

1.1 CONFERENCE COMMITTEE REPORT ON H. F. No. 1183

1.2 A bill for an act
 1.3 relating to state government; appropriating money from constitutionally dedicated
 1.4 legacy funds; modifying provisions of Lessard-Sams Outdoor Heritage Council;
 1.5 establishing certain land acquisition requirements; providing for agricultural
 1.6 water quality certification; modifying provisions for restoration evaluations;
 1.7 requiring use of certain standards for public water access sites; establishing
 1.8 Greater Minnesota Regional Parks and Trails Commission; modifying certain
 1.9 metropolitan area regional park provisions; extending previous appropriation;
 1.10 modifying Clean Water Legacy Act; prohibiting sale and use of coal tar
 1.11 sealant; modifying Mississippi River corridor critical area program; modifying
 1.12 certain grant eligibility; requiring issuance of city license; authorizing certain
 1.13 expenditures; requiring recapture of certain funds previously appropriated;
 1.14 providing for reimbursement of certain costs; requiring reports; amending
 1.15 Minnesota Statutes 2012, sections 3.9741, subdivision 3; 10A.01, subdivision 35;
 1.16 85.53, subdivision 2; 97A.056, subdivisions 3, 10, 11, by adding subdivisions;
 1.17 114D.15, by adding a subdivision; 114D.50, subdivisions 4, 6, by adding
 1.18 subdivisions; 116G.15, subdivisions 2, 3, 4, 7; 129D.17, subdivision 2; 129D.19,
 1.19 subdivisions 1, 2; Laws 2001, chapter 193, section 10; Laws 2010, chapter 361,
 1.20 article 3, section 7; proposing coding for new law in Minnesota Statutes, chapters
 1.21 17; 85; 114D; 116; repealing Minnesota Statutes 2012, section 116.201.

1.22 May 20, 2013

1.23 The Honorable Paul Thissen
 1.24 Speaker of the House of Representatives

1.25 The Honorable Sandra L. Pappas
 1.26 President of the Senate

1.27 We, the undersigned conferees for H. F. No. 1183 report that we have agreed upon
 1.28 the items in dispute and recommend as follows:

1.29 That the Senate recede from its amendments and that H. F. No. 1183 be further
 1.30 amended as follows:

1.31 Delete everything after the enacting clause and insert:

1.32 "ARTICLE 1

1.33 **OUTDOOR HERITAGE FUND**

1.34 Section 1. **OUTDOOR HERITAGE APPROPRIATION.**

2.1 The sums shown in the columns marked "Appropriations" are appropriated to the
 2.2 agencies and for the purposes specified in this article. The appropriations are from the
 2.3 outdoor heritage fund for the fiscal year indicated for each purpose. The figures "2014"
 2.4 and "2015" used in this article mean that the appropriations listed under the figure are
 2.5 available for the fiscal year ending June 30, 2014, and June 30, 2015, respectively. "The
 2.6 first year" is fiscal year 2014. "The second year" is fiscal year 2015. The "biennium" is
 2.7 fiscal years 2014 and 2015. The appropriations in this article are onetime.

| | | | |
|------|--|--------------------------------------|--------------------|
| 2.8 | | <u>APPROPRIATIONS</u> | |
| 2.9 | | <u>Available for the Year</u> | |
| 2.10 | | <u>Ending June 30</u> | |
| 2.11 | | <u>2014</u> | <u>2015</u> |

2.12 **Sec. 2. OUTDOOR HERITAGE FUND**

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|------|--|------------------|---------------------------|------------------|-------------------|
| 2.13 | <u>Subdivision 1. Total Appropriation</u> | <u>\$</u> | <u>100,050,000</u> | <u>\$</u> | <u>-0-</u> |
|------|--|------------------|---------------------------|------------------|-------------------|

2.14 This appropriation is from the outdoor
 2.15 heritage fund. The amounts that may be
 2.16 spent for each purpose are specified in the
 2.17 following subdivisions.

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|------|---------------------------------|--|--------------------------|--|-------------------|
| 2.18 | <u>Subd. 2. Prairies</u> | | <u>27,730,000</u> | | <u>-0-</u> |
|------|---------------------------------|--|--------------------------|--|-------------------|

2.19 **(a) Grasslands for the Future**

2.20 \$2,000,000 in the first year is to the Board of
 2.21 Water and Soil Resources for a pilot project
 2.22 to acquire permanent conservation easements
 2.23 on grasslands in cooperation with the
 2.24 Minnesota Land Trust and the Conservation
 2.25 Fund. Up to \$1,850,000 may be used
 2.26 for agreements with the Minnesota Land
 2.27 Trust to acquire permanent conservation
 2.28 easements and up to \$75,000 may be used
 2.29 for establishing monitoring and enforcement
 2.30 funds with the Minnesota Land Trust and
 2.31 the Board of Water and Soil Resources,
 2.32 as approved in the accomplishment plan
 2.33 and subject to Minnesota Statutes, section
 2.34 97A.056, subdivision 17. Up to \$75,000

3.1 may be used for an agreement with the
 3.2 Conservation Fund for professional services.
 3.3 Easements funded under this appropriation
 3.4 are not subject to emergency haying and
 3.5 grazing orders. Any net proceeds accruing to
 3.6 a project partner from real estate transactions
 3.7 related to this project must be used for the
 3.8 purposes outlined in this appropriation. A
 3.9 list of permanent conservation easements
 3.10 must be provided as part of the required
 3.11 accomplishment plan.

3.12 **(b) Accelerating Wildlife Management Area**
 3.13 **Program - Phase V**

3.14 \$7,960,000 in the first year is to the
 3.15 commissioner of natural resources for an
 3.16 agreement with Pheasants Forever to acquire
 3.17 land in fee for wildlife management purposes
 3.18 under Minnesota Statutes, section 86A.05,
 3.19 subdivision 8. A list of proposed land
 3.20 acquisitions must be provided as part of the
 3.21 required accomplishment plan.

3.22 **(c) DNR Wildlife Management Area, Scientific**
 3.23 **and Natural Area, and Native Prairie Bank**
 3.24 **Easement - Phase V**

3.25 \$4,940,000 in the first year is to the
 3.26 commissioner of natural resources to
 3.27 acquire land in fee for wildlife management
 3.28 purposes under Minnesota Statutes, section
 3.29 86A.05, subdivision 8; acquire land in fee
 3.30 for scientific and natural area purposes
 3.31 under Minnesota Statutes, section 86A.05,
 3.32 subdivision 5; and acquire native prairie
 3.33 bank easements under Minnesota Statutes,
 3.34 section 84.96. Up to \$42,000 is for
 3.35 establishing a monitoring and enforcement
 3.36 fund, as approved in the accomplishment

4.1 plan and subject to Minnesota Statutes,
4.2 section 97A.056, subdivision 17, for native
4.3 prairie bank easements. A list of proposed
4.4 land and permanent conservation easement
4.5 acquisitions must be provided as part of the
4.6 required accomplishment plan.

4.7 **(d) Minnesota Prairie Recovery Project - Phase**
4.8 **IV**

4.9 \$5,310,000 in the first year is to the
4.10 commissioner of natural resources for an
4.11 agreement with The Nature Conservancy
4.12 to acquire native prairie, wetland, and
4.13 savanna and restore and enhance grasslands,
4.14 wetlands, and savanna. A list of proposed
4.15 land acquisitions must be provided as part of
4.16 the required accomplishment plan. Annual
4.17 income statements and balance sheets for
4.18 income and expenses from land acquired
4.19 with this appropriation must be submitted to
4.20 the Lessard-Sams Outdoor Heritage Council
4.21 no later than 180 days following the close of
4.22 The Nature Conservancy's fiscal year.

4.23 **(e) Minnesota Buffers for Wildlife and Water -**
4.24 **Phase III**

4.25 \$3,520,000 in the first year is to the Board
4.26 of Water and Soil Resources to acquire
4.27 permanent conservation easements to protect
4.28 and enhance habitat by expanding clean
4.29 water fund riparian wildlife buffers on private
4.30 land. Up to \$120,000 is for establishing
4.31 a monitoring and enforcement fund, as
4.32 approved in the accomplishment plan and
4.33 subject to Minnesota Statutes, section
4.34 97A.056, subdivision 17. Easements funded
4.35 under this appropriation are not subject to
4.36 emergency haying and grazing orders. A list

5.1 of permanent conservation easements must
5.2 be provided as part of the final report.

5.3 **(f) Cannon River Headwaters Habitat Complex**
5.4 **- Phase III**

5.5 \$1,780,000 in the first year is to the
5.6 commissioner of natural resources for an
5.7 agreement with Trust for Public Land to
5.8 acquire and restore lands in the Cannon River
5.9 watershed for wildlife management purposes
5.10 under Minnesota Statutes, section 86A.05,
5.11 subdivision 8, or aquatic management area
5.12 purposes under Minnesota Statutes, sections
5.13 86A.05, subdivision 14, and 97C.02. A list of
5.14 proposed land acquisitions must be provided
5.15 as part of the required accomplishment plan.

5.16 **(g) Accelerated Prairie Restoration and**
5.17 **Enhancement on DNR Lands - Phase V**

5.18 \$2,220,000 in the first year is to the
5.19 commissioner of natural resources to
5.20 accelerate the restoration and enhancement
5.21 of wildlife management areas, scientific
5.22 and natural areas, and land under native
5.23 prairie bank easements. A list of proposed
5.24 land restorations and enhancements
5.25 must be provided as part of the required
5.26 accomplishment plan.

5.27 **Subd. 3. Forests**

7,130,000

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5.28 **(a) Young Forest Conservation**

5.29 \$1,180,000 in the first year is to the
5.30 commissioner of natural resources for
5.31 an agreement with the American Bird
5.32 Conservancy to acquire lands in fee to be
5.33 added to the wildlife management area system
5.34 under Minnesota Statutes, section 86A.05,
5.35 subdivision 8, and to restore and enhance

6.1 habitat on publicly protected land. A list of
 6.2 proposed land acquisitions must be provided
 6.3 as part of the required accomplishment plan.

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

6.5 \$1,150,000 in the first year is to the Board of
 6.6 Water and Soil Resources and \$300,000 in
 6.7 the first year is to the Department of Natural
 6.8 Resources to acquire land in fee to be added
 6.9 to the wildlife management area system
 6.10 under Minnesota Statutes, section 86A.05,
 6.11 subdivision 8, and to acquire permanent
 6.12 conservation easements on lands adjacent
 6.13 to the Mississippi and Crow Wing Rivers
 6.14 and within the boundaries of the Minnesota
 6.15 National Guard Army Compatible Use
 6.16 Buffer. Of the amount appropriated to the
 6.17 Board of Water and Soil Resources, \$49,900
 6.18 is for a grant to the Morrison County Soil
 6.19 and Water Conservation District and up to
 6.20 \$33,600 is for establishing a monitoring
 6.21 and enforcement fund, as approved in
 6.22 the accomplishment plan and subject to
 6.23 Minnesota Statutes, section 97A.056,
 6.24 subdivision 17. A list of proposed land
 6.25 acquisitions and permanent conservation
 6.26 easements must be provided as part of the
 6.27 required accomplishment plan.

6.28 **(c) Northeastern Minnesota Sharp-Tailed**
 6.29 **Grouse Habitat Program - Phase IV**

6.30 \$1,180,000 in the first year is to the
 6.31 commissioner of natural resources for
 6.32 an agreement with Pheasants Forever in
 6.33 cooperation with the Minnesota Sharp-Tailed
 6.34 Grouse Society to acquire and enhance
 6.35 lands in Aitkin, Carlton, and Kanabec

7.1 Counties for wildlife management purposes
 7.2 under Minnesota Statutes, section 86A.05,
 7.3 subdivision 8. A list of proposed land
 7.4 acquisitions must be provided as part of the
 7.5 required accomplishment plan.

7.6 **(d) Protect Key Forest Habitat Lands in Cass**
 7.7 **County - Phase IV**

7.8 \$500,000 in the first year is to the
 7.9 commissioner of natural resources for an
 7.10 agreement with Cass County to acquire land
 7.11 in fee in Cass County for forest wildlife
 7.12 habitat or to prevent forest fragmentation.

7.13 A list of proposed land acquisitions
 7.14 must be provided as part of the required
 7.15 accomplishment plan.

7.16 **(e) Critical Shoreline Habitat Protection**
 7.17 **Program - Phase II**

7.18 \$820,000 in the first year is to the
 7.19 commissioner of natural resources for
 7.20 an agreement with the Minnesota Land
 7.21 Trust to acquire permanent conservation
 7.22 easements along rivers and lakes in the
 7.23 northern forest region. Up to \$160,000 is for
 7.24 establishing a monitoring and enforcement
 7.25 fund, as approved in the accomplishment
 7.26 plan and subject to Minnesota Statutes,
 7.27 section 97A.056, subdivision 17. A list of
 7.28 proposed permanent conservation easements
 7.29 must be provided as part of the required
 7.30 accomplishment plan.

7.31 **(f) Minnesota Moose Habitat Collaborative -**
 7.32 **Phase II**

7.33 \$2,000,000 in the first year is to the
 7.34 commissioner of natural resources for an
 7.35 agreement with the Minnesota Deer Hunters

8.1 Association to restore and enhance public
 8.2 forest lands in the northern forest region
 8.3 for moose habitat purposes. A list of
 8.4 proposed land restoration and enhancements
 8.5 must be provided as part of the required
 8.6 accomplishment plan.

8.7 Subd. 4. Wetlands

31,150,000

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8.8 (a) Reinvest in Minnesota Wetlands Reserve
 8.9 Program Partnership - Phase V

8.10 \$13,390,000 in the first year is to the Board
 8.11 of Soil and Water Resources to acquire
 8.12 permanent conservation easements and
 8.13 restore wetlands and associated upland
 8.14 habitat in cooperation with the United
 8.15 States Department of Agriculture Wetlands
 8.16 Reserve Program and Ducks Unlimited,
 8.17 including \$1,000,000 for an agreement
 8.18 with Ducks Unlimited to provide technical
 8.19 and bioengineering assistance. Up to
 8.20 \$120,000 is for establishing a monitoring
 8.21 and enforcement fund, as approved in
 8.22 the accomplishment plan and subject to
 8.23 Minnesota Statutes, section 97A.056,
 8.24 subdivision 17. A list of permanent
 8.25 conservation easements must be provided as
 8.26 part of the final report.

8.27 (b) Accelerating Waterfowl Production Area
 8.28 Acquisition - Phase V

8.29 \$6,830,000 in the first year is to the
 8.30 commissioner of natural resources for an
 8.31 agreement with Pheasants Forever to acquire
 8.32 land in fee to be designated and managed as
 8.33 waterfowl production areas in Minnesota,
 8.34 in cooperation with the United States Fish
 8.35 and Wildlife Service. A list of proposed land

9.1 acquisitions must be provided as part of the
 9.2 required accomplishment plan.

9.3 **(c) Living Shallow Lakes and Wetland**
 9.4 **Initiative - Phase III**

9.5 \$3,530,000 in the first year is to the
 9.6 commissioner of natural resources for an
 9.7 agreement with Ducks Unlimited to acquire
 9.8 land in fee for wildlife management purposes
 9.9 under Minnesota Statutes, section 86A.05,
 9.10 subdivision 8. A list of proposed land
 9.11 acquisitions must be provided as part of the
 9.12 required accomplishment plan.

9.13 **(d) Wild Rice Shoreland Protection Program**
 9.14 **- Phase II**

9.15 \$1,630,000 in the first year is to the Board
 9.16 of Water and Soil Resources to acquire
 9.17 in fee wild rice lake shoreland habitat
 9.18 for native wild rice bed protection and to
 9.19 acquire permanent conservation easements
 9.20 in cooperation with Ducks Unlimited. Of
 9.21 this amount, \$100,000 is for an agreement
 9.22 with Ducks Unlimited for acquisition of land
 9.23 or interests in land to protect native wild
 9.24 rice beds. Up to \$48,000 is for establishing
 9.25 a monitoring and enforcement fund, as
 9.26 approved in the accomplishment plan and
 9.27 subject to Minnesota Statutes, section
 9.28 97A.056, subdivision 17. A list of proposed
 9.29 land acquisitions must be included as part of
 9.30 the required accomplishment plan.

9.31 **(e) Wetland Habitat Program**

9.32 \$1,980,000 in the first year is to the
 9.33 commissioner of natural resources for an
 9.34 agreement with the Minnesota Land Trust to
 9.35 acquire permanent conservation easements

10.1 in high-priority wetland complexes in
 10.2 the prairie and forest/prairie transition
 10.3 regions. Up to \$280,000 is for establishing
 10.4 a monitoring and enforcement fund, as
 10.5 approved in the accomplishment plan and
 10.6 subject to Minnesota Statutes, section
 10.7 97A.056, subdivision 17. A list of proposed
 10.8 land acquisitions must be included as part of
 10.9 the required accomplishment plan.

10.10 **(f) Accelerated Shallow Lakes and Wetlands**
 10.11 **Enhancement - Phase V**

10.12 \$1,790,000 in the first year is to the
 10.13 commissioner of natural resources to
 10.14 enhance and restore shallow lakes, including
 10.15 \$210,000 for an agreement with Ducks
 10.16 Unlimited to help implement restorations
 10.17 and enhancements. A list of proposed
 10.18 land restorations and enhancements
 10.19 must be provided as part of the required
 10.20 accomplishment plan.

10.21 **(g) Pelican Lake Enhancement**

10.22 \$2,000,000 in the first year is to the
 10.23 commissioner of natural resources for an
 10.24 agreement with Ducks Unlimited to construct
 10.25 a gravity outlet, water control structure, and
 10.26 pump station lift to enhance aquatic habitat
 10.27 in Pelican Lake in Wright County. A list of
 10.28 proposed land restoration and enhancements
 10.29 must be included as part of the required
 10.30 accomplishment plan.

10.31 **Subd. 5. Habitats**

33,287,000

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10.32 **(a) DNR Aquatic Habitat - Phase V**

10.33 \$5,250,000 in the first year is to the
 10.34 commissioner of natural resources to

11.1 acquire interests in land in fee for aquatic
 11.2 management purposes under Minnesota
 11.3 Statutes, sections 86A.05, subdivision 14,
 11.4 and 97C.02, and to restore and enhance
 11.5 aquatic habitat. A list of proposed
 11.6 land acquisitions and restorations and
 11.7 enhancements must be provided as part of
 11.8 the required accomplishment plan.

11.9 **(b) Habitat Protection in Dakota County -**
 11.10 **Phase IV**

11.11 \$4,100,000 in the first year is to the
 11.12 commissioner of natural resources for an
 11.13 agreement with Dakota County to acquire,
 11.14 restore, and enhance lands in Dakota County
 11.15 for fish and wildlife management purposes
 11.16 under Minnesota Statutes, section 86A.05,
 11.17 subdivision 8, or aquatic management area
 11.18 purposes under Minnesota Statutes, sections
 11.19 86A.05, subdivision 14, and 97C.02, and to
 11.20 acquire permanent conservation easements
 11.21 and restore and enhance habitats in rivers
 11.22 and lake watersheds in Dakota County. Up
 11.23 to \$60,000 is for establishing a monitoring
 11.24 and enforcement fund, as approved in
 11.25 the accomplishment plan and subject to
 11.26 Minnesota Statutes, section 97A.056,
 11.27 subdivision 17. A list of proposed land
 11.28 acquisitions and permanent conservation
 11.29 easements must be provided as part of the
 11.30 required accomplishment plan.

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

11.32 \$2,750,000 in the first year is to the
 11.33 commissioner of natural resources for
 11.34 agreements to acquire land in fee for
 11.35 scientific and natural areas under Minnesota

12.1 Statutes, sections 86A.05, subdivision 5, and
 12.2 for state forest purposes under Minnesota
 12.3 Statutes, section 86A.05, subdivision 7,
 12.4 and to acquire permanent conservation
 12.5 easements as follows: \$2,122,000 to The
 12.6 Nature Conservancy and \$628,000 to the
 12.7 Minnesota Land Trust. Up to \$100,000 is for
 12.8 establishing a monitoring and enforcement
 12.9 fund, as approved in the accomplishment
 12.10 plan and subject to Minnesota Statutes,
 12.11 section 97A.056, subdivision 17. A list
 12.12 of proposed acquisitions and permanent
 12.13 conservation easements must be provided as
 12.14 part of the required accomplishment plan.
 12.15 **(d) Metro Big Rivers Habitat - Phase IV**

 12.16 \$1,720,000 in the first year is to the
 12.17 commissioner of natural resources for
 12.18 agreements to acquire land in fee and as
 12.19 permanent conservation easements and
 12.20 to restore and enhance natural systems
 12.21 associated with the Mississippi, Minnesota,
 12.22 and St. Croix Rivers as follows: \$450,000
 12.23 to the Minnesota Valley National Wildlife
 12.24 Refuge Trust, Inc.; \$160,000 to the Friends
 12.25 of the Mississippi; \$210,000 to the Great
 12.26 River Greening; \$450,000 to the Minnesota
 12.27 Land Trust; and \$450,000 to the Trust
 12.28 for Public Land. Up to \$80,000 is for
 12.29 establishing a monitoring and enforcement
 12.30 fund, as approved in the accomplishment
 12.31 plan and subject to Minnesota Statutes,
 12.32 section 97A.056, subdivision 17. A list of
 12.33 proposed land acquisitions and permanent
 12.34 conservation easements must be provided as
 12.35 part of the required accomplishment plan.

13.1 **(e) Minnesota Landscape Arboretum**

13.2 \$1,000,000 in the first year is to the Board
 13.3 of Regents of the University of Minnesota
 13.4 to acquire land in fee surrounding Lake
 13.5 Tamarack in Carver County to be added to
 13.6 the Minnesota Landscape Arboretum. A land
 13.7 description must be provided as part of the
 13.8 required accomplishment plan.

13.9 **(f) Lower Mississippi River Habitat**
 13.10 **Partnership - Phase III**

13.11 \$1,710,000 in the first year is to the
 13.12 commissioner of natural resources to
 13.13 enhance aquatic habitat. Of this amount,
 13.14 \$450,000 is for an agreement with the
 13.15 United States Fish and Wildlife Service
 13.16 to enhance aquatic habitat in the lower
 13.17 Mississippi River watershed. A list of
 13.18 proposed land restorations and enhancements
 13.19 must be provided as part of the required
 13.20 accomplishment plan.

13.21 **(g) Coldwater Fish Habitat Enhancement -**
 13.22 **Phase V**

13.23 \$2,470,000 in the first year is to the
 13.24 commissioner of natural resources for an
 13.25 agreement with Minnesota Trout Unlimited
 13.26 to restore and enhance coldwater river and
 13.27 stream habitats in Minnesota. A list of
 13.28 proposed land restorations and enhancements
 13.29 must be provided as part of the required
 13.30 accomplishment plan.

13.31 **(h) Albert Lea Lake Management and Invasive**
 13.32 **Species Control Structure - Phase III**

13.33 \$1,127,000 in the first year is to the
 13.34 commissioner of natural resources for
 13.35 an agreement with the Shell Rock River

14.1 Watershed District to construct structural
 14.2 deterrents and lake level controls to enhance
 14.3 aquatic habitat on Albert Lea Lake in
 14.4 Freeborn County. A list of proposed
 14.5 land restorations and enhancements
 14.6 must be provided as part of the required
 14.7 accomplishment plan.

14.8 **(i) Metropolitan Regional Parks Wildlife**
 14.9 **Habitat Protection and Restoration**

14.10 \$6,300,000 in the first year is to the
 14.11 Metropolitan Council to restore and enhance
 14.12 wetlands, prairies, forests, and habitat for
 14.13 fish, game, and wildlife in the metropolitan
 14.14 regional parks system.

14.15 Funded projects must implement priority
 14.16 natural resource management plan
 14.17 components of regional park master plans
 14.18 approved by the Metropolitan Council.

14.19 **(j) Outdoor Heritage Conservation Partners**
 14.20 **Grant Program - Phase V**

14.21 \$6,860,000 is for the outdoor heritage
 14.22 conservation partners program. Of this
 14.23 amount, \$3,860,000 in the first year is
 14.24 to the commissioner of natural resources
 14.25 for a program to provide competitive,
 14.26 matching grants of up to \$400,000 to local,
 14.27 regional, state, and national organizations
 14.28 for enhancing, restoring, or protecting
 14.29 forests, wetlands, prairies, and habitat for
 14.30 fish, game, or wildlife in Minnesota. Grants
 14.31 shall not be made for activities required to
 14.32 fulfill the duties of owners of lands subject
 14.33 to conservation easements. Grants shall not
 14.34 be made from this appropriation for projects
 14.35 that have a total project cost exceeding

15.1 \$575,000. Of this appropriation, \$366,000
15.2 may be spent for personnel costs and other
15.3 direct and necessary administrative costs.
15.4 Grantees may acquire land or interests in
15.5 land. Easements must be permanent. Land
15.6 acquired in fee must be open to hunting
15.7 and fishing during the open season unless
15.8 otherwise provided by state law. The
15.9 program shall require a match of at least ten
15.10 percent from nonstate sources for all grants.
15.11 The match may be cash or in-kind resources.
15.12 For grant applications of \$25,000 or less,
15.13 the commissioner shall provide a separate,
15.14 simplified application process. Subject to
15.15 Minnesota Statutes, the commissioner of
15.16 natural resources shall, when evaluating
15.17 projects of equal value, give priority to
15.18 organizations that have a history of receiving
15.19 or charter to receive private contributions
15.20 for local conservation or habitat projects. If
15.21 acquiring land or a conservation easement,
15.22 priority shall be given to projects associated
15.23 with existing wildlife management areas
15.24 under Minnesota Statutes, section 86A.05,
15.25 subdivision 8; scientific and natural areas
15.26 under Minnesota Statutes, sections 84.033
15.27 and 86A.05, subdivision 5; and aquatic
15.28 management areas under Minnesota Statutes,
15.29 sections 86A.05, subdivision 14, and 97C.02.
15.30 All restoration or enhancement projects
15.31 must be on land permanently protected by a
15.32 conservation easement or public ownership
15.33 or in public waters as defined in Minnesota
15.34 Statutes, section 103G.005, subdivision
15.35 15. Priority shall be given to restoration
15.36 and enhancement projects on public lands.

16.1 Minnesota Statutes, section 97A.056,
 16.2 subdivision 13, applies to grants awarded
 16.3 under this paragraph. This appropriation is
 16.4 available until June 30, 2017. No less than
 16.5 five percent of the amount of each grant
 16.6 must be held back from reimbursement until
 16.7 the grant recipient has completed a grant
 16.8 accomplishment report by the deadline and
 16.9 in the form prescribed by and satisfactory to
 16.10 the Lessard-Sams Outdoor Heritage Council.
 16.11 The commissioner shall provide notice of
 16.12 the grant program in the game and fish law
 16.13 summaries that are prepared under Minnesota
 16.14 Statutes, section 97A.051, subdivision 2.

16.15 Of this amount, \$3,000,000 is for aquatic
 16.16 invasive species grants to tribal and local
 16.17 governments with a delegation agreement
 16.18 under Minnesota Statutes, section 84D.105,
 16.19 subdivision 2, paragraph (g), for education,
 16.20 inspection, and decontamination activities
 16.21 at public water access, and other sites. Up
 16.22 to four percent of this appropriation may be
 16.23 used to administer the grants.

16.24 Subd. 6. **Administration**

753,000

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16.25 **(a) Contract Management**

16.26 \$175,000 in the first year is to the
 16.27 commissioner of natural resources for
 16.28 contract management duties assigned in this
 16.29 section. The commissioner shall provide an
 16.30 accomplishment plan in the form specified by
 16.31 the Lessard-Sams Outdoor Heritage Council
 16.32 on the expenditure of this appropriation.
 16.33 The accomplishment plan must include
 16.34 a copy of the grant contract template
 16.35 and reimbursement manual. No money

17.1 may be expended prior to Lessard-Sams
 17.2 Outdoor Heritage Council approval of the
 17.3 accomplishment plan.

17.4 **(b) Legislative Coordinating Commission**

17.5 \$468,000 in the first year is to the Legislative
 17.6 Coordinating Commission for administrative
 17.7 expenses of the Lessard-Sams Outdoor
 17.8 Heritage Council and for compensation and
 17.9 expense reimbursement of council members.
 17.10 Funds in this appropriation are available until
 17.11 June 30, 2015. Minnesota Statutes, section
 17.12 16A.281, applies to this appropriation.

17.13 **(c) Technical Evaluation Panel**

17.14 \$45,000 in the first year is to the
 17.15 commissioner of natural resources for a
 17.16 technical evaluation panel to conduct up to
 17.17 ten restoration evaluations under Minnesota
 17.18 Statutes, section 97A.056, subdivision 10.

17.19 **(d) High-Priority Pre-Transaction Service**
 17.20 **Acceleration for Lessard-Sams Outdoor**
 17.21 **Heritage Council**

17.22 \$50,000 in the first year is to the
 17.23 commissioner of natural resources to provide
 17.24 land acquisition pre-transaction services
 17.25 including, but not limited to, appraisals,
 17.26 surveys, or title research for acquisition
 17.27 proposals under consideration by the
 17.28 Lessard-Sams Outdoor Heritage Council. A
 17.29 list of activities must be included in the final
 17.30 accomplishment plan.

17.31 **(e) Legacy Web Site**

17.32 \$15,000 the first year is for the Legislative
 17.33 Coordinating Commission for the Web site

18.1 required in Minnesota Statutes, section
18.2 3.303, subdivision 10.

18.3 **Subd. 7. Availability of Appropriation**

18.4 Money appropriated in this section may
18.5 not be spent on activities unless they are
18.6 directly related to and necessary for a
18.7 specific appropriation and are specified in
18.8 the accomplishment plan approved by the
18.9 Lessard-Sams Outdoor Heritage Council.

18.10 Money appropriated in this section must
18.11 not be spent on indirect costs or other
18.12 institutional overhead charges that are not
18.13 directly related to and necessary for a specific
18.14 appropriation. Unless otherwise provided,
18.15 the amounts in this section are available
18.16 until June 30, 2016. For acquisition of real
18.17 property, the amounts in this section are
18.18 available until June 30, 2017, if a binding
18.19 agreement with a landowner or purchase
18.20 agreement is entered into by June 30, 2016,
18.21 and closed no later than June 30, 2017. Funds
18.22 for restoration or enhancement are available
18.23 until June 30, 2018, or four years after
18.24 acquisition, whichever is later, in order to
18.25 complete initial restoration or enhancement
18.26 work. If a project receives federal funds, the
18.27 time period of the appropriation is extended
18.28 to equal the availability of federal funding.

18.29 Funds appropriated for fee title acquisition
18.30 of land may be used to restore, enhance, and
18.31 provide for public use of the land acquired
18.32 with the appropriation. Public use facilities
18.33 must have a minimal impact on habitat in
18.34 acquired lands.

18.35 **Subd. 8. Payment Conditions and Capital**
18.36 **Equipment Expenditures**

19.1 All agreements referred to in this section must
19.2 be administered on a reimbursement basis
19.3 unless otherwise provided in this section.
19.4 Notwithstanding Minnesota Statutes, section
19.5 16A.41, expenditures directly related
19.6 to each appropriation's purpose made
19.7 on or after July 1, 2013, or the date of
19.8 accomplishment plan approval, whichever is
19.9 later, are eligible for reimbursement unless
19.10 otherwise provided in this section. For the
19.11 purposes of administering appropriations
19.12 and legislatively authorized agreements
19.13 paid out of the outdoor heritage fund, an
19.14 expense must be considered reimbursable
19.15 by the administering agency when the
19.16 recipient presents the agency with an invoice
19.17 or binding agreement with the landowner
19.18 and the recipient attests that the goods have
19.19 been received or the landowner agreement
19.20 is binding. Periodic reimbursement must
19.21 be made upon receiving documentation that
19.22 the items articulated in the accomplishment
19.23 plan approved by the Lessard-Sams Outdoor
19.24 Heritage Council have been achieved,
19.25 including partial achievements as evidenced
19.26 by progress reports approved by the
19.27 Lessard-Sams Outdoor Heritage Council.
19.28 Reasonable amounts may be advanced to
19.29 projects to accommodate cash flow needs,
19.30 support future management of acquired
19.31 lands, or match a federal share. The
19.32 advances must be approved as part of the
19.33 accomplishment plan. Capital equipment
19.34 expenditures for specific items in excess of
19.35 \$10,000 must be itemized in and approved as
19.36 part of the accomplishment plan.

20.1 Subd. 9. Mapping

20.2 Each direct recipient of money appropriated
 20.3 in this section, as well as each recipient of
 20.4 a grant awarded pursuant to this section,
 20.5 must provide geographic information to
 20.6 the Department of Natural Resources for
 20.7 mapping any lands acquired in fee with
 20.8 funds appropriated in this section and open
 20.9 to public taking of fish and game. The
 20.10 commissioner of natural resources shall
 20.11 include the lands acquired in fee with
 20.12 money appropriated in this section on maps
 20.13 showing public recreation opportunities.
 20.14 Maps shall include information on and
 20.15 acknowledgement of the outdoor heritage
 20.16 fund, including a notation of any restrictions.

20.17 Subd. 10. Appropriations Carryforward; Fee
 20.18 Title Acquisition

20.19 The availability of the appropriation for the
 20.20 following project is extended to July 1, 2015:
 20.21 Laws 2010, chapter 361, article 1, section
 20.22 2, subdivision 5, paragraph (h), Washington
 20.23 County St. Croix River Land Protection, and
 20.24 the appropriation may be spent on acquisition
 20.25 of land in fee title to protect habitat associated
 20.26 with the St. Croix River Valley. A list of
 20.27 proposed acquisitions must be provided as
 20.28 part of the accomplishment plan.

20.29 Sec. 3. BIENNIAL RECOMMENDATIONS STUDY.

20.30 The Lessard-Sams Outdoor Heritage Council, in consultation with the house of
 20.31 representatives and senate committees and divisions with jurisdiction over environment
 20.32 and natural resources and the outdoor heritage fund, shall examine transitioning to a
 20.33 biennial recommendation process beginning with fiscal year 2016. The council shall
 20.34 submit its recommendations on the biennial process with its recommendations for outdoor

21.1 heritage fund spending due January 1, 2014, to the chairs and ranking minority members
 21.2 of the house of representatives and senate committees and divisions with jurisdiction over
 21.3 environment and natural resources and the outdoor heritage fund.

21.4 **ARTICLE 2**

21.5 **CLEAN WATER FUND**

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

21.7 The sums shown in the columns marked "Appropriations" are appropriated to the
 21.8 agencies and for the purposes specified in this article. The appropriations are from the
 21.9 clean water fund and are available for the fiscal years indicated for allowable activities
 21.10 under the Minnesota Constitution, article XI, section 15. The figures "2014" and "2015"
 21.11 used in this article mean that the appropriations listed under them are available for the
 21.12 fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal
 21.13 year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014
 21.14 and 2015. The appropriations in this article are onetime.

| | | |
|--|--------------------------------------|--------------------|
| | <u>APPROPRIATIONS</u> | |
| | <u>Available for the Year</u> | |
| | <u>Ending June 30</u> | |
| | <u>2014</u> | <u>2015</u> |

21.19 Sec. 2. **CLEAN WATER**

| | | | | |
|---|------------------|--------------------------|------------------|--------------------------|
| 21.20 <u>Subdivision 1. Total Appropriation</u> | <u>\$</u> | <u>97,301,000</u> | <u>\$</u> | <u>97,680,000</u> |
|---|------------------|--------------------------|------------------|--------------------------|

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

21.24 **Subd. 2. Availability of Appropriation**

21.25 Money appropriated in this article may
 21.26 not be spent on activities unless they are
 21.27 directly related to and necessary for a
 21.28 specific appropriation. Money appropriated
 21.29 in this article must be spent in accordance
 21.30 with Minnesota Management and Budget's
 21.31 Guidance to Agencies on Legacy Fund
 21.32 Expenditure. Notwithstanding Minnesota
 21.33 Statutes, section 16A.28, and unless
 21.34 otherwise specified in this article, fiscal year

22.1 2014 appropriations are available until June
 22.2 30, 2015, and fiscal year 2015 appropriations
 22.3 are available until June 30, 2016. If a project
 22.4 receives federal funds, the time period of
 22.5 the appropriation is extended to equal the
 22.6 availability of federal funding.

22.7 **Sec. 3. DEPARTMENT OF AGRICULTURE \$ 7,310,000 \$ 7,460,000**

22.8 (a) \$350,000 the first year and \$350,000 the
 22.9 second year are to increase monitoring for
 22.10 pesticides and pesticide degradates in surface
 22.11 water and groundwater and to use data
 22.12 collected to assess pesticide use practices.

22.13 (b) \$2,500,000 the first year and \$2,500,000
 22.14 the second year are to increase monitoring
 22.15 and evaluate trends in the concentration of
 22.16 nitrate in groundwater in areas vulnerable
 22.17 to groundwater degradation, including a
 22.18 substantial increase of monitoring of private
 22.19 wells in cooperation with the commissioner
 22.20 of health, monitoring for pesticides when
 22.21 nitrate are detected, and promoting and
 22.22 evaluating regional and crop-specific
 22.23 nutrient best management practices to
 22.24 protect groundwater from degradation.

22.25 Of this amount, \$75,000 may be used for
 22.26 accelerating the update for the commercial
 22.27 manure applicator manual. This amount
 22.28 is to be matched with general funds. This
 22.29 appropriation is available until June 30, 2016,
 22.30 when the commissioner shall submit a report
 22.31 to the chairs and ranking minority members
 22.32 of the senate and house of representatives
 22.33 committees and divisions with jurisdiction
 22.34 over agriculture and environment and
 22.35 natural resources policy and finance on

23.1 the expenditure of these funds, including
 23.2 the progress in preventing groundwater
 23.3 degradation and recommendations. By
 23.4 October 15, 2014, the commissioner shall
 23.5 submit an interim report to the chairs and
 23.6 ranking minority members of the senate and
 23.7 house of representatives committees and
 23.8 divisions with jurisdiction over agriculture
 23.9 and environment and natural resources policy
 23.10 and finance on the expenditure of these
 23.11 funds, including recommendations.

23.12 (c) \$200,000 the first year and \$200,000
 23.13 the second year are for the agriculture best
 23.14 management practices loan program. At
 23.15 least \$170,000 each year is for transfer
 23.16 to an agricultural and environmental
 23.17 revolving account created under Minnesota
 23.18 Statutes, section 17.117, subdivision 5a,
 23.19 and is available for pass-through to local
 23.20 government and lenders for low-interest
 23.21 loans under Minnesota Statutes, section
 23.22 17.117. Any unencumbered balance
 23.23 that is not used for pass-through to local
 23.24 governments does not cancel at the end of the
 23.25 first year and is available for the second year.

23.26 (d) \$1,500,000 the first year and \$1,500,000
 23.27 the second year are for research, pilot
 23.28 projects, and technical assistance on
 23.29 proper implementation of best management
 23.30 practices and more precise information on
 23.31 nonpoint contributions to impaired waters.
 23.32 This appropriation is available until June 30,
 23.33 2018.

23.34 (e) \$1,000,000 the first year and \$1,100,000
 23.35 the second year are for research to quantify

24.1 agricultural contributions to impaired waters
 24.2 and for development and evaluation of
 24.3 best management practices to protect and
 24.4 restore water resources while maintaining
 24.5 productivity. This appropriation is available
 24.6 until June 30, 2018.

24.7 (f) \$100,000 the first year and \$150,000 the
 24.8 second year are for a research inventory
 24.9 database containing water-related research
 24.10 activities. Any information technology
 24.11 development or support or costs necessary
 24.12 for this research inventory database will be
 24.13 incorporated into the agency's service level
 24.14 agreement with and paid to the Office of
 24.15 Enterprise Technology. This appropriation is
 24.16 available until June 30, 2018.

24.17 (g) \$1,500,000 the first year and \$1,500,000
 24.18 the second year are to implement a Minnesota
 24.19 agricultural water quality certification
 24.20 program. This appropriation is available
 24.21 until June 30, 2018.

24.22 (h) \$110,000 the first year and \$110,000 the
 24.23 second year are to provide funding for a
 24.24 regional irrigation water quality specialist
 24.25 through University of Minnesota Extension.

24.26 (i) \$50,000 the first year and \$50,000 the
 24.27 second year are to develop and implement
 24.28 a comprehensive, up-to-date instruction
 24.29 system for animal waste technicians who
 24.30 apply manure to the ground for hire.

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

24.32 (a) \$9,000,000 the first year and \$9,000,000
 24.33 the second year are for the total maximum
 24.34 daily load grant program under Minnesota

25.1 Statutes, section 446A.073. This
 25.2 appropriation is available until June 30, 2018.

25.3 (b) \$2,000,000 the first year and \$2,000,000
 25.4 the second year are for small community
 25.5 wastewater treatment grants and loans under
 25.6 Minnesota Statutes, section 446A.075. This
 25.7 appropriation is available until June 30, 2018.

25.8 (c) If there are any uncommitted funds at
 25.9 the end of each fiscal year under paragraph
 25.10 (a) or (b), the Public Facilities Authority
 25.11 may transfer the remaining funds to eligible
 25.12 projects under any of the programs listed
 25.13 in this section based on their priority rank
 25.14 on the Pollution Control Agency's project
 25.15 priority list.

25.16 **Sec. 5. POLLUTION CONTROL AGENCY \$ 28,365,000 \$ 28,265,000**

25.17 (a) \$7,600,000 the first year and \$7,600,000
 25.18 the second year are for completion of 20
 25.19 percent of the needed statewide assessments
 25.20 of surface water quality and trends. Of this
 25.21 amount, \$500,000 each year is to monitor and
 25.22 assess contaminants of emerging concern in
 25.23 groundwater and surface water, and \$100,000
 25.24 each year is for grants to the Red River
 25.25 Watershed Management Board to enhance
 25.26 and expand the existing water quality and
 25.27 watershed monitoring river watch activities
 25.28 in the schools in the Red River of the North
 25.29 Watershed. The Red River Watershed
 25.30 Management Board shall provide a report to
 25.31 the commissioner of the Pollution Control
 25.32 Agency and the legislative committees and
 25.33 divisions with jurisdiction over environment
 25.34 and natural resources finance and policy and

26.1 the clean water fund by February 15, 2015,
26.2 on the expenditure of these funds.

26.3 (b) \$9,400,000 the first year and \$9,400,000
26.4 the second year are to develop watershed
26.5 restoration and protection strategies
26.6 (WRAPS), which include total maximum
26.7 daily load (TMDL) studies and TMDL
26.8 implementation plans for waters listed on
26.9 the Unites States Environmental Protection
26.10 Agency approved impaired waters list in
26.11 accordance with Minnesota Statutes, chapter
26.12 114D. The agency shall complete an average
26.13 of ten percent of the TMDL's each year over
26.14 the biennium.

26.15 (c) \$1,250,000 the first year and \$1,250,000
26.16 the second year are for groundwater
26.17 assessment, including enhancing the
26.18 ambient monitoring network, modeling, and
26.19 evaluating trends, including the reassessment
26.20 of groundwater that was assessed ten to 15
26.21 years ago and found to be contaminated.
26.22 By January 15, 2016, the commissioner
26.23 shall submit a report with recommendations
26.24 for reducing or preventing groundwater
26.25 degradation from contaminants to the chairs
26.26 and ranking minority members of the senate
26.27 and house of representatives committees and
26.28 divisions with jurisdiction over environment
26.29 and natural resources policy and finance.

26.30 (d) \$750,000 the first year and \$750,000
26.31 the second year are for water quality
26.32 improvements in the lower St. Louis River
26.33 and Duluth harbor within the St. Louis River
26.34 System Area of Concern. This appropriation

- 27.1 must be matched at a rate of 65 percent
27.2 nonstate money to 35 percent state money.
- 27.3 (e) \$1,000,000 the first year and \$2,000,000
27.4 the second year are for the clean water
27.5 partnership program to provide grants
27.6 to protect and improve the basins and
27.7 watersheds of the state and provide financial
27.8 and technical assistance to study waters
27.9 with nonpoint source pollution problems.
27.10 Priority shall be given to projects preventing
27.11 impairments and degradation of lakes, rivers,
27.12 streams, and groundwater in accordance
27.13 with Minnesota Statutes, section 114D.20,
27.14 subdivision 2, clause (4). Any balance
27.15 remaining in the first year does not cancel
27.16 and is available for the second year.
- 27.17 (f) \$275,000 the first year and \$275,000 the
27.18 second year are for storm water research and
27.19 guidance.
- 27.20 (g) \$1,150,000 the first year and \$1,150,000
27.21 the second year are for TMDL research and
27.22 database development.
- 27.23 (h) \$1,000,000 the first year and \$1,000,000
27.24 the second year are to initiate development of
27.25 a multiagency watershed database reporting
27.26 portal. Any information technology
27.27 development or support or costs necessary
27.28 for this research inventory database will be
27.29 incorporated into the agency's service level
27.30 agreement with and paid to the Office of
27.31 Enterprise Technology.
- 27.32 (i) \$900,000 the first year and \$900,000
27.33 the second year are for national pollutant
27.34 discharge elimination system wastewater and
27.35 storm water TMDL implementation efforts.

28.1 (j) \$3,250,000 the first year and \$3,650,000
28.2 the second year are for enhancing the
28.3 county-level delivery systems for subsurface
28.4 sewage treatment systems (SSTS) activities
28.5 necessary to implement Minnesota Statutes,
28.6 sections 115.55 and 115.56, for protection
28.7 of groundwater, including base grants
28.8 for all counties with SSTS programs and
28.9 competitive grants to counties with specific
28.10 plans to significantly reduce water pollution
28.11 by reducing the number of systems that
28.12 are an imminent threat to public health or
28.13 safety or are otherwise failing. Counties that
28.14 receive base grants must report the number
28.15 of sewage noncompliant properties upgraded
28.16 through SSTS replacement, connection to
28.17 a centralized sewer system, or other means
28.18 including property abandonment or buy-out.
28.19 Counties also must report the number of
28.20 compliance inspections of existing SSTS's
28.21 conducted in areas under county jurisdiction.
28.22 These required reports are to be part of
28.23 established annual reporting for SSTS
28.24 programs. Counties that conduct SSTS
28.25 inventories or those with an ordinance in
28.26 place that requires an SSTS to be inspected
28.27 as a condition of transferring property or as a
28.28 condition of obtaining a local permit shall be
28.29 given priority for competitive grants under
28.30 this paragraph. Of this amount, \$750,000
28.31 each year is available to counties for grants to
28.32 low-income landowners to address systems
28.33 that pose an imminent threat to public health
28.34 or safety or fail to protect groundwater. A
28.35 grant awarded under this paragraph may not
28.36 exceed \$500,000 for the biennium. A county

29.1 receiving a grant under this paragraph must
29.2 submit a report to the agency listing the
29.3 projects funded, including an account of the
29.4 expenditures.

29.5 (k) \$1,500,000 the first year is for a
29.6 competitive grant program for sewer projects
29.7 that helps protect or restore the water quality
29.8 of waters in any national park located in
29.9 the state. Grants may be awarded to local
29.10 government units and must be matched with
29.11 25 percent non-clean-water-fund dollars.

29.12 (l) \$375,000 the first year and \$375,000 the
29.13 second year are for developing wastewater
29.14 treatment system designs and practices
29.15 and providing technical assistance. Of
29.16 this amount, \$145,000 each year is for
29.17 transfer to the Board of Regents of the
29.18 University of Minnesota to provide ongoing
29.19 support for design teams with scientific
29.20 and technical expertise pertaining to
29.21 wastewater management and treatment
29.22 that will include representatives from the
29.23 University of Minnesota, Pollution Control
29.24 Agency, and municipal wastewater utilities
29.25 and other wastewater engineering experts.
29.26 The design teams shall promote the use of
29.27 new technology, designs, and practices to
29.28 address existing and emerging wastewater
29.29 treatment challenges, including the treatment
29.30 of wastewater for reuse and the emergence
29.31 of new and other unregulated contaminants.
29.32 This appropriation is available until June 30,
29.33 2016.

29.34 (m) \$40,000 the first year and \$40,000 the
29.35 second year are to support activities of the

30.1 Clean Water Council according to Minnesota
 30.2 Statutes, section 114D.30, subdivision 1.
 30.3 (n) Notwithstanding Minnesota Statutes,
 30.4 section 16A.28, the appropriations
 30.5 encumbered on or before June 30, 2015,
 30.6 as grants or contracts in this section are
 30.7 available until June 30, 2018.

30.8 **Sec. 6. DEPARTMENT OF NATURAL**
 30.9 **RESOURCES** **\$ 12,635,000 \$ 9,450,000**

30.10 (a) \$2,000,000 the first year and \$2,000,000
 30.11 the second year are for stream flow
 30.12 monitoring, including the installation of
 30.13 additional monitoring gauges, and monitoring
 30.14 necessary to determine the relationship
 30.15 between stream flow and groundwater.

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

30.19 (c) \$135,000 the first year and \$135,000
 30.20 the second year are for assessing mercury
 30.21 contamination of fish, including monitoring
 30.22 to track the status of waters impaired by
 30.23 mercury and mercury reduction efforts over
 30.24 time.

30.25 (d) \$1,850,000 the first year and \$1,850,000
 30.26 the second year are for developing targeted,
 30.27 science-based watershed restoration and
 30.28 protection strategies, including regional
 30.29 technical assistance for TMDL plans and
 30.30 development of a watershed assessment tool,
 30.31 in cooperation with the commissioner of the
 30.32 Pollution Control Agency. By January 15,
 30.33 2016, the commissioner shall submit a report
 30.34 to the chairs and ranking minority members

- 31.1 of the senate and house of representatives
31.2 committees and divisions with jurisdiction
31.3 over environment and natural resources
31.4 policy and finance providing the outcomes
31.5 to lakes, rivers, streams, and groundwater
31.6 achieved with this appropriation and
31.7 recommendations.
- 31.8 (e) \$1,375,000 the first year and \$1,375,000
31.9 the second year are for water supply planning,
31.10 aquifer protection, and monitoring activities.
- 31.11 (f) \$1,000,000 the first year and \$1,000,000
31.12 the second year are for technical assistance
31.13 to support local implementation of nonpoint
31.14 source restoration and protection activities,
31.15 including water quality protection in forested
31.16 watersheds.
- 31.17 (g) \$675,000 the first year and \$675,000
31.18 the second year are for applied research
31.19 and tools, including watershed hydrologic
31.20 modeling; maintaining and updating spatial
31.21 data for watershed boundaries, streams, and
31.22 water bodies and integrating high-resolution
31.23 digital elevation data; assessing effectiveness
31.24 of forestry best management practices for
31.25 water quality; and developing an ecological
31.26 monitoring database.
- 31.27 (h) \$615,000 the first year and \$615,000
31.28 the second year are for developing county
31.29 geologic atlases.
- 31.30 (i) \$85,000 the first year is to develop design
31.31 standards and best management practices
31.32 for public water access sites to maintain and
31.33 improve water quality by avoiding shoreline
31.34 erosion and runoff.

32.1 (j) \$3,000,000 the first year is for beginning
32.2 to develop and designate groundwater
32.3 management areas under Minnesota Statutes,
32.4 section 103G.287, subdivision 4. The
32.5 commissioner, in consultation with the
32.6 commissioners of the Pollution Control
32.7 Agency, health, and agriculture, shall
32.8 establish a uniform statewide hydrogeologic
32.9 mapping system that will include designated
32.10 groundwater management areas. The
32.11 mapping system must include wellhead
32.12 protection areas, special well construction
32.13 areas, groundwater provinces, groundwater
32.14 recharge areas, and other designated or
32.15 geographical areas related to groundwater.
32.16 This mapping system shall be used to
32.17 implement all groundwater-related laws
32.18 and for reporting and evaluations. This
32.19 appropriation is available until June 30, 2017.

32.20 (k) \$500,000 the first year and \$500,000 the
32.21 second year are for grants to counties and
32.22 other local units of government to adopt and
32.23 implement advanced shoreland protection
32.24 measures. The grants awarded under this
32.25 paragraph shall be for up to \$100,000 and
32.26 must be used to restore and enhance riparian
32.27 areas to protect, enhance, and restore water
32.28 quality in lakes, rivers, and streams. Grant
32.29 recipients must submit a report to the
32.30 commissioner on the outcomes achieved
32.31 with the grant. To be eligible for a grant
32.32 under this paragraph, a county or other local
32.33 unit of government must be adopting or have
32.34 adopted an ordinance for the subdivision,
32.35 use, redevelopment, and development of
32.36 shoreland that has been approved by the

33.1 commissioner of natural resources as having
33.2 advanced shoreland protection measures. An
33.3 ordinance must meet or exceed the following
33.4 standards:

33.5 (1) requires new sewage treatment systems
33.6 to be set back at least 100 feet from the
33.7 ordinary high water level for recreational
33.8 development shorelands and 75 feet for
33.9 general development lake shorelands;

33.10 (2) requires redevelopment and new
33.11 development on shoreland to have at least
33.12 a 50-foot vegetative buffer. An access path
33.13 and recreational use area may be allowed;

33.14 (3) requires mitigation when any variance to
33.15 standards designed to protect lakes, rivers,
33.16 and streams is granted;

33.17 (4) requires best management practices to be
33.18 used to control storm water and sediment as
33.19 part of a land alteration;

33.20 (5) includes other criteria developed by the
33.21 commissioner; and

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

33.23 An ordinance that does not exceed all the
33.24 standards in clauses (1) to (5) is considered
33.25 to meet the requirement if the commissioner
33.26 determines that the ordinance provides
33.27 significantly greater protection for both
33.28 waters and shoreland than those standards.

33.29 The commissioner of natural resources
33.30 may develop additional criteria for the
33.31 grants awarded under this paragraph. In
33.32 developing the criteria, the commissioner
33.33 shall consider the proposed changes to
33.34 the department's shoreland rules discussed

34.1 during the rulemaking process authorized
 34.2 under Laws 2007, chapter 57, article 1,
 34.3 section 4, subdivision 3. This appropriation
 34.4 is available until spent.

34.5 (l) \$100,000 the first year is for the
 34.6 commissioner of natural resources for
 34.7 rulemaking under Minnesota Statutes,
 34.8 section 116G.15, subdivision 7.

34.9 **Sec. 7. BOARD OF WATER AND SOIL**
 34.10 **RESOURCES** **\$ 30,689,000 \$ 34,740,000**

34.11 (a) \$5,000,000 the first year and \$7,000,000
 34.12 the second year are for grants to local
 34.13 government units organized for the
 34.14 management of water in a watershed or
 34.15 subwatershed that have multiyear plans
 34.16 that will result in a significant reduction in
 34.17 water pollution in a selected subwatershed.
 34.18 The grants may be used for the following
 34.19 purposes: establishment of riparian buffers;
 34.20 practices to store water for natural treatment
 34.21 and infiltration, including rain gardens;
 34.22 capturing storm water for reuse; stream
 34.23 bank, shoreland, and ravine stabilization;
 34.24 enforcement activities; and implementation
 34.25 of best management practices for feedlots
 34.26 within riparian areas and other practices
 34.27 demonstrated to be most effective in
 34.28 protecting, enhancing, and restoring water
 34.29 quality in lakes, rivers, and streams and
 34.30 protecting groundwater from degradation.
 34.31 Grant recipients must provide a nonstate
 34.32 cash match of at least 25 percent of the
 34.33 total eligible project costs. Grant recipients
 34.34 may use other legacy funds to supplement
 34.35 projects funded under this paragraph. Grants

35.1 awarded under this paragraph are available
35.2 for four years and priority shall be given
35.3 to the three to six best designed plans each
35.4 year. By January 15, 2016, the board shall
35.5 submit an interim report on the outcomes
35.6 achieved with this appropriation, including
35.7 recommendations, to the chairs and ranking
35.8 minority members of the senate and house
35.9 of representatives committees and divisions
35.10 with jurisdiction over environment and
35.11 natural resources policy and finance. This
35.12 appropriation is available until June 30, 2018.

35.13 (b) \$9,705,000 the first year and \$10,756,000
35.14 the second year are for grants to protect and
35.15 restore surface water and drinking water; to
35.16 keep water on the land; to protect, enhance,
35.17 and restore water quality in lakes, rivers,
35.18 and streams; and to protect groundwater
35.19 and drinking water, including feedlot water
35.20 quality and subsurface sewage treatment
35.21 system (SSTS) projects and stream bank,
35.22 stream channel, shoreline restoration,
35.23 and ravine stabilization projects. The
35.24 projects must use practices demonstrated
35.25 to be effective, be of long-lasting public
35.26 benefit, include a match, and be consistent
35.27 with total maximum daily load (TMDL)
35.28 implementation plans or local water
35.29 management plans or their equivalents.

35.30 (c) \$3,500,000 the first year and \$4,500,000
35.31 the second year are for targeted local
35.32 resource protection and enhancement grants
35.33 for projects and practices that supplement or
35.34 exceed current state standards for protection,
35.35 enhancement, and restoration of water
35.36 quality in lakes, rivers, and streams or that

36.1 protect groundwater from degradation,
36.2 including compliance.

36.3 (d) \$950,000 the first year and \$950,000 the
36.4 second year are to provide state oversight
36.5 and accountability, evaluate results, and
36.6 measure the value of conservation program
36.7 implementation by local governments,
36.8 including submission to the legislature
36.9 by March 1 each year an annual report
36.10 prepared by the board, in consultation with
36.11 the commissioners of natural resources,
36.12 health, agriculture, and the Pollution Control
36.13 Agency, detailing the recipients, projects
36.14 funded under this section, and the amount of
36.15 pollution reduced.

36.16 (e) \$1,700,000 the first year and \$1,700,000
36.17 the second year are for grants to local units
36.18 of government to ensure compliance with
36.19 Minnesota Statutes, chapter 103E, and
36.20 sections 103F.401 to 103F.455, including
36.21 enforcement efforts. Of this amount,
36.22 \$235,000 the first year is to update the
36.23 Minnesota Public Drainage Manual and the
36.24 Minnesota Public Drainage Law Overview
36.25 for Decision Makers and to provide outreach
36.26 to users.

36.27 (f) \$6,500,000 the first year and \$6,500,000
36.28 the second year are to purchase and restore
36.29 permanent conservation easements on
36.30 riparian buffers adjacent to lakes, rivers,
36.31 streams, and tributaries, to keep water on the
36.32 land in order to decrease sediment, pollutant,
36.33 and nutrient transport; reduce hydrologic
36.34 impacts to surface waters; and increase
36.35 infiltration for groundwater recharge. This

37.1 appropriation may be used for restoration
37.2 of riparian buffers protected by easements
37.3 purchased with this appropriation and for
37.4 stream bank restorations when the riparian
37.5 buffers have been restored.

37.6 (g) \$1,300,000 the first year and \$1,300,000
37.7 the second year are for permanent
37.8 conservation easements on wellhead
37.9 protection areas under Minnesota Statutes,
37.10 section 103F.515, subdivision 2, paragraph
37.11 (d). Priority must be placed on land that
37.12 is located where the vulnerability of the
37.13 drinking water supply is designated as high
37.14 or very high by the commissioner of health.

37.15 (h) \$1,500,000 the first year and \$1,500,000
37.16 the second year are for community partners
37.17 grants to local units of government for:
37.18 (1) structural or vegetative management
37.19 practices that reduce storm water runoff
37.20 from developed or disturbed lands to reduce
37.21 the movement of sediment, nutrients, and
37.22 pollutants for restoration, protection, or
37.23 enhancement of water quality in lakes, rivers,
37.24 and streams and to protect groundwater
37.25 and drinking water; and (2) installation
37.26 of proven and effective water retention
37.27 practices including, but not limited to, rain
37.28 gardens and other vegetated infiltration
37.29 basins and sediment control basins in order
37.30 to keep water on the land. The projects
37.31 must be of long-lasting public benefit,
37.32 include a local match, and be consistent
37.33 with TMDL implementation plans or local
37.34 water management plans or their equivalents.
37.35 Local government unit costs may be used as
37.36 a match.

38.1 (i) \$84,000 the first year and \$84,000 the
 38.2 second year are for a technical evaluation
 38.3 panel to conduct ten restoration evaluations
 38.4 under Minnesota Statutes, section 114D.50,
 38.5 subdivision 6.

38.6 (j) \$450,000 the first year and \$450,000 the
 38.7 second year are for assistance and grants to
 38.8 local governments to transition local water
 38.9 management plans to a watershed approach
 38.10 as provided for in Minnesota Statutes,
 38.11 chapters 103B, 103C, 103D, and 114D.

38.12 (k) The board shall contract for services
 38.13 with Conservation Corps Minnesota for
 38.14 restoration, maintenance, and other activities
 38.15 under this section for up to \$500,000 the first
 38.16 year and up to \$500,000 the second year.

38.17 (l) The board may shift grant or cost-share
 38.18 funds in this section and may adjust the
 38.19 technical and administrative assistance
 38.20 portion of the funds to leverage federal or
 38.21 other nonstate funds or to address oversight
 38.22 responsibilities or high-priority needs
 38.23 identified in local water management plans.

38.24 (m) The board shall require grantees to
 38.25 specify the outcomes that will be achieved
 38.26 by the grants prior to any grant awards.

38.27 (n) The appropriations in this section are
 38.28 available until June 30, 2018. Returned grant
 38.29 funds are available until expended and shall
 38.30 be regranted consistent with the purposes of
 38.31 this section.

38.32 Sec. 8. DEPARTMENT OF HEALTH \$ 4,635,000 \$ 4,635,000

- 39.1 (a) \$1,150,000 the first year and \$1,150,000
39.2 the second year are for addressing public
39.3 health concerns related to contaminants
39.4 found in Minnesota drinking water for
39.5 which no health-based drinking water
39.6 standards exist, including accelerating the
39.7 development of health risk limits, including
39.8 triclosan, and improving the capacity of
39.9 the department's laboratory to analyze
39.10 unregulated contaminants.
- 39.11 (b) \$1,615,000 the first year and \$1,615,000
39.12 the second year are for protection of drinking
39.13 water sources.
- 39.14 (c) \$250,000 the first year and \$250,000 the
39.15 second year are for cost-share assistance to
39.16 public and private well owners for up to 50
39.17 percent of the cost of sealing unused wells.
- 39.18 (d) \$390,000 the first year and \$390,000 the
39.19 second year are to update and expand the
39.20 county well index, in cooperation with the
39.21 commissioner of natural resources.
- 39.22 (e) \$325,000 the first year and \$325,000 the
39.23 second year are for studying the occurrence
39.24 and magnitude of contaminants in private
39.25 wells and developing guidance to ensure
39.26 that new well placement minimizes the
39.27 potential for risks, in cooperation with the
39.28 commissioner of agriculture.
- 39.29 (f) \$105,000 the first year and \$105,000 the
39.30 second year are for monitoring recreational
39.31 beaches on Lake Superior for pollutants that
39.32 may pose a public health risk and mitigating
39.33 sources of bacterial contamination that are
39.34 identified.

40.1 (g) \$800,000 the first year and \$800,000
 40.2 the second year are for the development
 40.3 and implementation of a groundwater
 40.4 virus monitoring plan, including an
 40.5 epidemiological study to determine the
 40.6 association between groundwater virus
 40.7 concentration and community illness rates.
 40.8 This appropriation is available until June 30,
 40.9 2017.

40.10 (h) Unless otherwise specified, the
 40.11 appropriations in this section are available
 40.12 until June 30, 2016.

40.13 **Sec. 9. METROPOLITAN COUNCIL \$ 2,037,000 \$ 1,500,000**

40.14 (a) \$500,000 the first year and \$500,000 the
 40.15 second year are for grants or loans for local
 40.16 inflow and infiltration reduction programs
 40.17 addressing high priority areas in the
 40.18 metropolitan area, as defined in Minnesota
 40.19 Statutes, section 473.121, subdivision 2. This
 40.20 appropriation is available until expended.

40.21 (b) \$537,000 the first year is for an agreement
 40.22 with the United States Geological Survey to
 40.23 investigate groundwater and surface water
 40.24 interaction in and around White Bear Lake
 40.25 and surrounding northeast metropolitan
 40.26 lakes, including seepage rate determinations,
 40.27 water quality of groundwater and surface
 40.28 water, isotope analyses, lake level analyses,
 40.29 water balance determination, and creation
 40.30 of a calibrated groundwater flow model,
 40.31 including a comparison of water levels with
 40.32 lakes bordering the study area. The council
 40.33 shall use the results to prepare guidance for
 40.34 other areas to use in addressing groundwater

42.1 Commission for the Web site required
 42.2 in Minnesota Statutes, section 3.303,
 42.3 subdivision 10, including detailed mapping.

42.4 Sec. 12. Minnesota Statutes 2012, section 114D.15, is amended by adding a
 42.5 subdivision to read:

42.6 Subd. 13. **Watershed restoration and protection strategy or WRAPS.** "Watershed
 42.7 restoration and protection strategy" or "WRAPS" means a document summarizing
 42.8 scientific studies of a major watershed no larger than a hydrologic unit code 8 including
 42.9 the physical, chemical, and biological assessment of the water quality of the watershed;
 42.10 identification of impairments and water bodies in need of protection; identification of
 42.11 biotic stressors and sources of pollution, both point and nonpoint; TMDL's for the
 42.12 impairments; and an implementation table containing strategies and actions designed to
 42.13 achieve and maintain water quality standards and goals.

42.14 Sec. 13. [114D.26] **WATERSHED RESTORATION AND PROTECTION**
 42.15 **STRATEGIES.**

42.16 Subdivision 1. **Contents.** The Pollution Control Agency shall develop watershed
 42.17 restoration and protection strategies. To ensure effectiveness and accountability in meeting
 42.18 the goals of this chapter, each WRAPS shall:

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

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

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

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

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

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

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

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

43.4 (i) water quality parameters of concern;

43.5 (ii) current water quality conditions;

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

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

43.9 (v) a timeline for achievement of water quality targets;

43.10 (vi) the governmental units with primary responsibility for implementing each
 43.11 watershed restoration or protection strategy; and

43.12 (vii) a timeline and interim milestones for achievement of watershed restoration or
 43.13 protection implementation actions within ten years of strategy adoption.

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

43.17 Subd. 3. **Timelines; administration.** Each year, the Pollution Control Agency must
 43.18 complete WRAPS's for at least ten percent of the state's major watersheds. WRAPS shall
 43.19 be governed by the procedures for approval and notice in section 114D.25, subdivisions
 43.20 2 and 4, except that WRAPS need not be submitted to the United States Environmental
 43.21 Protection Agency.

43.22 Sec. 14. Minnesota Statutes 2012, section 114D.50, is amended by adding a
 43.23 subdivision to read:

43.24 Subd. 3a. **Nonpoint priority funding plan.** (a) Beginning July 1, 2014, and every
 43.25 other year thereafter, the Board of Water and Soil Resources shall prepare and post on its
 43.26 Web site a priority funding plan to prioritize potential nonpoint restoration and protection
 43.27 actions based on available WRAPS's, TMDL's, and local water plans. The plan must take
 43.28 into account the following factors: water quality outcomes, cost-effectiveness, landowner
 43.29 financial need, and leverage of nonstate funding sources. The plan shall include an
 43.30 estimated range of costs for the prioritized actions.

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

44.1 Sec. 15. Minnesota Statutes 2012, section 114D.50, is amended by adding a
44.2 subdivision to read:

44.3 Subd. 4a. **Riparian buffer payments; reporting.** When clean water funds are used
44.4 to purchase riparian buffer easements, payments for the first 50 feet of riparian buffer that
44.5 are noncompliant with Minnesota Rules, part 6120.3300, may not exceed noncropped
44.6 rates as established under section 103F.515. The Board of Water and Soil Resources must
44.7 include in its biennial report on clean water fund appropriations the funding spent on
44.8 easements for riparian buffers that are not compliant with Minnesota Rules, part 6120.3300.

44.9 Sec. 16. Minnesota Statutes 2012, section 114D.50, subdivision 6, is amended to read:

44.10 Subd. 6. **Restoration evaluations.** The Board of Water and Soil Resources may
44.11 convene a technical evaluation panel comprised of five members, including one technical
44.12 representative from the Board of Water and Soil Resources, one technical representative
44.13 from the Department of Natural Resources, one technical expert from the University of
44.14 Minnesota or the Minnesota State Colleges and Universities, and two representatives
44.15 with expertise related to the project being evaluated. The board may add a technical
44.16 representative from a unit of federal or local government. The members of the technical
44.17 evaluation panel may not be associated with the restoration, may vary depending upon the
44.18 projects being reviewed, and shall avoid any potential conflicts of interest. Each year, the
44.19 board may assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects
44.20 completed with clean water funding. The coordinator shall secure the restoration plans for
44.21 the projects specified and direct the technical evaluation panel to evaluate the restorations
44.22 relative to the law, current science, and the stated goals and standards in the restoration
44.23 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation
44.24 establishment and enhancement guidelines. The coordinator shall summarize the findings
44.25 of the panel and provide a report to the chairs of the respective house of representatives
44.26 and senate policy and finance committees with jurisdiction over natural resources and
44.27 spending from the clean water fund. The report shall determine if the restorations are
44.28 meeting planned goals, any problems with the implementation of restorations, and, if
44.29 necessary, recommendations on improving restorations. The report shall be focused on
44.30 improving future restorations. Up to one-tenth of one percent of forecasted receipts from
44.31 the clean water fund may be used for restoration evaluations under this section.

44.32 Sec. 17. **[116.202] COAL TAR SEALANT USE AND SALE PROHIBITED.**

44.33 Subdivision 1. **Definitions.** The following terms have the meanings given.

45.1 (a) "Coal tar sealant product" means a surface applied sealing product containing
 45.2 coal tar, coal tar pitch, coal tar pitch volatiles, or any variation assigned the Chemical
 45.3 Abstracts Service (CAS) numbers 65996-93-2, 65996-89-6, or 8007-45-2.

45.4 (b) "Commissioner" means the commissioner of the Pollution Control Agency.

45.5 Subd. 2. **Use prohibited.** Except as provided in subdivision 4, a person shall not
 45.6 apply coal tar sealant products on asphalt-paved surfaces.

45.7 Subd. 3. **Sale prohibited.** Except as provided in subdivision 4, a person shall
 45.8 not sell a coal tar sealant product that is formulated or marketed for application on
 45.9 asphalt-paved surfaces.

45.10 Subd. 4. **Exemptions.** The commissioner may exempt a person from this section if
 45.11 the commissioner determines that one or both of the following apply:

45.12 (1) the person is researching the effects of a coal tar sealant product on the
 45.13 environment; or

45.14 (2) the person is developing an alternative technology and the use of a coal tar
 45.15 sealant product is required for research or development.

45.16 A request for exemption must be made to the commissioner in writing including
 45.17 an explanation of why the exemption is needed for research, or the development of an
 45.18 alternative technology.

45.19 Subd. 5. **Compliance and enforcement.** Local units of government may adopt by
 45.20 reference and enforce the provisions of this section. The commissioner may provide
 45.21 technical support to local units of government for compliance and enforcement of
 45.22 this section. The commissioner may respond to compliance and enforcement cases
 45.23 transcending jurisdictional boundaries, cases requiring statewide corrective actions, or
 45.24 requests for assistance or referral from local units of government.

45.25 **EFFECTIVE DATE.** This section is effective January 1, 2014.

45.26 Sec. 18. Minnesota Statutes 2012, section 116G.15, subdivision 2, is amended to read:

45.27 Subd. 2. **Administration; duties.** (a) The commissioner of natural resources, after
 45.28 consultation with affected local units of government within the Mississippi River corridor
 45.29 critical area, may adopt rules under chapter 14 as are necessary for the administration of
 45.30 the Mississippi River corridor critical area program. Duties of the Environmental Quality
 45.31 Council or the Environmental Quality Board referenced in this chapter, related rules, and
 45.32 the governor's Executive Order No. 79-19, published in the State Register on March 12,
 45.33 1979, that are related to the Mississippi River corridor critical area shall be the duties of
 45.34 the commissioner. All rules adopted by the board pursuant to these duties remain in effect
 45.35 and shall be enforced until amended or repealed by the commissioner in accordance with

46.1 law. The commissioner shall work in consultation with the United States Army Corps of
 46.2 Engineers, the National Park Service, the Metropolitan Council, other agencies, and local
 46.3 units of government to ensure that the Mississippi River corridor critical area is managed
 46.4 as a multipurpose resource in a way that:

46.5 (1) conserves the scenic, environmental, recreational, mineral, economic, cultural,
 46.6 and historic resources and functions of the river corridor;

46.7 (2) maintains the river channel for transportation by providing and maintaining
 46.8 barging and fleeting areas in appropriate locations consistent with the character of the
 46.9 Mississippi River and riverfront;

46.10 (3) provides for the continuation ~~and~~ development, and redevelopment of a variety
 46.11 of urban uses, including industrial and commercial uses, and recreational and residential
 46.12 uses, where appropriate, within the Mississippi River corridor;

46.13 (4) utilizes certain reaches of the river as a source of water supply and as a receiving
 46.14 water for properly treated sewage, storm water, and industrial waste effluents; and

46.15 (5) protects and preserves the biological and ecological functions of the corridor.

46.16 (b) The Metropolitan Council shall incorporate the standards developed under
 46.17 this section into its planning and shall work with local units of government and the
 46.18 commissioner to ensure the standards are being adopted and implemented appropriately.

46.19 (c) The rules must be consistent with residential nonconformity provisions under
 46.20 sections 394.36 and 462.357.

46.21 Sec. 19. Minnesota Statutes 2012, section 116G.15, subdivision 3, is amended to read:

46.22 Subd. 3. **Districts.** The commissioner shall establish, by rule, districts within
 46.23 the Mississippi River corridor critical area. The commissioner must seek to determine
 46.24 an appropriate number of districts within any one municipality and take into account
 46.25 municipal plans and policies, and existing ordinances and conditions. The commissioner
 46.26 shall consider the following when establishing the districts:

46.27 ~~(1) the protection of the major features of the river in existence as of March 12, 1979;~~

46.28 ~~(2)~~ (1) the protection of improvements such as parks, trails, natural areas,
 46.29 recreational areas, and interpretive centers;

46.30 ~~(3)~~ (2) the use of the Mississippi River as a source of drinking water;

46.31 ~~(4)~~ (3) the protection of resources identified in the Mississippi National River and
 46.32 Recreation Area Comprehensive Management Plan;

46.33 ~~(5)~~ (4) the protection of resources identified in comprehensive plans developed by
 46.34 counties, cities, and towns within the Mississippi River corridor critical area;

47.1 ~~(6) the intent of the Mississippi River corridor critical area land use districts from~~
 47.2 ~~the governor's Executive Order No. 79-19, published in the State Register on March~~
 47.3 ~~12, 1979; and~~

47.4 (5) management of the river corridor consistent with its natural characteristics and
 47.5 its existing development, and in consideration of potential new commercial, industrial,
 47.6 and residential development; and

47.7 ~~(7)~~ (6) identified scenic, geologic, and ecological resources.

47.8 Sec. 20. Minnesota Statutes 2012, section 116G.15, subdivision 4, is amended to read:

47.9 Subd. 4. **Standards.** (a) The commissioner shall establish, by rule, minimum
 47.10 guidelines and standards for the districts established in subdivision 3. The guidelines and
 47.11 standards for each district shall include the intent of each district and key resources and
 47.12 features to be protected or enhanced based upon paragraph (b). The commissioner must
 47.13 take into account municipal plans and policies, and existing ordinances and conditions
 47.14 when developing the guidelines in this section. The commissioner may provide certain
 47.15 exceptions and criteria for standards, including, but not limited to, exceptions for river
 47.16 access facilities, water supply facilities, storm water facilities, and wastewater treatment
 47.17 facilities, and hydropower facilities.

47.18 (b) The guidelines and standards must protect or enhance the following key
 47.19 resources and features:

- 47.20 (1) floodplains;
- 47.21 (2) wetlands;
- 47.22 (3) gorges;
- 47.23 (4) areas of confluence with key tributaries;
- 47.24 (5) natural drainage routes;
- 47.25 (6) shorelines and riverbanks;
- 47.26 (7) bluffs;
- 47.27 (8) steep slopes and very steep slopes;
- 47.28 (9) unstable soils and bedrock;
- 47.29 (10) significant existing vegetative stands, tree canopies, and native plant
 47.30 communities;
- 47.31 (11) scenic views and vistas;
- 47.32 (12) publicly owned parks, trails, and open spaces;
- 47.33 (13) cultural and historic sites and structures; and
- 47.34 (14) water quality; and
- 47.35 (15) commercial, industrial, and residential resources.

48.1 ~~(e) The commissioner shall establish a map to define bluffs and bluff-related features~~
 48.2 ~~within the Mississippi River corridor critical area. At the outset of the rulemaking process,~~
 48.3 ~~the commissioner shall create a preliminary map of all the bluffs and bluff lines within~~
 48.4 ~~the Mississippi River corridor critical area, based on the guidelines in paragraph (d). The~~
 48.5 ~~rulemaking process shall provide an opportunity to refine the preliminary bluff map. The~~
 48.6 ~~commissioner may add to or remove areas of demonstrably unique or atypical conditions~~
 48.7 ~~that warrant special protection or exemption. At the end of the rulemaking process, the~~
 48.8 ~~commissioner shall adopt a final bluff map that contains associated features, including~~
 48.9 ~~bluff lines, bases of bluffs, steep slopes, and very steep slopes.~~

48.10 ~~(d) The following guidelines shall be used by the commissioner to create a~~
 48.11 ~~preliminary bluff map as part of the rulemaking process:~~

48.12 ~~(1) "bluff face" or "bluff" means the area between the bluff line and the bluff base. A~~
 48.13 ~~high, steep, natural topographic feature such as a broad hill, cliff, or embankment with~~
 48.14 ~~a slope of 18 percent or greater and a vertical rise of at least ten feet between the bluff~~
 48.15 ~~base and the bluff line;~~

48.16 ~~(2) "bluff line" means a line delineating the top of a slope connecting the points~~
 48.17 ~~at which the slope becomes less than 18 percent. More than one bluff line may be~~
 48.18 ~~encountered proceeding upslope from the river valley;~~

48.19 ~~(3) "base of the bluff" means a line delineating the bottom of a slope connecting~~
 48.20 ~~the points at which the slope becomes 18 percent or greater. More than one bluff base~~
 48.21 ~~may be encountered proceeding landward from the water;~~

48.22 ~~(4) "steep slopes" means 12 percent to 18 percent slopes. Steep slopes are natural~~
 48.23 ~~topographic features with an average slope of 12 to 18 percent measured over a horizontal~~
 48.24 ~~distance of 50 feet or more; and~~

48.25 ~~(5) "very steep slopes" means slopes 18 percent or greater. Very steep slopes are~~
 48.26 ~~natural topographic features with an average slope of 18 percent or greater, measured over~~
 48.27 ~~a horizontal distance of 50 feet or more.~~

48.28 Sec. 21. Minnesota Statutes 2012, section 116G.15, subdivision 7, is amended to read:

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

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

48.34 Sec. 22. **MISSISSIPPI RIVER CORRIDOR CRITICAL AREA REPORT.**

49.1 By January 15, 2014, the commissioner of natural resources shall submit a report
 49.2 to the chairs and ranking minority members of the senate and house of representatives
 49.3 committees and divisions with jurisdiction over natural resources finance and policy
 49.4 and the clean water fund on the status of the rulemaking authorized under Minnesota
 49.5 Statutes, section 116G.15.

49.6 **Sec. 23. REPEALER.**

49.7 Minnesota Statutes 2012, section 116.201, is repealed.

49.8 **EFFECTIVE DATE.** This section is effective January 1, 2014.

49.9 **ARTICLE 3**

49.10 **PARKS AND TRAILS FUND**

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

49.12 The sums shown in the columns marked "Appropriations" are appropriated to the
 49.13 agencies and for the purposes specified in this article. The appropriations are from the
 49.14 parks and trails fund and are available for the fiscal years indicated for each purpose. The
 49.15 figures "2014" and "2015" used in this article mean that the appropriations listed under
 49.16 them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively.
 49.17 "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium"
 49.18 is fiscal years 2014 and 2015. All appropriations in this article are onetime.

| | | | |
|-------|--|--------------------------------------|--------------------|
| 49.19 | | <u>APPROPRIATIONS</u> | |
| 49.20 | | <u>Available for the Year</u> | |
| 49.21 | | <u>Ending June 30</u> | |
| 49.22 | | <u>2014</u> | <u>2015</u> |

49.23 **Sec. 2. PARKS AND TRAILS**

| | | | | | |
|-------|--|-----------|--------------------------|-----------|--------------------------|
| 49.24 | <u>Subdivision 1. Total Appropriation</u> | \$ | <u>42,509,000</u> | \$ | <u>42,596,000</u> |
|-------|--|-----------|--------------------------|-----------|--------------------------|

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

49.28 **Subd. 2. Availability of Appropriation**

49.29 Money appropriated in this article may
 49.30 not be spent on activities unless they are
 49.31 directly related to and necessary for a
 49.32 specific appropriation. Money appropriated

50.1 in this article must be spent in accordance
 50.2 with Minnesota Management and Budget's
 50.3 Guidance to Agencies on Legacy Fund
 50.4 Expenditure. Notwithstanding Minnesota
 50.5 Statutes, section 16A.28, and unless
 50.6 otherwise specified in this article, fiscal year
 50.7 2014 appropriations are available until June
 50.8 30, 2016, and fiscal year 2015 appropriations
 50.9 are available until June 30, 2017. If a project
 50.10 receives federal funds, the time period of
 50.11 the appropriation is extended to equal the
 50.12 availability of federal funding.

50.13 **Sec. 3. DEPARTMENT OF NATURAL**
 50.14 **RESOURCES**

\$ 25,431,000 \$ 25,637,000

50.15 (a) \$16,821,000 the first year and
 50.16 \$16,953,000 the second year are for state
 50.17 parks, recreation areas, and trails to:

50.18 (1) connect people to the outdoors;

50.19 (2) acquire land and create opportunities;

50.20 (3) maintain existing holdings; and

50.21 (4) improve cooperation by coordinating
 50.22 with partners to implement the 25-year
 50.23 long-range parks and trails legacy plan.

50.24 (b) \$3,533,000 the first year and \$4,078,000
 50.25 the second year are for grants under
 50.26 Minnesota Statutes, section 85.535, to
 50.27 acquire, develop, improve, and restore
 50.28 parks and trails of regional or statewide
 50.29 significance outside of the metropolitan area,
 50.30 as defined in Minnesota Statutes, section
 50.31 473.121, subdivision 2. Up to four percent
 50.32 of the total appropriation may be used for
 50.33 administering the grants.

- 51.1 (c) \$4,877,000 the first year and \$4,399,000
51.2 the second year are for grants for parks and
51.3 trails of regional or statewide significance
51.4 outside of the metropolitan area. Of this
51.5 amount:
- 51.6 (1) \$1,338,000 is for development of
51.7 the Swedish Immigrant Trail, including
51.8 amenities in Taylors Falls connecting the
51.9 trail to Interstate State Park;
- 51.10 (2) \$75,000 is for rehabilitation of Sunrise
51.11 Prairie Trail;
- 51.12 (3) \$500,000 is for construction of the Lowell
51.13 to Lakewalk Trail in Duluth;
- 51.14 (4) \$1,250,000 is for the Mesabi Trail. Of
51.15 this amount, \$260,000 is for trail connections
51.16 to connect Grand Rapids, LaPrairie, and
51.17 Coleraine with the Mesabi Trail;
- 51.18 (5) \$920,000 is for extensions and
51.19 connections to the Rocori Trail;
- 51.20 (6) \$1,000,000 is for extensions and
51.21 connections to the Lake Wobegon Trail;
- 51.22 (7) \$100,000 is for the Beaver Bay Trail,
51.23 including trailhead amenities;
- 51.24 (8) \$184,000 is for trail connections and
51.25 camping facilities in Aitkin County for
51.26 the Mississippi River parks and water trail
51.27 project;
- 51.28 (9) \$1,000,000 is for trail enhancement, land
51.29 acquisition, and other improvements at Sauk
51.30 River Regional Park;
- 51.31 (10) \$1,000,000 is for restoration of parks
51.32 and trails in the Duluth area impacted by the
51.33 flood of 2012;

- 52.1 (11) \$75,000 is for planning and design
 52.2 of trail connections between the cities of
 52.3 Hermantown and Proctor and the Munger
 52.4 State Trail;
- 52.5 (12) \$530,000 is for trail improvements on
 52.6 the Duluth Cross City West Trail and the
 52.7 Superior Hiking Trail near the intersection of
 52.8 County State-Aid Highway 91 and Haines
 52.9 Road in St. Louis County;
- 52.10 (13) \$750,000 is for park improvements in
 52.11 Paul Bunyan Park and Library Park in the
 52.12 city of Bemidji;
- 52.13 (14) \$275,000 is for park improvements at
 52.14 M.B. Johnson Park in the city of Moorhead;
 52.15 and
- 52.16 (15) \$279,000 is for park improvements at
 52.17 the Milford Mine Memorial Park in Crow
 52.18 Wing County.
- 52.19 (d) \$200,000 the first year and \$207,000 the
 52.20 second year are for enhanced, integrated,
 52.21 and accessible Web-based information for
 52.22 park and trail users; joint marketing and
 52.23 promotional efforts for all parks and trails
 52.24 of regional or statewide significance; and
 52.25 support of activities of a parks and trails
 52.26 legacy advisory committee. Of this amount,
 52.27 \$100,000 the first year and \$103,000 the
 52.28 second year are for Greater Minnesota Parks
 52.29 and Trails Commission capacity building.
- 52.30 (e) The commissioner shall contract for
 52.31 services with Conservation Corps Minnesota
 52.32 for restoration, maintenance, and other
 52.33 activities under this section for at least

53.1 \$1,000,000 the first year and \$1,000,000 the
53.2 second year.

53.3 (f) A recipient of a grant awarded under
53.4 this section must give consideration to
53.5 Conservation Corps Minnesota for possible
53.6 use of the corps' services to contract for
53.7 restoration and enhancement services.

53.8 (g) For projects with the potential to
53.9 need historic preservation services, the
53.10 commissioner or a recipient of a grant
53.11 awarded under this section must give
53.12 consideration to the Northern Bedrock
53.13 Conservation Corps for possible use of the
53.14 corps' services.

53.15 (h) By January 15, 2015, the commissioner
53.16 shall submit a list of projects, ranked in
53.17 priority order, that contains the Department
53.18 of Natural Resources' recommendations for
53.19 funding from the parks and trails fund for
53.20 the 2016-2017 biennium to the chairs and
53.21 ranking minority members of the senate
53.22 and house of representatives committees
53.23 and divisions with jurisdiction over the
53.24 environment and natural resources and the
53.25 parks and trails fund.

53.26 **Sec. 4. METROPOLITAN COUNCIL \$ 16,821,000 \$ 16,953,000**

53.27 (a) \$16,821,000 the first year and \$16,953,000
53.28 the second year are for parks and trails of
53.29 regional or statewide significance in the
53.30 metropolitan area, distributed according to
53.31 paragraphs (b) to (1). Any funds remaining
53.32 after completion of the listed project may be
53.33 spent on projects to support parks and trails
53.34 by the implementing agency.

- 54.1 (b) \$1,443,000 the first year and \$1,455,000
54.2 the second year are for grants to Anoka
54.3 County for:
- 54.4 (1) a trail connection for Bunker Hills
54.5 Regional Park from Avocet Street;
- 54.6 (2) restoration, including erosion repair,
54.7 along Pleasure Creek and the Mississippi
54.8 River Regional Trail at the Coon Rapids
54.9 Dam Regional Park;
- 54.10 (3) a new playground and surfacing at Lake
54.11 George Regional Park;
- 54.12 (4) land acquisition for the Rice Creek Chain
54.13 of Lakes Park Reserve;
- 54.14 (5) improvements at the Rice Creek Chain of
54.15 Lakes Park Reserve, including maintenance
54.16 shop rehabilitation, road and parking
54.17 construction, fencing, beach improvements,
54.18 and roof repairs;
- 54.19 (6) trail reconstruction under East River
54.20 Road on the Rice Creek West Regional Trail;
- 54.21 (7) contracts with Conservation Corps
54.22 Minnesota;
- 54.23 (8) a volunteer or resource coordinator
54.24 position;
- 54.25 (9) a landscape designer or architect;
- 54.26 (10) design, engineering, and construction of
54.27 the Central Anoka County Regional Trail;
- 54.28 (11) road rehabilitation at Lake George
54.29 Regional Park;
- 54.30 (12) reconstruction of a retaining wall on the
54.31 Mississippi River Regional Trail;

- 55.1 (13) a trail connection on the Mississippi
 55.2 River Regional Trail to connect Mississippi
 55.3 West Regional Park to the city of Ramsey;
- 55.4 (14) improvements of the Heritage
 55.5 Laboratory/Day Camp at the Rice Creek
 55.6 Chain of Lakes Park Reserve; and
- 55.7 (15) trail reconstruction on the Rice Creek
 55.8 North Regional Trail from Lexington Avenue
 55.9 to Golden Lake Elementary School.
- 55.10 (c) \$289,000 the first year and \$292,000
 55.11 the second year are for grants to the city of
 55.12 Bloomington to reconstruct parking lots at the
 55.13 Hyland-Bush-Anderson Lakes Park Reserve.
- 55.14 (d) \$294,000 the first year and \$297,000 the
 55.15 second year are for grants to Carver County
 55.16 to connect the Minnesota River Bluffs
 55.17 Regional Trail and Southwest Regional Trail
 55.18 and for trail and bridge construction on the
 55.19 Minnesota River Bluff Regional Trail.
- 55.20 (e) \$1,174,000 the first year and \$1,183,000
 55.21 the second year are for grants to Dakota
 55.22 County for:
- 55.23 (1) engineering to extend the Mississippi
 55.24 River Regional Trail and Big Rivers Regional
 55.25 Trails, including extensions to St. Paul, and
 55.26 to provide a connection to Lilydale Regional
 55.27 Trail;
- 55.28 (2) a trail connection for the Mississippi
 55.29 River Regional Trail to connect St. Paul and
 55.30 to construct a bridge over railroad tracks;
- 55.31 (3) engineering and construction of regional
 55.32 trail segments throughout the county;

- 56.1 (4) engineering and construction of a bridge
56.2 and trails through the Minnesota Zoological
56.3 Garden on the North Creek Regional
56.4 Greenway; and
- 56.5 (5) resource management of the county's
56.6 parks and trails system.
- 56.7 (f) \$3,221,000 the first year and \$3,246,000
56.8 the second are for grants to the Minneapolis
56.9 Park and Recreation Board for:
- 56.10 (1) design and construction of trail loops,
56.11 river access areas, landscapes, and storm
56.12 water management improvements at Above
56.13 the Falls Regional Park;
- 56.14 (2) land acquisition at Above the Falls
56.15 Regional Park;
- 56.16 (3) a master plan and trail design for Central
56.17 Mississippi Riverfront Regional Park;
- 56.18 (4) planning and design for the Central
56.19 Riverfront including the water works and the
56.20 Mississippi Whitewater Park sites;
- 56.21 (5) trail, path, and shoreline improvements
56.22 and play area rehabilitation at
56.23 Nokomis-Hiawatha Regional Park;
- 56.24 (6) trail, shoreline, water access,
56.25 picnic, sailboat facility, and concession
56.26 improvements at Minneapolis Chain of
56.27 Lakes Regional Park;
- 56.28 (7) a bird sanctuary, trail stabilization, habitat
56.29 restoration, accessibility improvements, and
56.30 construction of new entrances at Minneapolis
56.31 Chain of Lakes Regional Park;

- 57.1 (8) a trail connection for the Minnehaha
57.2 Parkway Regional Trail below Lyndale
57.3 Avenue; and
- 57.4 (9) trail work at Theodore Wirth Regional
57.5 Park.
- 57.6 (g) \$1,299,000 the first year and \$1,309,000
57.7 the second year are for grants to Ramsey
57.8 County for:
- 57.9 (1) wayfinding for cross-country ski trails
57.10 at Battle Creek Regional Park, Tamarack
57.11 Nature Center, and Grass-Vadnais-Snail
57.12 Lakes Regional Park;
- 57.13 (2) contracts with Conservation Corps
57.14 Minnesota;
- 57.15 (3) design and construction of an early
57.16 learning center at Tamarack Nature Center
57.17 and pedestrian connections, landscape
57.18 restoration, signage, and other site amenities
57.19 at Bald Eagle-Otter Lakes Regional Park;
- 57.20 (4) improvements to Tamarack Nature
57.21 Center;
- 57.22 (5) building and supporting a volunteer corps
57.23 for Tamarack Nature Center and Discovery
57.24 Hollow;
- 57.25 (6) trail development to connect Tamarack
57.26 Nature Center to the Otter Lake boat launch;
- 57.27 (7) a trail on Vadnais Lake, storm water
57.28 management improvements, and site
57.29 amenities at Grass-Vadnais-Snail Lakes
57.30 Regional Park;
- 57.31 (8) trail development and connection, storm
57.32 water management improvements, and site

- 58.1 amenities at Rice Creek North Regional
58.2 Trail; and
58.3 (9) the Bruce Vento Regional Trail.
58.4 (h) \$2,378,000 the first year and \$2,397,000
58.5 the second year are for grants to the city of
58.6 Saint Paul for:
58.7 (1) an education coordinator;
58.8 (2) a volunteer coordinator;
58.9 (3) Como Regional Park shuttle operation;
58.10 (4) a trail connection to connect Harriet
58.11 Island to the Mississippi Regional Trail;
58.12 (5) Estabrook Road reconstruction and
58.13 lighting upgrades at Como Regional Park;
58.14 and
58.15 (6) a trail connection and railroad bridge
58.16 reconstruction at Lilydale Regional Park.
58.17 (i) \$550,000 the first year and \$554,000 the
58.18 second year are for grants to Scott County for
58.19 construction at Cedar Lake Farm Regional
58.20 Park.
58.21 (j) \$3,669,000 the first year and \$3,697,000
58.22 the second year are for grants to Three Rivers
58.23 Park District for:
58.24 (1) a trail connection to connect Grand
58.25 Rounds to Nine Mile Creek Trail;
58.26 (2) a trail bridge over County State-Aid
58.27 Highway 19 for the Lake Minnetonka LRT
58.28 Regional Trail;
58.29 (3) trail construction on the Crystal Lake
58.30 Regional Trail;
58.31 (4) trail construction on the Bassett Creek
58.32 Regional Trail;

- 59.1 (5) trail construction on the Twin Lakes
59.2 Regional Trail; and
- 59.3 (6) trail construction on the Nine Mile Creek
59.4 Regional Trail.
- 59.5 (k) \$821,000 the first year and \$827,000 the
59.6 second year are for grants to Washington
59.7 County for:
- 59.8 (1) parking, buildings, and other
59.9 improvements at the Swim Pond in Lake
59.10 Elmo Park Reserve;
- 59.11 (2) design and construction of the Point
59.12 Douglas Regional Trail, which connects to
59.13 Wisconsin; and
- 59.14 (3) paving improvements to Hardwood Creek
59.15 Regional Trail, which may include new trail
59.16 sections toward Bald Eagle Regional Park.
- 59.17 (l) \$1,682,000 the first year and \$1,695,000
59.18 the second year are for grants to implementing
59.19 agencies for land acquisition within
59.20 Metropolitan Council approved regional
59.21 parks and trails master plan boundaries as
59.22 provided under Minnesota Statutes, section
59.23 85.53, subdivision 3, clause (4).
- 59.24 (m) A recipient of a grant awarded under
59.25 this section must give consideration to
59.26 Conservation Corps Minnesota for possible
59.27 use of corps services to contract for
59.28 restoration and enhancement services.
- 59.29 (n) For projects with the potential to need
59.30 historic preservation services, a recipient
59.31 of a grant awarded under this section must
59.32 give consideration to the Northern Bedrock
59.33 Conservation Corps for possible use of the
59.34 corps' services.

60.1 (o) By January 15, 2015, the council
 60.2 shall submit a list of projects, ranked in
 60.3 priority order, that contains the council's
 60.4 recommendations for funding from the
 60.5 parks and trails fund for the 2016 and
 60.6 2017 biennium to the chairs and ranking
 60.7 minority members of the senate and house
 60.8 of representatives committees and divisions
 60.9 with jurisdiction over the environment and
 60.10 natural resources and the parks and trails
 60.11 fund.

60.12 Sec. 5. **LEGISLATURE** **\$** **7,000** **\$** **6,000**

60.13 \$7,000 the first year and \$6,000 the second
 60.14 year are for the Legislative Coordinating
 60.15 Commission for the Web site required
 60.16 in Minnesota Statutes, section 3.303,
 60.17 subdivision 10, including detailed mapping.

60.18 Sec. 6. **UNIVERSITY OF MINNESOTA** **\$** **250,000** **\$** **-0-**

60.19 \$250,000 the first year is for the University of
 60.20 Minnesota Center for Changing Landscapes
 60.21 to update the long-range inventory and
 60.22 framework for an integrated statewide parks
 60.23 and trails network that provides information
 60.24 on the natural resource-based recreational
 60.25 opportunities available throughout the state.
 60.26 The detailed inventory and framework must
 60.27 be updated to include new census data,
 60.28 updated data from the Greater Minnesota
 60.29 Regional Parks and Trails study authorized
 60.30 by the 2011 legislature, updated physical
 60.31 information, the adoption of a user-friendly
 60.32 platform for the information, and the
 60.33 development of a standardized survey tool
 60.34 for use by:

- 61.1 (1) the commissioner of natural resources for
 61.2 state parks and trails;
- 61.3 (2) metropolitan area park and trail agencies
 61.4 for metropolitan parks and trails; and
- 61.5 (3) park and trail managers outside the
 61.6 metropolitan area for parks and trails of
 61.7 regional or statewide significance.

- 61.8 In updating the inventory and framework, the
 61.9 Center for Changing Landscapes shall consult
 61.10 with the Department of Natural Resources,
 61.11 the Office of Explore Minnesota Tourism, the
 61.12 Greater Minnesota Regional Parks and Trails
 61.13 Commission, the Metropolitan Council, local
 61.14 units of government, park and trail groups,
 61.15 the public, and other stakeholder groups.
- 61.16 The Center for Changing Landscapes shall
 61.17 submit a report on the updated inventory and
 61.18 framework and a summary of the inventory
 61.19 to the commissioner of natural resources and
 61.20 to the chairs and ranking minority members
 61.21 of the senate and house of representatives
 61.22 committees and divisions having jurisdiction
 61.23 over natural resources policy and finance by
 61.24 February 15, 2015.

61.25 Sec. 7. Minnesota Statutes 2012, section 10A.01, subdivision 35, is amended to read:

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

- 61.27 (1) member of the legislature;
- 61.28 (2) individual employed by the legislature as secretary of the senate, legislative
 61.29 auditor, chief clerk of the house of representatives, revisor of statutes, or researcher,
 61.30 legislative analyst, or attorney in the Office of Senate Counsel and Research or House
 61.31 Research;
- 61.32 (3) constitutional officer in the executive branch and the officer's chief administrative
 61.33 deputy;
- 61.34 (4) solicitor general or deputy, assistant, or special assistant attorney general;

- 62.1 (5) commissioner, deputy commissioner, or assistant commissioner of any state
 62.2 department or agency as listed in section 15.01 or 15.06, or the state chief information
 62.3 officer;
- 62.4 (6) member, chief administrative officer, or deputy chief administrative officer of a
 62.5 state board or commission that has either the power to adopt, amend, or repeal rules under
 62.6 chapter 14, or the power to adjudicate contested cases or appeals under chapter 14;
- 62.7 (7) individual employed in the executive branch who is authorized to adopt, amend,
 62.8 or repeal rules under chapter 14 or adjudicate contested cases under chapter 14;
- 62.9 (8) executive director of the State Board of Investment;
- 62.10 (9) deputy of any official listed in clauses (7) and (8);
- 62.11 (10) judge of the Workers' Compensation Court of Appeals;
- 62.12 (11) administrative law judge or compensation judge in the State Office of
 62.13 Administrative Hearings or unemployment law judge in the Department of Employment
 62.14 and Economic Development;
- 62.15 (12) member, regional administrator, division director, general counsel, or operations
 62.16 manager of the Metropolitan Council;
- 62.17 (13) member or chief administrator of a metropolitan agency;
- 62.18 (14) director of the Division of Alcohol and Gambling Enforcement in the
 62.19 Department of Public Safety;
- 62.20 (15) member or executive director of the Higher Education Facilities Authority;
- 62.21 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 62.22 (17) member of the board of directors or executive director of the Minnesota State
 62.23 High School League;
- 62.24 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 62.25 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 62.26 (20) manager of a watershed district, or member of a watershed management
 62.27 organization as defined under section 103B.205, subdivision 13;
- 62.28 (21) supervisor of a soil and water conservation district;
- 62.29 (22) director of Explore Minnesota Tourism;
- 62.30 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established
 62.31 in section 97A.056;
- 62.32 (24) citizen member of the Clean Water Council established in section 114D.30; ~~or~~
- 62.33 (25) member or chief executive of the Minnesota Sports Facilities Authority
 62.34 established in section 473J.07; or
- 62.35 (26) member of the Greater Minnesota Regional Parks and Trails Commission.

63.1 Sec. 8. **[85.536] GREATER MINNESOTA REGIONAL PARKS AND TRAILS**
63.2 **COMMISSION.**

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

63.7 Subd. 2. **Commission.** The commission shall include 13 members appointed by the
63.8 governor with two members from each of the regional parks and trails districts determined
63.9 under subdivision 5 and one member at large. Membership terms, compensation, and
63.10 removal of members and filling of vacancies are as provided in section 15.0575.

63.11 Subd. 3. **First appointments.** The governor shall make the first appointment by
63.12 June 15, 2013. The governor shall designate six of the first appointees to terms ending on
63.13 the first Monday in January 2015, and the remainder of the first appointees shall serve
63.14 terms ending the first Monday in January 2016.

63.15 Subd. 4. **First meeting.** The governor or the governor's designee shall convene
63.16 the first meeting of the commission by July 15, 2013, and shall act as chair until the
63.17 commission elects a chair. The commission shall elect a chair at its first meeting.

63.18 Subd. 5. **Districts; plans and hearings.** (a) The commissioner of natural resources,
63.19 in consultation with the Greater Minnesota Regional Parks and Trails Coalition, shall
63.20 establish six regional parks and trails districts in the state encompassing the area outside
63.21 the seven-county metropolitan area. The commissioner shall establish districts by
63.22 combining counties and may not assign a county to more than one district.

63.23 (b) The commission shall develop a strategic plan and criteria for determining parks
63.24 and trails of regional significance that are eligible for funding from the parks and trails
63.25 fund and meet the criteria under subdivision 6.

63.26 (c) Counties within each district may jointly prepare, after consultation with all
63.27 affected municipalities, and submit to the commission, and from time to time revise and
63.28 resubmit to the commission, a master plan for the acquisition and development of parks
63.29 and trails of regional significance located within the district. Districtwide plans and master
63.30 plans for individual parks and trails must meet the protocols and criteria as set forth in
63.31 the Greater Minnesota Regional Parks and Trails strategic plan. The counties, after
63.32 consultation with the commission, shall jointly hold a public hearing on the proposed plan
63.33 and budget at a time and place determined by the counties. Not less than 15 days before
63.34 the hearing, the counties shall provide notice of the hearing stating the date, time, and
63.35 place of the hearing and the place where the proposed plan and budget may be examined

64.1 by any interested person. At any hearing, interested persons shall be permitted to present
 64.2 their views on the plan and budget.

64.3 (d) The commission shall review each master plan to determine whether it meets
 64.4 the conditions of subdivision 7. If it does not, the commission shall return the plan with
 64.5 its comments to the district for revision and resubmittal.

64.6 Subd. 6. **Regional significance.** The commission must determine whether a park
 64.7 or trail is regionally significant under this section based on the definitions and criteria
 64.8 determined in the Greater Minnesota Parks and Trails Strategic Plan, along with the
 64.9 following criteria:

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

64.12 (2) a trail must serve more than a local population and where feasible connect to
 64.13 existing or planned state or regional parks or trails;

64.14 (3) a park or trail must be utilized by a regional population that may encompass
 64.15 multiple jurisdictions; and

64.16 (4) a park may include or a trail may pass unique natural, historic, or cultural
 64.17 features or characteristics.

64.18 Subd. 7. **Recommendations.** (a) In recommending grants under this section, the
 64.19 commission shall make recommendations consistent with master plans.

64.20 (b) The commission shall determine recommended grant amounts through an
 64.21 adopted merit-based evaluation process that includes the level of local financial support.
 64.22 The evaluation process is not subject to the rulemaking provisions of chapter 14 and
 64.23 section 14.386 does not apply.

64.24 (c) When recommending grants, the commission shall consider balance of the grant
 64.25 benefits across greater Minnesota.

64.26 (d) Grants may be recommended only for parks and trails included in a plan
 64.27 approved by the commission under subdivision 5.

64.28 Subd. 8. **Chair.** The commission shall annually elect from among its members a
 64.29 chair and other officers necessary for the performance of its duties.

64.30 Subd. 9. **Meetings.** The commission shall meet at least twice each year.
 64.31 Commission meetings are subject to chapter 13D.

64.32 Subd. 10. **Report.** The commission shall submit a report by January 15 each year
 64.33 listing its recommendations under subdivision 7, in priority order, to the chairs and
 64.34 ranking minority members of the committees of the senate and house of representatives
 64.35 with primary jurisdiction over legacy appropriations.

66.1 Money appropriated in this article may not
 66.2 be spent on activities unless they are directly
 66.3 related to and necessary for a specific
 66.4 appropriation. Money appropriated in this
 66.5 article must not be spent on indirect costs
 66.6 or other institutional overhead charges that
 66.7 are not directly related to and necessary for
 66.8 a specific appropriation. Notwithstanding
 66.9 Minnesota Statutes, section 16A.28, and
 66.10 unless otherwise specified in this article,
 66.11 fiscal year 2014 appropriations are available
 66.12 until June 30, 2015, and fiscal year 2015
 66.13 appropriations are available until June 30,
 66.14 2016. If a project receives federal funds, the
 66.15 time period of the appropriation is extended
 66.16 to equal the availability of federal funding.

66.17 Subd. 3. **Minnesota State Arts Board** 26,675,000 26,675,000

66.18 (a) These amounts are appropriated to
 66.19 the Minnesota State Arts Board for arts,
 66.20 arts education, and arts access. Grant
 66.21 agreements entered into by the Minnesota
 66.22 State Arts Board and other recipients
 66.23 of appropriations in this subdivision
 66.24 shall ensure that these funds are used to
 66.25 supplement and not substitute for traditional
 66.26 sources of funding. Each grant program
 66.27 established within this appropriation shall
 66.28 be separately administered from other state
 66.29 appropriations for program planning and
 66.30 outcome measurements, but may take into
 66.31 consideration other state resources awarded
 66.32 in the selection of applicants and grant award
 66.33 size. If, during the term of a fiscal year 2013
 66.34 grant agreement between the Minnesota
 66.35 State Arts Board and an arts organization, a
 66.36 lockout occurs, and if the amount of the grant

67.1 under the agreement exceeds the amount
 67.2 of eligible expenses according to the terms
 67.3 of the agreement, any unexpended funds
 67.4 must be returned to the board at the end of
 67.5 the grant agreement. If a 2013 fiscal year
 67.6 grantee uses grant funds during a lockout,
 67.7 then the commissioner of management and
 67.8 budget shall report on all such uses to the
 67.9 Office of the Legislative Auditor and shall
 67.10 recommend actions that may be taken by the
 67.11 Minnesota State Arts Board to offset such
 67.12 expenditures with reductions in future grants
 67.13 to the organization given by the Minnesota
 67.14 State Arts Board. Any arts and cultural
 67.15 heritage funds returned to the board must
 67.16 be redistributed pursuant to its formulas for
 67.17 distribution of grants to arts organizations.
 67.18 Any arts and cultural heritage funds returned
 67.19 to the Minnesota State Arts Board under
 67.20 this paragraph shall be considered a onetime
 67.21 appropriation and are available until June
 67.22 30, 2014.

67.23 **(b) Arts and Arts Access Initiatives**

67.24 \$21,325,000 the first year and \$21,325,000
 67.25 the second year are to support Minnesota
 67.26 artists and arts organizations in creating,
 67.27 producing, and presenting high-quality arts
 67.28 activities; to overcome barriers to accessing
 67.29 high-quality arts activities; and to instill the
 67.30 arts into the community and public life in
 67.31 this state.

67.32 **(c) Arts Education**

67.33 \$3,760,000 the first year and \$3,760,000
 67.34 the second year are for high-quality,
 67.35 age-appropriate arts education for

68.1 Minnesotans of all ages to develop
 68.2 knowledge, skills, and understanding of the
 68.3 arts.

68.4 **(d) Arts and Cultural Heritage**

68.5 \$1,590,000 the first year and \$1,590,000 the
 68.6 second year are for events and activities that
 68.7 represent the diverse cultural arts traditions,
 68.8 including folk and traditional artists and art
 68.9 organizations, represented in this state.

68.10 (e) Up to 4.5 percent of the funds appropriated
 68.11 in paragraphs (b) to (d) may be used by the
 68.12 board for administration of grant programs,
 68.13 delivering technical services, providing
 68.14 fiscal oversight for the statewide system, and
 68.15 ensuring accountability.

68.16 (f) Thirty percent of the remaining total
 68.17 appropriation to each of the categories listed
 68.18 in paragraphs (b) to (d) is for grants to the
 68.19 regional arts councils. Notwithstanding any
 68.20 other provision of law, regional arts council
 68.21 grants or other arts council grants for touring
 68.22 programs, projects, or exhibits shall be able
 68.23 to tour in their own region as well as all other
 68.24 regions of the state.

68.25 (g) Any unencumbered balance remaining
 68.26 under this section in the first year does not
 68.27 cancel, but is available for the second year
 68.28 of the biennium.

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| 68.29 | <u>Subd. 4. Department of Education</u> | <u>3,000,000</u> | <u>3,000,000</u> |
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68.30 These amounts are appropriated to the
 68.31 commissioner of education for grants to
 68.32 the 12 Minnesota regional library systems
 68.33 to provide educational opportunities in
 68.34 the arts, history, literary arts, and cultural

69.1 heritage of Minnesota. These funds shall be
 69.2 allocated using the formula in Minnesota
 69.3 Statutes, section 134.355, subdivisions 3,
 69.4 4, and 5, with the remaining 25 percent to
 69.5 be distributed to all qualifying systems in
 69.6 an amount proportionate to the number of
 69.7 qualifying system entities in each system.
 69.8 For purposes of this subdivision, "qualifying
 69.9 system entity" means a public library, a
 69.10 regional library system, a regional library
 69.11 system headquarters, a county, or an outreach
 69.12 service program. These funds may be used
 69.13 to sponsor programs provided by regional
 69.14 libraries or to provide grants to local arts
 69.15 and cultural heritage programs for programs
 69.16 in partnership with regional libraries.
 69.17 These funds shall be distributed in ten
 69.18 equal payments per year. Notwithstanding
 69.19 Minnesota Statutes, section 16A.28, the
 69.20 appropriations encumbered on or before
 69.21 June 30, 2015, as grants or contracts in this
 69.22 subdivision are available until June 30, 2017.

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| 69.23 | <u>Subd. 5. Minnesota Historical Society</u> | <u>13,800,000</u> | <u>14,075,000</u> |
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69.24 (a) These amounts are appropriated to the
 69.25 governing board of the Minnesota Historical
 69.26 Society to preserve and enhance access to
 69.27 Minnesota's history and its cultural and
 69.28 historical resources. Grant agreements
 69.29 entered into by the Minnesota Historical
 69.30 Society and other recipients of appropriations
 69.31 in this subdivision must ensure that
 69.32 these funds are used to supplement and
 69.33 not substitute for traditional sources of
 69.34 funding. Funds directly appropriated to the
 69.35 Minnesota Historical Society shall be used to
 69.36 supplement, and not substitute for, traditional

70.1 sources of funding. Notwithstanding
 70.2 Minnesota Statutes, section 16A.28, for
 70.3 historic preservation projects that improve
 70.4 historic structures, the amounts are available
 70.5 until June 30, 2017. The Minnesota
 70.6 Historical Society or grant recipients of the
 70.7 Minnesota Historical Society using arts and
 70.8 cultural heritage funds under this subdivision
 70.9 must give consideration to Conservation
 70.10 Corps Minnesota and Northern Bedrock
 70.11 Conservation Corps, or an organization
 70.12 carrying out similar work, for projects with
 70.13 the potential to need historic preservation
 70.14 services.

70.15 **(b) Historical Grants and Programs**

70.16 **(1) Statewide Historic and Cultural Grants**

70.17 \$5,525,000 the first year and \$5,675,000 the
 70.18 second year are for history programs and
 70.19 projects operated or conducted by or through
 70.20 local, county, regional, or other historical
 70.21 or cultural organizations or for activities
 70.22 to preserve significant historic and cultural
 70.23 resources. Funds are to be distributed through
 70.24 a competitive grant process. The Minnesota
 70.25 Historical Society shall administer these
 70.26 funds using established grant mechanisms,
 70.27 with assistance from the advisory committee
 70.28 created under Laws 2009, chapter 172, article
 70.29 4, section 2, subdivision 4, paragraph (b),
 70.30 item (ii).

70.31 **(2) Programs**

70.32 \$5,525,000 the first year and \$5,675,000 the
 70.33 second year are for programs and purposes
 70.34 related to the historical and cultural heritage

71.1 of the state of Minnesota, conducted by the
 71.2 Minnesota Historical Society.

71.3 (3) History Partnerships

71.4 \$2,000,000 the first year and \$2,000,000 the
 71.5 second year are for partnerships involving
 71.6 multiple organizations, which may include
 71.7 the Minnesota Historical Society, to preserve
 71.8 and enhance access to Minnesota's history
 71.9 and cultural heritage in all regions of the state.

71.10 (4) Statewide Survey of Historical and
 71.11 Archaeological Sites

71.12 \$300,000 the first year and \$300,000 the
 71.13 second year are for a contract or contracts
 71.14 to be awarded on a competitive basis to
 71.15 conduct statewide surveys of Minnesota's
 71.16 sites of historical, archaeological, and
 71.17 cultural significance. Results of the surveys
 71.18 must be published in a searchable form
 71.19 and available to the public on a cost-free
 71.20 basis. The Minnesota Historical Society, the
 71.21 Office of the State Archaeologist, and the
 71.22 Indian Affairs Council shall each appoint a
 71.23 representative to an oversight board to select
 71.24 contractors and direct the conduct of the
 71.25 surveys. The oversight board shall consult
 71.26 with the Departments of Transportation and
 71.27 Natural Resources.

71.28 (5) Digital Library

71.29 \$300,000 the first year and \$300,000 the
 71.30 second year are for a digital library project
 71.31 to preserve, digitize, and share Minnesota
 71.32 images, documents, and historical materials.
 71.33 The Minnesota Historical Society shall
 71.34 cooperate with the Minitex interlibrary

72.1 loan system and shall jointly share this
 72.2 appropriation for these purposes.
 72.3 (6) Civil War Task Force
 72.4 \$25,000 the first year is to the Civil War Task
 72.5 Force for activities that commemorate the
 72.6 sesquicentennial of the American Civil War
 72.7 and the Dakota Conflict, as recommended by
 72.8 the Civil War Commemoration Task Force
 72.9 established in Executive Order 11-15 (2011).

72.10 (c) Civics Programs
 72.11 \$125,000 the first year and \$125,000
 72.12 the second year are for grants to Kids
 72.13 Voting St. Paul, Learning Law and
 72.14 Democracy Foundation, and YMCA
 72.15 Youth in Government, to conduct civics
 72.16 education programs for the civic and cultural
 72.17 development of Minnesota youth. Civic
 72.18 education is the study of constitutional
 72.19 principles and the democratic foundation
 72.20 of our national, state, and local institutions
 72.21 and the study of political processes and
 72.22 structures of government, grounded in the
 72.23 understanding of constitutional government
 72.24 under the rule of law.

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| 72.25 | <u>Subd. 6. Department of Administration</u> | <u>9,605,000</u> | <u>8,925,000</u> |
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72.26 (a) These amounts are appropriated to
 72.27 the commissioner of administration for
 72.28 grants to the named organizations for the
 72.29 purposes specified in this subdivision. Up
 72.30 to one percent of funds may be used by the
 72.31 commissioner for grants administration.

72.32 (b) Grant agreements entered into by
 72.33 the commissioner and recipients of
 72.34 appropriations in this subdivision must

73.1 ensure that money appropriated in this
 73.2 subdivision is used to supplement and not
 73.3 substitute for traditional sources of funding.

73.4 **(c) Minnesota Public Radio**

73.5 \$1,500,000 the first year and \$1,500,000 the
 73.6 second year are for Minnesota Public Radio
 73.7 to create programming and expand news
 73.8 service on Minnesota's cultural heritage and
 73.9 history.

73.10 **(d) Association of Minnesota Public**
 73.11 **Educational Radio Stations**

73.12 \$1,650,000 the first year and \$1,650,000
 73.13 the second year are appropriated for a grant
 73.14 to the Association of Minnesota Public
 73.15 Educational Radio Stations for production
 73.16 and acquisition grants in accordance with
 73.17 Minnesota Statutes, section 129D.19.

73.18 **(e) Lake Superior Center Authority**

73.19 \$200,000 the first year is for development of
 73.20 an exhibit to examine the effect that aquatic
 73.21 environments have on shipwrecks and to
 73.22 preserve Minnesota's history and cultural
 73.23 heritage. Priority should be given to projects
 73.24 that have a nonstate cash match of at least 25
 73.25 percent of the total eligible project costs.

73.26 **(f) Lake Superior Zoo**

73.27 \$150,000 each year is for development of the
 73.28 forest discovery zone to create educational
 73.29 exhibits using animals and the environment.
 73.30 Priority should be given to projects that have
 73.31 a nonstate cash match of at least 25 percent
 73.32 of the total eligible project costs.

73.33 **(g) Como Park Zoo**

74.1 \$500,000 the first year and \$500,000 the
 74.2 second year are for the Como Park Zoo for
 74.3 program development. Priority should be
 74.4 given to projects that have a nonstate cash
 74.5 match of at least 25 percent of the total
 74.6 eligible project costs.

74.7 **(h) Science Museum of Minnesota**

74.8 \$1,100,000 the first year and \$1,100,000 the
 74.9 second year are for programs described in
 74.10 this paragraph. Grant recipients must provide
 74.11 a nonstate cash match of at least 25 percent
 74.12 of the total eligible project costs:

74.13 (1) \$500,000 the first year and \$500,000
 74.14 the second year are for arts, arts education,
 74.15 and arts access and to preserve Minnesota's
 74.16 history and cultural heritage including student
 74.17 and teacher outreach and expansion of the
 74.18 museum's American Indian initiatives; and

74.19 (2) \$600,000 each year is for a grant to
 74.20 upgrade the Science Museum's Omnitheater
 74.21 audio and projection systems.

74.22 **(i) Public Television**

74.23 \$3,950,000 the first year and \$3,950,000
 74.24 the second year are for grants to the
 74.25 Minnesota Public Television Association for
 74.26 production and acquisition grants according
 74.27 to Minnesota Statutes, section 129D.18.

74.28 **(j) Small Theatre Grants**

74.29 \$75,000 each year is for grants to theatres
 74.30 in Minnesota to purchase and install digital
 74.31 projection technology to allow continued
 74.32 access to films. Priority for grants is to
 74.33 theaters that have exclusively 35 millimeter
 74.34 projection systems in communities with few

75.1 available theaters or to small theaters with
 75.2 only one screen. Priority should be given to
 75.3 projects that have a nonstate cash match of at
 75.4 least 65 percent of the total eligible project
 75.5 costs.

75.6 **(k) Minnesota African American Museum and**
 75.7 **Cultural Center**

75.8 \$400,000 the first year is for a grant to the
 75.9 Minnesota African American Museum and
 75.10 Cultural Center for arts, arts education, and
 75.11 arts access, and to preserve Minnesota's
 75.12 history and cultural heritage.

75.13 **(l) Veterans Memorial Parks**

75.14 \$80,000 the first year is for at least four grants
 75.15 to local units of government for veterans
 75.16 memorials in municipal parks to preserve the
 75.17 culture and heritage of Minnesota. The local
 75.18 unit of government must provide a nonstate
 75.19 cash match equal to the amount of the grant
 75.20 received under this paragraph.

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| 75.21 | <u>Subd. 7. Minnesota Humanities Center</u> | <u>1,725,000</u> | <u>1,525,000</u> |
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75.22 (a) These amounts are appropriated to
 75.23 the Board of Directors of the Minnesota
 75.24 Humanities Center for the purposes
 75.25 specified in this subdivision. The Minnesota
 75.26 Humanities Center may use a portion of
 75.27 the following grants to cover the cost of
 75.28 administering, planning, evaluating, and
 75.29 reporting these grants.

75.30 **(b) Programs and Purposes**

75.31 \$425,000 the first year and \$425,000 the
 75.32 second year are for programs and purposes
 75.33 of the Minnesota Humanities Center. Of this

76.1 amount, \$100,000 each year may be used for
 76.2 the veterans' voices program.

76.3 The Minnesota Humanities Center may
 76.4 consider museums and organizations
 76.5 celebrating the identities of Minnesotans for
 76.6 grants from these funds. The Minnesota
 76.7 Humanities Center may develop a written
 76.8 plan for the competitive issuance of these
 76.9 grants and, if developed, shall submit
 76.10 that plan for review and approval by the
 76.11 Department of Administration.

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

76.13 \$1,100,000 the first year and \$900,000 the
 76.14 second year are for arts and cultural heritage
 76.15 grants to children's museums.

76.16 Of this amount, \$600,000 the first year
 76.17 and \$400,000 the second year are for the
 76.18 Minnesota Children's Museum, \$200,000
 76.19 each year is for the Duluth Children's
 76.20 Museum, \$100,000 each year is for the
 76.21 Grand Rapids Children's Museum, and
 76.22 \$200,000 each year is for the Southern
 76.23 Minnesota Children's Museum.

76.24 **(d) Council on Disability**

76.25 \$200,000 the first year and \$200,000 the
 76.26 second year are for a grant to the Minnesota
 76.27 State Council on Disability to provide
 76.28 educational opportunities in the arts, history,
 76.29 and cultural heritage of Minnesotans
 76.30 with disabilities in conjunction with the
 76.31 25th anniversary of the Americans with
 76.32 Disabilities Act. If the amount in the first
 76.33 year is insufficient, the amount in the second

77.1 year is available in the first year. These funds
 77.2 are available until June 30, 2016.

77.3 **Subd. 8. Perpich Center for Arts Education** 795,000 750,000

77.4 (a) These amounts are appropriated to the
 77.5 Board of Directors of the Perpich Center for
 77.6 Arts Education for the following programs.
 77.7 Money appropriated in this subdivision must
 77.8 not be used to purchase or lease a school
 77.9 facility previously operated by the East Metro
 77.10 Integration District No. 6067 or to continue
 77.11 any programs that were administered by the
 77.12 district.

77.13 (b) Notwithstanding Minnesota Statutes,
 77.14 section 16A.28, the appropriations
 77.15 encumbered on or before June 30, 2015, are
 77.16 available until June 30, 2017.

77.17 **(c) Administrative Costs**

77.18 \$20,000 the first year and \$20,000 the second
 77.19 year are for administrative costs.

77.20 **(d) Arts Integration**

77.21 \$775,000 the first year and \$730,000 the
 77.22 second year are for the arts integration
 77.23 program to increase the capacity of
 77.24 teachers to design, implement, and assess
 77.25 collaborative arts integration in Minnesota
 77.26 schools and the capacity of administrators to
 77.27 support this instructional strategy, to improve
 77.28 standards-based student learning through
 77.29 collaborative arts integration, and to develop
 77.30 arts-integrated courses to be implemented in
 77.31 the 2015-2016 school year.

77.32 **Subd. 9. Minnesota Zoo** 1,750,000 1,750,000

- 78.1 These amounts are appropriated to the
 78.2 Minnesota Zoological Board for programs
 78.3 and development of the Minnesota
 78.4 Zoological Garden and to provide access to
 78.5 the arts, arts education, and cultural heritage
 78.6 of Minnesota.
- 78.7 **Subd. 10. Indian Affairs Council** 950,000 950,000
- 78.8 (a) These amounts are appropriated to the
 78.9 Indian Affairs Council for the purposes
 78.10 identified in this subdivision.
- 78.11 **(b) Grants to Preserve Dakota and Ojibwe**
 78.12 **Language**
- 78.13 \$475,000 the first year and \$475,000 the
 78.14 second year are for grants for programs that
 78.15 preserve Dakota and Ojibwe Indian language
 78.16 and to foster educational programs in Dakota
 78.17 and Ojibwe languages.
- 78.18 **(c) Language Immersion**
- 78.19 \$250,000 the first year and \$250,000 the
 78.20 second year are for grants of \$125,000 each
 78.21 year to the Niigaane Ojibwe Immersion
 78.22 School and the Wicoie Nandagikendan urban
 78.23 immersion project.
- 78.24 **(d) Competitive Grants for Language**
 78.25 **Immersion**
- 78.26 \$225,000 the first year and \$225,000 the
 78.27 second year are for competitive grants for
 78.28 language immersion programs.
- 78.29 **Subd. 11. Legislature** 9,000 9,000
- 78.30 This amount is appropriated to the Legislative
 78.31 Coordinating Commission to operate the
 78.32 Web site for dedicated funds required
 78.33 under Minnesota Statutes, section 3.303,
 78.34 subdivision 10.

79.1 Sec. 3. Minnesota Statutes 2012, section 129D.17, is amended by adding a subdivision
79.2 to read:

79.3 Subd. 4. **Minnesota State Arts Board allocation.** At least 47 percent of the money
79.4 deposited in the arts and cultural heritage fund must be for grants and services awarded
79.5 through the Minnesota State Arts Board, or regional arts councils subject to appropriation.

79.6 Sec. 4. Minnesota Statutes 2012, section 129D.19, subdivision 1, is amended to read:

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

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

79.11 Sec. 5. Minnesota Statutes 2012, section 129D.19, subdivision 2, is amended to read:

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

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

79.21 Sec. 6. Laws 2001, chapter 193, section 10, is amended to read:

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

79.23 Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, paragraph
79.24 (a), clause (2), the city of St. Paul may issue an on-sale wine and malt liquor license
79.25 ~~for the premises known as the capitol cafeteria, for special events held at the capitol~~
79.26 ~~cafeteria.~~ to the Capitol cafeteria, also called the Rathskeller Café. The commissioner
79.27 of administration must enter into an agreement with the food service vendor or another
79.28 vendor on all matters related to the sale of wine and malt liquor in the Capitol. Minnesota
79.29 Statutes, section 16B.275, does not apply to the sale of wine and malt liquor in the Capitol
79.30 cafeteria and all profits earned by the Department of Administration from the sale of wine
79.31 and malt liquor in the Capitol must be deposited in the arts and cultural heritage fund. The
79.32 Capitol cafeteria must sell wine and malt liquor that are made in Minnesota.

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

80.4 **ARTICLE 5**

80.5 **GENERAL PROVISIONS; ALL LEGACY FUNDS**

80.6 Section 1. **COMMISSIONER DETERMINATION; FUND AVAILABILITY.**

80.7 The commissioner of management and budget shall determine if sufficient funds
 80.8 are available in the four legacy funds to allow payment of all appropriations made by
 80.9 the legislature. If the commissioner determines that a shortfall in available revenues
 80.10 will limit the availability of appropriations of the legacy funds, the commissioner must
 80.11 withhold payment of each appropriation in an equal or equitable amount, as needed to
 80.12 balance available revenue with expenditures from each fund. The commissioner must
 80.13 report all reductions required under this section to the Legislative Advisory Commission
 80.14 in a timely fashion.

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

80.16 Sec. 2. **SOLAR PHOTOVOLTAIC MODULES.**

80.17 No solar photovoltaic module may be installed that is financed directly or indirectly,
 80.18 wholly or in part, with money appropriated in this act, unless the solar photovoltaic module
 80.19 is made in Minnesota as defined in Minnesota Statutes, section 216C.411, paragraph (a)."

80.20 Delete the title and insert:

80.21 "A bill for an act
 80.22 relating to state government; appropriating money from the outdoor heritage
 80.23 fund, clean water fund, parks and trails fund, and arts and cultural heritage
 80.24 fund; providing for watershed restoration and protection strategies; creating the
 80.25 Greater Minnesota Regional Parks and Trails Commission; extending previous
 80.26 appropriations; providing for the allocation of arts and cultural heritage fund to
 80.27 the Minnesota State Arts Board; modifying certain grant eligibility; providing for
 80.28 sale of wine and malt liquor at Capitol cafeteria; requiring Minnesota-made solar
 80.29 photovoltaic modules; requiring report and study; amending Minnesota Statutes
 80.30 2012, sections 10A.01, subdivision 35; 114D.15, by adding a subdivision;
 80.31 114D.50, subdivision 6, by adding subdivisions; 116G.15, subdivisions 2, 3, 4,
 80.32 7; 129D.17, by adding a subdivision; 129D.19, subdivisions 1, 2; Laws 2001,
 80.33 chapter 193, section 10; proposing coding for new law in Minnesota Statutes,
 80.34 chapters 85; 114D; 116; repealing Minnesota Statutes 2012, section 116.201."