \$166,000 the
40.29 second year are to provide technical assistance
40.30 to local drainage management officials and
40.31 for the costs of the Drainage Work Group. The
40.32 board must coordinate with the Drainage Work
40.33 Group according to Minnesota Statutes,
40.34 section 103B.101, subdivision 13.

- 41.1 (f) \$100,000 the first year and \$100,000 the
41.2 second year are for a grant to the Red River
41.3 Basin Commission for water quality and
41.4 floodplain management, including
41.5 administration of programs. This appropriation
41.6 must be matched by nonstate funds.
- 41.7 (g) \$140,000 the first year and \$140,000 the
41.8 second year are for grants to Area II
41.9 Minnesota River Basin Projects for floodplain
41.10 management.
- 41.11 (h) \$125,000 the first year and \$125,000 the
41.12 second year are for conservation easement
41.13 stewardship.
- 41.14 (i) \$150,000 the first year is for critical
41.15 information technology upgrades,
41.16 development, and security improvements. This
41.17 is a onetime appropriation.
- 41.18 (j) \$240,000 the first year and \$240,000 the
41.19 second year are for a grant to the Lower
41.20 Minnesota River Watershed District to defray
41.21 the annual cost of operating and maintaining
41.22 sites for dredge spoil to sustain the state,
41.23 national, and international commercial and
41.24 recreational navigation on the lower Minnesota
41.25 River.
- 41.26 (k) \$5,426,000 the first year and \$5,241,000
41.27 the second year are for agency administration
41.28 and operation of the Board of Water and Soil
41.29 Resources. The base for agency administration
41.30 is \$5,351,000 in fiscal year 2022 and
41.31 thereafter.
- 41.32 (l) Notwithstanding Minnesota Statutes,
41.33 section 103C.501, the board may shift money
41.34 in this section and may adjust the technical

42.1 and administrative assistance portion of the
 42.2 funds to leverage federal or other nonstate
 42.3 funds or to address accountability, oversight,
 42.4 local government performance, or
 42.5 high-priority needs identified in local water
 42.6 management plans or comprehensive water
 42.7 management plans.

42.8 (m) The appropriations for grants in this
 42.9 section are available until June 30, 2023.
 42.10 Returned grant funds must be regranted
 42.11 consistent with the purposes of this section. If
 42.12 an appropriation for grants in either year is
 42.13 insufficient, the appropriation in the other year
 42.14 is available for it.

42.15 (n) Notwithstanding Minnesota Statutes,
 42.16 section 16B.97, the appropriations for grants
 42.17 in this section are exempt from the Department
 42.18 of Administration, Office of Grants
 42.19 Management Policy 08-10 Grant Monitoring.

42.20 Sec. 5. **METROPOLITAN COUNCIL** \$ **9,140,000** \$ **9,140,000**

42.21 Appropriations by Fund

42.22		<u>2020</u>	<u>2021</u>
42.23	<u>General</u>	<u>2,540,000</u>	<u>2,540,000</u>
42.24	<u>Natural Resources</u>	<u>6,600,000</u>	<u>6,600,000</u>

42.25 (a) \$2,540,000 the first year and \$2,540,000
 42.26 the second year are for metropolitan-area
 42.27 regional parks operation and maintenance
 42.28 according to Minnesota Statutes, section
 42.29 473.351.

42.30 (b) \$6,600,000 the first year and \$6,600,000
 42.31 the second year are from the natural resources
 42.32 fund for metropolitan-area regional parks and
 42.33 trails maintenance and operations. This
 42.34 appropriation is from revenue deposited in the

43.1 natural resources fund under Minnesota

43.2 Statutes, section 297A.94, paragraph (h),

43.3 clause (3).

43.4 **Sec. 6. CONSERVATION CORPS**

43.5 **MINNESOTA** \$ 945,000 \$ 945,000

43.6 Appropriations by Fund

43.7 2020 2021

43.8 General 455,000 455,000

43.9 Natural Resources 490,000 490,000

43.10 Conservation Corps Minnesota may receive

43.11 money appropriated from the natural resources

43.12 fund under this section only as provided in an

43.13 agreement with the commissioner of natural

43.14 resources.

43.15 **Sec. 7. ZOOLOGICAL BOARD** \$ 9,855,000 \$ 9,999,000

43.16 Appropriations by Fund

43.17 2020 2021

43.18 General 9,665,000 9,809,000

43.19 Natural Resources 190,000 190,000

43.20 \$190,000 the first year and \$190,000 the

43.21 second year are from the natural resources

43.22 fund from revenue deposited under Minnesota

43.23 Statutes, section 297A.94, paragraph (h),

43.24 clause (5).

43.25 **Sec. 8. SCIENCE MUSEUM** \$ 1,079,000 \$ 1,079,000

43.26 **Sec. 9. EXPLORE MINNESOTA TOURISM** \$ 14,404,000 \$ 14,344,000

43.27 (a) \$500,000 the first year and \$500,000 the

43.28 second year must be matched from nonstate

43.29 sources to develop maximum private sector

43.30 involvement in tourism. Each \$1 of state

43.31 incentive must be matched with \$6 of private

43.32 sector money. "Matched" means revenue to

43.33 the state or documented cash expenditures

43.34 directly expended to support Explore

44.1 Minnesota Tourism programs. Up to one-half
 44.2 of the private sector contribution may be
 44.3 in-kind or soft match. The incentive in fiscal
 44.4 year 2020 is based on fiscal year 2019 private
 44.5 sector contributions. The incentive in fiscal
 44.6 year 2021 is based on fiscal year 2020 private
 44.7 sector contributions. This incentive is ongoing.

44.8 (b) Money for marketing grants is available
 44.9 either year of the biennium. Unexpended grant
 44.10 money from the first year is available in the
 44.11 second year.

44.12 (c) \$100,000 each year is for a grant to the
 44.13 Northern Lights International Music Festival.

44.14 (d) \$60,000 the first year is to assist in funding
 44.15 and securing new events benefiting
 44.16 communities in the state. This is a onetime
 44.17 appropriation.

44.18	Sec. 10. <u>BOARD OF ANIMAL HEALTH</u>	<u>\$</u>	<u>120,000</u>	<u>\$</u>	<u>200,000</u>
44.19	<u>\$120,000 the first year and \$200,000 the</u>				
44.20	<u>second year are for the board's regulatory</u>				
44.21	<u>responsibilities and oversight over farmed</u>				
44.22	<u>Cervidae.</u>				

44.23 Sec. 11. Laws 2016, chapter 189, article 3, section 6, as amended by Laws 2017, chapter
 44.24 93, article 1, section 12, is amended to read:

44.25	Sec. 6. ADMINISTRATION	\$	250,000	\$	-0-
44.26	\$250,000 the first year is from the state forest				
44.27	suspense account in the permanent school fund				
44.28	for the school trust lands director to initiate				
44.29	real-estate development projects on <u>and</u>				
44.30	<u>complete a 25-year framework for managing</u>				
44.31	school trust lands as determined by the school				
44.32	trust lands director <u>described in Minnesota</u>				
44.33	<u>Statutes, section 127A.353, subdivision 4,</u>				

45.1 paragraph (a), clause (11). This is a onetime
 45.2 appropriation and is available until June 30,
 45.3 2019 2021.

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

45.5 Sec. 12. Laws 2017, chapter 93, article 1, section 9, is amended to read:

45.6 Sec. 9. **ADMINISTRATION** **\$ 800,000 \$ 300,000**

45.7 (a) \$300,000 the first year and \$300,000 the
 45.8 second year are from the state forest suspense
 45.9 account in the permanent school fund for the
 45.10 school trust lands director. This appropriation
 45.11 is to be used for securing long-term economic
 45.12 return from the school trust lands consistent
 45.13 with fiduciary responsibilities and sound
 45.14 natural resources conservation and
 45.15 management principles.

45.16 (b) \$500,000 the first year is from the state
 45.17 forest suspense account in the permanent
 45.18 school fund for the school trust lands director
 45.19 to initiate the ~~private sale of surplus school~~
 45.20 ~~trust lands identified according to Minnesota~~
 45.21 ~~Statutes, section 92.82, paragraph (d)~~
 45.22 Boundary Waters Canoe Area Wilderness
 45.23 private forest land alternative with the United
 45.24 States Department of Agriculture Forest
 45.25 Service and a nonprofit partner. The school
 45.26 trust lands director may use these funds for
 45.27 project costs, including but not limited to
 45.28 environmental assessments, valuation
 45.29 expenses, legal fees, closing costs, and
 45.30 transactional staff costs. This is a onetime
 45.31 appropriation and is available until June 30,
 45.32 2019 2021.

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

ARTICLE 2

ENVIRONMENT AND NATURAL RESOURCES TRUST FUND

Section 1. APPROPRIATIONS.

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the environment and natural resources trust fund, or another named fund, and are available for the fiscal years indicated for each purpose. The figures "2020" and "2021" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively. "The first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021.

		<u>APPROPRIATIONS</u>	
		<u>Available for the Year</u>	
		<u>Ending June 30</u>	
	<u>2019</u>	<u>2020</u>	<u>2021</u>
Sec. 2. <u>MINNESOTA RESOURCES</u>			
Subdivision 1. <u>Total</u>			
<u>Appropriation</u>	<u>\$ 2,940,000</u>	<u>\$ 61,387,000</u>	<u>\$ -0-</u>

The amounts that may be spent for each purpose are specified in the following subdivisions. Appropriations for fiscal year 2019 are available the day following final enactment and are available until June 30, 2022, unless otherwise stated in the appropriation. Appropriations in the first year are available for three years beginning July 1, 2019, unless otherwise stated in the appropriation. Any unencumbered balance remaining in the first year does not cancel and is available for the second year or until the end of the appropriation.

Subd. 2. Definition

"Trust fund" means the Minnesota environment and natural resources trust fund established under the Minnesota Constitution, article XI, section 14.

47.1	<u>Subd. 3. Foundational</u>			
47.2	<u>Natural Resource Data and</u>			
47.3	<u>Information</u>	<u>1,804,000</u>	<u>13,601,000</u>	<u>-0-</u>
47.4	<u>(a) Minnesota Biological Survey</u>			
47.5	<u>\$1,500,000 the first year is from the trust fund</u>			
47.6	<u>to the commissioner of natural resources for</u>			
47.7	<u>the Minnesota biological survey to complete</u>			
47.8	<u>the statewide field surveys begun in 1987 to</u>			
47.9	<u>provide a foundation for conserving biological</u>			
47.10	<u>diversity by systematically collecting,</u>			
47.11	<u>interpreting, and delivering data on native and</u>			
47.12	<u>rare species, pollinators, and native plant</u>			
47.13	<u>communities throughout Minnesota. Any</u>			
47.14	<u>revenues generated through the publication of</u>			
47.15	<u>books or other resources created through this</u>			
47.16	<u>appropriation may be reinvested as described</u>			
47.17	<u>in the work plan approved by the</u>			
47.18	<u>Legislative-Citizen Commission on Minnesota</u>			
47.19	<u>Resources according to Minnesota Statutes,</u>			
47.20	<u>section 116P.10.</u>			
47.21	<u>(b) Restoring Native Mussels in Streams and</u>			
47.22	<u>Lakes</u>			
47.23	<u>\$500,000 the first year is from the trust fund</u>			
47.24	<u>to the commissioner of natural resources to</u>			
47.25	<u>restore native freshwater mussel assemblages,</u>			
47.26	<u>and the ecosystem services they provide, in</u>			
47.27	<u>the Mississippi, Cedar, and Cannon Rivers</u>			
47.28	<u>and to inform the public on mussels and</u>			
47.29	<u>mussel conservation. This appropriation is</u>			
47.30	<u>available until June 30, 2021, by which time</u>			
47.31	<u>the project must be completed and final</u>			
47.32	<u>products delivered.</u>			
47.33	<u>(c) Quantifying Exposure of Minnesota's</u>			
47.34	<u>Raptors to Mercury and PFAS</u>			
47.35	<u>\$250,000 the first year is from the trust fund</u>			
47.36	<u>to the commissioner of natural resources for</u>			

48.1 an agreement with the Hawk Ridge Bird
48.2 Observatory to quantify the exposure and
48.3 health risk of two environmental neurotoxins
48.4 to Minnesota raptors.

48.5 **(d) Minnesota Trumpeter Swan Migration**
48.6 **Ecology and Conservation**

48.7 \$300,000 the first year is from the trust fund
48.8 to the Board of Regents of the University of
48.9 Minnesota to document the movement and
48.10 habitat use of Minnesota trumpeter swans to
48.11 provide foundational information necessary
48.12 for trumpeter swan management and
48.13 conservation. This appropriation is available
48.14 until June 30, 2023, by which time the project
48.15 must be completed and final products
48.16 delivered.

48.17 **(e) Spruce Grouse as Indicators for Boreal**
48.18 **Forest Connectivity**

48.19 \$350,000 the first year is from the trust fund
48.20 to the Board of Regents of the University of
48.21 Minnesota for the Raptor Center to evaluate
48.22 how to best harvest timber in the boreal forest
48.23 to enable wildlife with small home ranges,
48.24 such as spruce grouse, to thrive in a changing
48.25 landscape. This appropriation is available until
48.26 June 30, 2023, by which time the project must
48.27 be completed and final products delivered.

48.28 **(f) Understanding Brainworm Transmission to**
48.29 **Find Solutions for Minnesota Moose Decline**

48.30 \$400,000 the first year is from the trust fund
48.31 to the Board of Regents of the University of
48.32 Minnesota to identify key habitats and vectors
48.33 of brainworm transmission between deer and
48.34 moose that may be targeted by resource

49.1 management to mitigate moose exposure to
49.2 this deadly condition.

49.3 **(g) Mapping Habitat Use and Disease of Urban**
49.4 **Carnivores**

49.5 \$500,000 the first year is from the trust fund
49.6 to the Board of Regents of the University of
49.7 Minnesota to map habitat use and diseases of
49.8 urban foxes and coyotes, evaluate risks these
49.9 animals may pose to people and pets, and
49.10 generate information needed to reduce
49.11 human-wildlife conflicts.

49.12 **(h) Accelerated Aggregate Resource Mapping**

49.13 \$700,000 the first year is from the trust fund
49.14 to the commissioner of natural resources to
49.15 map the aggregate resource potential for four
49.16 counties and make this information available
49.17 in print and electronic format to local units of
49.18 government for use in planning and zoning.

49.19 **(i) Den Boxes for Fishers and Other Nesting**
49.20 **Wildlife**

49.21 \$190,000 the first year is from the trust fund
49.22 to the Board of Regents of the University of
49.23 Minnesota for the Natural Resources Research
49.24 Institute in Duluth to build, install, and
49.25 evaluate den boxes as habitat enhancement
49.26 for fishers and other cavity-nesting wildlife in
49.27 managed forests where a lack of large trees
49.28 may be threatening population survival. The
49.29 final outcome for the project must include
49.30 guidelines and best practices for use of den
49.31 boxes for fisher habitat.

49.32 **(j) Red-Headed Woodpeckers as Indicators of**
49.33 **Oak Savanna Health**

49.34 \$171,000 the first year is from the trust fund
49.35 to the Board of Regents of the University of

50.1 Minnesota to evaluate red-headed woodpecker
50.2 survival and habitat needs and to use this data
50.3 to develop and disseminate a long-term oak
50.4 savanna management plan that supports
50.5 red-headed woodpeckers and other oak
50.6 savanna habitat-dependent species.

50.7 **(k) Implementing Conservation Plans for Avian**
50.8 **Species of Concern**

50.9 \$124,000 the first year is from the trust fund
50.10 to the commissioner of natural resources for
50.11 an agreement with the National Audubon
50.12 Society, Minnesota office, to establish
50.13 benchmark survey sites for implementing and
50.14 tracking outcomes of collaborative restoration
50.15 and enhancement activities within Important
50.16 Bird Areas for three bird species of
50.17 conservation concern.

50.18 **(l) Mapping Aquatic Habitats for Moose**

50.19 \$199,000 the first year is from the trust fund
50.20 to the Board of Regents of the University of
50.21 Minnesota to determine key water habitats
50.22 used by moose in northern forested regions of
50.23 Minnesota, measure the effects of moose
50.24 foraging on aquatic plant and fish diversity,
50.25 and provide educational programming
50.26 materials for the public.

50.27 **(m) Improving Statewide GIS Data by Restoring**
50.28 **the Public Land Survey**

50.29 \$135,000 the first year is from the trust fund
50.30 to the commissioner of natural resources for
50.31 an agreement with the Minnesota Association
50.32 of County Surveyors to conduct a pilot project
50.33 with Grant County to remonument and certify
50.34 the public land survey corners in Lawrence
50.35 Township. This appropriation is available until

51.1 June 30, 2021, by which time the project must
51.2 be completed and final products delivered.

51.3 **(n) County Geologic Atlases - Part A, Mapping**
51.4 **Geology**

51.5 \$2,000,000 the first year is from the trust fund
51.6 to the Board of Regents of the University of
51.7 Minnesota, Minnesota Geological Survey, to
51.8 continue producing county geologic atlases to
51.9 inform management of surface water and
51.10 groundwater resources. This appropriation is
51.11 to complete Part A, which focuses on the
51.12 properties and distribution of earth materials
51.13 to define aquifer boundaries and the
51.14 connection of aquifers to the land surface and
51.15 surface water resources.

51.16 **(o) County Geologic Atlases - Part B, Mapping**
51.17 **Aquifer Hydrology**

51.18 \$2,400,000 the first year is from the trust fund
51.19 to the commissioner of natural resources to
51.20 continue producing county geologic atlases to
51.21 inform management of surface water and
51.22 groundwater resources for drinking water and
51.23 other purposes. This appropriation is for Part
51.24 B, which uses the geologic formations mapped
51.25 in Part A of the county geologic atlases to
51.26 characterize the potential water yields of
51.27 aquifers and the aquifers' sensitivity to
51.28 contamination.

51.29 **(p) Unlocking Science of Minnesota's Moose**
51.30 **Decline**

51.31 \$199,000 the first year is from the trust fund
51.32 to the Minnesota Zoological Garden to
51.33 develop educational displays, interactive
51.34 exhibits, and engaging online programs that
51.35 summarize and share scientific findings about

52.1 moose decline in Minnesota. This
52.2 appropriation is available until June 30, 2021,
52.3 by which time the project must be completed
52.4 and final products delivered.

52.5 **(q) Forest and Bioeconomy Research**

52.6 \$2,200,000 the first year is to the Board of
52.7 Regents of the University of Minnesota for
52.8 academic and applied research through
52.9 MnDRIVE at the Natural Resources Research
52.10 Institute to develop and demonstrate
52.11 technologies that enhance the long-term health
52.12 of Minnesota's forests, extend the viability of
52.13 current forest-based industries, and accelerate
52.14 emerging industry opportunities. Of this
52.15 amount, \$500,000 is to support development
52.16 of a forest optimization tool for Minnesota
52.17 forest resources, \$800,000 is for maintenance
52.18 and expansion of the Natural Resource Atlas
52.19 to statewide coverage, \$400,000 is to the
52.20 Minnesota Forest Resource Council for
52.21 continued advancement of biochar
52.22 development and application to forest health,
52.23 and \$500,000 is to advance emerging
52.24 Minnesota technologies to produce clean
52.25 syngas to drive high-value markets for forest
52.26 biomass feedstocks.

52.27 **(r) Minerals and Water Research**

52.28 \$883,000 the first year is to the Board of
52.29 Regents of the University of Minnesota for
52.30 academic and applied research through
52.31 MnDRIVE at the Natural Resources Research
52.32 Institute to develop and demonstrate
52.33 technologies that enhance long-term
52.34 Minnesota mineral opportunities. Of this
52.35 amount:

- 53.1 (1) \$300,000 is to support continued applied
53.2 research to advance new technologies to
53.3 improve water quality;
- 53.4 (2) \$275,000 is to initiate the characterization
53.5 of western Mesabi iron resources and
53.6 development of next-generation Minnesota
53.7 iron products;
- 53.8 (3) \$158,000 is to develop emerging
53.9 hydrometallurgy technology to support
53.10 high-value mineral product development in
53.11 Minnesota; and
- 53.12 (4) \$150,000 is to support efforts of the
53.13 Natural Resources Research Institute to
53.14 accelerate demonstration of high-capacity,
53.15 cost-effective energy storage using
53.16 Minnesota's historical auxiliary mine lands.
- 53.17 This research must be conducted in
53.18 consultation with the Minerals Coordinating
53.19 Committee established under Minnesota
53.20 Statutes, section 93.0015.
- 53.21 **(s) Native Bee Survey**
- 53.22 \$600,000 the first year is from the trust fund
53.23 to the commissioner of natural resources to
53.24 continue to assess the current status and
53.25 distribution of native bee pollinators in
53.26 Minnesota by expanding surveys into the
53.27 coniferous-deciduous forest region of
53.28 Minnesota and facilitating interagency
53.29 collaboration and public outreach on
53.30 pollinators.
- 53.31 **(t) Diagnostic Test for Chronic Wasting Disease**
- 53.32 \$1,804,000 in fiscal year 2019 is from the trust
53.33 fund to the Board of Regents of the University

54.1 of Minnesota to develop diagnostic testing for
 54.2 chronic wasting disease that can be used to
 54.3 perform animal testing and environmental
 54.4 monitoring. This appropriation is subject to
 54.5 Minnesota Statutes, section 116P.10.

54.6 **Subd. 4. Water Resources**

5,416,000

-0-

54.7 **(a) Determining Influence of Insecticides on**
 54.8 **Algal Blooms**

54.9 \$350,000 the first year is from the trust fund
 54.10 to the Board of Regents of the University of
 54.11 Minnesota to quantify the occurrence of
 54.12 neonicotinoid insecticides in Minnesota's
 54.13 surface waters and groundwaters and assess
 54.14 if the insecticides are contributing to the
 54.15 formation of algal blooms.

54.16 **(b) Benign Design: Environmental Studies**
 54.17 **Leading to Sustainable Pharmaceuticals**

54.18 \$415,000 the first year is from the trust fund
 54.19 to the Board of Regents of the University of
 54.20 Minnesota to determine how to best remove
 54.21 harmful fluorinated pharmaceuticals during
 54.22 wastewater treatment and to develop alternate
 54.23 versions of these compounds that are
 54.24 medically useful but environmentally
 54.25 harmless. This appropriation is subject to
 54.26 Minnesota Statutes, section 116P.10.

54.27 **(c) Wastewater Nutrient Reduction through**
 54.28 **Industrial Source Reduction Assistance**

54.29 \$200,000 the first year is from the trust fund
 54.30 to the Board of Regents of the University of
 54.31 Minnesota to provide technical assistance for
 54.32 industrial facilities to optimize their processes,
 54.33 reduce nutrient loads to wastewater treatment
 54.34 facilities, and improve water quality. The
 54.35 economic savings and water quality

55.1 improvements achieved through this work
55.2 must be documented.

55.3 **(d) Quantifying Microplastics in Minnesota's**
55.4 **Inland Lakes**

55.5 \$200,000 the first year is from the trust fund
55.6 to the Board of Regents of the University of
55.7 Minnesota for the Natural Resources Research
55.8 Institute in Duluth to quantify the amount,
55.9 type, and source of microplastics in the water,
55.10 sediment, and fishes of a range of Minnesota
55.11 lakes.

55.12 **(e) Improving Nitrogen Removal in Greater**
55.13 **Minnesota Wastewater Treatment Ponds**

55.14 \$325,000 the first year is from the trust fund
55.15 to the Board of Regents of the University of
55.16 Minnesota to assess cold weather nitrogen
55.17 cycling and different aeration methods to
55.18 improve the efficacy of Minnesota's
55.19 underperforming wastewater treatment ponds.

55.20 **(f) Improving Drinking Water for Minnesotans**
55.21 **through Pollution Prevention**

55.22 \$345,000 the first year is from the trust fund
55.23 to the Board of Regents of the University of
55.24 Minnesota to reduce exposure of Minnesotans
55.25 to a toxic, cancer-causing chemical by
55.26 identifying key pollutant precursor sources in
55.27 the upper Mississippi River watershed and
55.28 assessing options to reduce the formation of
55.29 this chemical during drinking water treatment.

55.30 **(g) Protecting Minnesota Waters by Removing**
55.31 **Contaminants from Wastewater**

55.32 \$250,000 the first year is from the trust fund
55.33 to the Board of Regents of the University of
55.34 Minnesota to develop methods for treatment
55.35 plants to remove harmful polyfluoroalkyl

56.1 substances and microplastics from wastewater
56.2 before the wastewater is released to the
56.3 environment. This appropriation is subject to
56.4 Minnesota Statutes, section 116P.10.

56.5 **(h) Reducing Municipal Wastewater Mercury**
56.6 **Pollution to Lake Superior**

56.7 \$250,000 the first year is from the trust fund
56.8 to the commissioner of the Minnesota
56.9 Pollution Control Agency to evaluate and
56.10 summarize current technologies to help
56.11 municipal wastewater plants in the Lake
56.12 Superior basin save money and reduce
56.13 mercury pollution to Lake Superior and other
56.14 Minnesota waters.

56.15 **(i) Extracting Deicing Salt from Roadside Soils**
56.16 **with Plants**

56.17 \$360,000 the first year is from the trust fund
56.18 to the Board of Regents of the University of
56.19 Minnesota to collaborate with the Department
56.20 of Transportation to evaluate potential native
56.21 plants that can be grown on roadsides to
56.22 adsorb and remove toxic salts accumulated
56.23 from deicing roads and assess uses for the
56.24 harvested material.

56.25 **(j) Transformation of Plastic Waste into Valued**
56.26 **Resource**

56.27 \$225,000 the first year is from the trust fund
56.28 to the Board of Regents of the University of
56.29 Minnesota to develop technologies that use
56.30 microbes to convert plastic waste into useful
56.31 chemical compounds and fuels, lowering the
56.32 likelihood that these materials end up in the
56.33 environment. This appropriation is subject to
56.34 Minnesota Statutes, section 116P.10.

57.1 **(k) Accelerating Perennial Crop Production to**
57.2 **Prevent Nitrate Leaching**

57.3 \$440,000 the first year is from the trust fund
57.4 to the commissioner of natural resources for
57.5 an agreement with the Stearns County Soil
57.6 and Water Conservation District to reduce
57.7 nitrate leaching on sandy soils of central
57.8 Minnesota by developing water-efficient
57.9 production methods, supply chains, and
57.10 end-use markets for three perennial crops:
57.11 Kernza, prairie species, and alfalfa. Net
57.12 income from the sale of products or assets
57.13 developed or acquired through this project
57.14 may be reinvested as described in the work
57.15 plan approved by the Legislative-Citizen
57.16 Commission on Minnesota Resources
57.17 according to Minnesota Statutes, section
57.18 116P.10.

57.19 **(l) Farm-Ready Cover Crops for Protecting**
57.20 **Water Quality**

57.21 \$741,000 the first year is from the trust fund
57.22 to the Minnesota State Colleges and
57.23 Universities System for Central Lakes College
57.24 to demonstrate conservation benefits of using
57.25 camelina and kura clover as continuous living
57.26 cover with corn-soybean rotations and to
57.27 develop secondary markets to increase farmer
57.28 adoption of this practice for protecting water
57.29 quality in vulnerable wellhead protection
57.30 areas. This appropriation is subject to
57.31 Minnesota Statutes, section 116P.10.

57.32 **(m) Setting Realistic Nitrate Reduction Goals in**
57.33 **Southeast Minnesota**

57.34 \$350,000 the first year is from the trust fund
57.35 to the Board of Regents of the University of
57.36 Minnesota to develop advanced water-flow

58.1 and age-dating tools to improve the ability of
58.2 state agencies to assess how well nitrate
58.3 reduction best management practices are
58.4 working in southeastern Minnesota.

58.5 **(n) Mapping Unprofitable Cropland for Water**
58.6 **and Wildlife**

58.7 \$100,000 the first year is from the trust fund
58.8 to the Science Museum of Minnesota for the
58.9 St. Croix Watershed Research Station to
58.10 conduct the first statewide analysis that maps
58.11 the extent of Minnesota's unprofitable
58.12 cropland and estimates both the water-quality
58.13 and habitat benefits of converting these lands
58.14 to perennial crops and vegetation. This
58.15 appropriation is available until June 30, 2021,
58.16 by which time the project must be completed
58.17 and final products delivered.

58.18 **(o) Evaluating Locally Sourced Materials for**
58.19 **Road Salt Reduction**

58.20 \$162,000 the first year is from the trust fund
58.21 to the Board of Regents of the University of
58.22 Minnesota for the Natural Resources Research
58.23 Institute in Duluth to evaluate the effectiveness
58.24 and benefits of using locally sourced wood
58.25 chips, corncobs, and iron-bearing minerals as
58.26 alternative abrasive materials to lower salt use
58.27 for protecting Minnesota's water resources.
58.28 This appropriation is subject to Minnesota
58.29 Statutes, section 116P.10. This appropriation
58.30 is available until June 30, 2021, by which time
58.31 the project must be completed and final
58.32 products delivered.

58.33 **(p) Minnesota Spring Inventory Final Phase**

58.34 \$71,000 the first year is from the trust fund to
58.35 the commissioner of natural resources to

59.1 complete the Minnesota Spring Inventory that
59.2 identifies, catalogs, and assists resource
59.3 managers in monitoring, assessing, and
59.4 protecting important and threatened statewide
59.5 water springs. This appropriation is available
59.6 until June 30, 2021, by which time the project
59.7 must be completed and final products
59.8 delivered.

59.9 **(q) Restoring Impaired Lakes through**
59.10 **Citizen-Aided Carp Management**

59.11 \$106,000 the first year is from the trust fund
59.12 to the commissioner of natural resources for
59.13 an agreement with the Carver County Water
59.14 Management Organization to quantify water
59.15 quality improvements and the
59.16 cost-effectiveness of a new citizen-aided carp
59.17 management method for restoring impaired
59.18 lakes in Minnesota.

59.19 **(r) Spring Biological Nitrate Removal to Protect**
59.20 **Drinking Water**

59.21 \$175,000 the first year is from the trust fund
59.22 to the commissioner of natural resources for
59.23 an agreement with the city of Fairmont to
59.24 build and demonstrate the effectiveness of an
59.25 experimental passive biological treatment
59.26 system to reduce nitrates that enter the city's
59.27 springtime water supply source.

59.28 **(s) Degrading Chlorinated Industrial**
59.29 **Contaminants with Bacteria**

59.30 \$1,000 the first year is from the trust fund to
59.31 the Board of Regents of the University of
59.32 Minnesota to determine the best way to
59.33 stimulate bacteria to more quickly and
59.34 completely remove industrial chlorinated
59.35 pollutants from contaminated sites. On the day

60.1 following final enactment, the following
60.2 amounts from unobligated appropriations to
60.3 the Board of Regents of the University of
60.4 Minnesota are transferred and added to this
60.5 appropriation: \$75,000 in Laws 2016, chapter
60.6 186, section 2, subdivision 4, paragraph (l),
60.7 and \$74,000 in Laws 2016, chapter 186,
60.8 section 2, subdivision 6, paragraph (b).

60.9 **(t) Managed Aquifer Recharge**

60.10 \$350,000 the first year is to the Board of
60.11 Regents of the University of Minnesota, Water
60.12 Resources Center, for a comprehensive study
60.13 of the economic benefits of managed aquifer
60.14 recharge and to make recommendations to
60.15 enhance and replenish Minnesota's
60.16 groundwater resources. The study must
60.17 include, but is not limited to:

60.18 (1) examining the potential benefits of
60.19 enhancing groundwater recharge in
60.20 water-stressed areas;

60.21 (2) assessing the relationship to changing
60.22 seasonality and intensity of precipitation on
60.23 groundwater recharge rates;

60.24 (3) reviewing the approaches to manage
60.25 recharge in geologically appropriate areas;

60.26 (4) identifying policy options, costs, and
60.27 barriers to recharging groundwater; and

60.28 (5) assessing the economic returns of options
60.29 for groundwater recharge.

60.30 In conducting the study, the Water Resources
60.31 Center must convene a stakeholder group and
60.32 provide for public participation.

61.1	<u>Subd. 5. Technical</u>			
61.2	<u>Assistance, Outreach, and</u>			
61.3	<u>Environmental Education</u>	<u>-0-</u>	<u>1,136,000</u>	<u>-0-</u>
61.4	<u>(a) Expanding Camp Sunrise Environmental</u>			
61.5	<u>Program</u>			
61.6	<u>\$237,000 the first year is from the trust fund</u>			
61.7	<u>to the commissioner of natural resources for</u>			
61.8	<u>an agreement with YouthCare Minnesota to</u>			
61.9	<u>expand camp opportunities to more school</u>			
61.10	<u>districts and implement improved hands-on</u>			
61.11	<u>environmental education programs for</u>			
61.12	<u>economically disadvantaged youth.</u>			
61.13	<u>(b) Connecting Students to Boundary Waters</u>			
61.14	<u>\$450,000 the first year is from the trust fund</u>			
61.15	<u>to the commissioner of natural resources for</u>			
61.16	<u>an agreement with Friends of the Boundary</u>			
61.17	<u>Waters Wilderness to connect approximately</u>			
61.18	<u>6,500 students to the boundary waters through</u>			
61.19	<u>classroom education and wilderness canoe</u>			
61.20	<u>experiences for diverse and underserved</u>			
61.21	<u>populations across Minnesota. This</u>			
61.22	<u>appropriation is available until June 30, 2023,</u>			
61.23	<u>by which time the project must be completed</u>			
61.24	<u>and final products delivered.</u>			
61.25	<u>(c) Mississippi National River and Recreation</u>			
61.26	<u>Area Forest Restoration</u>			
61.27	<u>\$199,000 the first year is from the trust fund</u>			
61.28	<u>to the commissioner of natural resources for</u>			
61.29	<u>an agreement with the Mississippi Park</u>			
61.30	<u>Connection to work with Conservation Corps</u>			
61.31	<u>Minnesota, local communities, and volunteers</u>			
61.32	<u>to address the loss of ash trees to emerald ash</u>			
61.33	<u>borer by planting approximately 15,000 native</u>			
61.34	<u>trees and plants in affected areas in the</u>			
61.35	<u>Mississippi National River and Recreation</u>			
61.36	<u>Area.</u>			

62.1 **(d) Increasing Diversity in Environmental**
 62.2 **Careers**

62.3 \$250,000 the first year is from the trust fund
 62.4 to the commissioner of natural resources in
 62.5 cooperation with Conservation Corps
 62.6 Minnesota and Iowa to encourage a diversity
 62.7 of students to pursue careers in environment
 62.8 and natural resources through internships and
 62.9 mentorships with the Department of Natural
 62.10 Resources, the Board of Water and Soil
 62.11 Resources, and the Pollution Control Agency.
 62.12 This appropriation is available until June 30,
 62.13 2024, by which time the project must be
 62.14 completed and final products delivered.

62.15 **Subd. 6. Aquatic and**
 62.16 **Terrestrial Invasive Species**

5,400,000

-0-

62.17 **(a) Building Knowledge and Capacity to Solve**
 62.18 **AIS Problems**

62.19 \$4,000,000 the first year is from the trust fund
 62.20 to the Board of Regents of the University of
 62.21 Minnesota to support the Minnesota Aquatic
 62.22 Invasive Species Research Center in
 62.23 developing solutions to Minnesota's aquatic
 62.24 invasive species problems through research,
 62.25 control, prevention, outreach, and early
 62.26 detection of existing and emerging aquatic
 62.27 invasive species threats. This appropriation is
 62.28 available until June 30, 2023, by which time
 62.29 the project must be completed and final
 62.30 products delivered.

62.31 **(b) Oak Wilt Suppression at its Northern Edge**

62.32 \$100,000 the first year is from the trust fund
 62.33 to the commissioner of natural resources for
 62.34 an agreement with Morrison Soil and Water
 62.35 Conservation District to eradicate the

63.1 northern-most occurrences of oak wilt in the
 63.2 state through mechanical means on select
 63.3 private properties to prevent oak wilt's spread
 63.4 to healthy state forest habitats.

63.5 **(c) Noxious Weed Detection and Eradication**

63.6 \$1,000,000 the first year is from the trust fund
 63.7 to the commissioner of agriculture to continue
 63.8 to monitor, detect, and eradicate noxious
 63.9 weeds, including Palmer Amaranth, primarily
 63.10 in conservation plantings and to develop and
 63.11 implement methods to prevent infestation and
 63.12 protect prairies, other natural areas, and
 63.13 agricultural crops. Of this amount, \$650,000
 63.14 is for grants to local communities to help
 63.15 combat infestations.

63.16 **(d) Emerald Ash Borer Response Grants**

63.17 \$300,000 the first year is from the trust fund
 63.18 to the commissioner of natural resources for
 63.19 grants to local units of government to replace
 63.20 ash trees removed from public lands in
 63.21 response to emerald ash borer with
 63.22 ecologically appropriate trees.

63.23 **Subd. 7. Air Quality and Renewable Energy**

1,485,000

-0-

63.24 **(a) Development of Clean Energy Storage**
 63.25 **Systems for Farms**

63.26 \$650,000 the first year is from the trust fund
 63.27 to the Board of Regents of the University of
 63.28 Minnesota for the West Central Research and
 63.29 Outreach Center at Morris to develop and test
 63.30 novel clean energy storage systems for farms
 63.31 using wind-generated ammonia to displace
 63.32 fossil fuels and reduce greenhouse gas
 63.33 emissions. This appropriation is subject to
 63.34 Minnesota Statutes, section 116P.10.

64.1 **(b) White Earth Nation Community Solar for**
 64.2 **Economic Resilience**

64.3 \$500,000 the first year is from the trust fund
 64.4 to the commissioner of natural resources for
 64.5 an agreement with Rural Renewable Energy
 64.6 Alliance to install a 200-kW White Earth
 64.7 community-owned solar garden to reduce
 64.8 greenhouse gas emissions, increase economic
 64.9 development through environmental education
 64.10 and solar workforce training, and improve
 64.11 energy resilience.

64.12 **(c) Sustainable Solar Energy from Agricultural**
 64.13 **Plant By-Products**

64.14 \$185,000 the first year is from the trust fund
 64.15 to the Board of Regents of the University of
 64.16 Minnesota, Morris, to use regional plant-based
 64.17 agricultural by-products to fabricate solar cells
 64.18 for creating renewable and affordable energy.

64.19 **(d) Morris Energy and Environment Community**
 64.20 **Resilience Plan**

64.21 \$150,000 the first year is from the trust fund
 64.22 to the commissioner of natural resources for
 64.23 an agreement with the city of Morris to
 64.24 develop and begin implementing community
 64.25 resilience plans for energy and the
 64.26 environment and to create a model guide for
 64.27 other Minnesota communities to create and
 64.28 implement their own plans.

64.29 **Subd. 8. Methods to Protect**
 64.30 **or Restore Land, Water, and**
 64.31 **Habitat**

806,000

5,960,000

-0-

64.32 **(a) Saving Endangered Pollinators through**
 64.33 **Data-Driven Prairie Restoration**

64.34 \$800,000 the first year is from the trust fund.
 64.35 Of this amount, \$630,000 is to the Minnesota
 64.36 Zoological Garden and \$170,000 is to the

65.1 commissioner of natural resources to
65.2 reestablish populations of Minnesota's
65.3 imperiled butterflies through reintroductions
65.4 and prairie restorations and by developing
65.5 foundational habitat recommendations for
65.6 preventing future extinctions. This
65.7 appropriation is available until June 30, 2023,
65.8 by which time the project must be completed
65.9 and final products delivered.

65.10 **(b) Promoting and Restoring Oak Savanna**
65.11 **Using Silvopasture**

65.12 \$750,000 the first year is from the trust fund
65.13 to the Board of Regents of the University of
65.14 Minnesota to demonstrate, evaluate, and
65.15 increase adoption of the combined use of
65.16 intensive tree, forage, and livestock
65.17 management as a method to restore threatened
65.18 oak savanna habitats.

65.19 **(c) Sauk River Dam Removal and Rock Rapids**
65.20 **Replacement**

65.21 \$2,768,000 the first year is from the trust fund
65.22 to the commissioner of natural resources for
65.23 an agreement with the city of Melrose to
65.24 remove an existing fixed-elevation dam,
65.25 construct a rock arch rapids, and conduct
65.26 in-stream and shoreline habitat restoration to
65.27 improve water quality and native fish passage
65.28 in the Sauk River. This project requires a
65.29 match of at least \$1,400,000 that must be
65.30 secured before trust fund money is spent. At
65.31 least \$700,000 of this match must come from
65.32 the city of Melrose. City of Melrose expenses
65.33 for the Sauk River dam removal and rock
65.34 rapids replacement incurred before July 1,
65.35 2019, may be counted toward the match.

66.1 **(d) Conserving and Monitoring Minnesota's**
66.2 **Rare Arctic Plants**

66.3 \$135,000 the first year is from the trust fund
66.4 to the Board of Regents of the University of
66.5 Minnesota to provide monitoring and invasive
66.6 species removal to conserve rare and
66.7 endangered arctic plants on Minnesota's North
66.8 Shore. This appropriation is available until
66.9 June 30, 2023, by which time the project must
66.10 be completed and final products delivered.

66.11 **(e) Nongame Wildlife Program Acceleration**

66.12 \$513,000 the first year is from the trust fund
66.13 to the commissioner of natural resources to
66.14 accelerate the nongame wildlife program,
66.15 including rare wildlife data collection, habitat
66.16 management, collaborative land protection,
66.17 conservation education, and a new emphasis
66.18 on promoting nature tourism to benefit
66.19 wildlife, visitors, and rural communities.

66.20 **(f) Lawns to Legumes**

66.21 \$806,000 in fiscal year 2019 and \$94,000 the
66.22 first year are from the trust fund to the Board
66.23 of Water and Soil Resources for demonstration
66.24 projects that provide grants or payments to
66.25 plant residential lawns with native vegetation
66.26 and pollinator-friendly forbs and legumes to
66.27 protect a diversity of pollinators. The board
66.28 must establish criteria for grants or payments
66.29 awarded under this section. Grants or
66.30 payments awarded under this section may be
66.31 made for up to 75 percent of the costs of the
66.32 project, except that in areas identified by the
66.33 United States Fish and Wildlife Service as
66.34 areas where there is a high potential for rusty
66.35 patched bumble bees to be present, grants may

67.1 be awarded for up to 90 percent of the costs
 67.2 of the project.

67.3 **(g) Agricultural Weed Control Using**
 67.4 **Autonomous Mowers**

67.5 \$900,000 is from the trust fund to the Board
 67.6 of Regents of the University of Minnesota for
 67.7 the West Central Research and Outreach
 67.8 Center at Morris to design, integrate, and
 67.9 field-test new technology mowers to control
 67.10 weeds, reduce herbicide use, reduce energy
 67.11 costs, and improve native vegetation and
 67.12 forage quality on agricultural lands. This
 67.13 appropriation is subject to Minnesota Statutes,
 67.14 section 116P.10.

67.15 **Subd. 9. Land Acquisition,**
 67.16 **Habitat, and Recreation**

-0-

26,351,000

-0-

67.17 **(a) Minnesota Scientific and Natural Areas**

67.18 \$3,500,000 the first year is from the trust fund
 67.19 to the commissioner of natural resources for
 67.20 the scientific and natural areas (SNA) program
 67.21 to restore and enhance wildlife habitat on
 67.22 SNAs, increase public involvement and
 67.23 outreach, and strategically acquire high-quality
 67.24 lands that meet criteria for SNAs under
 67.25 Minnesota Statutes, section 86A.05, from
 67.26 willing sellers. A list of proposed acquisitions
 67.27 and restorations is required in the work plan.

67.28 **(b) Grants for Local Parks, Trails, and Natural**
 67.29 **Areas**

67.30 \$3,000,000 the first year is from the trust fund
 67.31 to the commissioner of natural resources to
 67.32 solicit, rank, and fund competitive matching
 67.33 grants for local parks, trail connections, and
 67.34 natural and scenic areas under Minnesota
 67.35 Statutes, section 85.019. The appropriation is

68.1 for local nature-based recreation, connections
68.2 to regional and state natural areas, and
68.3 recreation facilities and not for athletic
68.4 facilities such as sport fields, courts, and
68.5 playgrounds.

68.6 **(c) Minnesota State Parks and State Trails**
68.7 **In-Holdings**

68.8 \$2,000,000 the first year is from the trust fund
68.9 to the commissioner of natural resources to
68.10 acquire high-priority in-holdings from willing
68.11 sellers within the legislatively authorized
68.12 boundaries of state parks and trails to protect
68.13 Minnesota's natural heritage, enhance outdoor
68.14 recreational opportunities, and improve the
68.15 efficiency of public land management.
68.16 Priorities include but are not limited to
68.17 Minneopa, St. Croix, Frontenac, and Crow
68.18 Wing State Parks. A list of proposed
68.19 acquisitions is required in the work plan.

68.20 **(d) Minnesota State Trails Development**

68.21 \$5,000,000 the first year is from the trust fund
68.22 to the commissioner of natural resources to
68.23 expand high-priority recreational opportunities
68.24 on Minnesota's state trails by developing new
68.25 trail segments and rehabilitating, improving,
68.26 and enhancing existing state trails.
68.27 High-priority trail bridges to rehabilitate or
68.28 replace include, but are not limited to, those
68.29 on the Arrowhead, Central Lakes,
68.30 Harmony-Preston Valley, Matthew Lourey,
68.31 and North Shore State Trails. High-priority
68.32 trail segments to develop and enhance include,
68.33 but are not limited to, the Paul Bunyan,
68.34 Gateway, Heartland, Gitchi Gami, and
68.35 Minnesota Valley State Trails. A proposed list

69.1 of trail projects on legislatively authorized
69.2 state trails is required in the work plan. This
69.3 appropriation is available until June 30, 2021,
69.4 by which time the project must be completed
69.5 and final products delivered.

69.6 **(e) National Loon Center**

69.7 \$4,000,000 the first year is from the trust fund
69.8 to the commissioner of natural resources for
69.9 an agreement with the National Loon Center
69.10 Foundation, in partnership with a fiscal agent
69.11 to be approved by the Legislative-Citizen
69.12 Commission on Minnesota Resources, to
69.13 construct an approximately 15,000-square-foot
69.14 National Loon Center in Cross Lake dedicated
69.15 to loon survival, loon habitat protection and
69.16 research, and recreation. Of this amount, up
69.17 to \$1,449,000 is for planning, design, and
69.18 construction of approximately six outdoor
69.19 demonstration learning kiosks, interpretive
69.20 trails, boardwalks and boat docks, a fishing
69.21 dock, and native landscaping along
69.22 approximately 3,100 feet of shoreline. Any
69.23 remaining funds are for planning, engineering,
69.24 and constructing the building and indoor
69.25 exhibits. A land lease commitment of at least
69.26 25 years and fiscal sponsorship must be
69.27 secured before any trust fund money is spent.
69.28 This project requires a match of at least
69.29 \$6,000,000. At least \$2,000,000 of this match
69.30 must come from nonstate sources. If naming
69.31 rights will be conveyed, the National Loon
69.32 Center Foundation must include a plan for this
69.33 in the work plan. All matching funds must be
69.34 legally committed before any trust fund money
69.35 may be spent on planning activities for or

70.1 construction of the building and indoor
70.2 exhibits. Net income generated from
70.3 admissions, naming rights, and memberships
70.4 to the National Loon Center as a result of trust
70.5 fund contributions may be reinvested in the
70.6 center's long-term loon conservation efforts
70.7 as described in the work plan approved by the
70.8 Legislative-Citizen Commission on Minnesota
70.9 Resources according to Minnesota Statutes,
70.10 section 116P.10.

70.11 **(f) Accessible Fishing Piers**

70.12 \$320,000 the first year is from the trust fund
70.13 to the commissioner of natural resources to
70.14 provide accessible fishing piers in locations
70.15 that have a high potential to serve new angling
70.16 communities, underserved populations, and
70.17 anglers with physical disabilities. This
70.18 appropriation is available until June 30, 2021,
70.19 by which time the project must be completed
70.20 and final products delivered.

70.21 **(g) Mesabi Trail Extensions**

70.22 \$3,000,000 the first year is from the trust fund
70.23 to the commissioner of natural resources for
70.24 an agreement with the St. Louis and Lake
70.25 Counties Regional Railroad Authority for
70.26 environmental assessment, permitting,
70.27 right-of-way easements or other acquisition
70.28 as needed, and engineering for and
70.29 construction of four trail segments beginning
70.30 and ending at the following approximate
70.31 locations: Darwin Meyers Wildlife
70.32 Management Area to County Road 21,
70.33 Embarrass to Kugler, County Road 128 to the
70.34 Eagles Nest Town Hall, and Wolf Creek to
70.35 the Highway 169 underpass.

71.1 **(h) Birch Lake Recreation Area Campground**

71.2 \$350,000 the first year is from the trust fund
71.3 to the commissioner of natural resources for
71.4 an agreement with the city of Babbitt to
71.5 expand Birch Lake Recreation Area by adding
71.6 a new campground for recreational vehicles
71.7 and tent campers. This project requires a
71.8 match of at least \$2,800,000 that must be
71.9 secured before trust fund money is spent. At
71.10 least \$800,000 of this match must come from
71.11 the city of Babbitt. Net income generated from
71.12 admissions to the campground created as a
71.13 result of trust fund contributions may be
71.14 reinvested into the campground's long-term
71.15 operations as described in the work plan
71.16 approved by the Legislative-Citizen
71.17 Commission on Minnesota Resources
71.18 according to Minnesota Statutes, section
71.19 116P.10.

71.20 **(i) Britton Peak to Lutsen Mountain Bike Trail**

71.21 \$350,000 the first year are from the trust fund
71.22 to the commissioner of natural resources for
71.23 an agreement with the Superior Cycling
71.24 Association to create a sustainably designed
71.25 single-track mountain bike trail connecting
71.26 trail clusters and trailheads between Britton
71.27 Peak in Tofte and Lutsen Mountains as part
71.28 of northeast Minnesota's effort to become a
71.29 national recreation destination. This
71.30 appropriation is available until June 30, 2021,
71.31 by which time the project must be completed
71.32 and final products delivered.

71.33 **(j) Preserving Avon Hills with Reverse-Bidding**
71.34 **Easements**

72.1 \$1,600,000 the first year is from the trust fund
72.2 to the commissioner of natural resources for
72.3 an agreement with Saint John's University in
72.4 cooperation with Minnesota Land Trust to
72.5 restore and enhance protected lands, provide
72.6 public outreach, and prepare management
72.7 plans for and use a reverse-bid ranking system
72.8 to secure permanent conservation easements
72.9 on high-quality natural habitat in the Avon
72.10 Hills area of Stearns County. Of this amount,
72.11 up to \$168,000 is for use by Minnesota Land
72.12 Trust in a monitoring fund as approved in the
72.13 work plan and subject to Minnesota Statutes,
72.14 section 116P.20. An annual financial report is
72.15 required for any monitoring, management, and
72.16 enforcement fund, including expenditures from
72.17 the fund. A proposed list of acquisitions and
72.18 restorations must be provided in the work plan.
72.19 This appropriation is available until June 30,
72.20 2024, by which time the project must be
72.21 completed and final products delivered.

72.22 **(k) Bailey Lake Trail and Fishing Pier**

72.23 \$550,000 the first year is from the trust fund
72.24 to the commissioner of natural resources for
72.25 an agreement with the city of Virginia to
72.26 reconstruct the existing Bailey Lake Trail and
72.27 construct a new fishing pier on Bailey Lake
72.28 that is accessible from the trail.

72.29 **(l) Vergas Long Lake Trail**

72.30 \$290,000 the first year is from the trust fund
72.31 to the commissioner of natural resources for
72.32 an agreement with the city of Vergas to
72.33 construct a bicycle and pedestrian bridge, trail,
72.34 and floating boardwalk along Long Lake
72.35 including shoreline restoration and

73.1 stabilization with native plants. This
73.2 appropriation is available until June 30, 2021,
73.3 by which time the project must be completed
73.4 and final products delivered.

73.5 **(m) Glacial Edge Trail and Downtown**
73.6 **Pedestrian Bridge**

73.7 \$600,000 the first year is from the trust fund
73.8 to the commissioner of natural resources for
73.9 an agreement with the city of Fergus Falls to
73.10 acquire easements for and construct a trail
73.11 along the Otter Tail River in downtown Fergus
73.12 Falls and a bicycle and pedestrian bridge
73.13 crossing the river. This appropriation is
73.14 available until June 30, 2021, by which time
73.15 the project must be completed and final
73.16 products delivered.

73.17 **(n) Crane Lake to Vermilion Falls Trail**

73.18 \$400,000 the first year is from the trust fund
73.19 to the commissioner of natural resources for
73.20 an agreement with St. Louis County in
73.21 cooperation with Voyageur Country ATV
73.22 Club to designate and improve a wooded trail
73.23 from Crane Lake to Vermilion Falls to
73.24 accommodate all-terrain vehicle and
73.25 snowmobile users. This appropriation is
73.26 available until June 30, 2021, by which time
73.27 the project must be completed and final
73.28 products delivered.

73.29 **(o) Restoring Five Sections of Superior Hiking**
73.30 **Trail**

73.31 \$191,000 the first year is from the trust fund
73.32 to the commissioner of natural resources for
73.33 an agreement with the Superior Hiking Trail
73.34 Association to restore and repair the most
73.35 damaged parts of five sections of the Superior

- 74.1 Hiking Trail and restore an abandoned route
 74.2 to a natural footpath for hikers.
- 74.3 **(p) Rainy Lake Recreational Access and Boat**
 74.4 **Wash Station**
- 74.5 \$200,000 the first year is from the trust fund
 74.6 to the commissioner of natural resources for
 74.7 an agreement with the city of Ranier to
 74.8 enhance and increase public access to Rainy
 74.9 Lake by constructing an Americans with
 74.10 Disabilities Act (ADA)-compliant recreational
 74.11 parking lot, an ADA-compliant public
 74.12 restroom, and an aquatic invasive species boat
 74.13 wash station.
- 74.14 **(q) Historic Bruce Mine Park and Mesabi**
 74.15 **Trailhead**
- 74.16 \$1,000,000 the first year is from the trust fund
 74.17 to the commissioner of natural resources for
 74.18 a grant to the St. Louis and Lake Counties
 74.19 Regional Railroad Authority to engineer,
 74.20 design, renovate, and construct the Historic
 74.21 Bruce Mine Park and Mesabi Trailhead and
 74.22 access in the city of Chisholm. This
 74.23 appropriation is available until June 30, 2023,
 74.24 by which time the project must be completed
 74.25 and final products delivered.
- 74.26 **Subd. 10. Administration and**
 74.27 **Contract Agreement**
 74.28 **Reimbursement**
- 74.29 **(a) Contract Agreement Reimbursement**
- 74.30 \$135,000 the first year is from the trust fund
 74.31 to the commissioner of natural resources, at
 74.32 the direction of the Legislative-Citizen
 74.33 Commission on Minnesota Resources, for
 74.34 expenses incurred for preparing and
 74.35 administering contracts for the agreements

330,0001,538,000-0-

75.1 specified in this section. The commissioner
 75.2 must provide documentation to the
 75.3 Legislative-Citizen Commission on Minnesota
 75.4 Resources on the expenditure of these funds.
 75.5 This appropriation is available until June 30,
 75.6 2021, by which time the project must be
 75.7 completed and final products delivered.

75.8 **(b) Legislative-Citizen Commission on**
 75.9 **Minnesota Resources (LCCMR) Administration**

75.10 \$1,400,000 the first year is from the trust fund
 75.11 to the Legislative-Citizen Commission on
 75.12 Minnesota Resources for administration in
 75.13 fiscal years 2020 and 2021 as provided in
 75.14 Minnesota Statutes, section 116P.09,
 75.15 subdivision 5.

75.16 **(c) Legislative Coordinating Commission (LCC)**
 75.17 **Administration**

75.18 \$3,000 the first year is from the trust fund to
 75.19 the Legislative Coordinating Commission for
 75.20 the website required in Minnesota Statutes,
 75.21 section 3.303, subdivision 10.

75.22 **(d) Grants Management System**

75.23 \$330,000 in fiscal year 2019 is from the trust
 75.24 fund to the Legislative-Citizen Commission
 75.25 on Minnesota Resources to develop, enhance,
 75.26 and maintain a management system for project
 75.27 records.

75.28 **Subd. 11. Wastewater Treatment**
 75.29 **Recommendations**

500,000

-0-

75.30 **(a) Water Infrastructure Loans**

75.31 Up to \$5,000,000 of the money in the trust
 75.32 fund is available to the State Board of
 75.33 Investment to invest in loans through the
 75.34 Public Facilities Authority's clean water

76.1 revolving fund under Minnesota Statutes,
76.2 section 446A.07. Notwithstanding Minnesota
76.3 Statutes, section 446A.07, repayments of
76.4 principal and interest and any investment
76.5 income must be credited to the trust fund and
76.6 are available for reinvestment in the clean
76.7 water revolving fund.

76.8 **(b) Optimizing Local Mechanical and Pond**
76.9 **Wastewater-Treatment Plants**

76.10 \$500,000 the first year is from the trust fund
76.11 to the commissioner of the Pollution Control
76.12 Agency for the pilot program created under
76.13 Laws 2018, chapter 214, article 4, section 2,
76.14 subdivision 4, paragraph (a). This
76.15 appropriation is available until June 30, 2021,
76.16 by which time projects must be completed and
76.17 final products delivered.

76.18 **Subd. 12. Availability of Appropriations**

76.19 Money appropriated in this section may not
76.20 be spent on activities unless they are directly
76.21 related to and necessary for a specific
76.22 appropriation and are specified in the work
76.23 plan approved by the Legislative-Citizen
76.24 Commission on Minnesota Resources. Money
76.25 appropriated in this section must not be spent
76.26 on indirect costs or other institutional overhead
76.27 charges that are not directly related to and
76.28 necessary for a specific appropriation. Costs
76.29 that are directly related to and necessary for
76.30 an appropriation, including financial services,
76.31 human resources, information services, rent,
76.32 and utilities, are eligible only if the costs can
76.33 be clearly justified and individually
76.34 documented specific to the appropriation's
76.35 purpose and would not be generated by the

77.1 recipient but for receipt of the appropriation.
77.2 No broad allocations for costs in either dollars
77.3 or percentages are allowed. Unless otherwise
77.4 provided, the amounts in this section are
77.5 available until June 30, 2022, when projects
77.6 must be completed and final products
77.7 delivered. For acquisition of real property, the
77.8 appropriations in this section are available for
77.9 an additional fiscal year if a binding contract
77.10 for acquisition of the real property is entered
77.11 into before the expiration date of the
77.12 appropriation. If a project receives a federal
77.13 grant, the time period of the appropriation is
77.14 extended to equal the federal grant period.
77.15 **Subd. 13. Data Availability Requirements**
77.16 Data collected by the projects funded under
77.17 this section must conform to guidelines and
77.18 standards adopted by MN.IT Services. Spatial
77.19 data must also conform to additional
77.20 guidelines and standards designed to support
77.21 data coordination and distribution that have
77.22 been published by the Minnesota Geospatial
77.23 Information Office. Descriptions of spatial
77.24 data must be prepared as specified in the state's
77.25 geographic metadata guideline and must be
77.26 submitted to the Minnesota Geospatial
77.27 Information Office. All data must be
77.28 accessible and free to the public unless made
77.29 private under the Data Practices Act,
77.30 Minnesota Statutes, chapter 13. To the extent
77.31 practicable, summary data and results of
77.32 projects funded under this section should be
77.33 readily accessible on the Internet and
77.34 identified as having received funding from the
77.35 environment and natural resources trust fund.

78.1 Subd. 14. **Project Requirements**

78.2 (a) As a condition of accepting an
78.3 appropriation under this section, an agency or
78.4 entity receiving an appropriation or a party to
78.5 an agreement from an appropriation must
78.6 comply with paragraphs (b) to (l) and
78.7 Minnesota Statutes, chapter 116P, and must
78.8 submit a work plan and annual or semiannual
78.9 progress reports in the form determined by the
78.10 Legislative-Citizen Commission on Minnesota
78.11 Resources for any project funded in whole or
78.12 in part with funds from the appropriation.
78.13 Modifications to the approved work plan and
78.14 budget expenditures must be made through
78.15 the amendment process established by the
78.16 Legislative-Citizen Commission on Minnesota
78.17 Resources.

78.18 (b) A recipient of money appropriated in this
78.19 section that conducts a restoration using funds
78.20 appropriated in this section must use native
78.21 plant species according to the Board of Water
78.22 and Soil Resources' native vegetation
78.23 establishment and enhancement guidelines
78.24 and include an appropriate diversity of native
78.25 species selected to provide habitat for
78.26 pollinators throughout the growing season as
78.27 required under Minnesota Statutes, section
78.28 84.973.

78.29 (c) For all restorations conducted with money
78.30 appropriated under this section, a recipient
78.31 must prepare an ecological restoration and
78.32 management plan that, to the degree
78.33 practicable, is consistent with the
78.34 highest-quality conservation and ecological
78.35 goals for the restoration site. Consideration

79.1 should be given to soil, geology, topography,
79.2 and other relevant factors that would provide
79.3 the best chance for long-term success and
79.4 durability of the restoration project. The plan
79.5 must include the proposed timetable for
79.6 implementing the restoration, including site
79.7 preparation, establishment of diverse plant
79.8 species, maintenance, and additional
79.9 enhancement to establish the restoration;
79.10 identify long-term maintenance and
79.11 management needs of the restoration and how
79.12 the maintenance, management, and
79.13 enhancement will be financed; and take
79.14 advantage of the best-available science and
79.15 include innovative techniques to achieve the
79.16 best restoration.

79.17 (d) An entity receiving an appropriation in this
79.18 section for restoration activities must provide
79.19 an initial restoration evaluation at the
79.20 completion of the appropriation and an
79.21 evaluation three years after the completion of
79.22 the expenditure. Restorations must be
79.23 evaluated relative to the stated goals and
79.24 standards in the restoration plan, current
79.25 science, and, when applicable, the Board of
79.26 Water and Soil Resources' native vegetation
79.27 establishment and enhancement guidelines.
79.28 The evaluation must determine whether the
79.29 restorations are meeting planned goals,
79.30 identify any problems with implementing the
79.31 restorations, and, if necessary, give
79.32 recommendations on improving restorations.
79.33 The evaluation must be focused on improving
79.34 future restorations.

- 80.1 (e) All restoration and enhancement projects
80.2 funded with money appropriated in this section
80.3 must be on land permanently protected by a
80.4 conservation easement or public ownership.
- 80.5 (f) A recipient of money from an appropriation
80.6 under this section must give consideration to
80.7 contracting with Conservation Corps
80.8 Minnesota for contract restoration and
80.9 enhancement services.
- 80.10 (g) All conservation easements acquired with
80.11 money appropriated under this section must:
- 80.12 (1) be permanent;
- 80.13 (2) specify the parties to an easement in the
80.14 easement;
- 80.15 (3) specify all of the provisions of an
80.16 agreement that are permanent;
- 80.17 (4) be sent to the Legislative-Citizen
80.18 Commission on Minnesota Resources in an
80.19 electronic format at least ten business days
80.20 before closing;
- 80.21 (5) include a long-term monitoring and
80.22 enforcement plan and funding for monitoring
80.23 and enforcing the easement agreement; and
- 80.24 (6) include requirements in the easement
80.25 document to protect the quantity and quality
80.26 of groundwater and surface water through
80.27 specific activities such as keeping water on
80.28 the landscape, reducing nutrient and
80.29 contaminant loading, and not permitting
80.30 artificial hydrological modifications.
- 80.31 (h) For any acquisition of lands or interest in
80.32 lands, a recipient of money appropriated under
80.33 this section must not agree to pay more than

81.1 100 percent of the appraised value for a parcel
81.2 of land using this money to complete the
81.3 purchase, in part or in whole, except that up
81.4 to ten percent above the appraised value may
81.5 be allowed to complete the purchase, in part
81.6 or in whole, using this money if permission is
81.7 received in advance of the purchase from the
81.8 Legislative-Citizen Commission on Minnesota
81.9 Resources.

81.10 (i) For any acquisition of land or interest in
81.11 land, a recipient of money appropriated under
81.12 this section must give priority to high-quality
81.13 natural resources or conservation lands that
81.14 provide natural buffers to water resources.

81.15 (j) For new lands acquired with money
81.16 appropriated under this section, a recipient
81.17 must prepare an ecological restoration and
81.18 management plan in compliance with
81.19 paragraph (c), including sufficient funding for
81.20 implementation unless the work plan addresses
81.21 why a portion of the money is not necessary
81.22 to achieve a high-quality restoration.

81.23 (k) To ensure public accountability for using
81.24 public funds, a recipient of money
81.25 appropriated under this section must, within
81.26 60 days of the transaction, provide to the
81.27 Legislative-Citizen Commission on Minnesota
81.28 Resources documentation of the selection
81.29 process used to identify parcels acquired and
81.30 provide documentation of all related
81.31 transaction costs, including but not limited to
81.32 appraisals, legal fees, recording fees,
81.33 commissions, other similar costs, and
81.34 donations. This information must be provided
81.35 for all parties involved in the transaction. The

82.1 recipient must also report to the
82.2 Legislative-Citizen Commission on Minnesota
82.3 Resources any difference between the
82.4 acquisition amount paid to the seller and the
82.5 state-certified or state-reviewed appraisal, if
82.6 a state-certified or state-reviewed appraisal
82.7 was conducted.

82.8 (l) A recipient of an appropriation from the
82.9 trust fund under this section must acknowledge
82.10 financial support from the environment and
82.11 natural resources trust fund in project
82.12 publications, signage, and other public
82.13 communications and outreach related to work
82.14 completed using the appropriation.

82.15 Acknowledgment may occur, as appropriate,
82.16 through use of the trust fund logo or inclusion
82.17 of language attributing support from the trust
82.18 fund. Each direct recipient of money
82.19 appropriated in this section, as well as each
82.20 recipient of a grant awarded pursuant to this
82.21 section, must satisfy all reporting and other
82.22 requirements incumbent upon constitutionally
82.23 dedicated funding recipients as provided in
82.24 Minnesota Statutes, section 3.303, subdivision
82.25 10, and chapter 116P.

82.26 **Subd. 15. Payment Conditions and**
82.27 **Capital-Equipment Expenditures**

82.28 (a) All agreements, grants, or contracts
82.29 referred to in this section must be administered
82.30 on a reimbursement basis unless otherwise
82.31 provided in this section. Notwithstanding
82.32 Minnesota Statutes, section 16A.41,
82.33 expenditures made on or after July 1, 2019,
82.34 or the date the work plan is approved,
82.35 whichever is later, are eligible for

83.1 reimbursement unless otherwise provided in
83.2 this section. Periodic payments must be made
83.3 upon receiving documentation that the
83.4 deliverable items articulated in the approved
83.5 work plan have been achieved, including
83.6 partial achievements as evidenced by approved
83.7 progress reports. Reasonable amounts may be
83.8 advanced to projects to accommodate
83.9 cash-flow needs or match federal money. The
83.10 advances must be approved as part of the work
83.11 plan. No expenditures for capital equipment
83.12 are allowed unless expressly authorized in the
83.13 project work plan.

83.14 (b) Single-source contracts as specified in the
83.15 approved work plan are allowed.

83.16 **Subd. 16. Purchase of Recycled and Recyclable**
83.17 **Materials**

83.18 A political subdivision, public or private
83.19 corporation, or other entity that receives an
83.20 appropriation under this section must use the
83.21 appropriation in compliance with Minnesota
83.22 Statutes, section 16C.0725, regarding
83.23 purchasing recycled, repairable, and durable
83.24 materials and Minnesota Statutes, section
83.25 16C.073, regarding purchasing and using
83.26 paper stock and printing.

83.27 **Subd. 17. Energy Conservation and Sustainable**
83.28 **Building Guidelines**

83.29 A recipient to whom an appropriation is made
83.30 under this section for a capital improvement
83.31 project must ensure that the project complies
83.32 with the applicable energy conservation and
83.33 sustainable building guidelines and standards
83.34 contained in law, including Minnesota
83.35 Statutes, sections 16B.325, 216C.19, and

84.1 216C.20, and rules adopted under those
84.2 sections. The recipient may use the energy
84.3 planning, advocacy, and State Energy Office
84.4 units of the Department of Commerce to
84.5 obtain information and technical assistance
84.6 on energy conservation and alternative-energy
84.7 development relating to planning and
84.8 constructing the capital improvement project.

84.9 **Subd. 18. Accessibility**

84.10 Structural and nonstructural facilities must
84.11 meet the design standards in the Americans
84.12 with Disabilities Act (ADA) accessibility
84.13 guidelines.

84.14 **Subd. 19. Carryforward; Extension**

84.15 (a) The availability of the appropriations for
84.16 the following projects is extended to June 30,
84.17 2020:

84.18 (1) Laws 2014, chapter 226, section 2,
84.19 subdivision 10, paragraph (c),
84.20 Legislative-Citizen Commission on Minnesota
84.21 Resources (LCCMR);

84.22 (2) Laws 2015, chapter 76, section 2,
84.23 subdivision 3, paragraph (g), Minnesota
84.24 Native Bee Atlas;

84.25 (3) Laws 2015, chapter 76, section 2,
84.26 subdivision 4, paragraph (f), Southeast
84.27 Minnesota Subsurface Drainage Impacts on
84.28 Groundwater Recharge;

84.29 (4) Laws 2015, chapter 76, section 2,
84.30 subdivision 10, Emerging Issues Account;

84.31 (5) Laws 2016, chapter 186, section 2,
84.32 subdivision 3, paragraph (a), Data-Driven
84.33 Pollinator Conservation Strategies;

- 85.1 (6) Laws 2016, chapter 186, section 2,
85.2 subdivision 3, paragraph (c), Prairie Butterfly
85.3 Conservation, Research, and Breeding - Phase
85.4 II;
- 85.5 (7) Laws 2016, chapter 186, section 2,
85.6 subdivision 4, paragraph (h), Protection of
85.7 State's Confined Drinking Water Aquifers -
85.8 Phase II;
- 85.9 (8) Laws 2016, chapter 186, section 2,
85.10 subdivision 4, paragraph (r), Morrison County
85.11 Performance Drainage and Hydrology
85.12 Management;
- 85.13 (9) Laws 2016, chapter 186, section 2,
85.14 subdivision 6, paragraph (c), Advancing
85.15 Microbial Invasive Species Monitoring from
85.16 Ballast Discharge;
- 85.17 (10) Laws 2016, chapter 186, section 2,
85.18 subdivision 6, paragraph (e), Elimination of
85.19 Target Invasive Plant Species - Phase II;
- 85.20 (11) Laws 2016, chapter 186, section 2,
85.21 subdivision 8, paragraph (a), Bee Pollinator
85.22 Habitat Enhancement - Phase II;
- 85.23 (12) Laws 2016, chapter 186, section 2,
85.24 subdivision 8, paragraph (b), Measuring Pollen
85.25 and Seed Dispersal for Prairie Fragment
85.26 Connectivity;
- 85.27 (13) Laws 2016, chapter 186, section 2,
85.28 subdivision 8, paragraph (f), Forest
85.29 Management for Mississippi River Drinking
85.30 Water Protection;
- 85.31 (14) Laws 2016, chapter 186, section 2,
85.32 subdivision 9, paragraph (b), Minnesota Point

86.1 Pine Forest Scientific and Natural Area

86.2 Acquisition; and

86.3 (15) Laws 2017, chapter 96, section 2,

86.4 subdivision 4, paragraph (a), Assessment of

86.5 Household Chemicals and Herbicides in

86.6 Rivers and Lakes.

86.7 (b) The availability of the appropriation under

86.8 Laws 2017, chapter 96, section 2, subdivision

86.9 7, paragraph (b), Assessment of Urban Air

86.10 Quality, is extended to June 30, 2021.

86.11 Sec. 3. Laws 2015, chapter 76, section 2, subdivision 9, as amended by Laws 2018, chapter
86.12 214, article 4, section 5, is amended to read:

86.13 Subd. 9. **Land Acquisition for Habitat and**
86.14 **Recreation**

14,190,000

-0-

86.15 **(a) State Parks and Trails Land**

86.16 **Acquisitions**

86.17 \$1,500,000 the first year is from the trust fund

86.18 to the commissioner of natural resources to

86.19 acquire at least 335 acres for authorized state

86.20 trails and critical parcels within the statutory

86.21 boundaries of state parks. State park land

86.22 acquired with this appropriation must be

86.23 sufficiently improved to meet at least

86.24 minimum management standards, as

86.25 determined by the commissioner of natural

86.26 resources. A list of proposed acquisitions must

86.27 be provided as part of the required work plan.

86.28 This appropriation is available until June 30,

86.29 2018, by which time the project must be

86.30 completed and final products delivered.

86.31 **(b) Metropolitan Regional Park System**

86.32 **Land Acquisition - Phase IV**

87.1 \$1,000,000 the first year is from the trust fund
87.2 to the Metropolitan Council for grants to
87.3 acquire ~~at least 133~~ approximately 90 acres of
87.4 lands within the approved park unit boundaries
87.5 of the metropolitan regional park system. This
87.6 appropriation may not be used to purchase
87.7 habitable residential structures. A list of
87.8 proposed fee title and easement acquisitions
87.9 must be provided as part of the required work
87.10 plan. This appropriation must be matched by
87.11 at least 40 percent of nonstate money that must
87.12 be committed by December 31, 2015, or the
87.13 appropriation cancels. This appropriation is
87.14 available until June 30, 2018, by which time
87.15 the project must be completed and final
87.16 products delivered.

87.17 **(c) SNA Acquisition, Restoration,**
87.18 **Enhancement, and Public Engagement**

87.19 \$4,000,000 the first year is from the trust fund
87.20 to the commissioner of natural resources to
87.21 acquire at least 350 acres of lands with
87.22 high-quality native plant communities and rare
87.23 features to be established as scientific and
87.24 natural areas as provided in Minnesota
87.25 Statutes, section 86A.05, subdivision 5, restore
87.26 and improve at least 550 acres of scientific
87.27 and natural areas, and provide technical
87.28 assistance and outreach. A list of proposed
87.29 acquisitions must be provided as part of the
87.30 required work plan. Land acquired with this
87.31 appropriation must be sufficiently improved
87.32 to meet at least minimum management
87.33 standards, as determined by the commissioner
87.34 of natural resources. This appropriation is
87.35 available until June 30, 2018, by which time

88.1 the project must be completed and final
88.2 products delivered.

88.3 **(d) Native Prairie Stewardship and Prairie**
88.4 **Bank Easement Acquisition**

88.5 \$3,325,000 the first year is from the trust fund
88.6 to the commissioner of natural resources to
88.7 acquire native prairie bank easements on at
88.8 least 675 acres, prepare baseline property
88.9 assessments, restore and enhance at least 1,000
88.10 acres of native prairie sites, and provide
88.11 technical assistance to landowners. Of this
88.12 amount, up to \$195,000 must be deposited in
88.13 a conservation easement stewardship account.
88.14 Deposits into the conservation easement
88.15 stewardship account must be made upon
88.16 closing on conservation easements or at a time
88.17 otherwise approved in the work plan. A list of
88.18 proposed easement acquisitions must be
88.19 provided as part of the required work plan.
88.20 This appropriation is available until June 30,
88.21 2018, by which time the project must be
88.22 completed and final products delivered.

88.23 **(e) Metro Conservation Corridors - Phase**
88.24 **VIII Coordination, Mapping, and**
88.25 **Conservation Easements**

88.26 \$515,000 the first year is from the trust fund
88.27 to the commissioner of natural resources for
88.28 an agreement with the Minnesota Land Trust
88.29 for Phase VIII of the Metro Conservation
88.30 Corridors partnership to provide coordination
88.31 and mapping for the partnership and to acquire
88.32 permanent conservation easements on at least
88.33 120 acres of strategic ecological landscapes
88.34 to protect priority natural areas in the
88.35 metropolitan area, as defined under Minnesota

89.1 Statutes, section 473.121, subdivision 2, and
89.2 portions of the surrounding counties. A list of
89.3 proposed easement acquisitions must be
89.4 provided as part of the required work plan.
89.5 Land acquired with this appropriation must
89.6 be sufficiently improved to meet at least
89.7 minimum management standards, as
89.8 determined by the commissioner of natural
89.9 resources. Expenditures are limited to the
89.10 identified project corridor areas as defined in
89.11 the work plan. Up to \$40,000 may be used for
89.12 coordination and mapping for the Metro
89.13 Conservation Corridors. All conservation
89.14 easements must be perpetual and have a
89.15 natural resource management plan. A list of
89.16 proposed easement acquisitions must be
89.17 provided as part of the required work plan.
89.18 This appropriation is available June 30, 2018,
89.19 by which time the project must be completed
89.20 and final products delivered.

89.21 **(f) Metro Conservation Corridors - Phase**
89.22 **VIII Strategic Lands Protection**

89.23 \$750,000 the first year is from the trust fund
89.24 to the commissioner of natural resources for
89.25 an agreement with The Trust for Public Land
89.26 for Phase VIII of the Metro Conservation
89.27 Corridors partnership to acquire in fee at least
89.28 35 acres of high-quality priority state and local
89.29 natural areas in the metropolitan area, as
89.30 defined under Minnesota Statutes, section
89.31 473.121, subdivision 2, and portions of the
89.32 surrounding counties. A list of proposed
89.33 acquisitions must be provided as part of the
89.34 required work plan. Land acquired with this
89.35 appropriation must be sufficiently improved

90.1 to meet at least minimum management
90.2 standards, as determined by the commissioner
90.3 of natural resources. Expenditures are limited
90.4 to the identified project corridor areas as
90.5 defined in the work plan. This appropriation
90.6 may not be used to purchase habitable
90.7 residential structures, unless expressly
90.8 approved in the work plan. A list of fee title
90.9 acquisitions must be provided as part of the
90.10 required work plan. This appropriation is
90.11 available until June 30, 2018, by which time
90.12 the project must be completed and final
90.13 products delivered.

90.14 **(g) Metro Conservation Corridors - Phase**
90.15 **VIII Priority Expansion of Minnesota**
90.16 **Valley National Wildlife Refuge**

90.17 \$500,000 the first year is from the trust fund
90.18 to the commissioner of natural resources for
90.19 an agreement with the Minnesota Valley
90.20 National Wildlife Refuge Trust, Inc. for Phase
90.21 VIII of the Metro Conservation Corridors
90.22 partnership to acquire in fee at least 100 acres
90.23 of priority habitat for the Minnesota Valley
90.24 National Wildlife Refuge in the metropolitan
90.25 area, as defined under Minnesota Statutes,
90.26 section 473.121, subdivision 2, and portions
90.27 of the surrounding counties. A list of proposed
90.28 acquisitions must be provided as part of the
90.29 required work plan. Land acquired with this
90.30 appropriation must be sufficiently improved
90.31 to meet at least minimum management
90.32 standards. Expenditures are limited to the
90.33 identified project corridor areas as defined in
90.34 the work plan. This appropriation may not be
90.35 used to purchase habitable residential

91.1 structures, unless expressly approved in the
91.2 work plan. This appropriation is available until
91.3 June 30, 2018, by which time the project must
91.4 be completed and final products delivered.

91.5 **(h) Metro Conservation Corridors - Phase**
91.6 **VIII Wildlife Management Area**
91.7 **Acquisition**

91.8 \$400,000 the first year is from the trust fund
91.9 to the commissioner of natural resources for
91.10 Phase VIII of the Metro Conservation
91.11 Corridors partnership to acquire in fee at least
91.12 82 acres along the lower reaches of the
91.13 Vermillion River in Dakota County within the
91.14 Gores Pool Wildlife Management Area. Land
91.15 acquired with this appropriation must be
91.16 sufficiently improved to meet at least
91.17 minimum management standards. This
91.18 appropriation may not be used to purchase
91.19 habitable residential structures, unless
91.20 expressly approved in the work plan. This
91.21 appropriation is available until June 30, 2018,
91.22 by which time the project must be completed
91.23 and final products delivered.

91.24 **(i) Mesabi Trail Development Soudan to**
91.25 **Ely - Phase II**

91.26 \$1,000,000 the first year is from the trust fund
91.27 to the commissioner of natural resources for
91.28 an agreement with the St. Louis and Lake
91.29 Counties Regional Railroad Authority for the
91.30 right-of-way acquisition, design, and
91.31 construction of segments of the Mesabi Trail,
91.32 totaling approximately seven miles between
91.33 Soudan and Ely. This appropriation is
91.34 available until June 30, 2018, by which time

92.1 the project must be completed and final
92.2 products delivered.

92.3 **(j) Multi-benefit Watershed Scale**

92.4 **Conservation on North Central Lakes**

92.5 \$950,000 the first year is from the trust fund
92.6 to the Board of Water and Soil Resources to
92.7 secure permanent conservation easements on
92.8 at least 480 acres of high-quality habitat in
92.9 Crow Wing and Cass Counties. Of this
92.10 amount, up to \$65,000 must be deposited in a
92.11 conservation easement stewardship account;
92.12 and \$54,000 is for an agreement with the
92.13 Leech Lake Area Watershed Foundation in
92.14 cooperation with Crow Wing County Soil and
92.15 Water Conservation District and Cass County
92.16 Soil and Water Conservation District. Deposits
92.17 into the conservation easement stewardship
92.18 account must be made upon closing on
92.19 conservation easements or at a time otherwise
92.20 approved in the work plan. A list of proposed
92.21 easement acquisitions must be provided as
92.22 part of the required work plan. This
92.23 appropriation is available until June 30, 2018,
92.24 by which time the project must be completed
92.25 and final products delivered.

92.26 **(k) Conservation Easement Assessment and**
92.27 **Valuation System Development**

92.28 \$250,000 the first year is from the trust fund
92.29 to the Board of Regents of the University of
92.30 Minnesota to assess the effectiveness of
92.31 existing conservation easements acquired
92.32 through state expenditures at achieving their
92.33 intended outcomes of public value and
92.34 ecological benefits and to develop a
92.35 standardized, objective conservation easement

93.1 valuation system for guiding future state
 93.2 investments in conservation easements to
 93.3 ensure the proposed environmental benefits
 93.4 are being achieved in a cost-effective manner.
 93.5 This appropriation is available until June 30,
 93.6 2018, by which time the project must be
 93.7 completed and final products delivered.

93.8 Sec. 4. Laws 2017, chapter 96, section 2, subdivision 9, is amended to read:

93.9	Subd. 9. Land Acquisition,			
93.10	Habitat, and Recreation	999,000	13,533,000	-0-

93.11 **(a) Metropolitan Regional Parks System Land**
 93.12 **Acquisition**

93.13 \$1,500,000 the first year is from the trust fund
 93.14 to the Metropolitan Council for grants to
 93.15 acquire approximately ~~197~~ 70 acres of land
 93.16 within the approved park boundaries of the
 93.17 metropolitan regional park system. This
 93.18 appropriation may not be used to purchase
 93.19 habitable residential structures. A list of
 93.20 proposed fee title acquisitions must be
 93.21 provided as part of the required work plan.
 93.22 This appropriation must be matched by at least
 93.23 40 percent of nonstate money that must be
 93.24 committed by December 31, 2017. This
 93.25 appropriation is available until June 30, 2020,
 93.26 by which time the project must be completed
 93.27 and final products delivered.

93.28 **(b) Scientific and Natural Areas Acquisition and**
 93.29 **Restoration, Citizen Science, and Engagement**

93.30 \$2,500,000 the first year is from the trust fund
 93.31 to the commissioner of natural resources to
 93.32 acquire ~~at least 250 acres of~~ land with
 93.33 high-quality native plant communities and rare
 93.34 features to be established as scientific and
 93.35 natural areas as provided in Minnesota

94.1 Statutes, section 86A.05, subdivision 5, restore
94.2 and improve ~~at least 1,000 acres of~~ scientific
94.3 and natural areas, and provide technical
94.4 assistance and outreach, including site steward
94.5 events. At least one-third of the appropriation
94.6 must be spent on restoration activities. A list
94.7 of proposed acquisitions and restorations must
94.8 be provided as part of the required work plan.
94.9 Land acquired with this appropriation must
94.10 be sufficiently improved to meet at least
94.11 minimum management standards, as
94.12 determined by the commissioner of natural
94.13 resources. When feasible, consideration must
94.14 be given to accommodate trails on lands
94.15 acquired. This appropriation is available until
94.16 June 30, 2020, by which time the project must
94.17 be completed and final products delivered.

94.18 **(c) Minnesota State Parks and State Trails Land**
94.19 **Acquisition**

94.20 \$1,500,000 the first year is from the trust fund
94.21 to the commissioner of natural resources to
94.22 acquire approximately 373 acres from willing
94.23 sellers for authorized state trails and critical
94.24 parcels within the statutory boundaries of state
94.25 parks. State park land acquired with this
94.26 appropriation must be sufficiently improved
94.27 to meet at least minimum management
94.28 standards, as determined by the commissioner
94.29 of natural resources. A list of proposed
94.30 acquisitions must be provided as part of the
94.31 required work plan. This appropriation is
94.32 available until June 30, 2020, by which time
94.33 the project must be completed and final
94.34 products delivered.

94.35 **(d) Minnesota State Trails Acquisition,**
94.36 **Development, and Enhancement**

95.1 \$999,000 in fiscal year 2017 and \$39,000 the
95.2 first year are from the trust fund to the
95.3 commissioner of natural resources for state
95.4 trail acquisition, development, and
95.5 enhancement in southern Minnesota. A
95.6 proposed list of trail projects on authorized
95.7 state trails must be provided as part of the
95.8 required work plan. This appropriation is
95.9 available until June 30, 2020, by which time
95.10 the project must be completed and final
95.11 products delivered.

95.12 **(e) Native Prairie Stewardship and Prairie Bank**
95.13 **Easement Acquisition**

95.14 \$2,675,000 the first year is from the trust fund
95.15 to the commissioner of natural resources to
95.16 acquire native prairie bank easements in
95.17 accordance with Minnesota Statutes, section
95.18 84.96, on approximately ~~335~~ 250 acres,
95.19 prepare baseline property assessments, restore
95.20 and enhance ~~at least 570 acres of~~ native prairie
95.21 sites, and provide technical assistance to
95.22 landowners. Of this amount, up to \$132,000
95.23 may be deposited in a conservation easement
95.24 stewardship account. Deposits into the
95.25 conservation easement stewardship account
95.26 must be made upon closing on conservation
95.27 easements or at a time otherwise approved in
95.28 the work plan. A list of proposed easement
95.29 acquisitions must be provided as part of the
95.30 required work plan. This appropriation is
95.31 available until June 30, 2020, by which time
95.32 the project must be completed and final
95.33 products delivered.

95.34 **(f) Leech Lake Acquisition**

96.1 \$1,500,000 the first year is from the trust fund
96.2 to the commissioner of natural resources for
96.3 an agreement with the Leech Lake Band of
96.4 Ojibwe to acquire approximately 45 acres,
96.5 including 0.67 miles of shoreline of
96.6 high-quality aquatic and wildlife habitat at the
96.7 historic meeting place between Henry
96.8 Schoolcraft and the Anishinabe people. The
96.9 land must be open to public use including
96.10 hunting and fishing. The band must provide a
96.11 commitment that land will not be put in a
96.12 federal trust through the Bureau of Indian
96.13 Affairs.

96.14 **(g) Mesabi Trail Development**

96.15 \$2,269,000 the first year is from the trust fund
96.16 to the commissioner of natural resources for
96.17 an agreement with the St. Louis and Lake
96.18 Counties Regional Railroad Authority for
96.19 engineering and constructing segments of the
96.20 Mesabi Trail. This appropriation is available
96.21 until June 30, 2020, by which time the project
96.22 must be completed and final products
96.23 delivered.

96.24 **(h) Tower Trailhead Boat Landing and Habitat**
96.25 **Improvement - Phase II**

96.26 \$600,000 the first year is from the trust fund
96.27 to the commissioner of natural resources for
96.28 an agreement with the city of Tower to
96.29 construct a trailhead and boat landing and
96.30 restore vegetative habitat on city-owned
96.31 property. Plant and seed materials must follow
96.32 the Board of Water and Soil Resources' native
96.33 vegetation establishment and enhancement
96.34 guidelines. This appropriation is available until

97.1 June 30, 2020, by which time the project must
97.2 be completed and final products delivered.

97.3 **(i) Land Acquisition for Voyageurs National**
97.4 **Park Crane Lake Visitors Center**

97.5 \$950,000 the first year is from the trust fund
97.6 to the commissioner of natural resources for
97.7 an agreement with the town of Crane Lake, in
97.8 partnership with Voyageurs National Park and
97.9 the Department of Natural Resources, to
97.10 acquire approximately 30 acres to be used for
97.11 a visitor center and campground. Income
97.12 generated by the campground may be used to
97.13 support the facility.

97.14 Sec. 5. **TRANSFER.**

97.15 On June 30, 2019, any unencumbered money from Laws 2017, chapter 96, section 2,
97.16 subdivision 10, paragraph (b), is transferred to the grants management system under Laws
97.17 2016, chapter 186, section 2, subdivision 10, paragraph (b).

97.18 Sec. 6. **EFFECTIVE DATE.**

97.19 Sections 1 to 5 are effective the day following final enactment.

97.20 **ARTICLE 3**

97.21 **ENVIRONMENT AND NATURAL RESOURCES**

97.22 Section 1. **[1.1465] STATE BEE.**

97.23 Subdivision 1. **Rusty patched bumble bee.** The rusty patched bumble bee, *Bombus*
97.24 *affinis*, is the official bee of the state of Minnesota.

97.25 Subd. 2. **Photograph.** A photograph of the rusty patched bumble bee must be preserved
97.26 in the Office of the Secretary of State.

97.27 Sec. 2. Minnesota Statutes 2018, section 17.035, subdivision 1, is amended to read:

97.28 Subdivision 1. **Reimbursement.** A meat processor holding a license under chapter 28A
97.29 may apply to the commissioner of agriculture for reimbursement of ~~\$70~~ \$150 towards the
97.30 processor's reasonable and documented cost of processing donated deer, as determined by
97.31 the commissioner within the limits of available funding. The meat processor shall deliver

98.1 the deer, processed into cuts or ground meat, to a charitable organization that is registered
98.2 under chapter 309 and with the commissioner of agriculture and that operates a food
98.3 assistance program. To request reimbursement, the processor shall submit an application,
98.4 on a form prescribed by the commissioner of agriculture, the tag number under which the
98.5 deer was taken, and a receipt for the deer from the charitable organization.

98.6 Sec. 3. Minnesota Statutes 2018, section 35.155, subdivision 4, is amended to read:

98.7 Subd. 4. **Fencing.** Farmed Cervidae must be confined in a manner designed to prevent
98.8 escape. All perimeter fences for farmed Cervidae must be at least 96 inches in height and
98.9 be constructed and maintained in a way that prevents the escape of farmed Cervidae or entry
98.10 into the premises by free-roaming Cervidae. After the effective date of this section, all new
98.11 fencing installed and all fencing used to repair deficiencies must be high tensile. By
98.12 December 1, 2019, all entry areas for farmed Cervidae enclosure areas must have two
98.13 redundant gates, which must be maintained to prevent the escape of animals through an
98.14 open gate. If a fence deficiency allows entry or exit by farmed or wild Cervidae, the owner
98.15 must repair the deficiency within a reasonable time, as determined by the Board of Animal
98.16 Health, not to exceed 45 days. If a fence deficiency is detected during an inspection, the
98.17 facility must be reinspected at least once in the subsequent three months. The farmed
98.18 Cervidae owner must pay a reinspection fee equal to one-half the applicable annual inspection
98.19 fee under subdivision 7a for each reinspection related to a fence violation. If the facility
98.20 experiences more than one escape incident in any six-month period or fails to correct a
98.21 deficiency found during an inspection, the board may revoke the facility's registration and
98.22 order the owner to remove or destroy the animals as directed by the board. If the board
98.23 revokes a facility's registration, the commissioner of natural resources may seize and destroy
98.24 animals at the facility.

98.25 Sec. 4. Minnesota Statutes 2018, section 35.155, subdivision 6, is amended to read:

98.26 Subd. 6. **Identification.** (a) Farmed Cervidae must be identified by means approved by
98.27 the Board of Animal Health. The identification must include a distinct number that has not
98.28 been used during the previous three years and must be visible to the naked eye during
98.29 daylight under normal conditions at a distance of 50 yards. ~~Newborn animals~~ White-tailed
98.30 deer must be identified before ~~December~~ October 31 of the year in which the animal is born,
98.31 at the time of weaning, or before movement from the premises, whichever occurs first. Elk
98.32 and other cervids must be identified by December 31 of the year in which the animal is born
98.33 or before movement from the premises, whichever occurs first. As coordinated by the board,

99.1 the commissioner of natural resources may destroy any animal that is not identified as
99.2 required under this subdivision.

99.3 (b) The Board of Animal Health shall register farmed Cervidae. The owner must submit
99.4 the registration request on forms provided by the board. The forms must include sales
99.5 receipts or other documentation of the origin of the Cervidae. The board ~~shall~~ must provide
99.6 copies of the registration information to the commissioner of natural resources upon request.
99.7 The owner must keep written records of the acquisition and disposition of registered farmed
99.8 Cervidae.

99.9 Sec. 5. Minnesota Statutes 2018, section 35.155, subdivision 7, is amended to read:

99.10 Subd. 7. **Inspection.** ~~The commissioner of agriculture and~~ (a) The Board of Animal
99.11 Health may must annually inspect farmed Cervidae, farmed Cervidae facilities, and farmed
99.12 Cervidae records. For each herd, the owner or owners must, on or before January 1, pay an
99.13 annual inspection fee equal to \$10 for each cervid in the herd as reflected in the most recent
99.14 inventory submitted to the Board of Animal Health, up to a maximum fee of \$100. As
99.15 coordinated by the board, the commissioner of agriculture and an enforcement officer as
99.16 defined under section 97A.015, subdivision 18, may participate in the inspection.

99.17 (b) The annual inspection must include a physical inspection of all perimeter fencing
99.18 around the facility and a viewing to verify that all animals are tagged. The owner of a farmed
99.19 Cervidae facility must present to the inspectors an accurate inventory of the owner's farmed
99.20 Cervidae and other records for review. During an annual inspection, the owner must present
99.21 individual animals in a herd for a physical inventory, if required by the board.

99.22 (c) The commissioner of natural resources may inspect farmed Cervidae, farmed Cervidae
99.23 facilities, and farmed Cervidae records with reasonable suspicion that laws protecting native
99.24 wild animals have been violated and must notify the owner in writing at the time of the
99.25 inspection of the reason for the inspection and must inform the owner in writing after the
99.26 inspection of whether (1) the cause of the inspection was unfounded; or (2) there will be an
99.27 ongoing investigation or continuing evaluation.

99.28 Sec. 6. Minnesota Statutes 2018, section 35.155, is amended by adding a subdivision to
99.29 read:

99.30 Subd. 7a. **Inspection fees.** For each herd, the owner must, on or before January 1, pay
99.31 to the board an annual inspection fee of:

100.1 (1) \$500 if the owner manages the herd for profit or monetary gain and engages in
100.2 transactions or exchanges for consideration, including sale, barter, the offer to sell, or
100.3 possession with the intent to sell;

100.4 (2) \$500 if the owner sells the ability to shoot animals in the herd;

100.5 (3) \$500 if the herd consists of more than one species; or

100.6 (4) \$250 for all other herds.

100.7 Sec. 7. Minnesota Statutes 2018, section 35.155, subdivision 9, is amended to read:

100.8 Subd. 9. **Contested case hearing.** (a) A person raising farmed Cervidae that is aggrieved
100.9 with any decision regarding the farmed Cervidae may request a contested case hearing under
100.10 chapter 14.

100.11 (b) A person requesting a contested case hearing regarding a registration revocation
100.12 under this section must make the request within 30 days of the revocation notice.

100.13 Sec. 8. Minnesota Statutes 2018, section 35.155, subdivision 10, is amended to read:

100.14 Subd. 10. **Mandatory registration.** (a) A person may not possess live Cervidae in
100.15 Minnesota unless the person is registered with the Board of Animal Health and meets all
100.16 the requirements for farmed Cervidae under this section. Cervidae possessed in violation
100.17 of this subdivision may be seized and destroyed by the commissioner of natural resources.

100.18 (b) A person whose registration is revoked by the board is ineligible for future registration
100.19 under this section unless the board determines that the person has undertaken measures that
100.20 make future escapes extremely unlikely.

100.21 Sec. 9. Minnesota Statutes 2018, section 35.155, subdivision 11, is amended to read:

100.22 Subd. 11. **Mandatory surveillance for chronic wasting disease; depopulation.** (a)
100.23 An inventory for each farmed Cervidae herd must be verified by an accredited veterinarian
100.24 and filed with the Board of Animal Health every 12 months.

100.25 (b) Movement of farmed Cervidae from any premises to another location must be reported
100.26 to the Board of Animal Health within 14 days of the movement on forms approved by the
100.27 Board of Animal Health.

100.28 (c) All animals from farmed Cervidae herds that are over ~~16~~ 12 months of age that die
100.29 or are slaughtered must be tested for chronic wasting disease.

100.30 (d) The owner of a premises where chronic wasting disease is detected must:

101.1 (1) depopulate the premises of Cervidae after the appraisal process for federal
101.2 indemnification has been completed or, if an indemnification application is not submitted,
101.3 within a reasonable time determined by the board in consultation with the commissioner of
101.4 natural resources;

101.5 (2) maintain the fencing required under subdivision 4 on the premises for five years after
101.6 the date of detection; and

101.7 (3) post the fencing on the premises with biohazard signs as directed by the board.

101.8 Sec. 10. **[35.156] CHRONIC WASTING DISEASE.**

101.9 Subdivision 1. **Oversight.** The legislative committees and divisions with jurisdiction
101.10 over agriculture policy and finance and environment and natural resources policy and finance
101.11 may meet quarterly to receive updates from the commissioners of agriculture, health, and
101.12 natural resources, the Board of Animal Health, and the University of Minnesota on chronic
101.13 wasting disease activities undertaken by the reporting agency in the previous quarter.

101.14 Subd. 2. **Federal fund account.** Money granted to the state by the federal government
101.15 for purposes of chronic wasting disease must be credited to a separate account in the federal
101.16 fund and is annually appropriated to the commissioner of agriculture for the purposes for
101.17 which the federal grant was made according to section 17.03.

101.18 Sec. 11. Minnesota Statutes 2018, section 84.026, is amended by adding a subdivision to
101.19 read:

101.20 Subd. 4. **Paying grant-eligible expenditures.** Notwithstanding section 16A.41, the
101.21 commissioner may make payments for otherwise eligible grant-program expenditures that
101.22 are made on or after the effective date of the appropriation that funds the payments for:

101.23 (1) grants-in-aid under sections 84.794, 84.803, 84.83, 84.927, and 85.44;

101.24 (2) local recreation grants under section 85.019; and

101.25 (3) enforcement and public education grants under sections 84.794, 84.803, 84.83,
101.26 84.927, 86B.701, 86B.705, and 87A.10.

101.27 Sec. 12. Minnesota Statutes 2018, section 84.027, subdivision 18, is amended to read:

101.28 Subd. 18. **Permanent school fund authority; reporting.** (a) The commissioner of
101.29 natural resources has the authority and responsibility for the administration of to administer
101.30 school trust lands under sections ~~92.121~~ 92.122 and 127A.31. The commissioner shall
101.31 biannually report to the Legislative Permanent School Fund Commission and the legislature

102.1 on the management of the school trust lands that shows how the commissioner has and will
102.2 continue to achieve the following goals:

102.3 (1) manage the school trust lands efficiently and in a manner that reflects the undivided
102.4 loyalty to the beneficiaries consistent with the commissioner's fiduciary duties;

102.5 (2) reduce the management expenditures of school trust lands and maximize the revenues
102.6 deposited in the permanent school trust fund;

102.7 (3) manage the sale, exchange, and commercial leasing of school trust lands, requiring
102.8 returns of not less than fair market value, to maximize the revenues deposited in the
102.9 permanent school trust fund and retain the value from the long-term appreciation of the
102.10 school trust lands;

102.11 (4) manage the school trust lands to maximize the long-term economic return for the
102.12 permanent school trust fund while maintaining sound natural resource conservation and
102.13 management principles;

102.14 (5) optimize school trust land revenues and maximize the value of the trust consistent
102.15 with the balancing of short-term and long-term interests, so that long-term benefits are not
102.16 lost in an effort to maximize short-term gains; and

102.17 (6) maintain the integrity of the trust and prevent the misapplication of its lands and its
102.18 revenues.

102.19 (b) When the commissioner finds an irresolvable conflict between maximizing the
102.20 long-term economic return and protecting natural resources and recreational values on
102.21 school trust lands, the commissioner shall give precedence to the long-term economic return
102.22 in managing school trust lands. By July 1, 2018, the permanent school fund ~~shall~~ must be
102.23 compensated for all school trust lands included under a designation or policy provision that
102.24 prohibits long-term economic return. The commissioner shall submit recommendations to
102.25 the appropriate legislative committees and divisions on methods of funding for the
102.26 compensation required under this paragraph, including recommendations for appropriations
102.27 from the general fund, nongeneral funds, and the state bond fund. Any uncompensated
102.28 designation or policy provision restrictions on the long-term economic return on school
102.29 trust lands remaining after July 1, 2018, ~~shall~~ must be compiled and submitted to the
102.30 Legislative Permanent School Fund Commission for review.

102.31 (c) By December 31, 2013, the report required under paragraph (a) ~~shall~~ must provide
102.32 an inventory and identification of all school trust lands that are included under a designation
102.33 or policy provision that prohibits long-term economic return. The report ~~shall~~ must include

103.1 a plan to compensate the permanent school fund through the purchase or exchange of the
103.2 lands or a plan to manage the school trust land to generate long-term economic return to
103.3 the permanent school fund. Subsequent reports under paragraph (a) ~~shall~~ must include a
103.4 status report of the commissioner's progress in maximizing the long-term economic return
103.5 on lands identified in the 2013 report.

103.6 (d) When ~~future management practices, policies, or designations or policies~~ by the
103.7 commissioner diminish or prohibit the long-term economic return on school trust land, the
103.8 conflict ~~shall~~ must be resolved by ~~compensating the permanent school fund through an~~
103.9 ~~exchange or purchase of the lands before designation or application of the policy~~ as provided
103.10 in section 92.122.

103.11 Sec. 13. Minnesota Statutes 2018, section 84.0895, subdivision 2, is amended to read:

103.12 Subd. 2. **Application.** (a) Subdivision 1 does not apply to:

103.13 (1) plants on land classified for property tax purposes as class 2a or 2c agricultural land
103.14 under section 273.13, ~~or on ditches and roadways~~ a ditch, or on an existing public road
103.15 right-of-way as defined in section 84.92, subdivision 6a, except for ground not previously
103.16 disturbed by construction or maintenance; and

103.17 (2) noxious weeds designated pursuant to sections 18.76 to 18.88 or to weeds otherwise
103.18 designated as troublesome by the Department of Agriculture.

103.19 (b) If control of noxious weeds is necessary, it takes priority over the protection of
103.20 endangered plant species, as long as a reasonable effort is taken to preserve the endangered
103.21 plant species first.

103.22 (c) The taking or killing of an endangered plant species on land adjacent to class 3 or
103.23 3b agricultural land as a result of the application of pesticides or other agricultural chemical
103.24 on the class 3 or 3b land is not a violation of subdivision 1, if reasonable care is taken in
103.25 the application of the pesticide or other chemical to avoid impact on adjacent lands. For the
103.26 purpose of this paragraph, class 3 or 3b agricultural land does not include timber land, waste
103.27 land, or other land for which the owner receives a state paid wetlands or native prairie tax
103.28 credit.

103.29 (d) The accidental taking of an endangered plant, where the existence of the plant is not
103.30 known at the time of the taking, is not a violation of subdivision 1.

103.31 Sec. 14. **[84.0896] TRADE IN PROHIBITED ANIMAL PARTS PROHIBITED.**

103.32 Subdivision 1. **Definitions.** (a) The definitions in this subdivision apply to this section.

104.1 (b) "Antique" means an item that:

104.2 (1) contains no more than 200 grams of prohibited animal part as a fixed component of
104.3 an item that is not made wholly or partially from a prohibited animal part; and

104.4 (2) is documented to be at least 100 years old.

104.5 (c) "Prohibited animal part" means any of the following:

104.6 (1) a tooth or tusk from any species of elephant, hippopotamus, mammoth, mastodon,
104.7 walrus, whale, or narwhal, or any piece thereof, whether raw or worked;

104.8 (2) a product containing any of the materials described in clause (1);

104.9 (3) a horn; piece of horn; or derivative of a horn, such as a powder, of any species of
104.10 rhinoceros; and

104.11 (4) a product containing any of the materials described in clause (3).

104.12 (d) "Sell" or "sale" means an exchange for consideration and includes barter and
104.13 possession with intent to sell. The term does not include a transfer of ownership by gift,
104.14 donation, or bequest.

104.15 Subd. 2. **Prohibition.** A person shall not purchase or sell any item that the person knows
104.16 or should know is a prohibited animal part.

104.17 Subd. 3. **Exceptions.** (a) Subdivision 2 does not prohibit the sale or purchase of a
104.18 prohibited animal part if the sale or purchase is:

104.19 (1) undertaken as part of law enforcement activities;

104.20 (2) expressly authorized by federal law;

104.21 (3) of an antique;

104.22 (4) of a musical instrument containing a lawfully acquired fixed component made of no
104.23 more than 200 grams of prohibited animal part; or

104.24 (5) of a prohibited animal part by a bona fide educational or scientific institution that is
104.25 a nonprofit corporation, as defined in section 501(c)(3) of the Internal Revenue Code.

104.26 (b) Subdivision 2 does not prohibit possession of a cultural artifact containing a prohibited
104.27 animal part.

104.28 Subd. 4. **Disposition of seized prohibited animal parts.** Notwithstanding any other
104.29 provision of law, a prohibited animal part seized under this section must, upon a conviction,

105.1 be forfeited to the state and either destroyed or given to a nonprofit corporation, as defined
105.2 in section 501(c)(3) of the Internal Revenue Code, for an educational or scientific purpose.

105.3 **EFFECTIVE DATE.** This section is effective January 1, 2020, and applies to crimes
105.4 committed on or after that date.

105.5 Sec. 15. Minnesota Statutes 2018, section 84.775, subdivision 1, is amended to read:

105.6 Subdivision 1. **Civil citation; authority to issue.** (a) A conservation officer or other
105.7 licensed peace officer may issue a civil citation to a person who operates:

105.8 (1) an off-highway motorcycle in violation of sections 84.773, subdivision 1 or 2, clause
105.9 (1); 84.777; 84.788 to 84.795; or 84.90;

105.10 (2) an off-road vehicle in violation of sections 84.773, subdivision 1 or 2, clause (1);
105.11 84.777; 84.798 to 84.804; or 84.90; or

105.12 (3) an all-terrain vehicle in violation of sections 84.773, subdivision 1 or 2, clause (1);
105.13 84.777; 84.90; or 84.922 to 84.928.

105.14 (b) A civil citation under paragraph (a) shall require restitution for public and private
105.15 property damage and impose a penalty of:

105.16 (1) \$100 for the first offense;

105.17 (2) \$200 for the second offense; and

105.18 (3) \$500 for third and subsequent offenses.

105.19 (c) A conservation officer or other licensed peace officer may issue a civil citation to a
105.20 person who operates an off-highway motorcycle, off-road vehicle, or all-terrain vehicle in
105.21 violation of section 84.773, subdivision 2, clause (2) or (3). A civil citation under this
105.22 paragraph shall require restitution for damage to wetlands and impose a penalty of:

105.23 (1) \$100 for the first offense;

105.24 (2) \$500 for the second offense; and

105.25 (3) \$1,000 for third and subsequent offenses.

105.26 (d) If the peace officer determines that there is damage to property requiring restitution,
105.27 the commissioner must send a written explanation of the extent of the damage and the cost
105.28 of the repair by first class mail to the address provided by the person receiving the citation
105.29 within 15 days of the date of the citation.

106.1 (e) An off-road vehicle ~~or all-terrain vehicle~~ that is equipped with a snorkel device and
106.2 receives a civil citation under this section is subject to twice the penalty amounts in
106.3 paragraphs (b) and (c).

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

106.5 Sec. 16. Minnesota Statutes 2018, section 84.788, subdivision 2, is amended to read:

106.6 Subd. 2. **Exemptions.** Registration is not required for off-highway motorcycles:

106.7 (1) owned and used by the United States, an Indian tribal government, the state, another
106.8 state, or a political subdivision;

106.9 (2) registered in another state or country that have not been within this state for more
106.10 than 30 consecutive days;

106.11 (3) registered under chapter 168, when operated on forest roads to gain access to a state
106.12 forest campground;

106.13 ~~(4) used exclusively in organized track racing events;~~

106.14 ~~(5)~~ (4) operated on state or grant-in-aid trails by a nonresident possessing a nonresident
106.15 off-highway motorcycle state trail pass;

106.16 ~~(6)~~ (5) operated by a person participating in an event for which the commissioner has
106.17 issued a special use permit; or

106.18 ~~(7)~~ (6) operated on boundary trails and registered in another state or country providing
106.19 equal reciprocal registration or licensing exemptions for registrants of this state.

106.20 Sec. 17. Minnesota Statutes 2018, section 84.794, subdivision 2, is amended to read:

106.21 Subd. 2. **Purposes.** (a) Subject to appropriation by the legislature, money in the
106.22 off-highway motorcycle account may only be spent for:

106.23 (1) administration, enforcement, and implementation of sections 84.787 to 84.795;

106.24 (2) acquisition, maintenance, and development of off-highway motorcycle trails and use
106.25 areas; ~~and~~

106.26 (3) grants-in-aid to counties and municipalities to construct and maintain off-highway
106.27 motorcycle trails and use areas; and

106.28 (4) grants for enforcement and public education to local law enforcement agencies.

107.1 (b) The distribution of funds made available for grants-in-aid must be guided by the
107.2 statewide comprehensive outdoor recreation plan.

107.3 Sec. 18. Minnesota Statutes 2018, section 84.83, subdivision 3, is amended to read:

107.4 Subd. 3. **Purposes for the account; allocation.** (a) The money deposited in the account
107.5 and interest earned on that money may be expended only as appropriated by law for the
107.6 following purposes:

107.7 (1) for a grant-in-aid program to counties and municipalities for construction and
107.8 maintenance of snowmobile trails that are determined by the commissioner to be part of
107.9 the state's grant-in-aid system, including maintenance of trails on lands and waters of
107.10 Voyageurs National Park; on Lake of the Woods; on Rainy Lake; on the following lakes in
107.11 St. Louis County: Burntside, Crane, Little Long, Mud, Pelican, Shagawa, and Vermilion;
107.12 and on the following lakes in Cook County: Devil Track and Hungry Jack; The commissioner
107.13 may establish a performance-based funding formula for annual grants-in-aid. The procedures
107.14 and criteria for grants-in-aid are not subject to the rulemaking provisions of chapter 14, and
107.15 section 14.386 does not apply. In administering the performance-based grants-in-aid, the
107.16 commissioner must:

107.17 (i) determine annual grant amounts based on a funding formula that includes consideration
107.18 of historical costs, snowfall, use, and tourism;

107.19 (ii) make grant payments based on:

107.20 (A) successful completion of performance benchmarks;

107.21 (B) reimbursement of eligible expenditures; or

107.22 (C) a combination of subitems (A) and (B); and

107.23 (iii) assess penalties to nonperforming grant-in-aid recipients, which may include
107.24 withholding grant payments or making the grantee or trail system ineligible for future
107.25 grant-in-aid funding.

107.26 ~~(2) for acquisition, development, and maintenance of~~ to acquire, develop, and maintain
107.27 state recreational snowmobile trails;

107.28 (3) for snowmobile safety programs; and

107.29 ~~(4) for the administration and enforcement of~~ to administer and enforce sections 84.81
107.30 to 84.91 and appropriated grants to local law enforcement agencies.

108.1 (b) No less than 60 percent of revenue collected from snowmobile registration and
108.2 snowmobile state trail sticker fees must be expended for grants-in-aid to develop, maintain,
108.3 and groom trails and acquire easements.

108.4 Sec. 19. Minnesota Statutes 2018, section 84.86, subdivision 1, is amended to read:

108.5 Subdivision 1. **Required rules.** With a view of achieving maximum use of snowmobiles
108.6 consistent with protection of the environment the commissioner of natural resources shall
108.7 adopt rules in the manner provided by chapter 14, for the following purposes:

108.8 (1) Registration of snowmobiles and display of registration numbers.

108.9 (2) Use of snowmobiles insofar as game and fish resources are affected.

108.10 (3) Use of snowmobiles on public lands and waters, or on grant-in-aid trails.

108.11 (4) Uniform signs to be used by the state, counties, and cities, which are necessary or
108.12 desirable to control, direct, or regulate the operation and use of snowmobiles.

108.13 (5) Specifications relating to snowmobile mufflers.

108.14 (6) A comprehensive snowmobile information and safety education and training program,
108.15 including but not limited to the preparation and dissemination of snowmobile information
108.16 and safety advice to the public, the training of snowmobile operators, and the issuance of
108.17 snowmobile safety certificates to snowmobile operators who successfully complete the
108.18 snowmobile safety education and training course. For the purpose of administering such
108.19 program and to defray expenses of training and certifying snowmobile operators, the
108.20 commissioner shall collect a fee from each person who receives the youth or adult training.
108.21 The commissioner shall collect a fee, to include a \$1 issuing fee for licensing agents, for
108.22 issuing a duplicate snowmobile safety certificate. The commissioner shall establish both
108.23 fees in a manner that neither significantly overrecovers nor underrecovers costs, including
108.24 overhead costs, involved in providing the services. The fees are not subject to the rulemaking
108.25 provisions of chapter 14 and section 14.386 does not apply. The fees may be established
108.26 by the commissioner notwithstanding section 16A.1283. The fees, except for the issuing
108.27 fee for licensing agents under this subdivision, shall be deposited in the snowmobile trails
108.28 and enforcement account in the natural resources fund and the amount thereof, except for
108.29 the electronic licensing system commission established by the commissioner under section
108.30 84.027, subdivision 15, and issuing fees collected by the commissioner, is appropriated
108.31 annually to the Enforcement Division of the Department of Natural Resources for the
108.32 administration of such programs. In addition to the fee established by the commissioner,
108.33 instructors may charge each person any fee paid by the instructor for the person's online

109.1 training course and up to the established fee amount for class materials and expenses. The
109.2 commissioner shall cooperate with private organizations and associations, private and public
109.3 corporations, and local governmental units in furtherance of the program established under
109.4 this clause. School districts may cooperate with the commissioner and volunteer instructors
109.5 to provide space for the classroom portion of the training. The commissioner shall consult
109.6 with the commissioner of public safety in regard to training program subject matter and
109.7 performance testing that leads to the certification of snowmobile operators.

109.8 (7) The operator of any snowmobile involved in an accident resulting in injury requiring
109.9 medical attention or hospitalization to or death of any person or total damage to an extent
109.10 of \$500 or more, shall forward a written report of the accident to the commissioner on such
109.11 form as the commissioner shall prescribe. If the operator is killed or is unable to file a report
109.12 due to incapacitation, any peace officer investigating the accident shall file the accident
109.13 report within ten business days.

109.14 Sec. 20. Minnesota Statutes 2018, section 84.925, subdivision 1, is amended to read:

109.15 Subdivision 1. ~~Program~~ **Training and certification programs established.** (a) The
109.16 commissioner shall establish:

109.17 (1) a comprehensive all-terrain vehicle environmental and safety education and training
109.18 certification program, including the preparation and dissemination of vehicle information
109.19 and safety advice to the public, the training of all-terrain vehicle operators, and the issuance
109.20 of all-terrain vehicle safety certificates to vehicle operators over the age of 12 years who
109.21 successfully complete the all-terrain vehicle environmental and safety education and training
109.22 course; and

109.23 (2) a voluntary all-terrain vehicle online training program for youth and a parent or
109.24 guardian, offered at no charge for operators at least six years of age but younger than ten
109.25 years of age.

109.26 (b) A parent or guardian must be present at the hands-on a training ~~portion of the program~~
109.27 ~~for when the youth who are six through~~ is under ten years of age.

109.28 ~~(b)~~ (c) For the purpose of administering the program and to defray the expenses of
109.29 training and certifying vehicle operators, the commissioner shall collect a fee from each
109.30 person who receives the training for certification under paragraph (a), clause (1). The
109.31 commissioner shall collect a fee, to include a \$1 issuing fee for licensing agents, for issuing
109.32 a duplicate all-terrain vehicle safety certificate. The commissioner shall establish both fees
109.33 in a manner that neither significantly overrecovers nor underrecovers costs, including

110.1 overhead costs, involved in providing the services. The fees are not subject to the rulemaking
110.2 provisions of chapter 14 and section 14.386 does not apply. The fees may be established
110.3 by the commissioner notwithstanding section 16A.1283. Fee proceeds, except for the issuing
110.4 fee for licensing agents under this subdivision, shall be deposited in the all-terrain vehicle
110.5 account in the natural resources fund and the amount thereof, except for the electronic
110.6 licensing system commission established by the commissioner under section 84.027,
110.7 subdivision 15, and issuing fees collected by the commissioner, is appropriated annually to
110.8 the Enforcement Division of the Department of Natural Resources for the administration
110.9 of the programs. In addition to the fee established by the commissioner, instructors may
110.10 charge each person up to the established fee amount for class materials and expenses.

110.11 ~~(e)~~ (d) The commissioner shall cooperate with private organizations and associations,
110.12 private and public corporations, and local governmental units in furtherance of the ~~program~~
110.13 programs established under this section. School districts may cooperate with the
110.14 commissioner and volunteer instructors to provide space for the classroom portion of the
110.15 training. The commissioner shall consult with the commissioner of public safety in regard
110.16 to ~~training program~~ the subject matter of the training programs and performance testing that
110.17 leads to the certification of vehicle operators. The commissioner shall incorporate a riding
110.18 component in the ~~safety education and training program~~ certification programs established
110.19 under this section and may incorporate a riding component in the training program established
110.20 in paragraph (a), clause (2).

110.21 Sec. 21. Minnesota Statutes 2018, section 84.9256, subdivision 1, is amended to read:

110.22 Subdivision 1. **Prohibitions on youthful operators.** (a) Except for operation on public
110.23 road rights-of-way that is permitted under section 84.928 and as provided under paragraph
110.24 (j), a driver's license issued by the state or another state is required to operate an all-terrain
110.25 vehicle along or on a public road right-of-way.

110.26 (b) A person under 12 years of age shall not:

110.27 (1) make a direct crossing of a public road right-of-way;

110.28 (2) operate an all-terrain vehicle on a public road right-of-way in the state; or

110.29 (3) operate an all-terrain vehicle on public lands or waters, except as provided in
110.30 paragraph (f).

110.31 (c) Except for public road rights-of-way of interstate highways, a person 12 years of age
110.32 but less than 16 years may make a direct crossing of a public road right-of-way of a trunk,
110.33 county state-aid, or county highway or operate on public lands and waters or state or

111.1 grant-in-aid trails, only if that person possesses a valid all-terrain vehicle safety certificate
111.2 issued by the commissioner and is accompanied by a person 18 years of age or older who
111.3 holds a valid driver's license.

111.4 (d) To be issued an all-terrain vehicle safety certificate, a person at least 12 years old,
111.5 but less than 16 years old, must:

111.6 (1) successfully complete the safety education and training program under section 84.925,
111.7 subdivision 1, including a riding component; and

111.8 (2) be able to properly reach and control the handle bars and reach the foot pegs while
111.9 sitting upright on the seat of the all-terrain vehicle.

111.10 (e) A person at least ~~six~~ ten years of age may take the safety education and training
111.11 program and may receive an all-terrain vehicle safety certificate under paragraph (d), but
111.12 the certificate is not valid until the person reaches age 12.

111.13 (f) A person at least ten years of age but under 12 years of age may operate an all-terrain
111.14 vehicle with an engine capacity up to 110cc if the vehicle is a class 1 all-terrain vehicle with
111.15 straddle-style seating or up to 170cc if the vehicle is a class 1 all-terrain vehicle with
111.16 side-by-side-style seating on public lands or waters if accompanied by a parent or legal
111.17 guardian.

111.18 (g) A person under 15 years of age shall not operate a class 2 all-terrain vehicle.

111.19 (h) A person under the age of 16 may not operate an all-terrain vehicle on public lands
111.20 or waters or on state or grant-in-aid trails if the person cannot properly reach and control:

111.21 (1) the handle bars and reach the foot pegs while sitting upright on the seat of the
111.22 all-terrain vehicle with straddle-style seating; or

111.23 (2) the steering wheel and foot controls of a class 1 all-terrain vehicle with
111.24 side-by-side-style seating while sitting upright in the seat with the seat belt fully engaged.

111.25 (i) Notwithstanding paragraph (c), a nonresident at least 12 years old, but less than 16
111.26 years old, may make a direct crossing of a public road right-of-way of a trunk, county
111.27 state-aid, or county highway or operate an all-terrain vehicle on public lands and waters or
111.28 state or grant-in-aid trails if:

111.29 (1) the nonresident youth has in possession evidence of completing an all-terrain safety
111.30 course offered by the ATV Safety Institute or another state as provided in section 84.925,
111.31 subdivision 3; and

112.1 (2) the nonresident youth is accompanied by a person 18 years of age or older who holds
112.2 a valid driver's license.

112.3 (j) A person 12 years of age but less than 16 years of age may operate an all-terrain
112.4 vehicle on the roadway, bank, slope, or ditch of a public road right-of-way as permitted
112.5 under section 84.928 if the person:

112.6 (1) possesses a valid all-terrain vehicle safety certificate issued by the commissioner;
112.7 and

112.8 (2) is accompanied by a parent or legal guardian on a separate all-terrain vehicle.

112.9 Sec. 22. Minnesota Statutes 2018, section 84.928, subdivision 2, is amended to read:

112.10 Subd. 2. **Operation generally.** A person may not drive or operate an all-terrain vehicle:

112.11 (1) at a rate of speed greater than reasonable or proper under the surrounding
112.12 circumstances;

112.13 (2) in a careless, reckless, or negligent manner so as to endanger or to cause injury or
112.14 damage to the person or property of another;

112.15 (3) without headlight and taillight lighted at all times if the vehicle is equipped with
112.16 headlight and taillight;

112.17 (4) without a functioning stoplight if so equipped;

112.18 (5) in a tree nursery or planting in a manner that damages or destroys growing stock;

112.19 (6) without a brake operational by either hand or foot;

112.20 (7) with more than one person on the vehicle, except as allowed under section 84.9257;

112.21 (8) at a speed exceeding ten miles per hour on the frozen surface of public waters within
112.22 100 feet of a person not on an all-terrain vehicle or within 100 feet of a fishing shelter; or

112.23 ~~(9) with a snorkel device that has a raised air intake six inches or more above the vehicle~~
112.24 ~~manufacturer's original air intake, except within the Iron Range Off-Highway Vehicle~~
112.25 ~~Recreation Area as described in section 85.013, subdivision 12a, or other public off-highway~~
112.26 ~~vehicle recreation areas; or~~

112.27 ~~(10)~~ (9) in a manner that violates operation rules adopted by the commissioner.

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

113.1 Sec. 23. **[84.976] NO CHILD LEFT INSIDE GRANT PROGRAM.**

113.2 Subdivision 1. **Establishment.** The commissioner of natural resources must establish
113.3 and administer a program to provide grants for outdoor environmental, ecological, and other
113.4 natural-resource-based education and recreation programs serving youth.

113.5 Subd. 2. **Eligibility.** The commissioner may award grants under this section to public
113.6 entities or private nonprofit organizations.

113.7 Subd. 3. **Priorities.** In awarding grants under this section, the commissioner must give
113.8 priority to programs that:

113.9 (1) provide students with opportunities to directly experience and understand nature and
113.10 the natural world;

113.11 (2) use a research-based, effective environmental, ecological, agricultural, or other
113.12 natural-resource-based educational curriculum;

113.13 (3) maximize the number of participants that can be served;

113.14 (4) serve children with limited opportunities to participate in natural-resource-based
113.15 outdoor activities;

113.16 (5) use public park and other natural resource venues and personnel as a resource; and

113.17 (6) commit matching funds or in-kind resources.

113.18 Sec. 24. Minnesota Statutes 2018, section 84D.03, subdivision 3, is amended to read:

113.19 Subd. 3. **Bait harvest from infested waters.** (a) Taking wild animals from infested
113.20 waters for bait or aquatic farm purposes is prohibited except as provided in paragraph (b)
113.21 or (c) and section 97C.341.

113.22 (b) In waters that are listed as infested waters, except those listed as infested with
113.23 prohibited invasive species of fish or certifiable diseases of fish, as defined under section
113.24 17.4982, subdivision 6, taking wild animals may be permitted for:

113.25 (1) commercial taking of wild animals for bait and aquatic farm purposes as provided
113.26 in a permit issued under section 84D.11, subject to rules adopted by the commissioner; and

113.27 (2) bait purposes for noncommercial personal use in waters that contain Eurasian
113.28 watermilfoil, when the infested waters are listed solely because they contain Eurasian
113.29 watermilfoil and if the equipment for taking is limited to cylindrical minnow traps not
113.30 exceeding 16 inches in diameter and 32 inches in length.

(c) In streams or rivers that are listed as infested waters, except those listed as infested with certifiable diseases of fish, as defined under section 17.4982, subdivision 6, the harvest of bullheads, goldeyes, mooneyes, sheepshead (freshwater drum), and suckers for bait by hook and line for noncommercial personal use is allowed as follows:

(1) fish taken under this paragraph must be used on the same body of water where caught and while still on that water body. Where the river or stream is divided by barriers such as dams, the fish must be caught and used on the same section of the river or stream;

(2) fish taken under this paragraph may not be transported live from or off the water body;

(3) fish harvested under this paragraph may only be used in accordance with this section;

(4) any other use of wild animals used for bait from infested waters is prohibited;

(5) fish taken under this paragraph must meet all other size restrictions and requirements as established in rules; and

(6) all species listed under this paragraph shall be included in the person's daily limit as established in rules, if applicable.

(d) Equipment authorized for minnow harvest in a listed infested water by permit issued under paragraph (b) may not be transported to, or used in, any waters other than waters specified in the permit.

(e) Bait intended for sale may not be held in infested water after taking and before sale unless authorized under a license or permit according to Minnesota Rules, part 6216.0500.

(f) In the Minnesota River downstream of Granite Falls, the Mississippi River downstream of St. Anthony Falls, and the St. Croix River downstream of the dam at Taylors Falls, including portions described as Minnesota-Wisconsin boundary waters in Minnesota Rules, part 6266.0500, subpart 1, items A and B, harvesting gizzard shad by cast net for noncommercial personal use as bait for angling, as provided in a permit issued under section 84D.11, is allowed as follows:

(1) nontarget species must immediately be returned to the water;

(2) gizzard shad taken under this paragraph must be used on the same body of water where caught and while still on that water body. Where the river is divided by barriers such as dams, the gizzard shad must be caught and used on the same section of the river;

(3) gizzard shad taken under this paragraph may not be transported off the water body; and

115.1 (4) gizzard shad harvested under this paragraph may only be used in accordance with
115.2 this section.

115.3 Sec. 25. Minnesota Statutes 2018, section 84D.03, subdivision 4, is amended to read:

115.4 Subd. 4. **Restrictions in infested and noninfested waters; commercial fishing and**
115.5 **turtle, frog, and crayfish harvesting.** (a) All nets, traps, buoys, anchors, stakes, and lines
115.6 used for commercial fishing or turtle, frog, or crayfish harvesting in an infested water that
115.7 is listed because it contains invasive fish, invertebrates, aquatic plants or aquatic macrophytes
115.8 other than Eurasian watermilfoil, or certifiable diseases, as defined in section 17.4982, must
115.9 be tagged with tags provided by the commissioner, as specified in the commercial licensee's
115.10 license or permit. Tagged gear must not be used in water bodies other than those specified
115.11 in the license or permit. The license or permit may authorize department staff to remove
115.12 tags after the from gear is that has been decontaminated according to a protocol specified
115.13 by the commissioner if use of the decontaminated gear in other water bodies does not pose
115.14 an unreasonable risk of harm to natural resources or the use of natural resources in the state.
115.15 This tagging requirement does not apply to commercial fishing equipment used in Lake
115.16 Superior.

115.17 (b) All nets, traps, buoys, anchors, stakes, and lines used for commercial fishing or turtle,
115.18 frog, or crayfish harvesting in an infested water that is listed solely because it contains
115.19 Eurasian watermilfoil must be dried for a minimum of ten days or frozen for a minimum
115.20 of two days before they are used in any other waters, except as provided in this paragraph.
115.21 Commercial licensees must notify the department's regional or area fisheries office or a
115.22 conservation officer before removing nets or equipment from an infested water listed solely
115.23 because it contains Eurasian watermilfoil and before resetting those nets or equipment in
115.24 any other waters. Upon notification, the commissioner may authorize a commercial licensee
115.25 to move nets or equipment to another water without freezing or drying, if that water is listed
115.26 as infested solely because it contains Eurasian watermilfoil.

115.27 (c) A commercial licensee must remove all aquatic macrophytes from nets and other
115.28 equipment before placing the equipment into waters of the state.

115.29 (d) The commissioner shall provide a commercial licensee with a current listing of listed
115.30 infested waters at the time that a license or permit is issued.

115.31 Sec. 26. Minnesota Statutes 2018, section 84D.108, subdivision 2b, is amended to read:

115.32 Subd. 2b. **Gull Lake pilot study.** (a) The commissioner may include an additional
115.33 targeted pilot study to include water-related equipment with zebra mussels attached for the

116.1 ~~Gull Narrows State Water Access Site, Government Point State Water Access Site, and~~
116.2 ~~Gull East State Water Access Site~~ water access sites on Gull Lake (DNR Division of Waters
116.3 number 11-0305) in Cass and Crow Wing Counties using the same authorities, general
116.4 procedures, and requirements provided for the Lake Minnetonka pilot project in subdivision
116.5 2a. Lake service providers participating in the Gull Lake targeted pilot study place of business
116.6 must be located in Cass or Crow Wing County.

116.7 (b) If an additional targeted pilot project for Gull Lake is implemented under this section,
116.8 the report to the chairs and ranking minority members of the senate and house of
116.9 representatives committees having jurisdiction over natural resources required under Laws
116.10 2016, chapter 189, article 3, section 48, must also include the Gull Lake targeted pilot study
116.11 recommendations and assessments.

116.12 (c) This subdivision expires December 1, 2019.

116.13 Sec. 27. Minnesota Statutes 2018, section 84D.108, subdivision 2c, is amended to read:

116.14 Subd. 2c. **Cross Lake pilot study.** (a) The commissioner may include an additional
116.15 targeted pilot study to include water-related equipment with zebra mussels attached for ~~the~~
116.16 ~~Cross Lake #1 State Water Access Site~~ water access sites on Cross Lake (DNR Division of
116.17 Waters number 18-0312) in Crow Wing County using the same authorities, general
116.18 procedures, and requirements provided for the Lake Minnetonka pilot project in subdivision
116.19 2a. The place of business of lake service providers participating in the Cross Lake targeted
116.20 pilot study must be located in Cass or Crow Wing County.

116.21 (b) If an additional targeted pilot project for Cross Lake is implemented under this
116.22 section, the report to the chairs and ranking minority members of the senate and house of
116.23 representatives committees having jurisdiction over natural resources required under Laws
116.24 2016, chapter 189, article 3, section 48, must also include the Cross Lake targeted pilot
116.25 study recommendations and assessments.

116.26 (c) This subdivision expires December 1, 2019.

116.27 Sec. 28. Minnesota Statutes 2018, section 84D.15, subdivision 2, is amended to read:

116.28 Subd. 2. **Receipts.** Money received from surcharges on watercraft licenses under section
116.29 86B.415, subdivision 7, civil penalties under section 84D.13, and service provider permits
116.30 under section 84D.108, ~~shall~~ must be deposited in the invasive species account. Each year,
116.31 the commissioner of management and budget ~~shall~~ must transfer from the game and fish
116.32 fund to the invasive species account, the annual surcharge collected on nonresident fishing

117.1 licenses under section 97A.475, subdivision 7, paragraph (b). ~~Each fiscal year, the~~
117.2 ~~commissioner of management and budget shall transfer \$750,000 from the water recreation~~
117.3 ~~account under section 86B.706 to the invasive species account.~~

117.4 Sec. 29. Minnesota Statutes 2018, section 85.054, subdivision 1, is amended to read:

117.5 Subdivision 1. **State Park Open House Day Days.** (a) A state park permit is not required
117.6 for a motor vehicle to enter a state park, state monument, state recreation area, or state
117.7 wayside, on ~~one day~~ four days each calendar year at each park, which the commissioner
117.8 ~~may shall~~ designate as State Park Open House Day Days. The commissioner may designate
117.9 two consecutive days as State Park Open House Day Days, if the open house is held in
117.10 conjunction with a special pageant described in section 85.052, subdivision 2.

117.11 (b) The commissioner shall announce the date of each State Park Open House Day at
117.12 least 30 days in advance of the date it occurs.

117.13 (c) The purpose of State Park Open House Day Days is to acquaint the public with state
117.14 parks, recreation areas, and waysides.

117.15 Sec. 30. Minnesota Statutes 2018, section 85.32, subdivision 1, is amended to read:

117.16 Subdivision 1. **Designation.** (a) The commissioner of natural resources is authorized in
117.17 cooperation with local units of government and private individuals and groups when feasible
117.18 to manage state water trails on the Lake Superior water trail under section 85.0155 and on
117.19 the following rivers, which have historic, recreational, and scenic values: Little Fork, Big
117.20 Fork, Minnesota, St. Croix, Snake, Mississippi, Red Lake, Cannon, Straight, Des Moines,
117.21 Crow Wing, St. Louis, Pine, Rum, Kettle, Cloquet, Root, Zumbro, Pomme de Terre within
117.22 Swift County, Watonwan, Cottonwood, Whitewater, Chippewa from Benson in Swift County
117.23 to Montevideo in Chippewa County, Long Prairie, Red River of the North, Sauk, Otter Tail,
117.24 Redwood, Blue Earth, Cedar, Shell Rock, Vermilion in St. Louis County, north fork of the
117.25 Crow, and south fork of the Crow. The commissioner may map and sign points of interest,
117.26 public water access sites, portages, camp sites, and dams, rapids, waterfalls, and other serious
117.27 hazards that are dangerous to canoe, kayak, and watercraft travelers. The commissioner
117.28 may maintain passageway for watercraft on state water trails.

117.29 (b) Notwithstanding section 10.49, the segment of the St. Croix River Water Trail
117.30 between Wild River State Park and William O'Brien State Park is designated and named
117.31 the Walter F. Mondale Scenic Riverway.

Sec. 31. Minnesota Statutes 2018, section 85.42, is amended to read:

85.42 USER FEE; VALIDITY.

(a) The fee for an annual cross-country-ski pass is ~~\$19~~ \$24 for an individual age 16 and over. The fee for a three-year pass is ~~\$54~~ \$69 for an individual age 16 and over. This fee ~~shall~~ must be collected at the time the pass is purchased. Three-year passes are valid for three years beginning the previous July 1. Annual passes are valid for one year beginning the previous July 1.

(b) The cost for a daily cross-country skier pass is ~~\$5~~ \$9 for an individual age 16 and over. This fee ~~shall~~ must be collected at the time the pass is purchased. The daily pass is valid only for the date designated on the pass form.

(c) A pass must be signed by the skier across the front of the pass to be valid and ~~becomes~~ is nontransferable on signing when signed.

(d) The commissioner and agents ~~shall~~ must issue a duplicate pass to a person whose pass is lost or destroyed; using the process established under section 97A.405, subdivision 3, and rules adopted thereunder. The fee for a duplicate cross-country-ski pass is \$2.

Sec. 32. Minnesota Statutes 2018, section 85.44, is amended to read:

85.44 CROSS-COUNTRY-SKI TRAIL GRANT-IN-AID PROGRAM.

The commissioner shall establish a grant-in-aid program for local units of government and special park districts ~~for the acquisition, development, and maintenance of~~ to acquire, develop, and maintain cross-country-ski trails that are determined by the commissioner to be part of the state's grant-in-aid system. Grants ~~shall be~~ are available ~~for acquisition of to acquire~~ trail easements but may not be used to acquire any lands in fee title. Local units of government and special park districts applying for and receiving grants under this section ~~shall be~~ are considered to have cross-country-ski trails for one year following the expiration of their last grant. The department shall reimburse all public sponsors of grants-in-aid cross-country-ski trails based upon criteria established by the department. ~~Prior to the use of~~ Before using any reimbursement criteria, a certain proportion of the revenues ~~shall~~ must be allocated on the basis of user fee sales location. The commissioner may establish a performance-based funding formula for annual grants-in-aid. The procedures and criteria for grants-in-aid are not subject to the rulemaking provisions of chapter 14, and section 14.386 does not apply. In administering the performance-based grants-in-aid, the commissioner must:

119.1 (1) determine annual grant amounts based on a funding formula that includes
119.2 consideration of historical costs, snowfall, use, and tourism;

119.3 (2) make grant payments based on:

119.4 (i) successful completion of performance benchmarks;

119.5 (ii) reimbursement of eligible expenditures; or

119.6 (iii) a combination of items (i) and (ii); and

119.7 (3) assess penalties to nonperforming grant-in-aid recipients, which may include
119.8 withholding grant payments or making the grantee or trail system ineligible for future
119.9 grant-in-aid funding.

119.10 Sec. 33. Minnesota Statutes 2018, section 85.47, is amended to read:

119.11 **85.47 SPECIAL USE PERMITS; FEES.**

119.12 Fees collected for special use permits to use state trails not on state forest, state park, or
119.13 state recreation area lands and for use of state water access sites must be deposited in the
119.14 natural resources fund and are appropriated to the commissioner of natural resources for
119.15 operating and maintaining state trails and water access sites.

119.16 Sec. 34. Minnesota Statutes 2018, section 86B.415, subdivision 7, is amended to read:

119.17 Subd. 7. **Watercraft surcharge.** A ~~\$5~~ \$10.60 surcharge is placed on each watercraft
119.18 licensed under subdivisions 1 to 5 for control, public awareness, law enforcement, monitoring,
119.19 and research of aquatic invasive species such as zebra mussel, purple loosestrife, and Eurasian
119.20 watermilfoil in public waters and public wetlands.

119.21 Sec. 35. Minnesota Statutes 2018, section 88.10, is amended by adding a subdivision to
119.22 read:

119.23 Subd. 3. **Wildland firefighters; training and licensing.** Forest officers and all
119.24 individuals employed as firefighters under this chapter are not subject to the licensing,
119.25 training, and certification requirements of chapter 299N.

119.26 Sec. 36. Minnesota Statutes 2018, section 88.642, subdivision 1, is amended to read:

119.27 Subdivision 1. **Written consent.** No person shall cut, harvest, remove, transport, or
119.28 possess for decorative purposes or for sale more than three decorative trees, more than 100
119.29 pounds of decorative boughs, more than 50 spruce stems or branches greater than six inches

120.1 in length, more than 50 birch stems or branches greater than one-inch large-end diameter,
120.2 or more than 100 pounds of any other decorative materials without the written consent of
120.3 the owner or authorized agent of the private or public land on which the decorative materials
120.4 were cut or harvested. The written consent ~~shall be on a form furnished or otherwise approved~~
120.5 ~~by the commissioner of natural resources and shall~~ must contain the legal description of the
120.6 land where the decorative materials were cut or harvested, as well as the name of the legal
120.7 owner of the land or the owner's authorized agent. The written consent must be carried by
120.8 every person cutting, harvesting, removing, possessing, or transporting any decorative
120.9 materials, or in any way aiding therein, and must be exhibited to any officer at the officer's
120.10 request at any time.

120.11 Sec. 37. Minnesota Statutes 2018, section 88.642, subdivision 3, is amended to read:

120.12 Subd. 3. **Transportation requirements.** No person, common carrier, ~~bough~~ decorative
120.13 materials buyer, or authorized agent shall purchase or otherwise receive for shipment or
120.14 transportation any decorative materials without recording the seller's or consignor's name
120.15 and address and the written consent on a form furnished or otherwise approved by the
120.16 commissioner of natural resources.

120.17 Sec. 38. Minnesota Statutes 2018, section 88.6435, is amended to read:

120.18 **88.6435 BOUGH DECORATIVE MATERIALS BUYERS.**

120.19 ~~Subdivision 1. **Permits.** A person may not buy more than 100 pounds of decorative~~
120.20 ~~boughs in any calendar year without a bough buyer's permit issued by the commissioner of~~
120.21 ~~natural resources. The annual fee for a permit for a resident or nonresident to buy decorative~~
120.22 ~~boughs is \$25.~~

120.23 Subd. 1a. **License.** (a) A person must have a buyer's license for decorative materials to:

120.24 (1) buy more than 100 pounds of decorative boughs in any calendar year;

120.25 (2) buy more than 50 spruce stems or branches greater than six inches in length in any
120.26 calendar year; or

120.27 (3) buy more than 50 birch stems or branches greater than one-inch large-end diameter
120.28 in any calendar year.

120.29 (b) The annual fee for a buyer's license for decorative materials for a resident or
120.30 nonresident is \$25.

121.1 Subd. 2. **Record requirements.** (a) When buying or otherwise receiving decorative
 121.2 ~~boughs materials~~, a person ~~permitted~~ licensed under this section must record:

121.3 (1) the seller's name and address;

121.4 (2) the form of written consent; and

121.5 (3) the government permit number or legal description or property tax identification
 121.6 number of the land from which the ~~boughs~~ decorative materials were obtained.

121.7 (b) The information under paragraph (a) must be provided recorded on a form furnished
 121.8 or otherwise approved by the commissioner of natural resources in consultation with the
 121.9 balsam bough industry groups and must be exhibited to an officer upon request.

121.10 ~~(b) Boughs may not be purchased~~ (c) A licensed buyer may not purchase decorative
 121.11 materials if the seller fails to exhibit the written consent required under section 88.642,
 121.12 subdivision 1, or if the boughs do not conform to the standards specified on the consent.
 121.13 Decorative boughs cut from public lands materials must conform to standards specified in
 121.14 the written consent.

121.15 ~~(e) (d) Records shall~~ must be maintained from July 1 until June 30 of the following
 121.16 calendar year and ~~shall~~ must be open to inspection to an officer during reasonable hours.

121.17 ~~(d) (e) Customer name and address records created and maintained by permittees~~ licensees
 121.18 under this section are classified as private or nonpublic government data.

121.19 Subd. 3. ~~Revocation of permits~~ **Penalties.** (a) The commissioner may deny, modify,
 121.20 suspend, or revoke a ~~permit~~ license issued under this section for cause, including ~~falsification~~
 121.21 ~~of~~ for falsifying records required under this section or ~~violation of any other provision of~~
 121.22 for violating sections 88.641 to 88.648.

121.23 (b) A person convicted of two or more violations of sections 88.641 to 88.648 within
 121.24 three years may not obtain a ~~bough~~ buyer's ~~permit~~ license for decorative materials for three
 121.25 years ~~from~~ after the date of the last conviction.

121.26 Subd. 4. ~~Forest bough~~ **Special forest products account; disposition of fees.** (a) The
 121.27 ~~forest bough~~ special forest products account is established in the state treasury ~~within~~ in the
 121.28 natural resources fund.

121.29 (b) Fees for ~~permits~~ licenses issued under this section must be deposited in the state
 121.30 treasury and credited to the ~~forest bough~~ special forest products account and, except for the
 121.31 electronic licensing system commission established by the commissioner under section
 121.32 84.027, subdivision 15, are annually appropriated to the commissioner of natural resources

122.1 for costs associated with special forest product information and education programs for
122.2 harvesters and buyers.

122.3 Sec. 39. Minnesota Statutes 2018, section 90.01, is amended by adding a subdivision to
122.4 read:

122.5 Subd. 13. **Special forest products.** "Special forest products" means woody and
122.6 herbaceous plants, plant parts, seeds, fungus, soil, gravel, and forest substrate for
122.7 consumption, decoration, or medicine or for any other specialty use.

122.8 Sec. 40. Minnesota Statutes 2018, section 90.195, is amended to read:

122.9 **90.195 SPECIAL USE AND PRODUCT PERMIT.**

122.10 (a) The commissioner may issue a fuelwood permit to salvage or cut not to exceed 12
122.11 cords of fuelwood per year for personal use from either or both of the following sources:

122.12 (1) dead, down, and damaged trees; or

122.13 (2) other trees that are of negative value under good forest management practices.

122.14 (b) The fuelwood permits under paragraph (a) may be issued for a period not to exceed
122.15 one year. The commissioner ~~shall~~ must charge a fee for the permit as provided under section
122.16 90.041, subdivision 10. The fee ~~shall~~ must not exceed the current market value of fuelwood
122.17 of similar species, grade, and volume that is being sold in the area where the salvage or
122.18 cutting is authorized under the permit.

122.19 ~~(b) (c)~~ The commissioner may issue a ~~special-product permit under section 89.42 for~~
122.20 ~~commercial use, which may include~~ permit for harvesting or collecting incidental volumes
122.21 ~~of boughs, gravel, hay, biomass, and other products derived from forest management activities~~
122.22 special forest products. The value of the products is the current market value of the products
122.23 that are being sold in the area. The permit may be issued for a period not to exceed one year,
122.24 and the commissioner ~~shall~~ must charge a fee for the permit as provided under section
122.25 90.041, subdivision 10.

122.26 ~~(c) (d)~~ The commissioner may issue a special use permit for incidental volumes of timber
122.27 from approved right-of-way road clearing across state land ~~for the purpose of accessing to~~
122.28 access a state timber permit. The permit ~~shall~~ must include the volume and value of timber
122.29 to be cleared and may be issued for a period not to exceed one year. A presale conference
122.30 as required under section 90.151, subdivision 6, must be completed before the start of any
122.31 activities under the permit.

123.1 Sec. 41. **[92.122] COMPENSATING PERMANENT SCHOOL FUND.**

123.2 **Subdivision 1. Compensation requirements.** (a) When the revenue generated from
123.3 school trust land and associated resources is diminished by management practices applied
123.4 to the land and resources as determined by the commissioner of natural resources, the
123.5 commissioner must compensate the permanent school fund.

123.6 (b) When generating revenue from school trust land and associated resources will be
123.7 prohibited by a policy or designation applied to the land and resources as determined by
123.8 the commissioner, the commissioner must compensate the permanent school fund before
123.9 the policy or designation is applied.

123.10 **Subd. 2. Compensation methods.** To compensate the permanent school fund under
123.11 subdivision 1, the commissioner may use compensation methods that include:

123.12 (1) exchanging other land that is compatible with the goal of the permanent school fund
123.13 under section 127A.31, as allowed under sections 94.343, subdivision 1, and 94.3495, and
123.14 the Minnesota Constitution, article XI, section 10;

123.15 (2) leasing under section 92.50 and according to subdivision 3, with rental payments as
123.16 compensation; and

123.17 (3) condemning the land under section 92.83, with payment of the amount of the award
123.18 and judgment as compensation.

123.19 **Subd. 3. Lease terms for compensating fund.** With advice from the school trust lands
123.20 director according to section 127A.353, subdivision 4, the commissioner may lease school
123.21 trust land to compensate the permanent school fund. Rental payments received under this
123.22 subdivision:

123.23 (1) must be credited to the forest suspense account as nonqualifying revenue and not
123.24 subject to cost certification under section 16A.125;

123.25 (2) must be paid in full upon executing the lease; and

123.26 (3) are determined by the commissioner and subject to review by a licensed appraiser.

123.27 Sec. 42. Minnesota Statutes 2018, section 92.50, subdivision 1, is amended to read:

123.28 Subdivision 1. **Lease terms.** (a) The commissioner of natural resources may lease land
123.29 under the commissioner's jurisdiction and control:

123.30 (1) to remove sand, gravel, clay, rock, marl, peat, and black dirt;

123.31 (2) to store ore, waste materials from mines, or rock and tailings from ore milling plants;

124.1 (3) for roads or railroads;

124.2 (4) to compensate the permanent school fund according to section 92.122; or

124.3 ~~(4)~~ (5) for other uses consistent with the interests of the state.

124.4 (b) The commissioner shall offer the lease at public or private sale for an amount and

124.5 under terms and conditions prescribed by the commissioner. Commercial leases for more

124.6 than ten years and leases for removal of peat that cover 320 or more acres must be approved

124.7 by the Executive Council.

124.8 (c) The lease term may not exceed 21 years except:

124.9 (1) leases of lands for storage sites for ore, waste materials from mines, or rock and

124.10 tailings from ore milling plants; or for the removal of peat for nonagricultural purposes may

124.11 not exceed a term of 25 years; and

124.12 (2) leases for commercial purposes, including major resort, convention center, or

124.13 recreational area purposes, may not exceed a term of 40 years.

124.14 (d) Leases must be subject to sale and leasing of the land for mineral purposes and

124.15 contain a provision for cancellation for just cause at any time by the commissioner upon

124.16 six months' written notice. A longer notice period, not exceeding three years, may be provided

124.17 in leases for storing ore, waste materials from mines, or rock or tailings from ore milling

124.18 plants. The commissioner may determine the terms and conditions, including the notice

124.19 period, for cancellation of a lease for the removal of peat and commercial leases.

124.20 (e) Money received from leases under this section must be credited to the fund to which

124.21 the land belongs.

124.22 Sec. 43. **[93.171] ELIGIBILITY AND PERFORMANCE.**

124.23 Subdivision 1. **Eligibility.** Applicants for leases and lease holders under this chapter

124.24 must meet the definition of responsible vendor as provided in rules adopted under chapter

124.25 16C.

124.26 Subd. 2. **Performance.** A current lease holder is subject to suspension and debarment

124.27 under chapter 16C and rules adopted under chapter 16C.

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

124.29 applies to leases or lease amendments entered into on or after that date.

125.1 Sec. 44. Minnesota Statutes 2018, section 97A.015, subdivision 25, is amended to read:

125.2 Subd. 25. **Game fish.** "Game fish" means ~~walleye, sauger, yellow perch, channel catfish,~~
125.3 ~~flathead catfish; members of the pike family, Esocidae, including muskellunge and northern~~
125.4 ~~pike; members of the sunfish family, Centrarchidae, including largemouth bass, smallmouth~~
125.5 ~~bass, sunfish, rock bass, white crappie, black crappie, members of the temperate bass family,~~
125.6 ~~Percichthyidae, including white bass and yellow bass; members of the salmon and trout~~
125.7 ~~subfamily, Salmoninae, including Atlantic salmon, chinook salmon, coho salmon, pink~~
125.8 ~~salmon, kokanee salmon, lake trout, brook trout, brown trout, rainbow (steelhead) trout,~~
125.9 ~~and splake; members of the paddlefish family, Polyodontidae; members of the sturgeon~~
125.10 ~~family, Acipenseridae, including lake sturgeon, and shovelnose sturgeon.~~ fish from the
125.11 following families and species: Acipenseridae (lake sturgeon and shovelnose sturgeon),
125.12 Anguillidae (American eel), Centrarchidae (black crappie; largemouth bass; rock bass;
125.13 smallmouth bass; white crappie; and sunfishes, including bluegill, green sunfish, longear
125.14 sunfish, orangespotted sunfish, pumpkinseed, and warmouth), Esocidae (muskellunge and
125.15 northern pike), Gadidae (burbot), Ictaluridae (blue catfish, channel catfish, and flathead
125.16 catfish), Moronidae (white bass and yellow bass), Percidae (sauger, walleye, and yellow
125.17 perch), Polyodontidae (paddlefish), and Salmonidae (Atlantic salmon, brook trout, brown
125.18 trout, chinook salmon, cisco (tullibee), coho salmon, kokanee salmon, lake trout, lake
125.19 whitefish, pink salmon, and rainbow trout). "Game fish" includes hybrids of game fish.

125.20 Sec. 45. Minnesota Statutes 2018, section 97A.015, subdivision 43, is amended to read:

125.21 Subd. 43. **Rough fish.** "Rough fish" means carp, buffalo, sucker, sheepshead, bowfin,
125.22 ~~burbot, cisco,~~ gar, goldeye, and bullhead, except for any fish species listed as endangered,
125.23 threatened, or of special concern in Minnesota Rules, chapter 6134.

125.24 Sec. 46. Minnesota Statutes 2018, section 97A.051, subdivision 2, is amended to read:

125.25 Subd. 2. **Summary of fish and game laws.** (a) The commissioner shall prepare a
125.26 summary of the hunting and fishing laws and rules and deliver a sufficient supply to license
125.27 vendors ~~to furnish one copy to each person obtaining a hunting, fishing, or trapping license.~~

125.28 (b) At the beginning of the summary, under the heading "Trespass," the commissioner
125.29 shall summarize the trespass provisions under sections 97B.001 to 97B.945, state that
125.30 conservation officers and peace officers must enforce the trespass laws, and state the penalties
125.31 for trespassing.

126.1 (c) In the summary, the commissioner shall, under the heading "Duty to Render Aid,"
126.2 summarize the requirements under section 609.662 and state the penalties for failure to
126.3 render aid to a person injured by gunshot.

126.4 Sec. 47. Minnesota Statutes 2018, section 97A.055, subdivision 4b, is amended to read:

126.5 Subd. 4b. **Citizen oversight committees.** (a) The commissioner shall appoint committees
126.6 of affected persons to review the reports prepared under subdivision 4; review the proposed
126.7 work plans and budgets for the coming year; propose changes in policies, activities, and
126.8 revenue enhancements or reductions; review other relevant information; and make
126.9 recommendations to the legislature and the commissioner for improvements in the
126.10 management and use of money in the game and fish fund.

126.11 (b) The commissioner shall appoint the following committees, each comprised of at
126.12 least ten affected persons:

126.13 (1) a Fisheries Oversight Committee to review fisheries funding and expenditures,
126.14 including activities related to trout-and-salmon stamps and walleye stamps; and

126.15 (2) a Wildlife Oversight Committee to review wildlife funding and expenditures,
126.16 including activities related to migratory waterfowl, pheasant, and wild turkey management
126.17 and deer and big game management.

126.18 (c) The chairs of the Fisheries Oversight Committee and the Wildlife Oversight
126.19 Committee, and four additional members from each committee, shall form a Budgetary
126.20 Oversight Committee to coordinate the integration of the fisheries and wildlife oversight
126.21 committee reports into an annual report to the legislature; recommend changes on a broad
126.22 level in policies, activities, and revenue enhancements or reductions; and provide a forum
126.23 to address issues that transcend the fisheries and wildlife oversight committees.

126.24 (d) The Budgetary Oversight Committee shall develop recommendations for a biennial
126.25 budget plan and report for expenditures on game and fish activities. By August 15 of each
126.26 even-numbered year, the committee shall submit the budget plan recommendations to the
126.27 commissioner and to the senate and house of representatives committees with jurisdiction
126.28 over natural resources finance.

126.29 (e) The chairs of the Fisheries Oversight Committee and the Wildlife Oversight
126.30 Committee shall be chosen by their respective committees. The chair of the Budgetary
126.31 Oversight Committee shall be appointed by the commissioner and may not be the chair of
126.32 either of the other oversight committees.

(f) The Budgetary Oversight Committee may make recommendations to the commissioner and to the senate and house of representatives committees with jurisdiction over natural resources finance for outcome goals from expenditures.

(g) The committees authorized under this subdivision are not advisory councils or committees governed by section 15.059 and are not subject to section 15.059. Committee members appointed by the commissioner may request reimbursement for mileage expenses in the same manner and amount as authorized by the commissioner's plan adopted under section 43A.18, subdivision 2. Committee members must not receive daily compensation for oversight activities. The Fisheries Oversight Committee, the Wildlife Oversight Committee, and the Budgetary Oversight Committee expire June 30, ~~2020~~ 2025.

Sec. 48. Minnesota Statutes 2018, section 97A.075, subdivision 1, is amended to read:

Subdivision 1. **Deer, bear, and lifetime licenses.** (a) For purposes of this subdivision, "deer license" means a license issued under section 97A.475, subdivisions 2, clauses (5), (6), (7), (13), (14), and (15); 3, paragraph (a), clauses (2), (3), (4), (10), (11), and (12); and 8, paragraph (b), and licenses issued under section 97B.301, subdivision 4.

~~(b) \$2 from each annual deer license and \$2 annually from the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued under section 97A.473, subdivision 4, shall~~ The deer management account is established as an account in the game and fish fund and may be used only for deer habitat improvement or deer management programs, including a computerized licensing system. The following amounts must be credited to the deer management account and is appropriated to the commissioner for deer habitat improvement or deer management programs:

(1) \$16 from each annual deer license issued under section 97A.475, subdivisions 2, clauses (5), (6), and (7); 3, paragraph (a), clauses (2), (3), and (4); and 8, paragraph (b);

(2) \$2 from each annual deer license issued under sections 97A.475, subdivisions 2, clauses (13), (14), and (15); and 3, paragraph (a), clauses (10), (11), and (12); and 97B.301, subdivision 4; and

(3) \$16 annually from the lifetime fish and wildlife trust fund, established under section 97A.4742, for each license issued to a person 18 years of age or older under section 97A.473, subdivision 4, and \$2 annually from the lifetime fish and wildlife trust fund for each license issued to a person under 18 years of age.

(c) \$1 from each annual deer license and each bear license and \$1 annually from the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued

128.1 under section 97A.473, subdivision 4, ~~shall~~ must be credited to the deer and bear management
128.2 account and is appropriated to the commissioner for deer- and bear-management programs,
128.3 including a computerized licensing system.

128.4 (d) Fifty cents from each deer license is credited to the emergency deer feeding and wild
128.5 Cervidae health-management account and is appropriated for emergency deer feeding and
128.6 wild Cervidae health management. Money appropriated for emergency deer feeding and
128.7 wild Cervidae health management is available until expended.

128.8 (e) When the unencumbered balance in the appropriation for emergency deer feeding
128.9 and wild Cervidae health management exceeds \$2,500,000 at the end of a fiscal year, the
128.10 unencumbered balance ~~in excess of~~ over \$2,500,000 is canceled and is available for deer-
128.11 and bear-management programs and computerized licensing.

128.12 Sec. 49. Minnesota Statutes 2018, section 97A.321, subdivision 1, is amended to read:

128.13 Subdivision 1. **Owner responsibility; penalty amount.** (a) The owner of a dog that
128.14 pursues but does not kill or mortally wound a big game animal is subject to a civil penalty
128.15 of \$100 for each violation. The owner of a dog that kills or mortally wounds a big game
128.16 animal is subject to a civil penalty of \$500 for each violation.

128.17 (b) Paragraph (a) does not apply to a person using a dog in compliance with section
128.18 97B.207.

128.19 Sec. 50. Minnesota Statutes 2018, section 97A.405, is amended by adding a subdivision
128.20 to read:

128.21 Subd. 6. **Application deadline.** When an application deadline is specified, including an
128.22 application deadline for determining the fee based on age for a lifetime license, an application
128.23 must be received no later than 4:30 p.m. on the day of the deadline or, if mailed, an
128.24 application must be postmarked on or before the deadline date.

128.25 Sec. 51. Minnesota Statutes 2018, section 97A.433, subdivision 4, is amended to read:

128.26 Subd. 4. **Discretionary separate selection; eligibility.** (a) The commissioner may
128.27 conduct a separate selection for up to 20 percent of the elk licenses to be issued for an area.
128.28 Only owners of, and tenants living on, at least 160 acres of agricultural or grazing land in
128.29 the area, and their family members, are eligible for the separate selection. Persons that are
128.30 unsuccessful in a separate selection must be included in the selection for the remaining
128.31 licenses. Persons who obtain an elk license in a separate selection ~~must allow public elk~~
128.32 ~~hunting on their land during the elk season for which the license is valid.~~ may sell their

129.1 license to any Minnesota resident eligible to hunt big game for no more than the original
129.2 cost of the license.

129.3 (b) The commissioner may by rule establish criteria for determining eligible family
129.4 members under this subdivision.

129.5 Sec. 52. Minnesota Statutes 2018, section 97A.433, subdivision 5, is amended to read:

129.6 Subd. 5. **Mandatory separate selection.** The commissioner must conduct a separate
129.7 selection for 20 percent of the elk licenses to be issued each year. Only individuals who
129.8 have applied at least ten times for an elk license and who have never received a license are
129.9 eligible for this separate selection. A person who is unsuccessful in a separate selection
129.10 under this subdivision must be included in the selection for the remaining licenses.

129.11 Sec. 53. Minnesota Statutes 2018, section 97A.505, subdivision 8, is amended to read:

129.12 Subd. 8. **Importing hunter-harvested Cervidae.** ~~Importation into Minnesota of~~
129.13 Importing hunter-harvested Cervidae carcasses from known chronic wasting disease endemic
129.14 areas, as determined by the Board of Animal Health, into Minnesota is prohibited except
129.15 for cut and wrapped meat, quarters or other portions of meat with no part of the spinal
129.16 column or head attached, antlers, hides, teeth, finished taxidermy mounts, and antlers attached
129.17 to skull caps that are cleaned of all brain tissue. Hunter-harvested Cervidae carcasses taken
129.18 ~~from chronic wasting disease endemic areas~~ outside of Minnesota may be transported on a
129.19 direct route through the state by nonresidents.

129.20 Sec. 54. Minnesota Statutes 2018, section 97B.011, is amended to read:

129.21 **97B.011 DOGS PURSUING BIG GAME.**

129.22 (a) A person who observes a dog wounding, killing, or pursuing in a manner that
129.23 endangers big game may kill the dog:

129.24 (1) at any time, if the person is a peace officer or conservation officer; or

129.25 (2) between January 1 and July 14, if the person is not a peace officer or conservation
129.26 officer and the discharge of firearms is allowed.

129.27 The officer or person is not liable for damages for killing the dog.

129.28 (b) Paragraph (a) does not apply to a dog used in compliance with section 97B.207.

130.1 Sec. 55. Minnesota Statutes 2018, section 97B.015, subdivision 6, is amended to read:

130.2 Subd. 6. **Provisional certificate for persons with permanent physical or**
130.3 **developmental disability.** Upon the recommendation of a course instructor, the
130.4 commissioner may issue a provisional firearms safety certificate to a person who satisfactorily
130.5 completes the classroom portion of the firearms safety course but is unable to pass the
130.6 written or an alternate format exam portion of the course because of a permanent physical
130.7 disability or developmental disability as defined in section 97B.1055, subdivision 1. The
130.8 certificate is valid only when used according to section 97B.1055.

130.9 Sec. 56. Minnesota Statutes 2018, section 97B.081, subdivision 3, is amended to read:

130.10 Subd. 3. **Exceptions.** (a) It is not a violation of this section for a person to:

130.11 (1) cast the rays of a spotlight, headlight, or other artificial light to take raccoons
130.12 according to section 97B.621, subdivision 3, or tend traps according to section 97B.931;

130.13 (2) hunt fox or coyote from January 1 to March 15 while using a handheld artificial
130.14 light, provided that the person is:

130.15 (i) on foot;

130.16 (ii) using a shotgun;

130.17 (iii) not within a public road right-of-way;

130.18 (iv) using a handheld or electronic calling device; and

130.19 (v) not within 200 feet of a motor vehicle; or

130.20 (3) cast the rays of a handheld artificial light to retrieve wounded or dead big game
130.21 animals, provided that the person is:

130.22 (i) on foot; and

130.23 (ii) not in possession of a firearm or bow.

130.24 (b) It is not a violation of subdivision 2 for a person to cast the rays of a spotlight,
130.25 headlight, or other artificial light to:

130.26 (1) carry out any agricultural, safety, emergency response, normal vehicle operation, or
130.27 occupation-related activities that do not involve taking wild animals; or

130.28 (2) carry out outdoor recreation as defined in section 97B.001 that is not related to
130.29 spotting, locating, or taking a wild animal.

131.1 (c) Except as otherwise provided by the game and fish laws, it is not a violation of this
131.2 section for a person to use an electronic range finder device from one-half hour before
131.3 sunrise until one-half hour after sunset while lawfully hunting wild animals.

131.4 (d) It is not a violation of this section for a licensed bear hunter to cast the rays of a
131.5 handheld artificial light to track or retrieve a wounded or dead bear while possessing a
131.6 firearm, ~~provided that:~~

131.7 (1) if the person:

131.8 ~~(1)~~ (i) has the person's valid bear-hunting license in possession;

131.9 ~~(2)~~ (ii) is on foot; and

131.10 ~~(3)~~ (iii) is following the blood trail of a bear that was shot during legal shooting hours;

131.11 or

131.12 (2) as provided in section 97B.207.

131.13 (e) It is not a violation of this section for a licensed deer hunter to cast the rays of a
131.14 handheld artificial light to track or retrieve a wounded deer as provided in section 97B.207.

131.15 (f) For purposes of this subdivision, "handheld artificial light" means an artificial light
131.16 that is carried in the hand or attached to the person.

131.17 Sec. 57. Minnesota Statutes 2018, section 97B.086, is amended to read:

131.18 **97B.086 POSSESSING NIGHT VISION OR THERMAL IMAGING EQUIPMENT.**

131.19 (a) A person may not possess night vision or thermal imaging equipment while taking
131.20 wild animals or while having in possession, either individually or as one of a group of
131.21 persons, a firearm, bow, or other implement that could be used to take wild animals.

131.22 (b) This section does not apply to a firearm that is:

131.23 (1) unloaded;

131.24 (2) in a gun case expressly made to contain a firearm that fully encloses the firearm by
131.25 being zipped, snapped, buckled, tied, or otherwise fastened without any portion of the
131.26 firearm exposed; and

131.27 (3) in the closed trunk of a motor vehicle.

131.28 (c) This section does not apply to a bow that is:

131.29 (1) completely encased or unstrung; and

131.30 (2) in the closed trunk of a motor vehicle.

132.1 (d) If the motor vehicle under paragraph (b) or (c) does not have a trunk, the firearm or
132.2 bow must be placed in the rearmost location of the vehicle.

132.3 (e) This section does not apply to night vision or thermal imaging equipment possessed
132.4 by:

132.5 (1) peace officers or military personnel while exercising their duties; or

132.6 (2) a person taking coyote or fox as provided under section 97B.075 and rules adopted
132.7 under section 97B.605.

132.8 Sec. 58. Minnesota Statutes 2018, section 97B.1055, is amended to read:

132.9 **97B.1055 HUNTING BY PERSONS WITH A PERMANENT PHYSICAL OR**
132.10 **DEVELOPMENTAL DISABILITY.**

132.11 Subdivision 1. **Definitions.** For purposes of this section and section 97B.015, subdivision
132.12 6:

132.13 (1) "person with developmental disability" means a person who has been diagnosed as
132.14 diagnosis of having substantial limitations in present functioning, manifested as significantly
132.15 subaverage intellectual functioning, existing concurrently with demonstrated deficits in
132.16 adaptive behavior, and who manifests when these conditions manifest before the person's
132.17 22nd birthday. A person with a related condition means a person who meets the diagnostic
132.18 definition under section 252.27, subdivision 1a.; and

132.19 (2) "permanent physical disability" means a physical disability that prevents a person
132.20 from being able to navigate natural terrain or hold a firearm for a required field component
132.21 for the firearms safety training program under section 97B.020.

132.22 Subd. 2. **Obtaining license.** (a) Notwithstanding section 97B.020, a person with a
132.23 permanent physical disability or developmental disability may obtain a firearms hunting
132.24 license with a provisional firearms safety certificate issued under section 97B.015,
132.25 subdivision 6.

132.26 (b) Any person accompanying or assisting a person with a permanent physical disability
132.27 or developmental disability under this section must possess a valid firearms safety certificate
132.28 issued by the commissioner.

132.29 Subd. 3. **Assistance required.** A person who obtains a firearms hunting license under
132.30 subdivision 2 must be accompanied and assisted by a parent, guardian, or other adult person
132.31 designated by a parent or guardian when hunting. A person who is not hunting but is solely

133.1 accompanying and assisting a person with a permanent physical disability or developmental
133.2 disability need not obtain a hunting license.

133.3 Subd. 4. **Prohibited activities.** (a) This section does not entitle a person to possess a
133.4 firearm if the person is otherwise prohibited from possessing a firearm under state or federal
133.5 law or a court order.

133.6 (b) No person shall knowingly authorize or permit a person, who by reason of a permanent
133.7 physical disability or developmental disability is incapable of safely possessing a firearm,
133.8 to possess a firearm to hunt in the state or on any boundary water of the state.

133.9 Sec. 59. Minnesota Statutes 2018, section 97B.106, subdivision 2, is amended to read:

133.10 Subd. 2. **Equipment requirements.** (a) A crossbow used for hunting under the provisions
133.11 of this section must:

133.12 (1) be fired from the shoulder;

133.13 (2) deliver at least 42 foot-pounds of energy at a distance of ten feet;

133.14 (3) ~~have a stock at least 30 inches long;~~

133.15 ~~(4)~~ have a working safety; and

133.16 ~~(5)~~ (4) be used with arrows or bolts at least ten inches long.

133.17 (b) An arrow or bolt used to take big game or turkey under the provisions of this section
133.18 must meet the legal arrowhead requirements in section 97B.211, subdivision 2.

133.19 (c) An arrow or bolt used to take rough fish with a crossbow under the provisions of this
133.20 section must be tethered or controlled by an attached line.

133.21 Sec. 60. Minnesota Statutes 2018, section 97B.1115, is amended to read:

133.22 **97B.1115 USE OF MECHANICAL OR ELECTRONIC ASSISTANCE TO HOLD**
133.23 **AND DISCHARGE FIREARMS OR BOWS BY ~~PHYSICALLY DISABLED~~ A**
133.24 **PERSON WITH A PHYSICAL DISABILITY.**

133.25 (a) Notwithstanding sections 97B.035, subdivision 1, 97B.321, and 97B.701, subdivision
133.26 2, the commissioner may ~~authorize a physically disabled hunter~~ issue a special permit to
133.27 take big game and small game, without a fee, to a person with a physical disability who has
133.28 a verified statement of the disability from a licensed physician or a certified nurse practitioner
133.29 or certified physician assistant acting under the direction of a licensed physician to use a

134.1 swivel or otherwise mounted firearm or bow or any electronic or mechanical device to
134.2 discharge a firearm or bow as long as the participant is physically present at the site.

134.3 (b) A person using mechanical or electronic assistance under this section may be assisted
134.4 by another person. The person assisting may take a wounded animal shot by the person
134.5 using mechanical or electronic assistance under this section if the person with the disability
134.6 is physically incapable of doing so. The person assisting must be licensed to take the animal.

134.7 Sec. 61. Minnesota Statutes 2018, section 97B.205, is amended to read:

134.8 **97B.205 ~~USE OF~~ USING DOGS AND HORSES TO TAKE BIG GAME**
134.9 **PROHIBITED.**

134.10 A person may not use a dog or horse to take big game, except as provided under section
134.11 97B.207.

134.12 Sec. 62. **97B.207] USING DOGS TO LOCATE WOUNDED DEER OR BEAR.**

134.13 Subdivision 1. Using dogs allowed. A person may use a dog to locate and retrieve a
134.14 wounded deer or bear only as provided in this section.

134.15 Subd. 2. Requirements for hunters and handlers. (a) A person attempting to locate
134.16 and retrieve a wounded deer or bear using a dog must have a valid license to take the deer
134.17 or bear and have the license in possession. If the person is a dog handler that does not have
134.18 a valid hunting license, the person must be accompanied by a licensed hunter with the license
134.19 in possession.

134.20 (b) The licensed hunter, and any accompanying dog handler, must be on foot and must
134.21 wear blaze orange or blaze pink as provided in section 97B.071, paragraph (a).

134.22 (c) Any light used must be a handheld artificial light, as defined under section 97B.081,
134.23 subdivision 3, paragraph (f).

134.24 Subd. 3. Requirements for dogs. (a) A dog used to locate a wounded deer or bear must
134.25 be accompanied by a licensed hunter and any dog handler until the wounded deer or bear
134.26 is located. The dog must be leashed and the licensed hunter or dog handler must be in
134.27 physical control of the leash at all times. The leash must not exceed 30 feet in length.

134.28 (b) The dog owner's information, including the owner's name and telephone number,
134.29 must be on the dog while the dog is used to locate a wounded deer or bear under this section.

135.1 (c) The licensed hunter and any accompanying dog handler are jointly and severally
135.2 responsible for a dog under this section. A violation of this subdivision is a misdemeanor
135.3 under section 97A.301, subdivision 1, and section 97A.421 applies.

135.4 Subd. 4. **Additional requirements.** (a) The trespass provisions in section 97B.001 apply
135.5 to activities under this section, including all requirements to gain permission to enter private
135.6 or public property.

135.7 (b) Activities under this section may occur during legal shooting hours or outside legal
135.8 shooting hours of the open season for the location and species. Any activity occurring under
135.9 this section outside the open season for the location and species must be reported to the
135.10 local conservation officer before locating or retrieving the wounded deer or bear.

135.11 Sec. 63. Minnesota Statutes 2018, section 97B.426, is amended to read:

135.12 **97B.426 BAITING BEAR; USE OF DRUM.**

135.13 (a) Notwithstanding section 97B.425, clauses (4) and (5):

135.14 (1) a private landowner or person authorized by the private landowner may use a drum
135.15 to bait bear on the person's private land; and

135.16 (2) a resident may use a drum to bait bear on public land after paying a \$5 drum surcharge.

135.17 (b) The drum must be securely chained or cabled to a tree so that it cannot be moved
135.18 from the site by a bear and the drum may not include a mechanical device for dispensing
135.19 feed. The drum must be part of a registered bait station and marked as provided in section
135.20 97B.425. For a drum placed on public land under paragraph (a), clause (2), the drum also
135.21 must:

135.22 (1) be permanently marked with the information required in this paragraph;

135.23 (2) include the global positioning system information on the location of the drum as part
135.24 of the registration of the bait station under section 97B.425;

135.25 (3) not be placed on public land before the date allowed for placing bait under rules
135.26 prescribed by the commissioner; and

135.27 (4) be removed within seven days after the end of each bear hunting season.

135.28 (c) For purposes of this section, "drum" means a 30 gallon or larger drum.

135.29 (d) A person who violates paragraph (b) is guilty of a petty misdemeanor.

Sec. 64. Minnesota Statutes 2018, section 97B.655, is amended to read:

97B.655 TAKING ANIMALS CAUSING DAMAGE.

Subdivision 1. **Owners and occupants may take certain animals.** (a) A person or the person's agent may take bats, snakes, salamanders, lizards, weasel, mink, squirrel, rabbit, hare, raccoon, bobcat, fox, opossum, muskrat, or beaver on land owned or occupied by the person where the animal is causing damage. The person or the person's agent may take the animal without a license and in any manner except by artificial lights in the closed season or by poison. Raccoons may be taken under this subdivision with artificial lights during open season.

(b) Any traps used under this subdivision must be tagged as required under section 97B.928 if placed by an agent of the landowner or occupant.

(c) A person or the person's agent who kills mink, raccoon, bobcat, fox, opossum, muskrat, or beaver under this subdivision must notify a conservation officer or employee of the Fish and Wildlife Division within 24 hours after the animal is killed.

Subd. 2. **Special permit for taking protected wild animals.** (a) The commissioner may issue special permits under section 97A.401, subdivision 5, to take protected wild animals that are damaging property or to remove or destroy their dens, nests, or houses, or dams.

(b) Removing or destroying a beaver dam associated with beavers causing damage must be according to section 97B.665.

Sec. 65. Minnesota Statutes 2018, section 97B.665, is amended by adding a subdivision to read:

Subd. 1a. **Removing beaver dams; agreement by landowner.** (a) Except as provided in paragraph (b), a beaver dam that is causing damage to property may be removed or destroyed by a person or the person's agent from property that is owned, occupied, or otherwise managed by the person.

(b) A person or a person's agent may not remove or destroy a beaver dam under this subdivision when a permit is required under section 103G.245 if removing or destroying the dam would change or diminish the historical water levels, course, current, or cross section of public waters.

(c) A person or a person's agent may not remove or destroy a beaver dam under this subdivision if the dam is on public property or another person's private property unless the

137.1 person obtains the approval or permission of the landowner of the property where the beaver
137.2 dam is located.

137.3 (d) If unable to obtain the approval or permission of the landowner under paragraph (c),
137.4 a person may petition to district court for relief as provided in subdivision 2.

137.5 (e) For purposes of this subdivision:

137.6 (1) "landowner" means:

137.7 (i) the owner, lessee, or occupant of private property; or

137.8 (ii) an authorized manager of public property; and

137.9 (2) "person" includes a governmental entity in addition to the entities described under
137.10 section 97A.015, subdivision 35.

137.11 Sec. 66. Minnesota Statutes 2018, section 97B.667, subdivision 2, is amended to read:

137.12 Subd. 2. **~~Local~~ Government units.** (a) ~~Local~~ Government units may, as provided in this
137.13 section, kill or arrange to have killed beaver that are causing damage, including damage to
137.14 silvicultural projects and drainage ditches, on property owned or managed by the ~~local~~
137.15 government unit. ~~Removal or destruction of~~ Removing or destroying any associated beaver
137.16 lodge is subject to section 97A.401, subdivision 5-, and removing or destroying any associated
137.17 beaver dam is subject to section 97B.665.

137.18 (b) The ~~local~~ government unit may kill beaver associated with the lodge or damage in
137.19 any manner, except by poison or artificial lights.

137.20 (c) The ~~local~~ government unit may arrange to have killed any beaver associated with
137.21 the lodge or damage by trapping through a third-party contract or under subdivision 4.

137.22 Sec. 67. Minnesota Statutes 2018, section 97B.667, subdivision 3, is amended to read:

137.23 Subd. 3. **Permits and notice; requirements.** (a) Before killing or arranging to kill a
137.24 beaver under this section, the road authority or ~~local~~ government unit must contact a
137.25 conservation officer for a special beaver permit: if the beaver will be killed within two weeks
137.26 before or after the trapping season for beaver, and the conservation officer must issue the
137.27 permit for any beaver subject to this section. A permit is not required:

137.28 (1) for a licensed trapper during the open trapping season for beaver; or

137.29 (2) when the trapping season for beaver is closed and it is not within two weeks before
137.30 or after the trapping season for beaver.

138.1 (b) A road authority or ~~local~~ government unit that kills or arranges to have killed a beaver
138.2 under this section must notify a conservation officer or employee of the Fish and Wildlife
138.3 Division within ten days after the animal is killed.

138.4 (c) Unless otherwise directed by a conservation officer, the road authority, local
138.5 government unit, or their agent may dispose of or retain beaver killed under this section.

138.6 Sec. 68. Minnesota Statutes 2018, section 97B.667, subdivision 4, is amended to read:

138.7 Subd. 4. **~~Local~~ Beaver control programs.** A road authority or ~~local~~ government unit
138.8 may, after consultation with the Fish and Wildlife Division, implement a ~~local~~ beaver control
138.9 program designed to reduce the number of incidents of beaver:

138.10 (1) interfering with or damaging a public road; or

138.11 (2) causing damage, including damage to silvicultural projects and drainage ditches, on
138.12 property owned or managed by the ~~local~~ government unit.

138.13 The ~~local~~ control program may include the offering of a bounty ~~for the lawful taking of~~
138.14 to lawfully take beaver.

138.15 Sec. 69. Minnesota Statutes 2018, section 97B.667, is amended by adding a subdivision
138.16 to read:

138.17 Subd. 5. **Tagging requirements for traps.** Traps used under subdivision 1 or 2 must
138.18 be identified with tags provided by the local unit of government that include the name and
138.19 telephone number of the government unit. Traps used for trapping under a third-party
138.20 contract must be tagged with the contractor's information as provided in section 97B.928.

138.21 Sec. 70. Minnesota Statutes 2018, section 97B.722, is amended to read:

138.22 **97B.722 POSSESSING FIREARMS; HUNTING TURKEY.**

138.23 (a) While afield hunting turkeys, licensees may not have in possession or control:

138.24 (1) any firearm that is not a legal firearm as defined in paragraph (c); or

138.25 (2) any bow and arrow except those defined as legal for taking turkeys in rules adopted
138.26 by the commissioner.

138.27 (b) Paragraph (a) does not apply to a person carrying a handgun in compliance with
138.28 section 624.714.

138.29 (c) For hunting turkeys, "legal firearm" means a shotgun or muzzleloading shotgun 10
138.30 gauge or smaller using fine shot size No. 4 or smaller diameter shot.

139.1 Sec. 71. Minnesota Statutes 2018, section 97C.345, is amended by adding a subdivision
139.2 to read:

139.3 Subd. 3b. **Cast nets for gizzard shad.** (a) Cast nets may be used only to take gizzard
139.4 shad for use as bait for angling from July 1 to November 30 as allowed under section 84D.03,
139.5 subdivision 3.

139.6 (b) Cast nets used under this subdivision must be monofilament and may not exceed
139.7 five feet in radius. Mesh size must be from three-eighths-inch to five-eighths-inch bar
139.8 measure. A person may use up to two cast nets at one time.

139.9 Sec. 72. Minnesota Statutes 2018, section 97C.391, subdivision 1, is amended to read:

139.10 Subdivision 1. **General restrictions.** A person may not buy or sell fish taken from the
139.11 waters of this state, except:

139.12 (1) minnows;

139.13 (2) rough fish ~~excluding ciscoes~~;

139.14 (3) smelt taken from Lake Superior and rivers and streams that flow into Lake Superior;

139.15 (4) fish taken under licensed commercial fishing operations;

139.16 (5) fish that are private aquatic life; and

139.17 (6) fish lawfully taken and subject to sale from other states and countries.

139.18 Sec. 73. Minnesota Statutes 2018, section 97C.395, subdivision 2, is amended to read:

139.19 Subd. 2. **Continuous season for certain species.** For sunfish, white crappie, black
139.20 crappie, yellow perch, catfish, rock bass, white bass, yellow bass, burbot, cisco (tullibee),
139.21 lake whitefish, and rough fish, the open season is continuous.

139.22 Sec. 74. Minnesota Statutes 2018, section 97C.815, subdivision 2, is amended to read:

139.23 Subd. 2. **Assignment.** (a) The commissioner shall assign licensed inland commercial
139.24 fishing operators to commercial fishing areas and each operator ~~shall be~~ is obligated to fish
139.25 in the area that the commissioner has assigned to them. The commissioner's assignment
139.26 ~~shall be~~ is valid as long as the assigned operator continues to purchase a license, continues
139.27 to provide an adequate removal effort in a good and professional manner, and is not convicted
139.28 of two or more violations of laws or rules governing inland commercial fishing operations
139.29 during any one license period. In the operator assignment, the commissioner shall consider

140.1 the proximity of the operator to the area, the type and quantity of fish gear and equipment
140.2 possessed, knowledge of the affected waters, and general ability to perform the work well.

140.3 (b) Area assignments must not restrict permits and contracts that the commissioner issues
140.4 to governmental subdivisions and their subcontractors for invasive species control.

140.5 Sec. 75. Minnesota Statutes 2018, section 103B.611, subdivision 3, is amended to read:

140.6 Subd. 3. **Powers.** Subject to the provisions of chapters 97A, 103D, 103E, 103G, and
140.7 115, and the rules and regulations of the respective agencies and governing bodies vested
140.8 with jurisdiction and authority under those chapters, the district has the following powers
140.9 on Lake Minnetonka, excluding the area of public drainage ditches or watercourses connected
140.10 to the lake:

140.11 (1) to regulate the types of boats permitted to use the lake and set service fees;

140.12 (2) to regulate, maintain, and police public beaches, public docks, and other public
140.13 facilities for access to the lake within the territory of the municipalities, provided that a
140.14 municipality may supersede the district's action under this clause by adopting an ordinance
140.15 specifically referring to the district's action by one year after the district's action;

140.16 (3) to limit by rule the use of the lake at various times and the use of various parts of
140.17 the lake;

140.18 (4) to regulate the speed of boats on the lake and the conduct of other activities on the
140.19 lake to secure the safety of the public and the most general public use;

140.20 (5) to contract with other law enforcement agencies to police the lake and its shore;

140.21 (6) to regulate the construction, installation, and maintenance of permanent and temporary
140.22 docks and moorings consistent with federal and state law;

140.23 (7) to regulate the construction and use of mechanical and chemical means of deicing
140.24 the lake and to regulate mechanical and chemical means of removal of weeds and algae
140.25 from the lake;

140.26 (8) to regulate the construction, configuration, size, location, and maintenance of
140.27 commercial marinas and their related facilities ~~including parking areas and sanitary facilities~~
140.28 that affect activity below the ordinary high-water mark. The regulation shall authority under
140.29 this clause does not apply to land-based marina activities, including storage facilities, and
140.30 must be consistent with the applicable state statutes, municipal building codes, and zoning
140.31 ordinances where the marinas are located;

141.1 (9) to contract with other governmental bodies to perform any of the functions of the
141.2 district;

141.3 (10) to undertake research to determine the condition and development of the lake and
141.4 the water entering it and to transmit their studies to the Pollution Control Agency and other
141.5 interested authorities, and to develop a comprehensive program to eliminate pollution;

141.6 (11) to receive financial assistance from and join in projects or enter into contracts with
141.7 federal and state agencies for the study and treatment of pollution problems and
141.8 demonstration programs related to them; and

141.9 (12) to petition the board of managers of a watershed district in which the lake
141.10 conservation district is located for improvements under section 103D.705; a bond is not
141.11 required of the lake conservation district.

141.12 For purposes of this subdivision "watercourses connected to the lake" does not include
141.13 channels connecting portions of the lake to one another.

141.14 Sec. 76. **[103C.332] SOIL AND WATER CONSERVATION DISTRICTS; DUTIES**
141.15 **AND SERVICES.**

141.16 Subdivision 1. **Duties.** In addition to any other duty prescribed by law, soil and water
141.17 conservation districts must:

141.18 (1) respond to and provide technical and financial assistance to landowners to maintain
141.19 and improve the quality, quantity, distribution, and sustainability of natural resources,
141.20 including surface water, groundwater, soil, and ecological resources;

141.21 (2) provide technical assistance in implementing the soil erosion law under sections
141.22 103F.401 to 103F.48;

141.23 (3) arrange for employees to serve on technical evaluation panels to implement the
141.24 wetland laws as required under section 103G.2242;

141.25 (4) locally administer the reinvest in Minnesota reserve program under section 103F.515
141.26 and rules adopted thereunder, using knowledge of local resources to manage each easement
141.27 to maximize environmental benefits;

141.28 (5) participate in administering the Wetland Conservation Act as provided under sections
141.29 103G.221 to 103G.2375, either in an advisory capacity or as the designated local government
141.30 unit administering the program;

141.31 (6) participate in the local water management program under chapter 103B, either in an
141.32 advisory capacity or as the designated local government unit administering the program;

- 142.1 (7) participate, as appropriate, in the comprehensive watershed management planning
142.2 program under section 103B.801;
- 142.3 (8) participate in disaster response efforts as provided in chapter 12A;
- 142.4 (9) provide technical recommendations to the Department of Natural Resources on
142.5 general permit applications under section 103G.301;
- 142.6 (10) provide technical assistance and local administration of the agricultural water quality
142.7 certification program under sections 17.9891 to 17.993;
- 142.8 (11) provide technical assistance for the agricultural land preservation program under
142.9 chapter 40A, where applicable;
- 142.10 (12) maintain compliance with section 15.99 for deadlines for agency action;
- 142.11 (13) coordinate with appropriate county officials on matters related to electing soil and
142.12 water conservation district supervisors; and
- 142.13 (14) cooperate to the extent possible with federal, state, and local agencies and with
142.14 private organizations to avoid duplicating and to enhance implementing public and private
142.15 conservation initiatives within the jurisdiction of the district.
- 142.16 Subd. 2. **Services provided.** To carry out the duties under subdivision 1 and implement
142.17 the soil and water conservation policy of the state as stated in section 103A.206, soil and
142.18 water conservation districts provide a range of services, including but not limited to:
- 142.19 (1) performing administrative services, including comprehensive and annual work
142.20 planning, administering grants, leveraging outside funding, establishing fiscal accountability
142.21 measures, reporting accomplishments, human resources management, and staff and supervisor
142.22 development;
- 142.23 (2) enter into cooperative agreements with the United States Department of Agriculture,
142.24 Natural Resources Conservation Service, and other United States Department of Agriculture
142.25 agencies to leverage federal technical and financial assistance;
- 142.26 (3) providing technical expertise, including knowledge of local resources, performing
142.27 technical evaluations and certifications, assessing concerns, and providing oversight in
142.28 surveying, designing, and constructing conservation practices;
- 142.29 (4) providing information and education outreach, including increasing landowner
142.30 awareness and knowledge of soil and water conservation program opportunities to protect
142.31 soil and water resources and publicizing the benefits of soil and water conservation to the
142.32 general public;

143.1 (5) facilitating regulatory processes for impacted landowners and providing technical
143.2 review and comment on regulatory permits and development plans for regulations relating
143.3 to soil and water conservation;

143.4 (6) administering projects and programs, including but not limited to the nonpoint source
143.5 pollution abatement program; reinvest in Minnesota reserve conservation easements program;
143.6 disaster response; local water management and comprehensive watershed management
143.7 planning programs; and projects related to floodplains, lakes, streams and ditches, wetlands,
143.8 upland resources, and groundwater resources, to maintain and improve the quality, quantity,
143.9 distribution, and sustainability of natural resources, including surface water, groundwater,
143.10 soil, and ecological resources;

143.11 (7) monitoring and inventorying to collect data that provide a baseline understanding of
143.12 resource conditions and changes to the resources over time and analyzing and interpreting
143.13 the data to support program implementation; and

143.14 (8) maintaining a modern technology infrastructure that facilitates planning and projects,
143.15 including geographic information systems, modeling software, mobile workstations, survey
143.16 and design equipment and software, and other technology for linking landowners with
143.17 conservation plans.

143.18 Sec. 77. Minnesota Statutes 2018, section 103D.315, subdivision 8, is amended to read:

143.19 Subd. 8. **Compensation.** The compensation of managers for meetings and for
143.20 performance of other necessary duties may not exceed ~~\$75~~ \$125 a day. Managers are entitled
143.21 to reimbursement for traveling and other necessary expenses incurred in the performance
143.22 of official duties.

143.23 Sec. 78. Minnesota Statutes 2018, section 103F.361, subdivision 2, is amended to read:

143.24 Subd. 2. **Legislative intent.** It is the intent of sections 103F.361 to 103F.377 to authorize
143.25 and direct the board and ~~the counties~~ zoning authorities to implement the plan for the
143.26 Mississippi headwaters area.

143.27 Sec. 79. Minnesota Statutes 2018, section 103F.363, subdivision 1, is amended to read:

143.28 Subdivision 1. **Generally.** Sections 103F.361 to 103F.377 apply to the counties of
143.29 Clearwater, Hubbard, Beltrami, Cass, Itasca, Aitkin, Crow Wing, and Morrison and all other
143.30 zoning authorities.

144.1 Sec. 80. Minnesota Statutes 2018, section 103F.365, is amended by adding a subdivision
144.2 to read:

144.3 Subd. 5. **Zoning authority.** "Zoning authority" means counties, organized townships,
144.4 local and special governmental units, joint powers boards, councils, commissions, boards,
144.5 districts, and all state agencies and departments wholly or partially within the corridor
144.6 defined by the plan, excluding statutory or home rule charter cities.

144.7 Sec. 81. Minnesota Statutes 2018, section 103F.371, is amended to read:

144.8 **103F.371 RESPONSIBILITIES OF OTHER GOVERNMENTAL UNITS.**

144.9 (a) All local and special governmental units, councils, commissions, boards and districts
144.10 and all state agencies and departments must exercise their powers so as to further the purposes
144.11 of sections 103F.361 to 103F.377 and the plan. Land owned by the state, its agencies, and
144.12 political subdivisions shall be administered in accordance with the plan. The certification
144.13 procedure under section 103F.373 applies to all zoning authorities in the corridor defined
144.14 by the plan.

144.15 (b) Actions that comply with the land use ordinance are consistent with the plan. Actions
144.16 that do not comply with the ordinance may not be started until the board has been notified
144.17 and given an opportunity to review and comment on the consistency of the action with this
144.18 section.

144.19 Sec. 82. Minnesota Statutes 2018, section 103F.373, subdivision 1, is amended to read:

144.20 Subdivision 1. **Purpose.** To ~~assure~~ ensure that the plan is not nullified by unjustified
144.21 exceptions in particular cases and to promote uniformity in the treatment of applications
144.22 for exceptions, a review and certification procedure is established for the following categories
144.23 of land use actions taken by ~~the counties and~~ zoning authorities directly or indirectly affecting
144.24 land use within the area covered by the plan:

144.25 (1) the adoption or amendment of an ordinance regulating the use of land, including
144.26 rezoning of particular tracts of land;

144.27 (2) the granting of a variance from provisions of the land use ordinance; and

144.28 (3) the approval of a plat which is inconsistent with the land use ordinance.

144.29 Sec. 83. Minnesota Statutes 2018, section 103F.373, subdivision 3, is amended to read:

144.30 Subd. 3. **Procedure for certification.** A copy of the notices of public hearings or, when
144.31 a hearing is not required, a copy of the application to consider an action of a type specified

145.1 in subdivision 1, clauses (1) to (3), must be forwarded to the board by the ~~county~~ zoning
145.2 authority at least 15 days before the hearing or meetings to consider the actions. The ~~county~~
145.3 zoning authority shall notify the board of its final decision on the proposed action within
145.4 ten days of the decision. By 30 days after the board receives the notice, the board shall
145.5 notify the ~~county~~ zoning authority and the applicant of ~~its~~ the board's approval or disapproval
145.6 of the proposed action.

145.7 Sec. 84. Minnesota Statutes 2018, section 103F.373, subdivision 4, is amended to read:

145.8 Subd. 4. **Disapproval of actions.** (a) If a notice of disapproval is issued by the board,
145.9 the ~~county~~ zoning authority or the applicant may, within 30 days of the notice, file with the
145.10 board a demand for a hearing. If a demand is not filed within the 30-day period, the
145.11 disapproval becomes final.

145.12 (b) If a demand is filed within the 30-day period, a hearing must be held within 60 days
145.13 of demand. The hearing must be preceded by two weeks' published notice. Within 30 days
145.14 after the hearing, the board must:

145.15 (1) affirm its disapproval of the proposed action; or

145.16 (2) certify approval of the proposed action.

145.17 Sec. 85. Minnesota Statutes 2018, section 103G.2242, subdivision 14, is amended to read:

145.18 Subd. 14. **Fees established.** (a) Fees must be assessed for managing wetland bank
145.19 accounts and transactions as follows:

145.20 (1) account maintenance annual fee: one percent of the value of credits not to exceed
145.21 \$500;

145.22 (2) account establishment, deposit, or transfer: 6.5 percent of the value of credits not to
145.23 exceed \$1,000 per establishment, deposit, or transfer; and

145.24 (3) withdrawal fee: 6.5 percent of the value of credits withdrawn.

145.25 (b) The board ~~may~~ must establish fees ~~at or~~ based on costs to the agency below the
145.26 amounts in paragraph (a) for single-user or other dedicated wetland banking accounts.

145.27 (c) Fees for single-user or other dedicated wetland banking accounts established pursuant
145.28 to section 103G.005, subdivision 10i, clause (4), are limited to establishment of a wetland
145.29 banking account and are assessed at the rate of 6.5 percent of the value of the credits not to
145.30 exceed \$1,000.

146.1 (d) The board may assess a fee to pay the costs associated with establishing conservation
146.2 easements, or other long-term protection mechanisms prescribed in the rules adopted under
146.3 subdivision 1, on property used for wetland replacement.

146.4 Sec. 86. Minnesota Statutes 2018, section 103G.241, subdivision 1, is amended to read:

146.5 Subdivision 1. **Conditions to affect public waters.** An agent or employee of another
146.6 may not construct, reconstruct, remove, or make a change in a reservoir, dam, or waterway
146.7 obstruction on a public water or in any manner change or diminish the course, current, or
146.8 cross section of public waters unless the agent or employee has:

146.9 (1) obtained a signed statement from the property owner stating that the permits required
146.10 for the work have been obtained or a permit is not required; and

146.11 (2) mailed or electronically transmitted a copy of the statement to the regional office of
146.12 the Department of Natural Resources where the proposed work is located.

146.13 Sec. 87. Minnesota Statutes 2018, section 103G.241, subdivision 3, is amended to read:

146.14 Subd. 3. **Form for compliance.** The commissioner shall develop a form to be distributed
146.15 to contractors' associations and county auditors to comply with this section. The form must
146.16 include:

146.17 (1) a listing of the activities for which a permit is required;

146.18 (2) a description of the penalties for violating this chapter;

146.19 (3) the mailing addresses, electronic mail addresses, and telephone numbers of the
146.20 regional offices of the Department of Natural Resources;

146.21 (4) a statement that water inventory maps completed according to section 103G.201 are
146.22 on file with the auditors of the counties; and

146.23 (5) spaces for a description of the work and the names, mailing addresses, electronic
146.24 mail addresses, and telephone numbers of the person authorizing the work and the agent or
146.25 employee proposing to undertake it.

146.26 Sec. 88. Minnesota Statutes 2018, section 103G.287, subdivision 1, is amended to read:

146.27 Subdivision 1. **Applications for groundwater appropriations; preliminary**
146.28 **well-construction approval.** (a) Groundwater use permit applications are not complete
146.29 until the applicant has supplied:

147.1 (1) a water well record as required by section 103I.205, subdivision 9, information on
147.2 the subsurface geologic formations penetrated by the well and the formation or aquifer that
147.3 will serve as the water source, and geologic information from test holes drilled to locate the
147.4 site of the production well;

147.5 (2) the maximum daily, seasonal, and annual pumpage rates and volumes being requested;

147.6 (3) information on groundwater quality in terms of the measures of quality commonly
147.7 specified for the proposed water use and details on water treatment necessary for the proposed
147.8 use;

147.9 (4) the results of an aquifer test completed according to specifications approved by the
147.10 commissioner. The test must be conducted at the maximum pumping rate requested in the
147.11 application and for a length of time adequate to assess or predict impacts to other wells and
147.12 surface water and groundwater resources. The permit applicant is responsible for all costs
147.13 related to the aquifer test, including the construction of groundwater and surface water
147.14 monitoring installations, and water level readings before, during, and after the aquifer test;
147.15 and

147.16 (5) the results of any assessments conducted by the commissioner under paragraph (c).

147.17 (b) The commissioner may waive an application requirement in this subdivision if the
147.18 information provided with the application is adequate to determine whether the proposed
147.19 appropriation and use of water is sustainable and will protect ecosystems, water quality,
147.20 and the ability of future generations to meet their own needs.

147.21 (c) The commissioner shall provide an assessment of a proposed well needing a
147.22 groundwater appropriation permit. The commissioner shall evaluate the information submitted
147.23 as required under section 103I.205, subdivision 1, paragraph (e), and determine whether
147.24 the anticipated appropriation request is likely to meet the applicable requirements of this
147.25 chapter. If the appropriation request is likely to meet applicable requirements, the
147.26 commissioner shall provide the person submitting the information with a letter or
147.27 electronically transmitted notice providing preliminary approval to construct the well and
147.28 the requirements, including test-well information, that will be needed to obtain the permit.

147.29 (d) The commissioner must provide an applicant denied a groundwater use permit or
147.30 issued a groundwater use permit that is reduced or restricted from the original request with
147.31 all information the commissioner used in making the determination, including hydrographs,
147.32 flow tests, aquifer tests, topographic maps, field reports, photographs, and proof of equipment
147.33 calibration.

148.1 Sec. 89. Minnesota Statutes 2018, section 103G.301, subdivision 2, is amended to read:

148.2 Subd. 2. **Permit application and notification fees.** (a) A fee to defray the costs of
148.3 receiving, recording, and processing must be paid for a permit application authorized under
148.4 this chapter, except for a general permit application, for each request to amend or transfer
148.5 an existing permit, and for a notification to request authorization to conduct a project under
148.6 a general permit. Fees established under this subdivision, unless specified in paragraph (c),
148.7 ~~shall be compliant~~ must comply with section 16A.1285.

148.8 (b) Proposed projects that require water in excess of 100 million gallons per year must
148.9 be assessed fees to recover the costs incurred to evaluate the project and the costs incurred
148.10 for environmental review. Fees collected under this paragraph must be credited to an account
148.11 in the natural resources fund and are appropriated to the commissioner.

148.12 (c) The fee to apply for a permit to appropriate water, in addition to any fee under
148.13 paragraph (b), ~~and for a permit to construct or repair a dam that is subject to dam safety~~
148.14 ~~inspection~~ is \$150. The application fee for a permit to construct or repair a dam that is
148.15 subject to a dam safety inspection, to work in public waters, or to divert waters for mining
148.16 must be at least ~~\$150~~ \$300, but not more than ~~\$1,000~~ \$3,000. The fee for a notification to
148.17 request authorization to conduct a project under a general permit is \$100.

148.18 Sec. 90. Minnesota Statutes 2018, section 103G.311, subdivision 2, is amended to read:

148.19 Subd. 2. **Hearing notice.** (a) The hearing notice on an application must include:

148.20 (1) the date, place, and time fixed by the commissioner for the hearing;

148.21 (2) the waters affected, the water levels sought to be established, or control structures
148.22 proposed; and

148.23 (3) the matters prescribed by sections 14.57 to 14.59 and rules adopted thereunder.

148.24 (b) A summary of the hearing notice must be published by the commissioner at the
148.25 expense of the applicant or, if the proceeding is initiated by the commissioner in the absence
148.26 of an applicant, at the expense of the commissioner.

148.27 (c) The summary of the hearing notice must be:

148.28 (1) published once a week for two successive weeks before the day of hearing in a legal
148.29 newspaper published in the county where any part of the affected waters is located; and

148.30 (2) mailed or electronically transmitted by the commissioner to the county auditor, the
148.31 mayor of a municipality, the watershed district, and the soil and water conservation district
148.32 affected by the application.

149.1 Sec. 91. Minnesota Statutes 2018, section 103G.311, subdivision 5, is amended to read:

149.2 Subd. 5. **Demand for hearing.** (a) If a hearing is waived and an order is made issuing
149.3 or denying the permit, the applicant, the managers of the watershed district, the board of
149.4 supervisors of the soil and water conservation district, or the governing body of the
149.5 municipality may file a demand for hearing on the application. The demand for a hearing
149.6 must be filed within 30 days after mailed or electronically transmitted notice of the order
149.7 with the bond required by subdivision 6.

149.8 (b) The commissioner must give notice as provided in subdivision 2, hold a hearing on
149.9 the application, and make a determination on issuing or denying the permit as though the
149.10 previous order had not been made.

149.11 (c) The order issuing or denying the permit becomes final at the end of 30 days after
149.12 mailed or electronically transmitted notice of the order to the applicant, the managers of the
149.13 watershed district, the board of supervisors of the soil and water conservation district, or
149.14 the governing body of the municipality, and an appeal of the order may not be taken if:

149.15 (1) the commissioner waives a hearing and a demand for a hearing is not made; or

149.16 (2) a hearing is demanded but a bond is not filed as required by subdivision 6.

149.17 Sec. 92. Minnesota Statutes 2018, section 103G.315, subdivision 8, is amended to read:

149.18 Subd. 8. **Notice of permit order.** Notice of orders made after hearing must be given by
149.19 publication of the order once a week for two successive weeks in a legal newspaper in the
149.20 county where the hearing was held and by mailing or electronically transmitting copies of
149.21 the order to parties who entered an appearance at the hearing.

149.22 Sec. 93. Minnesota Statutes 2018, section 103G.408, is amended to read:

149.23 **103G.408 TEMPORARY DRAWDOWN OF PUBLIC WATERS.**

149.24 (a) The commissioner, upon consideration of recommendations and objections as provided
149.25 in clause (2), item (iii), and paragraph (c), may issue a public-waters-work permit for the
149.26 temporary drawdown of a public water when:

149.27 (1) the public water is a shallow lake to be managed for fish, wildlife, or ecological
149.28 purposes by the commissioner and the commissioner has conducted a public hearing
149.29 presenting a comprehensive management plan outlining how and when temporary drawdowns
149.30 under this section will be conducted; or

149.31 (2) the permit applicant is a public entity and:

150.1 (i) the commissioner deems the project to be beneficial and makes findings of fact that
150.2 the drawdown is in the public interest;

150.3 (ii) the permit applicant has obtained permission from at least 75 percent of the riparian
150.4 landowners; and

150.5 (iii) the permit applicant has conducted a public hearing according to paragraph (d).

150.6 (b) In addition to the requirements in section 103G.301, subdivision 6, the permit
150.7 applicant shall serve a copy of the application on each county, municipality, and watershed
150.8 management organization, if one exists, within which any portion of the public water is
150.9 located and on the lake improvement district, if one exists.

150.10 (c) A county, municipality, watershed district, watershed management organization, or
150.11 lake improvement district required to be served under paragraph (b) or section 103G.301,
150.12 subdivision 6, may file a written recommendation for the issuance of a permit or an objection
150.13 to the issuance of a permit with the commissioner within 30 days after receiving a copy of
150.14 the application.

150.15 (d) The hearing notice for a public hearing under paragraph (a), clause (2), item (iii),
150.16 must:

150.17 (1) include the date, place, and time for the hearing;

150.18 (2) include the waters affected and a description of the proposed project;

150.19 (3) be mailed or electronically transmitted to the director, the county auditor, the clerk
150.20 or mayor of a municipality, the lake improvement district if one exists, the watershed district
150.21 or water management organization, the soil and water conservation district, and all riparian
150.22 owners of record affected by the application; and

150.23 (4) be published in a newspaper of general circulation in the affected area.

150.24 (e) Periodic temporary drawdowns conducted under paragraph (a) ~~shall~~ are not be
150.25 considered takings from riparian landowners.

150.26 (f) This section does not apply to public waters that have been designated for wildlife
150.27 management under section 97A.101.

150.28 Sec. 94. Minnesota Statutes 2018, section 103G.615, subdivision 3a, is amended to read:

150.29 Subd. 3a. **Invasive aquatic plant management permit.** (a) "Invasive aquatic plant
150.30 management permit" means an aquatic plant management permit as defined in rules of the

151.1 Department of Natural Resources that authorizes the selective control of invasive aquatic
151.2 plants to cause a significant reduction in the abundance of the invasive aquatic plant.

151.3 (b) The commissioner may waive the dated signature of approval requirement in rules
151.4 of the Department of Natural Resources for invasive aquatic plant management permits if
151.5 obtaining signatures would create an undue burden on the permittee or if the commissioner
151.6 determines that aquatic plant control is necessary to protect natural resources.

151.7 (c) If the signature requirement is waived under paragraph (b) because obtaining
151.8 signatures would create an undue burden on the permittee, the commissioner shall require
151.9 an alternate form of landowner notification, including news releases or public notices in a
151.10 local newspaper, a public meeting, or a mailing or electronic transmission to the most recent
151.11 permanent physical or electronic mailing address of affected landowners. The notification
151.12 must be given annually and must include: the proposed date of treatment, the target species,
151.13 the method of control or product being used, and instructions on how the landowner may
151.14 request that control not occur adjacent to the landowner's property.

151.15 (d) The commissioner may allow dated signatures of approval obtained for an invasive
151.16 aquatic plant management permit to satisfy rules of the Department of Natural Resources
151.17 to remain valid for three years if property ownership remains unchanged.

151.18 Sec. 95. Minnesota Statutes 2018, section 115.03, subdivision 5, is amended to read:

151.19 Subd. 5. **Agency authority; national pollutant discharge elimination system.** (a)
151.20 Notwithstanding any other provisions prescribed in or pursuant to this chapter and, with
151.21 respect to the pollution of waters of the state, in chapter 116, or otherwise, the agency shall
151.22 have the authority to perform any and all acts minimally necessary including, but not limited
151.23 to, the establishment and application of standards, procedures, rules, orders, variances,
151.24 stipulation agreements, schedules of compliance, and permit conditions, consistent with
151.25 and, therefore not less stringent than the provisions of the Federal Water Pollution Control
151.26 Act, as amended, applicable to the participation by the state of Minnesota in the national
151.27 pollutant discharge elimination system (NPDES); provided that this provision shall not be
151.28 construed as a limitation on any powers or duties otherwise residing with the agency pursuant
151.29 to any provision of law.

151.30 (b) An activity that conveys or connects waters of the state without subjecting the
151.31 transferred water to intervening industrial, municipal, or commercial use does not require
151.32 a national pollutant discharge elimination system permit. This exemption does not apply to
151.33 pollutants introduced by the activity itself to the water being transferred.

152.1 Sec. 96. Minnesota Statutes 2018, section 115.03, is amended by adding a subdivision to
152.2 read:

152.3 Subd. 5e. **Sugar beet storage.** The commissioner must not require a sugar beet company
152.4 that has a current national pollutant discharge elimination system permit or state disposal
152.5 system permit to install an engineered liner for a storm water runoff pond at a remote storage
152.6 site for sugar beets unless a risk assessment confirms that there is significant impact on
152.7 groundwater and that an engineered liner is necessary to prevent, control, or abate water
152.8 pollution. For purposes of this subdivision, "remote storage site for sugar beets" means an
152.9 area where sugar beets are temporarily stored before delivery to a sugar beet processing
152.10 facility and that is not located on land adjacent to the processing facility.

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

152.12 Sec. 97. Minnesota Statutes 2018, section 115.035, is amended to read:

152.13 **115.035 EXTERNAL PEER REVIEW OF WATER QUALITY STANDARDS.**

152.14 ~~(a) When the commissioner convenes an external peer review panel during the~~
152.15 ~~promulgation or amendment of water quality standards, the commissioner must provide~~
152.16 ~~notice and take public comment on the charge questions for the external peer review panel~~
152.17 ~~and must allow written and oral public comment as part of the external peer review panel~~
152.18 ~~process.~~ Every new or revised numeric water quality standard must be supported by a
152.19 technical support document that provides the scientific basis for the proposed standard and
152.20 that has undergone external, scientific peer review. Numeric water quality standards in
152.21 which the agency is adopting, without change, a United States Environmental Protection
152.22 Agency criterion that has been through peer review are not subject to this paragraph.
152.23 Documentation of the external peer review panel, including the name or names of the peer
152.24 reviewer or reviewers, must be included in the statement of need and reasonableness for
152.25 the water quality standard. ~~If the commissioner does not convene an external peer review~~
152.26 ~~panel during the promulgation or amendment of water quality standards, the commissioner~~
152.27 ~~must state the reason an external peer review panel will not be convened in the statement~~
152.28 ~~of need and reasonableness.~~

152.29 (b) Every technical support document developed by the agency must be released in draft
152.30 form for public comment before peer review and before finalizing the technical support
152.31 document.

153.1 (c) The commissioner must provide public notice and information about the external
153.2 peer review through the request for comments published at the beginning of the rulemaking
153.3 process for the numeric water quality standard, and:

153.4 (1) the request for comments must identify the draft technical support document and
153.5 where the document can be found;

153.6 (2) the request for comments must include a proposed charge for the external peer review
153.7 and request comments on the charge;

153.8 (3) all comments received during the public comment period must be made available to
153.9 the external peer reviewers; and

153.10 (4) if the agency is not soliciting external peer review because the agency is adopting a
153.11 United States Environmental Protection Agency criterion without change, that must be
153.12 noted in the request for comments.

153.13 (d) The purpose of the external peer review is to evaluate whether the technical support
153.14 document and proposed standard are based on sound scientific knowledge, methods, and
153.15 practices. The external peer review must be conducted according to the guidance in the
153.16 most recent edition of the United States Environmental Protection Agency's Peer Review
153.17 Handbook. Peer reviewers must not have participated in developing the scientific basis of
153.18 the standard. Peer reviewers must disclose any activities or circumstances that could pose
153.19 a conflict of interest or create an appearance of a loss of impartiality that could interfere
153.20 with an objective review.

153.21 (e) The type of review and the number of peer reviewers depends on the nature of the
153.22 science underlying the standard. A panel review must be used when the agency is developing
153.23 significant new science or science that expands significantly beyond current documented
153.24 scientific practices or principles.

153.25 (f) In response to the findings of the external peer review, the agency must revise the
153.26 draft technical support document as appropriate. The findings of the external peer review
153.27 must be documented and attached to the final technical support document, which must be
153.28 an exhibit as part of the statement of need and reasonableness in the rulemaking to adopt
153.29 the new or revised water quality standard. The agency must note changes in the final technical
153.30 support document made in response to the external peer review.

153.31 ~~(b)~~ (g) By December 15 each year, the commissioner shall must post on the agency's
153.32 website a report identifying the water quality standards development work in progress or

154.1 completed in the past year, the lead agency scientist for each development effort, and
154.2 opportunities for public input.

154.3 Sec. 98. Minnesota Statutes 2018, section 115A.51, is amended to read:

154.4 **115A.51 APPLICATION REQUIREMENTS.**

154.5 (a) Applications for assistance under the program shall ~~shall~~ must demonstrate:

154.6 ~~(a)~~ (1) that the project is conceptually and technically feasible;

154.7 ~~(b)~~ (2) that affected political subdivisions are committed to implement the project, to
154.8 provide necessary local financing, and to accept and exercise the government powers
154.9 necessary to the project;

154.10 ~~(c)~~ (3) that operating revenues from the project, considering the availability and security
154.11 of sources of solid waste and of markets for recovered resources, together with any proposed
154.12 federal, state, or local financial assistance, will be sufficient to pay all costs over the projected
154.13 life of the project;

154.14 ~~(d)~~ (4) that the applicant has evaluated the feasible and prudent alternatives to disposal,
154.15 including using existing solid waste management facilities with reasonably available capacity
154.16 sufficient to accomplish the goals of the proposed project, and has compared and evaluated
154.17 the costs of the alternatives, including capital and operating costs, and the effects of the
154.18 alternatives on the cost to generators;

154.19 (5) that the applicant has identified:

154.20 (i) waste management objectives in applicable county and regional solid waste
154.21 management plans consistent with section 115A.46, subdivision 2, paragraphs (e) and (f),
154.22 or 473.149, subdivision 1; and

154.23 (ii) other solid waste facilities identified in the county and regional plans; and

154.24 (6) that the applicant has conducted a comparative analysis of the project against existing
154.25 public and private solid waste facilities, including an analysis of potential displacement of
154.26 those facilities, to determine whether the project is the most appropriate alternative to achieve
154.27 the identified waste management objectives that considers:

154.28 (i) conformity with approved county or regional solid waste management plans;

154.29 (ii) consistency with the state's solid waste hierarchy and section 115A.46, subdivision
154.30 2, paragraphs (e) and (f), or 473.149, subdivision 1; and

154.31 (iii) environmental standards related to public health, air, surface water, and groundwater.

(b) The commissioner may require completion of a comprehensive solid waste management plan conforming to the requirements of section 115A.46, before accepting an application. Within five days of filing an application with the agency, the applicant must submit a copy of the application to each solid waste management facility mentioned in the portion of the application addressing the requirements of paragraph (a), clauses (5) and (6).

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

Sec. 99. **[115B.172] NATURAL RESOURCES DAMAGES ACCOUNT.**

Subdivision 1. Establishment. The natural resources damages account is established as an account in the remediation fund.

Subd. 2. Revenues. The account consists of money from the following sources:

(1) revenue from actions taken to recover natural resources damages under section 115B.17, subdivision 7, or any other law, unless otherwise specified in the settlement agreement;

(2) appropriations and transfers to the account as provided by law;

(3) interest earned on the account; and

(4) money received by the commissioner of the Pollution Control Agency or the commissioner of natural resources for deposit in the account in the form of a gift or grant.

Subd. 3. Expenditures. (a) Money in the account is appropriated to the commissioner of natural resources for the purposes authorized in section 115B.20, subdivision 2, clause (4).

(b) The commissioner of management and budget must allocate the amounts available in any biennium to the commissioner of natural resources for the purposes of this section based upon work plans submitted by the commissioner of natural resources and may adjust those allocations if revised work plans are submitted. Copies of the work plans must be submitted to the chairs of the house of representatives and senate committees and divisions having jurisdiction over environment and natural resources finance.

Subd. 4. Report. By November 1 each year, the commissioner of natural resources must submit a report to the chairs and ranking minority members of the house of representatives and senate committees and divisions with jurisdiction over environment and natural resources policy and finance on expenditures from the natural resources damages account during the previous fiscal year.

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

156.1 Sec. 100. Minnesota Statutes 2018, section 116.155, subdivision 1, is amended to read:

156.2 Subdivision 1. **Creation.** The remediation fund is created as a special revenue fund in
156.3 the state treasury to provide a reliable source of public money for response and corrective
156.4 actions to address releases of hazardous substances, pollutants or contaminants, agricultural
156.5 chemicals, and petroleum, and for environmental response actions at qualified landfill
156.6 facilities for which the agency has assumed such responsibility, including perpetual care of
156.7 such facilities. The specific purposes for which the general portion of the fund may be spent
156.8 are provided in subdivision 2. In addition to the general portion of the fund, the fund contains
156.9 ~~three~~ four accounts described in subdivisions 4 to ~~5a~~ 5b.

156.10 Sec. 101. Minnesota Statutes 2018, section 116.155, subdivision 3, is amended to read:

156.11 Subd. 3. **Revenues.** The following revenues shall be deposited in the general portion of
156.12 the remediation fund:

156.13 (1) response costs ~~and natural resource damages~~ related to releases of hazardous
156.14 substances, or pollutants or contaminants, recovered under sections 115B.17, ~~subdivisions~~
156.15 subdivision 6 and 7; 115B.443₂; 115B.444, or any other law;

156.16 (2) money paid to the agency or the Agriculture Department by voluntary parties who
156.17 have received technical or other assistance under sections 115B.17, subdivision 14, 115B.175
156.18 to 115B.179, and 115C.03, subdivision 9;

156.19 (3) money received in the form of gifts, grants, reimbursement, or appropriation from
156.20 any source for any of the purposes provided in subdivision 2, except federal grants; and

156.21 (4) interest accrued on the fund.

156.22 Sec. 102. Minnesota Statutes 2018, section 116.155, is amended by adding a subdivision
156.23 to read:

156.24 Subd. 5b. **Natural resources damages account.** The natural resources damages account
156.25 is as described in section 115B.172.

156.26 Sec. 103. Minnesota Statutes 2018, section 116.993, subdivision 2, is amended to read:

156.27 Subd. 2. **Eligible borrower.** To be eligible for a loan under this section, a borrower
156.28 must:

156.29 (1) be a small business corporation, sole proprietorship, partnership, or association;

156.30 (2) be a potential emitter of pollutants to the air, ground, or water;

157.1 (3) need capital for equipment purchases that will meet or exceed environmental
157.2 regulations or need capital for site investigation and cleanup;

157.3 (4) have less than ~~50~~ 100 full-time equivalent employees; and

157.4 (5) have an after tax profit of less than \$500,000; ~~and~~.

157.5 ~~(6) have a net worth of less than \$1,000,000.~~

157.6 Sec. 104. Minnesota Statutes 2018, section 116.993, subdivision 6, is amended to read:

157.7 Subd. 6. **Loan conditions.** A loan made under this section must include:

157.8 (1) an interest rate that is ~~four percent or~~ at or below one-half the prime rate, ~~whichever~~
157.9 ~~is greater~~ not to exceed five percent;

157.10 (2) a term of payment of not more than seven years; and

157.11 (3) an amount not less than \$1,000 or exceeding ~~\$50,000~~ \$75,000.

157.12 Sec. 105. Minnesota Statutes 2018, section 116D.04, subdivision 2a, is amended to read:

157.13 Subd. 2a. **When prepared.** (a) Where there is potential for significant environmental
157.14 effects resulting from any major governmental action, the action ~~shall~~ must be preceded by
157.15 a detailed environmental impact statement prepared by the responsible governmental unit.
157.16 The environmental impact statement ~~shall~~ must be an analytical rather than an encyclopedic
157.17 document ~~which~~ that describes the proposed action in detail, analyzes its significant
157.18 environmental impacts, discusses appropriate alternatives to the proposed action and their
157.19 impacts, and explores methods by which adverse environmental impacts of an action could
157.20 be mitigated. The environmental impact statement ~~shall~~ must also analyze those economic,
157.21 employment, and sociological effects that cannot be avoided should the action be
157.22 implemented. To ensure its use in the decision-making process, the environmental impact
157.23 statement ~~shall~~ must be prepared as early as practical in the formulation of an action.

157.24 (b) The board shall by rule establish categories of actions for which environmental
157.25 impact statements and for which environmental assessment worksheets ~~shall~~ must be prepared
157.26 as well as categories of actions for which no environmental review is required under this
157.27 section. A mandatory environmental assessment worksheet is not required for the expansion
157.28 of an ethanol plant, as defined in section 41A.09, subdivision 2a, paragraph (b), or the
157.29 conversion of an ethanol plant to a biobutanol facility or the expansion of a biobutanol
157.30 facility as defined in section 41A.15, subdivision 2d, based on the capacity of the expanded
157.31 or converted facility to produce alcohol fuel, but must be required if the ethanol plant or

158.1 biobutanol facility meets or exceeds thresholds of other categories of actions for which
158.2 environmental assessment worksheets must be prepared. The responsible governmental unit
158.3 for an ethanol plant or biobutanol facility project for which an environmental assessment
158.4 worksheet is prepared is the state agency with the greatest responsibility for supervising or
158.5 approving the project as a whole.

158.6 (c) A mandatory environmental impact statement is not required for a facility or plant
158.7 located outside the seven-county metropolitan area that produces less than 125,000,000
158.8 gallons of ethanol, biobutanol, or cellulosic biofuel annually, or produces less than 400,000
158.9 tons of chemicals annually, if the facility or plant is: an ethanol plant, as defined in section
158.10 41A.09, subdivision 2a, paragraph (b); a biobutanol facility, as defined in section 41A.15,
158.11 subdivision 2d; or a cellulosic biofuel facility. A facility or plant that only uses a cellulosic
158.12 feedstock to produce chemical products for use by another facility as a feedstock is not
158.13 considered a fuel conversion facility as used in rules adopted under this chapter.

158.14 (d) The responsible governmental unit shall promptly publish notice of the completion
158.15 of an environmental assessment worksheet by publishing the notice in at least one newspaper
158.16 of general circulation in the geographic area where the project is proposed, by posting the
158.17 notice on a website that has been designated as the official publication site for publication
158.18 of proceedings, public notices, and summaries of a political subdivision in which the project
158.19 is proposed, or in any other manner determined by the board and shall provide copies of
158.20 the environmental assessment worksheet to the board and its member agencies. Comments
158.21 on the need for an environmental impact statement may be submitted to the responsible
158.22 governmental unit during a 30-day period following publication of the notice that an
158.23 environmental assessment worksheet has been completed. The responsible governmental
158.24 unit may extend the 30-day comment period for an additional 30 days one time. Further
158.25 extensions of the comment period may not be made unless approved by the project's proposer.
158.26 The responsible governmental unit's decision on the need for an environmental impact
158.27 statement ~~shall~~ must be based on the environmental assessment worksheet and the comments
158.28 received during the comment period, and ~~shall~~ must be made within 15 days after the close
158.29 of the comment period. The board's chair may extend the 15-day period by not more than
158.30 15 additional days upon the request of the responsible governmental unit.

158.31 (e) An environmental assessment worksheet ~~shall~~ must also be prepared for a proposed
158.32 action whenever material evidence accompanying a petition by not less than 100 individuals
158.33 who reside or own property in the state, submitted before the proposed project has received
158.34 final approval by the appropriate governmental units, demonstrates that, because of the
158.35 nature or location of a proposed action, there may be potential for significant environmental

159.1 effects. Petitions requesting the preparation of an environmental assessment worksheet ~~shall~~
159.2 must be submitted to the board. The chair of the board shall determine the appropriate
159.3 responsible governmental unit and forward the petition to it. A decision on the need for an
159.4 environmental assessment worksheet ~~shall~~ must be made by the responsible governmental
159.5 unit within 15 days after the petition is received by the responsible governmental unit. The
159.6 board's chair may extend the 15-day period by not more than 15 additional days upon request
159.7 of the responsible governmental unit.

159.8 (f) Except in an environmentally sensitive location where Minnesota Rules, part
159.9 4410.4300, subpart 29, item B, applies, the proposed action is exempt from environmental
159.10 review under this chapter and rules of the board, if:

159.11 (1) the proposed action is:

159.12 (i) an animal feedlot facility with a capacity of less than 1,000 animal units; or

159.13 (ii) an expansion of an existing animal feedlot facility with a total cumulative capacity
159.14 of less than 1,000 animal units;

159.15 (2) the application for the animal feedlot facility includes a written commitment by the
159.16 proposer to design, construct, and operate the facility in full compliance with Pollution
159.17 Control Agency feedlot rules; and

159.18 (3) the county board holds a public meeting for citizen input at least ten business days
159.19 before the Pollution Control Agency or county issuing a feedlot permit for the animal feedlot
159.20 facility unless another public meeting for citizen input has been held with regard to the
159.21 feedlot facility to be permitted. The exemption in this paragraph is in addition to other
159.22 exemptions provided under other law and rules of the board.

159.23 (g) The board may, before final approval of a proposed project, require preparation of
159.24 an environmental assessment worksheet by a responsible governmental unit selected by the
159.25 board for any action where environmental review under this section has not been specifically
159.26 provided for by rule or otherwise initiated.

159.27 (h) An early and open process ~~shall~~ must be ~~utilized~~ used to limit the scope of the
159.28 environmental impact statement to a discussion of those impacts that, because of the nature
159.29 or location of the project, have the potential for significant environmental effects. The same
159.30 process ~~shall~~ must be ~~utilized~~ used to determine the form, content, and level of detail of the
159.31 statement as well as the alternatives that are appropriate for consideration in the statement.
159.32 In addition, the permits that will be required for the proposed action ~~shall~~ must be identified
159.33 during the scoping process. Further, the process ~~shall~~ must identify those permits for which

160.1 information will be developed concurrently with the environmental impact statement. The
160.2 board shall provide in its rules for the expeditious completion of the scoping process. The
160.3 determinations reached in the process ~~shall~~ must be incorporated into the order requiring
160.4 the preparation of an environmental impact statement.

160.5 (i) The responsible governmental unit shall, to the extent practicable, avoid duplication
160.6 and ensure coordination between state and federal environmental review and between
160.7 environmental review and environmental permitting. Whenever practical, information
160.8 needed by a governmental unit for making final decisions on permits or other actions required
160.9 for a proposed project ~~shall~~ must be developed in conjunction with the preparation of an
160.10 environmental impact statement. When an environmental impact statement is prepared for
160.11 a project requiring multiple permits for which two or more agencies' decision processes
160.12 include either mandatory or discretionary hearings before a hearing officer before the
160.13 agencies' decision on the permit, the agencies may, notwithstanding any law or rule to the
160.14 contrary, conduct the hearings in a single consolidated hearing process if requested by the
160.15 proposer. All agencies having jurisdiction over a permit that is included in the consolidated
160.16 hearing shall participate. The responsible governmental unit shall establish appropriate
160.17 procedures for the consolidated hearing process, including procedures to ensure that the
160.18 consolidated hearing process is consistent with the applicable requirements for each permit
160.19 regarding the rights and duties of parties to the hearing, and shall ~~utilize~~ use the earliest
160.20 applicable hearing procedure to initiate the hearing. All agencies having jurisdiction over
160.21 a permit identified in the draft environmental assessment worksheet scoping document must
160.22 begin reviewing any permit application upon publication of the notice of preparation of the
160.23 environmental impact statement.

160.24 (j) An environmental impact statement ~~shall~~ must be prepared and its adequacy
160.25 determined within 280 days after notice of its preparation unless the time is extended by
160.26 consent of the parties or by the governor for good cause. The responsible governmental unit
160.27 shall determine the adequacy of an environmental impact statement, unless within 60 days
160.28 after notice is published that an environmental impact statement will be prepared, the board
160.29 chooses to determine the adequacy of an environmental impact statement. If an environmental
160.30 impact statement is found to be inadequate, the responsible governmental unit ~~shall have~~
160.31 has 60 days to prepare an adequate environmental impact statement.

160.32 (k) The proposer of a specific action may include in the information submitted to the
160.33 responsible governmental unit a preliminary draft environmental impact statement under
160.34 this section on that action for review, modification, and determination of completeness and
160.35 adequacy by the responsible governmental unit. A preliminary draft environmental impact

161.1 statement prepared by the project proposer and submitted to the responsible governmental
161.2 unit ~~shall~~ must identify or include as an appendix all studies and other sources of information
161.3 used to substantiate the analysis contained in the preliminary draft environmental impact
161.4 statement. The responsible governmental unit shall require additional studies, if needed,
161.5 and obtain from the project proposer all additional studies and information necessary for
161.6 the responsible governmental unit to perform its responsibility to review, modify, and
161.7 determine the completeness and adequacy of the environmental impact statement.

161.8 Sec. 106. Minnesota Statutes 2018, section 116U.55, is amended to read:

161.9 **116U.55 GIFTS, GRANTS, AND ENDOWMENTS; ACCOUNT.**

161.10 Subdivision 1. Acceptance of gifts and grants. The office may accept gifts of money,
161.11 property, or services, may apply for and accept grants from the United States, the state, a
161.12 subdivision of the state, or a person for any of its purposes; may enter into an agreement
161.13 required in connection with it; and may hold, use, and dispose of the money, property, or
161.14 services in accordance with the terms of the gift, grant, or agreement relating to it. The
161.15 office may also make grants, gifts, and bequests of money, property, or services and enter
161.16 into contracts to carry out the same. The gift acceptance procedures of sections 16A.013 to
161.17 16A.016 do not apply to this section.

161.18 Subd. 2. Outdoor recreation promotion account. Gifts and grants received by the
161.19 office for promoting outdoor recreation must be deposited in an outdoor recreation promotion
161.20 account in the special revenue fund. Money in the account, including interest earned, is
161.21 appropriated to the director for the purposes specified in the gift or grant.

161.22 Sec. 107. Minnesota Statutes 2018, section 127A.353, subdivision 1, is amended to read:

161.23 Subdivision 1. **Appointment.** The school trust lands director shall be appointed by the
161.24 governor. The commissioner of natural resources shall provide human resources, payroll,
161.25 accounting, procurement, and other similar administrative services to the school trust lands
161.26 director. The director's appointment is subject to the advice and consent of the senate.

Sec. 108. Laws 2013, chapter 114, article 4, section 105, as amended by Laws 2017, chapter 93, article 2, section 148, is amended to read:

Sec. 105. RULES; SILICA SAND.

(a) The commissioner of the Pollution Control Agency may adopt rules pertaining to the control of particulate emissions from silica sand projects. The rulemaking is exempt from Minnesota Statutes, section 14.125.

(b) The commissioner of natural resources shall ~~adopt rules~~ develop a model ordinance pertaining to the reclamation of silica sand mines. ~~The rulemaking is exempt from Minnesota Statutes, section 14.125~~ commissioner shall publish the model ordinance in the State Register.

(c) By January 1, 2014, the Department of Health shall adopt an air quality health-based value for silica sand.

(d) The Environmental Quality Board may amend its rules for environmental review, adopted under Minnesota Statutes, chapter 116D, for silica sand mining and processing to take into account the increased activity in the state and concerns over the size of specific operations. The Environmental Quality Board shall consider whether the requirements of Minnesota Statutes, section 116C.991, should remain part of the environmental review requirements for silica sand and whether the requirements should be different for different geographic areas of the state. The rulemaking is exempt from Minnesota Statutes, section 14.125.

Sec. 109. APPLYING STORM WATER RULES TO TOWNSHIPS.

Until the Pollution Control Agency amends rules for storm water, Minnesota Rules, part 7090.1010, subpart 1, item B, subitem (1), applies only to the portions of a city, a town, and unorganized areas of counties that are designated as urbanized under Code of Federal Regulations, title 40, section 122.26(2)(9)(i)(A), and other platted areas within that jurisdiction.

Sec. 110. WETLAND REPLACEMENT; FRAMEWORKS FOR IN-LIEU FEE PROGRAM.

The Board of Water and Soil Resources, in cooperation with the United States Army Corps of Engineers, may complete the planning frameworks and other program application requirements necessary for federal approval of an in-lieu fee program, as authorized under Minnesota Statutes, section 103G.2242, in the Red River basin and the greater than 80 percent area. The planning frameworks must contain a prioritization strategy for selecting

and implementing mitigation activities based on a watershed approach that includes consideration of historic resource loss within watersheds and the extent to which mitigation can address priority watershed needs. The board must consider the recommendations of the report "Siting of Wetland Mitigation in Northeast Minnesota," dated March 7, 2014, and implementation of Minnesota Statutes, section 103B.3355, paragraphs (e) and (f), in developing proposed planning frameworks for applicable watersheds. When completing the work and pursuing approval of an in-lieu fee program, the board must do so consistent with the applicable requirements, stakeholder and agency review processes, and approval time frames in Code of Federal Regulations, title 33, part 332. Upon receiving federal approval, the board must submit any completed planning frameworks to the chairs and ranking minority members of the house of representatives and senate committees and divisions with jurisdiction over environment and natural resources.

Sec. 111. **HILL-ANNEX MINE STATE PARK; MANAGEMENT AND OPERATION.**

(a) The commissioner of natural resources must operate the Hill-Annex Mine State Park for the purposes it was established through June 30, 2021, and must during that time maintain at fiscal year 2016 levels, the level of service and hours of operation at the park. The commissioner must work with the group established under Laws 2017, chapter 93, article 2, section 156, to review park activities and the alternate operating model developed and identify options for sustainable and viable operation of the park site. The commissioner must submit recommendations to the chairs and ranking minority members of the house of representatives and senate committees and divisions with jurisdiction over the environment and natural resources by January 15, 2021.

(b) The commissioner of natural resources must work with the city of Calumet, other neighboring cities and townships, and other local units of government to identify and coordinate volunteers to supplement the Department of Natural Resources' park operations to the extent allowable under state law and rules.

Sec. 112. **AGGREGATE RECLAMATION GUIDANCE.**

The commissioner of natural resources shall update the Department of Natural Resources aggregate reclamation handbook as recommended by the Aggregate Resources Task Force Final Report dated January 15, 2018.

164.1 Sec. 113. **BASIC ANGLING CURRICULUM.**

164.2 The commissioner of natural resources must develop a basic angling curriculum that
164.3 includes basic fishing techniques and information about aquatic invasive species, tournament
164.4 etiquette, conservation, water safety, and related matters. The commissioner must make the
164.5 basic angling curriculum available without cost to nonprofit organizations operating fishing
164.6 leagues for high schools.

164.7 Sec. 114. **METROPOLITAN LANDFILL CONTINGENCY ACTION TRUST**
164.8 **ACCOUNT; REPORT.**

164.9 By February 1, 2020, the commissioner of the Pollution Control Agency must submit a
164.10 report to the chairs and ranking minority members of the house of representatives and senate
164.11 committees and divisions with jurisdiction over environment and natural resources finance
164.12 regarding the long-term health and availability of the metropolitan landfill contingency
164.13 action trust account, including its ability to meet future obligations. The commissioner must
164.14 consult affected local governments in preparing the report.

164.15 Sec. 115. **STAMP DESIGN; RULE AMENDMENT.**

164.16 (a) The commissioner of natural resources shall amend Minnesota Rules, part 6290.0400,
164.17 subpart 3, to:

164.18 (1) allow a contest entry to be created using nonphotographic digital media; and

164.19 (2) require a person submitting a contest entry to list all media used in the creation of
164.20 the entry.

164.21 (b) The commissioner may use the good cause exemption under Minnesota Statutes,
164.22 section 14.388, subdivision 1, clause (3), to adopt rules under this section, and Minnesota
164.23 Statutes, section 14.386, does not apply except as provided under Minnesota Statutes, section
164.24 14.388.

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

164.26 Sec. 116. **FINANCIAL ASSURANCE ANALYSIS FOR WASTE TIRE FACILITIES.**

164.27 The commissioner of the Pollution Control Agency shall conduct an analysis of the
164.28 forms and levels of financial assurance required of owners and operators of permitted waste
164.29 tire facilities and submit a report to the chairs and ranking minority members of the legislative
164.30 committees with jurisdiction over environment policy and finance that includes the following:

165.1 (1) an analysis of the adequacy of existing financial assurance mechanisms for waste
165.2 tires stored at waste tire facilities;

165.3 (2) waste tire processing capacity statewide; and

165.4 (3) a review of additional options for financial assurance mechanisms.

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

165.6 Sec. 117. **NAMING STATE PARK FACILITIES AFTER WALTER F. MONDALE.**

165.7 Subdivision 1. **Naming.** Notwithstanding Minnesota Statutes, section 10A.49, the
165.8 buildings and other facilities listed in subdivisions 2 to 5 may be designated and named
165.9 after Walter F. Mondale.

165.10 Subd. 2. **Interstate State Park; scenic overlook and trail.** The scenic overlook and
165.11 trail at Interstate State Park is named and designated as the Walter F. Mondale Scenic
165.12 Overlook and Trail.

165.13 Subd. 3. **St. Croix State Park; visitor center.** The visitor center at St. Croix State Park
165.14 is named and designated as the Walter F. Mondale Visitor Center.

165.15 Subd. 4. **Wild River State Park; River Trail.** The River Trail at Wild River State Park
165.16 is named and designated as the Walter F. Mondale River Trail.

165.17 Subd. 5. **William O'Brien State Park; day use area.** The day use area at William
165.18 O'Brien State Park, currently referred to as the Lake Alice Day Use Area, is named and
165.19 designated as the Walter F. Mondale Day Use Area.

165.20 Sec. 118. **REVISOR INSTRUCTION.**

165.21 The revisor of statutes must change the reference in Minnesota Statutes, sections 127A.30,
165.22 subdivision 2, and 287.22, from "section 92.121" to "section 92.122."

165.23 Sec. 119. **REPEALER.**

165.24 Minnesota Statutes 2018, section 92.121, is repealed.

ARTICLE 4

STATE LANDS

Section 1. Minnesota Statutes 2018, section 84.0273, is amended to read:

84.0273 ESTABLISHING BOUNDARY LINES RELATING TO CERTAIN STATE LANDHOLDINGS.

(a) ~~In order~~ To resolve boundary line issues affecting the ownership interests of the state and adjacent landowners, the commissioner of natural resources may, in the name of the state upon terms the commissioner deems appropriate, convey, by a boundary line agreement, quitclaim deed, or management agreement in such form as the attorney general approves, such rights, titles, and interests of the state in state lands for such rights, titles, and interests in adjacent lands as are necessary ~~for the purpose of establishing~~ to establish boundaries. The commissioner must publish a notice of the proposed conveyance and a brief statement of the reason ~~therefor shall be published~~ for the conveyance once in the State Register ~~by the commissioner between 15 and at least 30 days prior to~~ before the conveyance. ~~The provisions of~~ This paragraph ~~are~~ is not intended to replace or supersede laws relating to land exchange or disposal of surplus state property.

(b) ~~In order~~ To resolve trespass issues affecting the ownership interests of the state and adjacent landowners, the commissioner of natural resources, in the name of the state, may sell surplus lands not needed for natural resource purposes at private sale to adjoining property owners and leaseholders. The conveyance must be by quitclaim in a form approved by the attorney general for a consideration not less than the value determined according to section 94.10, subdivision 1.

(c) Paragraph (b) applies to all state-owned lands managed by the commissioner of natural resources, except school trust land as defined in section 92.025. For acquired lands, the commissioner may sell the surplus lands as provided in paragraph (b) notwithstanding the offering to public entities, public sale, and related notice and publication requirements of sections 94.09 to 94.165. For consolidated conservation lands, the commissioner may sell the surplus lands as provided in paragraph (b) notwithstanding the classification and public sale provisions of chapters 84A and 282.

Sec. 2. Minnesota Statutes 2018, section 92.115, subdivision 1, is amended to read:

Subdivision 1. **Land valuation required.** Before offering any state land for sale under this chapter, the commissioner must establish the value of the land. The commissioner shall have the land appraised if the estimated market value is in excess of ~~\$50,000~~ \$100,000.

Sec. 3. Minnesota Statutes 2018, section 94.09, subdivision 3, is amended to read:

Subd. 3. **Notice to agencies; determination of surplus.** The commissioner of natural resources shall send written notice to ~~all state departments, agencies and the University of Minnesota~~ the Departments of Administration and Transportation, the Board of Water and Soil Resources, the Office of School Trust Lands, the legal or land departments of the University of Minnesota and Minnesota State Colleges and Universities, the Minnesota Indian Affairs Council, and any other state department or agency that requests to receive notices describing any lands or tracts ~~which~~ that may be declared surplus. If a ~~department or agency or the University of Minnesota~~ recipient of the notice desires custody of the lands or tracts, ~~it shall~~ the recipient must submit a written request to the commissioner; no later than four calendar weeks after mailing of the notice; setting forth in detail ~~its~~ the reasons for desiring to acquire; and ~~its~~ the intended use of; the land or tract. The commissioner shall then determine whether any of the lands ~~described in the certifications of the heads of the departments or agencies so requested~~ should be declared surplus and offered for sale or otherwise disposed of by transferring custodial control to other requesting state departments or agencies or to the Board of Regents of the University of Minnesota for educational purposes, provided however that transfer to the Board of Regents ~~shall~~ is not be determinative of tax exemption or immunity. If the commissioner determines that any of the lands are no longer needed for state purposes, the commissioner shall make findings of fact, describe the lands, declare the lands to be surplus state land, and state the reasons for the sale or disposition of the lands.

Sec. 4. Minnesota Statutes 2018, section 94.10, is amended to read:

94.10 SURVEYS, APPRAISALS, AND SALE.

Subdivision 1. **Appraisal; notice and offer to public bodies.** (a) Before offering any surplus state-owned lands for sale, the commissioner of natural resources must establish the value of the lands. The commissioner shall have the lands appraised if the estimated value is in excess of ~~\$50,000~~ \$100,000. No parcel of state-owned land shall be sold for less than \$1,000.

(b) The appraisals must be made by regularly appointed and qualified state appraisers. To be qualified, an appraiser must hold a state appraiser license issued by the Department of Commerce. The appraisal must be in conformity with the Uniform Standards of Professional Appraisal Practice of the Appraisal Foundation.

(c) Before offering surplus state-owned lands for public sale, the lands ~~shall~~ must first be offered to the city, county, town, school district, or other public body corporate or politic

168.1 in which the lands are situated for public purposes and the lands may be sold for public
168.2 purposes for not less than the appraised value of the lands. To determine whether a public
168.3 body desires to purchase the surplus land, the commissioner of natural resources shall give
168.4 a written notice to the governing body of each political subdivision whose jurisdictional
168.5 boundaries include or are adjacent to the surplus land. If a public body desires to purchase
168.6 the surplus land, ~~it shall~~ the public body must submit a written offer to the commissioner
168.7 no later than two weeks after receipt of notice setting forth in detail ~~its~~ the reasons for
168.8 desiring to acquire and ~~its~~ the intended use of the land. ~~In the event that~~ If more than one
168.9 public body tenders an offer, the commissioner shall determine which party shall receive
168.10 the property and shall submit written findings regarding the decision. If lands are offered
168.11 for sale for public purposes and if a public body notifies the commissioner of its desire to
168.12 acquire the lands, the public body may have up to two years from the date of the accepted
168.13 offer to ~~commence payment~~ begin paying for the lands in the manner provided by law.

168.14 (d) Before offering surplus state-owned lands that are located within the reservation
168.15 boundary of a federally recognized Indian tribe for public sale or before offering the lands
168.16 to an entity specified in paragraph (c), the lands must first be offered to the federally
168.17 recognized Indian tribe with governing authority over the reservation where the lands are
168.18 located. If the lands are located within the reservation boundary of a federally recognized
168.19 tribe that is one of the six constituent tribes of the Minnesota Chippewa Tribe, then the lands
168.20 must be offered to both the Minnesota Chippewa Tribe and the constituent tribe where the
168.21 lands are located. The lands may be sold for not less than the appraised value of the lands.
168.22 To determine whether an Indian tribe desires to purchase the lands, the commissioner of
168.23 natural resources must give a written notice to the governing body of the Indian tribe and,
168.24 when applicable, to the Minnesota Chippewa Tribe if the tribe is a member of the Minnesota
168.25 Chippewa Tribe. If the Indian tribe desires to purchase the lands, the Indian tribe must notify
168.26 the commissioner in writing of the intent to purchase the lands no later than two weeks after
168.27 receiving the notice. If the Indian tribe notifies the commissioner of its intent to acquire the
168.28 lands, the Indian tribe has up to two years from the date that the notice of intent to purchase
168.29 the lands was submitted to begin paying for the lands in the manner provided by law.

168.30 Subd. 2. **Public sale requirements.** (a) After complying with subdivision 1 and before
168.31 any public sale of surplus state-owned land is made and at least 30 days before the sale, the
168.32 commissioner of natural resources shall publish a notice of the sale in a newspaper of general
168.33 distribution in the county in which the real property to be sold is situated. The notice shall
168.34 specify the time and place at which the sale will commence, a general description of the

169.1 lots or tracts to be offered, and a general statement of the terms of sale. The commissioner
169.2 shall ~~also~~ provide electronic notice of the sale.

169.3 (b) The minimum bid for a parcel of land must include the estimated value or appraised
169.4 value of the land and any improvements and, if any of the land is valuable for merchantable
169.5 timber, the value of the merchantable timber. The minimum bid may include expenses
169.6 incurred by the commissioner in rendering the property salable, including survey, appraisal,
169.7 legal, advertising, and other expenses.

169.8 (c) The purchaser of state land must pay recording fees and the state deed tax.

169.9 (d) Except as provided under paragraph (e), parcels remaining unsold after the offering
169.10 may be sold to anyone agreeing to pay at least 75 percent of the appraised value. The sale
169.11 ~~shall~~ must continue until all parcels are sold or until the commissioner orders a reappraisal
169.12 or withdraws the remaining parcels from sale.

169.13 (e) The commissioner may retain the services of a licensed real estate broker to find a
169.14 buyer for parcels remaining unsold after the offering. The sale price may be negotiated by
169.15 the broker, but must not be less than 90 percent of the appraised value as determined by the
169.16 commissioner. The broker's fee must be established by prior agreement between the
169.17 commissioner and the broker and must not exceed ten percent of the sale price for sales of
169.18 \$10,000 or more. The broker's fee must be paid to the broker from the proceeds of the sale.

169.19 (f) Public sales of surplus state-owned land may be conducted through online auctions.

169.20 Sec. 5. Minnesota Statutes 2018, section 282.01, subdivision 4, is amended to read:

169.21 Subd. 4. **Sale; method; requirements; effects.** (a) The sale authorized under subdivision
169.22 3 must be conducted by the county auditor at the county seat of the county in which the
169.23 parcels lie, except that in St. Louis and Koochiching Counties, the sale may be conducted
169.24 in any ~~county~~ county designated facility within the county. The sale must not be for less than the
169.25 appraised value except as provided in subdivision 7a. The parcels must be sold for cash
169.26 only, unless the county board of the county has adopted a resolution providing for their sale
169.27 on terms, in which event the resolution controls with respect to the sale. When the sale is
169.28 made on terms other than for cash only (1) a payment of at least ten percent of the purchase
169.29 price must be made at the time of purchase, and the balance must be paid in no more than
169.30 ten equal annual installments, or (2) the payments must be made in accordance with county
169.31 board policy, but in no event may the board require more than 12 installments annually,
169.32 and the contract term must not be for more than ten years. Standing timber or timber products
169.33 must not be removed from these lands until an amount equal to the appraised value of all

170.1 standing timber or timber products on the lands at the time of purchase has been paid by
170.2 the purchaser. If a parcel of land bearing standing timber or timber products is sold at public
170.3 auction for more than the appraised value, the amount bid in excess of the appraised value
170.4 must be allocated between the land and the timber in proportion to their respective appraised
170.5 values. In that case, standing timber or timber products must not be removed from the land
170.6 until the amount of the excess bid allocated to timber or timber products has been paid in
170.7 addition to the appraised value of the land. The purchaser is entitled to immediate possession,
170.8 subject to the provisions of any existing valid lease made in behalf of the state.

170.9 (b) For sales occurring on or after July 1, 1982, the unpaid balance of the purchase price
170.10 is subject to interest at the rate determined pursuant to section 549.09. The unpaid balance
170.11 of the purchase price for sales occurring after December 31, 1990, is subject to interest at
170.12 the rate determined in section 279.03, subdivision 1a. The interest rate is subject to change
170.13 each year on the unpaid balance in the manner provided for rate changes in section 549.09
170.14 or 279.03, subdivision 1a, whichever, is applicable. Interest on the unpaid contract balance
170.15 on sales occurring before July 1, 1982, is payable at the rate applicable to the sale at the
170.16 time that the sale occurred.

170.17 (c) Notwithstanding subdivision 7, a county board may by resolution provide for the
170.18 listing and sale of individual parcels by other means, including through a real estate broker.
170.19 However, if the buyer under this paragraph could have repurchased a parcel of property
170.20 under section 282.012 or 282.241, that buyer may not purchase that same parcel of property
170.21 at the sale under this subdivision for a purchase price less than the sum of all taxes,
170.22 assessments, penalties, interest, and costs due at the time of forfeiture computed under
170.23 section 282.251, and any special assessments for improvements certified as of the date of
170.24 sale. This subdivision shall be liberally construed to encourage the sale and utilization of
170.25 tax-forfeited land in order to eliminate nuisances and dangerous conditions and to increase
170.26 compliance with land use ordinances.

170.27 Sec. 6. Laws 2012, chapter 236, section 28, subdivision 2, as amended by Laws 2016,
170.28 chapter 154, section 9, is amended to read:

170.29 Subd. 2. **Method of sale.** (a) The leaseholder of a leased parcel may purchase at private
170.30 sale the leased parcel and any other lands allocated to the parcel by the county under
170.31 subdivision 6 that is offered for sale under this section. The purchase price is the appraised
170.32 value of the land under subdivision 3 exclusive of improvements on it. To purchase a parcel,
170.33 a leaseholder must pay in cash to the county an amount equal to the appraised value of the
170.34 land within 180 days from the date of mailing to or service of notice of appraised value to

171.1 the leaseholder by the county. The 180-day period runs from the date of mailing of a copy
171.2 of the appraisal to the leaseholder at the address shown upon the most recent lease agreement
171.3 between the parties, exclusive of the date of mailing or service. The county may use any
171.4 alternative method of notice under the Minnesota Rules of Civil Procedure for the service
171.5 of a summons and complaint.

171.6 (b) If the leaseholder does not purchase the parcel so offered, the county may offer the
171.7 lands for sale under the provisions of Minnesota Statutes, section 282.01, subdivision 7. If
171.8 a person other than the leaseholder purchases the parcel, the purchaser must make payment
171.9 in full to the leaseholder in the manner provided in Minnesota Statutes, section 92.06,
171.10 subdivision 4, for the value of any improvements as determined under subdivision 3 or for
171.11 the value of any improvements as determined through negotiations.

171.12 (c) Failure of a purchaser to comply with the terms of payment voids the sale and the
171.13 property may be reoffered for sale.

171.14 Sec. 7. Laws 2012, chapter 236, section 28, subdivision 9, as amended by Laws 2016,
171.15 chapter 154, section 11, is amended to read:

171.16 Subd. 9. **Sunset.** This section expires ~~seven~~ ten years after the effective date.

171.17 Sec. 8. **ADDITION TO STATE PARK.**

171.18 **[85.012] [Subd. 23a.] Glendalough State Park, Otter Tail County.**

171.19 The following areas are added to Glendalough State Park, Otter Tail County:

171.20 (1) Government Lot 2, Section 12, Township 133 North, Range 40 West, Otter Tail
171.21 County, Minnesota, subject to an existing conservation easement; and

171.22 (2) the West Half of the Southeast Quarter and Government Lots 2 and 3, Section 11,
171.23 Township 133 North, Range 40 West, Otter Tail County, Minnesota, except that part of
171.24 said Government Lot 2 platted as Walvatne Addition. Subject to an existing conservation
171.25 easement.

171.26 Sec. 9. **DELETION FROM STATE PARK.**

171.27 **[85.012] [Subd. 49.] St. Croix State Park, Pine County.** The following area is deleted
171.28 from St. Croix State Park, Pine County: that part of the North Half of the Northwest Quarter
171.29 of Section 29 and that part of the Northeast Quarter of the Northeast Quarter of Section 30,
171.30 Township 41 North, Range 17 West, Pine County, Minnesota, lying north of County Road
171.31 48.

172.1 Sec. 10. PRIVATE SALE OF SURPLUS STATE LAND BORDERING PUBLIC
172.2 WATER; CARLTON COUNTY.

172.3 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
172.4 commissioner of natural resources may sell by private sale the surplus land bordering public
172.5 water that is described in paragraph (c).

172.6 (b) The commissioner may make necessary changes to the legal description to correct
172.7 errors and ensure accuracy.

172.8 (c) The land that may be sold is located in Carlton County and is described as:
172.9 Government Lot 6, Section 1, Township 48 North, Range 19 West.

172.10 (d) The land borders Perch Lake and is not contiguous to other state lands. The
172.11 Department of Natural Resources has determined that the land is not needed for natural
172.12 resource purposes and that the state's land management interests would be best served if
172.13 the land were sold to a federally recognized Indian tribe for land consolidation purposes.

172.14 Sec. 11. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC
172.15 WATER; CASS COUNTY.

172.16 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
172.17 resources may sell by public sale the surplus land bordering public water that is described
172.18 in paragraph (c).

172.19 (b) The commissioner may make necessary changes to the legal description to correct
172.20 errors and ensure accuracy.

172.21 (c) The land that may be sold is located in Cass County and is described as: Lot 7, Block
172.22 1, Dell's Sleepy Hollow, located in Section 22, Township 140 North, Range 29 West.

172.23 (d) The land borders Woman Lake and is not contiguous to other state lands. The
172.24 Department of Natural Resources has determined that the land is not needed for natural
172.25 resource purposes and that the state's land management interests would best be served if
172.26 the land was returned to private ownership.

172.27 Sec. 12. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATER;
172.28 HUBBARD COUNTY.

172.29 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
172.30 commissioner of natural resources may sell by private sale the surplus lands bordering
172.31 public water that is described in paragraph (c) to Hubbard County for no consideration.

173.1 (b) The commissioner may make necessary changes to the legal descriptions to correct
173.2 errors and ensure accuracy.

173.3 (c) The lands that may be conveyed are located in Hubbard County and are described
173.4 as:

173.5 (1) the East 285.00 feet of the West 660.00 feet of Government Lot 4 of Section 27,
173.6 Township 141 North, Range 34 West. Including all riparian rights to the contained 2.3 acres,
173.7 more or less; and

173.8 (2) that part of Government Lot 2 of Section 34, Township 141 North, Range 34 West,
173.9 described as follows:

173.10 Commencing at the northwest corner of said Government Lot 2; thence South 89 degrees
173.11 27 minutes 15 seconds East, bearing assumed, along the north line of said Section 34 a
173.12 distance of 375.18 feet to the point of beginning; thence continuing South 89 degrees
173.13 27 minutes 15 seconds East along said north line a distance of 285.13 feet; thence South
173.14 02 degrees 01 minutes 46 seconds East along a line parallel with and 660.00 feet from
173.15 the west line of said Government Lot 2 a distance of 77.98 feet; thence North 88 degrees
173.16 14 minutes 48 seconds East a distance of 65.77 feet along a line which if continued
173.17 550.00 feet would intersect an angle iron previously used as the northeast corner of said
173.18 Government Lot 2; thence South 01 degrees 45 minutes 12 seconds East along a line
173.19 parallel with and 550.00 feet west of a previously established survey line a distance of
173.20 650.18 feet to the boundary line as established by that certain agreement between Richard
173.21 Dusbabek and Jean Dusbabek, husband and wife, and Donald S. Olson and Betty Jane
173.22 Olson, husband and wife, and filed for record on May 10, 1982, in the office of the
173.23 county recorder in Book 146 of Deeds, page 806; thence South 88 degrees 12 minutes
173.24 12 seconds West along said boundary line a distance of 179.39 feet; thence North 12
173.25 degrees 07 minutes 46 seconds West a distance of 663.07 feet; thence North 32 degrees
173.26 35 minutes 05 seconds West a distance of 101.91 feet to the point of beginning; containing
173.27 4.1 acres.

173.28 (d) The lands border Big Sand Lake. The Department of Natural Resources has
173.29 determined that the lands are not needed for natural resource purposes and that the state's
173.30 land management interests would best be served if the lands were conveyed to Hubbard
173.31 County.

174.1 Sec. 13. **PRIVATE SALE OF TAX-FORFEITED LAND; ITASCA COUNTY.**

174.2 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
174.3 other law to the contrary, Itasca County may sell by private sale the tax-forfeited land
174.4 described in paragraph (c).

174.5 (b) The conveyance must be in a form approved by the attorney general. The attorney
174.6 general may make changes to the land description to correct errors and ensure accuracy.

174.7 (c) The land to be sold is located in Itasca County and is described as: the East 660 feet
174.8 of the West 990 feet of the South 660 feet of the Southwest Quarter of the Southeast Quarter,
174.9 Section 7, Township 55 North, Range 24 West.

174.10 (d) The county has determined that the county's land management interests would best
174.11 be served if the lands were used for a new broadcast tower, transmitter, and transmission
174.12 building.

174.13 Sec. 14. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
174.14 **WATER; KANABEC COUNTY.**

174.15 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
174.16 resources may sell by public sale the surplus land bordering public water that is described
174.17 in paragraph (c).

174.18 (b) The commissioner may make necessary changes to the legal description to correct
174.19 errors and ensure accuracy.

174.20 (c) The land that may be sold is located in Kanabec County and is described as: that part
174.21 of the West 200 feet of the Northwest Quarter of Section 13, Township 42 North, Range
174.22 23 West, Kanabec County, Minnesota, lying northerly of the centerline of the Snake River.

174.23 (d) The land borders the Snake River and is not contiguous to other state lands. The
174.24 Department of Natural Resources has determined that the land is not needed for natural
174.25 resource purposes and that the state's land management interests would best be served if
174.26 the land was returned to private ownership.

174.27 Sec. 15. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
174.28 **WATER; OTTER TAIL COUNTY.**

174.29 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
174.30 resources may sell by public sale the surplus land bordering public water that is described
174.31 in paragraph (c).

175.1 (b) The commissioner may make necessary changes to the legal description to correct
175.2 errors and ensure accuracy.

175.3 (c) The land that may be sold is located in Otter Tail County and is described as:

175.4 Lots 25, 26, and 27 in Block 2 of Jackson and McKee's Addition, according to the plat
175.5 thereof, on file and of record in the Office of the Recorder, Otter Tail County, Minnesota,
175.6 less and except that part of said Lot 27 in Block 2 of Jackson and McKee's Addition, Otter
175.7 Tail County, Minnesota, South of the line between Government Lots 2 and 3, Section 14,
175.8 Township 136, Range 38.

175.9 (d) The land borders Big Pine Lake and is not contiguous to other state lands. The
175.10 Department of Natural Resources has determined that the land is not needed for natural
175.11 resource purposes and that the state's land management interests would best be served if
175.12 the land was returned to private ownership.

175.13 Sec. 16. **LEASE; TAX-FORFEITED LAND; ST. LOUIS COUNTY.**

175.14 (a) Notwithstanding Minnesota Statutes, section 282.04, or other law to the contrary,
175.15 St. Louis County may enter into a lease for the tax-forfeited lands described in paragraph
175.16 (b) for consideration of more than \$12,000 per year.

175.17 (b) The lands to be leased are located in St. Louis County and are described as:

175.18 (1) a 10.0-acre site in the Southeast Quarter, Section 15, Township 56 North, Range 17
175.19 West, to be used for a telecommunications tower and a 33-foot-wide strip of land, 16.5 feet
175.20 on either side of the centerline in the Southeast Quarter, Section 15, and in the Southwest
175.21 Quarter, Section 14, Township 56 North, Range 17 West, to be used for an access road to
175.22 the tower site; and

175.23 (2) a 10.0-acre site in the West Half, Section 32, Township 60 North, Range 21 West,
175.24 to be used for a telecommunications tower and a 33-foot-wide strip of land, 16.5 feet on
175.25 either side of the centerline in the West Half, Section 32, Township 60 North, Range 21
175.26 West, to be used for an access road to the tower site.

175.27 Sec. 17. **ACCESS TO TIMBER ON TAX-FORFEITED LAND; ST. LOUIS COUNTY.**

175.28 (a) Notwithstanding Minnesota Statutes, section 160.83, or other law to the contrary,
175.29 St. Louis County or its agents or assigns may operate vehicles used for timber harvesting
175.30 and hauling or for transporting equipment and appurtenances incidental to timber harvesting,
175.31 gravel, and other road-building materials for timber haul roads on designated rustic roads
175.32 to access tax-forfeited lands for sustainable forest management.

176.1 (b) The tax-forfeited lands to be accessed are located in St. Louis County in Sections
176.2 26, 27, and 35, Township 53 North, Range 12 West.

176.3 (c) The rustic roads used for forest management must be immediately repaired if damaged
176.4 and must be maintained in their preharvest condition.

176.5 (d) The county has determined that the county's sustainable forest management
176.6 responsibilities would best be served by using existing public roads to access tax-forfeited
176.7 land rather than building new roads.

176.8 Sec. 18. **PRIVATE SALE OF TAX-FORFEITED LAND; ST. LOUIS COUNTY.**

176.9 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
176.10 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
176.11 described in paragraph (c).

176.12 (b) The conveyances must be in a form approved by the attorney general. The attorney
176.13 general may make changes to the land descriptions to correct errors and ensure accuracy.

176.14 (c) The lands to be sold are located in St. Louis County and are described as:

176.15 (1) that part of the Southwest Quarter of the Southwest Quarter lying North of Norton
176.16 Road and West of Howard Gnesen Road, except the easterly 95 feet of the westerly 890
176.17 feet and except the westerly 300 feet, Section 3, Township 50, Range 14 (parcel identification
176.18 number 010-2710-00549);

176.19 (2) Lot 5, except the northerly three feet and except the southerly ten feet, West Duluth
176.20 Fifth Division, Section 7, Township 49, Range 14 (parcel identification number
176.21 010-4510-06740);

176.22 (3) the Southeast Quarter of the Northeast Quarter, except 4.24 acres for the highway
176.23 and except the part platted as Clayton Acres and except the highway right-of-way and except
176.24 6.44 acres of the adjacent plat and except the part North of Highway 169, Section 28,
176.25 Township 57, Range 21 (parcel identification number 141-0050-05470);

176.26 (4) that part of the West 420 feet of the Southeast Quarter of the Northwest Quarter lying
176.27 South of the northerly line of Government Lot 6, except that part beginning at the southwest
176.28 corner; thence easterly along the southerly boundary 420 feet to a point; thence northerly
176.29 and parallel with the westerly boundary of said Southeast Quarter of the Northwest Quarter
176.30 177.95 feet to a point; thence North 67 degrees 38 minutes 35 seconds West to a point on
176.31 the westerly boundary of said Southeast Quarter of the Northwest Quarter; thence southerly

177.1 along said westerly boundary approximately 364.12 feet to the point of beginning, Section
177.2 26, Township 57, Range 18 (parcel identification number 295-0017-00326);

177.3 (5) the South Half of the Northwest Quarter, Section 15, Township 56, Range 18 (parcel
177.4 identification number 435-0010-02590);

177.5 (6) part of the East 400 feet of the Southeast Quarter, Section 14, Township 63, Range
177.6 12 (part of parcel identification number 465-0020-01965);

177.7 (7) part of the Northeast Quarter of the Southwest Quarter, Lots 2 and 3, Section 20,
177.8 Township 54, Range 13 (part of parcel identification number 620-0010-03130); and

177.9 (8) Lots 2, 3, 4, and 5, inclusive, auditor's plat of Chandler Addition to Ely, Section 28,
177.10 Township 63, Range 12 (parcel identification number 030-0030-03530).

177.11 (d) The county has determined that the county's land management interests would best
177.12 be served if the lands were returned to private ownership.

177.13 Sec. 19. **CONVEYANCE OF STATE LAND; STEARNS COUNTY.**

177.14 (a) Notwithstanding Minnesota Statutes, section 222.63, or any other law to the contrary,
177.15 the commissioner of transportation may convey and quitclaim to a private party all right,
177.16 title, and interest of the state of Minnesota in the land described in paragraph (e).

177.17 (b) The conveyance may take place only upon conditions determined by the commissioner
177.18 of transportation and is not subject to restrictions on disposition, sale, lease, or otherwise
177.19 contained in Minnesota Statutes, section 222.63.

177.20 (c) The consideration for a conveyance made under this section must be the fair market
177.21 value of the land conveyed. Proceeds from the sale of real estate or buildings under this
177.22 section must be deposited in the rail bank maintenance account established in Minnesota
177.23 Statutes, section 222.63, subdivision 8.

177.24 (d) The conveyance may reduce the width of the rail bank corridor to less than 100 feet,
177.25 provided the conveyance does not reduce the width of the rail bank corridor to less than ten
177.26 feet.

177.27 (e) The land to be conveyed is located in Stearns County and is described as:

177.28 That part of Tract A described below:

177.29 Tract A. Outlot "A," Railroad Ridge, according to the plat thereof on file and of record
177.30 in the Office of the County Recorder in and for Stearns County, Minnesota; which lies
177.31 northerly of a line run parallel with and distant 33 feet southerly of the northerly line of

said Outlot "A" and westerly of the southerly extension of westerly right-of-way line of 5th Street as shown on said Railroad Ridge; together with that part of Tract A, herein before described, adjoining and southerly of the above described strip which lies northerly of a line run parallel with and distant 40 feet southerly of the northerly line of said Outlot "A" and westerly of the following described line: beginning at a point on the southerly line of said Outlot "A," distant 436.36 feet easterly of the southwest corner thereof; thence northerly at right angles from said southerly line for 50 feet and there terminating; containing 29,925 square feet, more or less.

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

Sec. 20. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; WABASHA COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The commissioner may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Wabasha County and is described as: Lot 4, Section 8, Township 109, Range 12, lying and being in the county of Wabasha, State of Minnesota.

(d) The land borders the Zumbro River and is not contiguous to other state lands. The Department of Natural Resources has determined that the land is not needed for natural resource purposes and that the state's land management interests would best be served if the land was returned to private ownership.

Sec. 21. PRIVATE SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; YELLOW MEDICINE COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the commissioner of natural resources may sell by private sale the surplus land bordering public water that is described in paragraph (c) to the United States for no consideration.

(b) The commissioner may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Yellow Medicine County and is described as: the South 33.00 feet of the Northwest Quarter of the Northwest Quarter and that part of

179.1 Government Lot 1, Section 22, Township 114 North, Range 41 West, Yellow Medicine
179.2 County, Minnesota, described as follows:

179.3 Beginning at the southwest corner of said Government Lot 1; thence on an assumed
179.4 bearing of North 01 degrees 09 minutes 07 seconds West along the west line of said
179.5 Government Lot 1 a distance of 33.00 feet; thence North 89 degrees 42 minutes 02
179.6 seconds East parallel with the south line of said Government Lot 1 a distance of 150.00
179.7 feet; thence North 00 degrees 17 minutes 58 seconds West 267.00 feet; thence North 89
179.8 degrees 42 minutes 02 seconds East 754 feet more or less, to the water's edge of Spellman
179.9 Lake; thence southwesterly along said water's edge 760 feet, more or less, to the south
179.10 line of said Government Lot 1; thence South 89 degrees 42 minutes 02 seconds West
179.11 along the south line of said Government Lot 1 a distance of 288 feet, more or less, to
179.12 the point of beginning; including all riparian rights to the contained 4.1 acres, more or
179.13 less.

179.14 (d) The land borders Spellman Lake and is not contiguous to other state lands but is
179.15 adjacent to a waterfowl production area. The Department of Natural Resources has
179.16 determined that the land would best be managed by the United States Fish and Wildlife
179.17 Services as part of a waterfowl production area.

179.18 **ARTICLE 5**

179.19 **CLEAN WATER MODIFICATIONS**

179.20 Section 1. Minnesota Statutes 2018, section 103B.3369, subdivision 5, is amended to read:

179.21 Subd. 5. **Financial assistance.** ~~A base grant may be awarded to a county that provides~~
179.22 ~~a match utilizing a water implementation tax or other local source. A water implementation~~
179.23 ~~tax that a county intends to use as a match to the base grant must be levied at a rate sufficient~~
179.24 ~~to generate a minimum amount determined by the board.~~ The board may award
179.25 performance-based, watershed-based, or program-based grants or other financial assistance
179.26 to local units of government that are responsible for implementing elements of applicable
179.27 portions of watershed management plans, comprehensive plans, local water management
179.28 plans, or comprehensive watershed management plans, developed or amended, adopted and
179.29 approved, according to chapter 103B, 103C, or 103D. Upon request by a local government
179.30 unit, the board may also award performance-based grants to local units of government to
179.31 carry out TMDL implementation plans as provided in chapter 114D, if the TMDL
179.32 implementation plan has been incorporated into the local water management plan according
179.33 to the procedures for approving comprehensive plans, watershed management plans, local
179.34 water management plans, or comprehensive watershed management plans under chapter

103B, 103C, or 103D, or if the TMDL implementation plan has undergone a public review process. Notwithstanding section 16A.41, the board may award performance-based, watershed-based, or program-based grants or other financial assistance on an advanced basis and may prescribe the amount of local match required. ~~The fee authorized in section 40A.152 may be used as a local match or as a supplement to state funding to accomplish implementation of comprehensive plans, watershed management plans, local water management plans, or comprehensive watershed management plans under this chapter and chapter 103C or 103D.~~ The board may enter into intergovernmental agreements to provide funding for water management to local governments.

Sec. 2. Minnesota Statutes 2018, section 103B.3369, subdivision 9, is amended to read:

Subd. 9. **Performance-based criteria.** (a) ~~The board shall~~ must develop and ~~utilize~~ use performance-based criteria for local water resources restoration, protection, and management programs and projects. The criteria may include but are not limited to science-based assessments, organizational capacity, priority resource issues, community outreach and support, partnership potential, potential for multiple benefits, and program and project delivery efficiency and effectiveness.

(b) Notwithstanding paragraph (a), the board may develop and use eligibility criteria for state grants or other financial assistance provided to local governments.

Sec. 3. Minnesota Statutes 2018, section 103B.801, subdivision 2, is amended to read:

Subd. 2. **Program purposes.** The purposes of the comprehensive watershed management plan program under section 103B.101, subdivision 14, paragraph (a), are to:

(1) align local water planning purposes and procedures under this chapter and chapters 103C and 103D on watershed boundaries to create a systematic, watershed-wide, science-based approach to watershed management;

(2) acknowledge and build off existing local government structure, water plan services, and local capacity;

(3) incorporate and make use of data and information, including watershed restoration and protection strategies under section 114D.26, which may serve to fulfill all or some of the requirements under chapter 114D;

(4) solicit input and engage experts from agencies, citizens, and stakeholder groups;

(5) focus on implementation of prioritized and targeted actions capable of achieving measurable progress; and

181.1 (6) serve as a substitute for a comprehensive plan, local water management plan, or
181.2 watershed management plan developed or amended, approved, and adopted, according to
181.3 this chapter or chapter 103C or 103D.

181.4 Sec. 4. Minnesota Statutes 2018, section 103B.801, subdivision 4, is amended to read:

181.5 Subd. 4. **Plan content.** The board shall develop policies for required comprehensive
181.6 watershed management plan content consistent with comprehensive local water management
181.7 planning. To ensure effectiveness and accountability in meeting the purposes of subdivision
181.8 2, plan content must include, at a minimum:

181.9 (1) an analysis and prioritization of issues and resource concerns;

181.10 (2) measurable goals to address the issues and concerns, including but not limited to:

181.11 (i) restoration, protection, and preservation of drinking water sources and natural surface
181.12 water and groundwater storage and retention systems;

181.13 (ii) minimization of public capital expenditures needed to correct flooding and water
181.14 quality problems;

181.15 (iii) restoration, protection, and improvement of surface water and groundwater quality;

181.16 (iv) establishment of more uniform local policies and official controls for surface water
181.17 and groundwater management;

181.18 (v) identification of priority areas for wetland enhancement, restoration, and
181.19 establishment;

181.20 (vi) identification of priority areas for riparian zone management and buffers;

181.21 (vii) prevention of erosion and soil transport into surface water systems;

181.22 (viii) promotion of groundwater recharge;

181.23 (ix) protection and enhancement of fish and wildlife habitat and water recreational
181.24 facilities; and

181.25 (x) securing other benefits associated with the proper management of surface water and
181.26 groundwater;

181.27 (3) a targeted implementation schedule describing at a minimum the actions, locations,
181.28 timeline, estimated costs, method of measurement, and identification of roles and responsible
181.29 government units;

182.1 (4) a description of implementation programs, including how the implementation schedule
182.2 will be achieved and how the plan will be administered and coordinated between local water
182.3 management responsibilities; and

182.4 (5) a land and water resource inventory.

182.5 Sec. 5. Minnesota Statutes 2018, section 103B.801, subdivision 5, is amended to read:

182.6 Subd. 5. **Timelines; administration.** (a) The board shall develop and adopt, by June
182.7 30, 2016, a transition plan for development, approval, adoption, and coordination of plans
182.8 consistent with section 103A.212. The transition plan must include a goal of completing
182.9 statewide transition to comprehensive watershed management plans by 2025. The
182.10 metropolitan area may be considered for inclusion in the transition plan. The board may
182.11 amend the transition plan no more than once every two years.

182.12 (b) The board may use the authority under section 103B.3369, subdivision 9, to support
182.13 development or implementation of a comprehensive watershed management plan under this
182.14 section.

182.15 Sec. 6. Minnesota Statutes 2018, section 114D.15, is amended by adding a subdivision to
182.16 read:

182.17 Subd. 3a. **Comprehensive local water management plan.** "Comprehensive local water
182.18 management plan" has the meaning given under section 103B.3363, subdivision 3.

182.19 Sec. 7. Minnesota Statutes 2018, section 114D.15, is amended by adding a subdivision to
182.20 read:

182.21 Subd. 3b. **Comprehensive watershed management plan.** "Comprehensive watershed
182.22 management plan" has the meaning given under section 103B.3363, subdivision 3a.

182.23 Sec. 8. Minnesota Statutes 2018, section 114D.15, subdivision 7, is amended to read:

182.24 Subd. 7. **Restoration.** "Restoration" means actions, ~~including effectiveness monitoring,~~
182.25 ~~that are~~ taken to pursue, achieve, and maintain water quality standards for impaired waters
182.26 ~~in accordance with a TMDL that has been approved by the United States Environmental~~
182.27 ~~Protection Agency under federal TMDL requirements.~~

182.28 Sec. 9. Minnesota Statutes 2018, section 114D.15, subdivision 11, is amended to read:

182.29 Subd. 11. **TMDL implementation plan.** "TMDL implementation plan" means a
182.30 document detailing restoration strategies or activities needed to meet the approved TMDL's

183.1 TMDL pollutant load allocations for point and nonpoint sources. This could include a
183.2 WRAPS, a comprehensive watershed management plan, a comprehensive local water
183.3 management plan, or another document or strategy that the commissioner of the Pollution
183.4 Control Agency determines to be, in whole or in part, sufficient to provide reasonable
183.5 assurance of achieving applicable water quality standards.

183.6 Sec. 10. Minnesota Statutes 2018, section 114D.15, subdivision 13, is amended to read:

183.7 Subd. 13. **Watershed restoration and protection strategy or WRAPS.** "Watershed
183.8 restoration and protection strategy" or "WRAPS" means a document summarizing scientific
183.9 studies of a major watershed ~~no larger than~~ at approximately a hydrologic unit code 8
183.10 ~~including the physical, chemical, and biological assessment of the water quality of the~~
183.11 ~~watershed; identification of impairments and water bodies in need of protection; identification~~
183.12 ~~of biotic stressors and sources of pollution, both point and nonpoint; TMDLs for the~~
183.13 ~~impairments; and an implementation table containing~~ scale with strategies and actions
183.14 designed to achieve and maintain water quality standards and goals.

183.15 Sec. 11. Minnesota Statutes 2018, section 114D.20, subdivision 2, is amended to read:

183.16 Subd. 2. **Goals for implementation.** The following goals must guide the implementation
183.17 of this chapter:

183.18 (1) to identify impaired waters in accordance with federal TMDL requirements ~~within~~
183.19 ~~ten years after May 23, 2006, and thereafter~~ to ensure continuing evaluation of surface
183.20 waters for impairments;

183.21 (2) to submit TMDLs to the United States Environmental Protection Agency ~~for all~~
183.22 ~~impaired waters~~ in a timely manner in accordance with federal TMDL requirements;

183.23 (3) to ~~set a reasonable time~~ inform and support strategies for implementing restoration
183.24 ~~of each identified impaired water~~ and protection activities in a reasonable time period;

183.25 (4) to systematically evaluate waters, to provide assistance and incentives to prevent
183.26 waters from becoming impaired, and to improve the quality of waters that are listed as
183.27 impaired ~~but do not have an approved TMDL addressing the impairment;~~

183.28 (5) to promptly seek the delisting of waters from the impaired waters list when those
183.29 waters are shown to achieve the designated uses applicable to the waters;

183.30 (6) to achieve compliance with federal Clean Water Act requirements in Minnesota;

(7) to support effective measures to prevent the degradation of groundwater according to the groundwater degradation prevention goal under section 103H.001; and

(8) to support effective measures to restore degraded groundwater.

Sec. 12. Minnesota Statutes 2018, section 114D.20, subdivision 3, is amended to read:

Subd. 3. **Implementation policies.** The following policies must guide the implementation of this chapter:

(1) develop regional ~~and, multiple pollutant, or watershed TMDLs and TMDL implementation plans, and TMDLs and TMDL implementation plans for multiple pollutants~~ or WRAPs, where reasonable and feasible;

(2) maximize use of available organizational, technical, and financial resources to perform sampling, monitoring, and other activities to identify degraded groundwater and impaired waters, including use of citizen monitoring and citizen monitoring data used by the Pollution Control Agency in assessing water quality that meets the requirements ~~in Appendix D of the Volunteer Surface Water Monitoring Guide, Minnesota~~ established by the commissioner of the Pollution Control Agency (2003);

(3) maximize opportunities for restoration of degraded groundwater and impaired waters, by prioritizing and targeting of available programmatic, financial, and technical resources and by providing additional state resources to complement and leverage available resources;

(4) use existing regulatory authorities to achieve restoration for point and nonpoint sources of pollution where applicable, and promote the development and use of effective nonregulatory measures to address pollution sources for which regulations are not applicable;

(5) use restoration methods that have a demonstrated effectiveness in reducing impairments and provide the greatest long-term positive impact on water quality protection and improvement and related conservation benefits while incorporating innovative approaches on a case-by-case basis;

(6) identify for the legislature any innovative approaches that may strengthen or complement existing programs;

(7) identify and encourage implementation of measures to prevent surface waters from becoming impaired and to improve the quality of waters that are listed as impaired but have no approved TMDL addressing the impairment using the best available data and technology, and establish and report outcome-based performance measures that monitor the progress and effectiveness of protection and restoration measures;

(8) monitor and enforce cost-sharing contracts and impose monetary damages in an amount up to 150 percent of the financial assistance received for failure to comply; and

(9) identify and encourage implementation of measures to prevent groundwater from becoming degraded and measures that restore groundwater resources.

Sec. 13. Minnesota Statutes 2018, section 114D.20, subdivision 5, is amended to read:

Subd. 5. **Priorities for scheduling and preparing WRAPs and TMDLs.** The commissioner of the Pollution Control Agency must seek recommendations from the Clean Water Council ~~shall recommend~~; the commissioners of natural resources, health, and agriculture; and the Board of Water and Soil Resources regarding priorities for scheduling and preparing WRAPs and TMDLs and TMDL implementation plans, taking into account the severity. Recommendations must consider the causes of the impairment impairments, the designated uses of those the waters, and other applicable federal TMDL requirements. In recommending priorities, the council shall also give consideration to, surface water and groundwater interactions, protection of high-quality waters, waters and watersheds with declining water quality trends, and waters used as drinking water sources. Furthermore, consideration must be given to waters and watersheds:

(1) ~~with impairments that pose~~ have the greatest potential risk to human health;

(2) ~~with impairments that pose~~ have the greatest potential risk to threatened or endangered species;

(3) ~~with impairments that pose~~ have the greatest potential risk to aquatic health;

(4) where other public agencies and participating organizations and individuals, especially local, ~~basinwide~~ basin-wide, watershed, or regional agencies or organizations, have demonstrated readiness to assist in carrying out the responsibilities, including availability and organization of human, technical, and financial resources necessary to undertake the work; and

(5) where there is demonstrated coordination and cooperation among cities, counties, watershed districts, and soil and water conservation districts in planning and implementation of activities that will assist in carrying out the responsibilities.

Sec. 14. Minnesota Statutes 2018, section 114D.20, subdivision 7, is amended to read:

Subd. 7. **Priorities for funding prevention actions.** The Clean Water Council shall apply the priorities applicable under subdivision 6, as far as practicable, when recommending priorities for funding actions to prevent groundwater and surface waters from becoming

186.1 degraded or impaired and to improve the quality of surface waters that are listed as impaired
186.2 ~~but do not have an approved TMDL.~~

186.3 Sec. 15. Minnesota Statutes 2018, section 114D.20, is amended by adding a subdivision
186.4 to read:

186.5 Subd. 8. **Alternatives; TMDL, TMDL implementation plan, or WRAPS.** (a) If the
186.6 commissioner of the Pollution Control Agency determines that a comprehensive watershed
186.7 management plan or comprehensive local water management plan contains information that
186.8 is sufficient and consistent with guidance from the United States Environmental Protection
186.9 Agency under section 303(d) of the federal Clean Water Act, the commissioner may submit
186.10 the plan to the Environmental Protection Agency according to federal TMDL requirements
186.11 as an alternative to developing a TMDL after consultation with affected national pollutant
186.12 discharge elimination system (NPDES) permit holders.

186.13 (b) A TMDL implementation plan or a WRAPS, or portions thereof, are not needed for
186.14 waters or watersheds when the commissioner of the Pollution Control Agency determines
186.15 that a comprehensive watershed management plan, a comprehensive local water management
186.16 plan, or a statewide or regional strategy published by the Pollution Control Agency meets
186.17 the definition in section 114D.15, subdivision 11 or 13.

186.18 (c) The commissioner of the Pollution Control Agency may request that the Board of
186.19 Water and Soil Resources conduct an evaluation of the implementation efforts under a
186.20 comprehensive watershed management plan or comprehensive local water management
186.21 plan when the commissioner makes a determination under paragraph (b). The board must
186.22 conduct the evaluation in accordance with section 103B.102.

186.23 (d) The commissioner of the Pollution Control Agency may amend or revoke a
186.24 determination made under paragraph (a) or (b) after considering the evaluation conducted
186.25 under paragraph (c).

186.26 Sec. 16. Minnesota Statutes 2018, section 114D.20, is amended by adding a subdivision
186.27 to read:

186.28 Subd. 9. **Coordinating municipal and local water quality activities.** A project, practice,
186.29 or program for water quality improvement or protection that is conducted by a watershed
186.30 management organization or a local government unit with a comprehensive watershed
186.31 management plan or other water management plan approved according to chapter 103B,
186.32 103C, or 103D may be considered by the commissioner of the Pollution Control Agency
186.33 as contributing to the requirements of a storm water pollution prevention program (SWPPP)

187.1 for a municipal separate storm sewer systems (MS4) permit unless the project, practice, or
187.2 program was previously documented as contributing to a different SWPPP for an MS4
187.3 permit. The commissioner of health may determine that a comprehensive watershed
187.4 management plan or a comprehensive local water management plan, in whole or in part, is
187.5 sufficient to fulfill the requirements of wellhead protection plans.

187.6 Sec. 17. Minnesota Statutes 2018, section 114D.26, is amended to read:

187.7 **114D.26 WATERSHED RESTORATION AND PROTECTION STRATEGIES.**

187.8 Subdivision 1. **Contents.** (a) The commissioner of the Pollution Control Agency shall
187.9 develop watershed restoration and protection strategies. To ensure effectiveness and
187.10 accountability in meeting the goals of this chapter, for the purposes of:

187.11 (1) summarizing the physical, chemical, and biological assessment of the water quality
187.12 of the watershed;

187.13 (2) quantifying impairments and risks to water quality;

187.14 (3) describing the causes of impairments and pollution sources;

187.15 (4) consolidating TMDLs in a major watershed; and

187.16 (5) informing comprehensive local water management plans and comprehensive
187.17 watershed management plans.

187.18 (b) Each WRAPS shall must:

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

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

187.21 (3) summarize TMDLs, watershed modeling outputs, and resulting pollution load
187.22 allocations, wasteload allocations, and priority areas for targeting actions to improve water
187.23 quality identify areas with high pollutant-loading rates;

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

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

187.29 ~~(6) describe the current pollution loading and load reduction needed for each source or~~
187.30 ~~source category to meet water quality standards and goals, including wasteload and load~~
187.31 ~~allocations from TMDLs;~~

188.1 ~~(7) contain a plan for ongoing~~ (4) in consultation with local governments and other state
188.2 agencies, identify water quality monitoring needed to fill data gaps, determine changing
188.3 conditions, and or gauge implementation effectiveness; and

188.4 ~~(8) (5) contain an implementation table of strategies and actions~~ that are capable of
188.5 cumulatively achieving needed pollution load reductions for point and nonpoint sources,
188.6 including identifying:

188.7 (i) water quality parameters of concern;

188.8 (ii) current water quality conditions;

188.9 (iii) water quality goals, strategies, and targets by parameter of concern; and

188.10 (iv) strategies ~~and actions by parameter of concern~~ and an example of the scale of
188.11 adoptions needed for each; with a timeline to meet the water quality restoration or protection
188.12 goals of this chapter.

188.13 ~~(v) a timeline for achievement of water quality targets;~~

188.14 ~~(vi) the governmental units with primary responsibility for implementing each watershed~~
188.15 ~~restoration or protection strategy; and~~

188.16 ~~(vii) a timeline and interim milestones for achievement of watershed restoration or~~
188.17 ~~protection implementation actions within ten years of strategy adoption.~~

188.18 Subd. 1a. **Coordination.** To ensure effectiveness, efficiency, and accountability in
188.19 meeting the goals of this chapter, the commissioner of the Pollution Control Agency, in
188.20 consultation with the Board of Water and Soil Resources and local government units, must
188.21 coordinate the schedule, budget, scope, and use of a WRAPS and related documents and
188.22 processes.

188.23 Subd. 2. **Reporting.** Beginning July 1, 2016, and every other year thereafter, the
188.24 commissioner of the Pollution Control Agency must report on its the agency's website the
188.25 progress toward implementation milestones and water quality goals for all adopted TMDLs
188.26 and, where available, WRAPSs.

188.27 Subd. 3. **Timelines; administration.** Each year, (a) The commissioner of the Pollution
188.28 Control Agency must complete WRAPSs for at least ten percent of watershed restoration
188.29 and protection strategies for the state's major watersheds. WRAPS shall be by June 30,
188.30 2023, unless the commissioner determines that a comprehensive watershed management
188.31 plan or comprehensive local water management plan, in whole or in part, meets the definition
188.32 in section 114D.15, subdivision 11 or 13. As needed, the commissioner must update the

189.1 strategies, in whole or in part, after consulting with the Board of Water and Soil Resources
189.2 and local government units.

189.3 (b) Watershed restoration and protection strategies are governed by the procedures for
189.4 approval and notice in section 114D.25, subdivisions 2 and 4, except that ~~WRAPS~~ the
189.5 strategies need not be submitted to the United States Environmental Protection Agency.

189.6 Sec. 18. Minnesota Statutes 2018, section 114D.35, subdivision 1, is amended to read:

189.7 Subdivision 1. **Public and stakeholder participation.** (a) Public agencies and private
189.8 entities involved in the implementation of implementing this chapter shall must encourage
189.9 participation by the public and stakeholders, including local citizens, landowners and, land
189.10 managers, and public and private organizations, in identifying impaired waters, in developing
189.11 TMDLs, in planning, priority setting, and implementing restoration of impaired waters, in
189.12 identifying degraded groundwater, and in protecting and restoring groundwater resources.

189.13 (b) In particular, the commissioner of the Pollution Control Agency shall must make
189.14 reasonable efforts to provide timely information to the public and to stakeholders about
189.15 impaired waters that have been identified by the agency. The agency shall seek broad and
189.16 early public and stakeholder participation in scoping the activities necessary to develop a
189.17 TMDL, including the scientific models, methods, and approaches to be used in TMDL
189.18 development, and to implement restoration pursuant to section 114D.15, subdivision 7 and
189.19 to inform and consult with the public and stakeholders in developing a WRAPS or TMDL.

189.20 (c) Public agencies and private entities using public funds that are involved in
189.21 implementing restoration and protection identified in a comprehensive watershed
189.22 management plan or comprehensive local water management plan must make efforts to
189.23 inform, consult, and involve the public and stakeholders.

189.24 (d) The commissioner of the Pollution Control Agency and the Board of Water and Soil
189.25 Resources must coordinate public and stakeholder participation in consultation with local
189.26 government units. To the extent practicable, implementation of this chapter must be
189.27 accomplished in cooperation with local, state, federal, and tribal governments and
189.28 private-sector organizations.

189.29 Sec. 19. Minnesota Statutes 2018, section 114D.35, subdivision 3, is amended to read:

189.30 Subd. 3. **Education.** The Clean Water Council ~~shall~~ must develop strategies for
189.31 informing, educating, and encouraging the participation of citizens, stakeholders, and others
189.32 regarding ~~the identification of impaired waters, development of TMDLs, development of~~

190.1 ~~TMDL implementation plans, implementation of restoration for impaired waters,~~
190.2 ~~identification of degraded groundwater, and protection and restoration of groundwater~~
190.3 ~~resources~~ this chapter. Public agencies ~~shall be~~ are responsible for implementing the
190.4 strategies.

190.5 Sec. 20. **[114D.47] NONPOINT FUNDING ALTERNATIVE.**

190.6 Notwithstanding section 114D.50, subdivision 3a, the Board of Water and Soil Resources
190.7 may, by board order, establish alternative timelines or content for the priority funding plan
190.8 for nonpoint sources under section 114D.50, subdivision 3a, and may use information from
190.9 comprehensive watershed management plans or comprehensive local water management
190.10 plans to estimate or summarize costs.