

1.1 ..... moves to amend H.F. No. 2209 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 **"ARTICLE 1**

1.4 **ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS**

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

1.6 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
 1.7 and for the purposes specified in this article. The appropriations are from the general fund,  
 1.8 or another named fund, and are available for the fiscal years indicated for each purpose.  
 1.9 The figures "2020" and "2021" used in this article mean that the appropriations listed under  
 1.10 them are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively.  
 1.11 "The first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium"  
 1.12 is fiscal years 2020 and 2021. Appropriations for the fiscal year ending June 30, 2019, are  
 1.13 effective the day following final enactment.

1.14 **APPROPRIATIONS**

1.15 **Available for the Year**

1.16 **Ending June 30**

1.17 **2020**

**2021**

1.18 Sec. 2. **POLLUTION CONTROL AGENCY**

1.19	<b><u>Subdivision 1. Total Appropriation</u></b>	<b><u>\$</u></b>	<b><u>104,873,000</u></b>	<b><u>\$</u></b>	<b><u>103,365,000</u></b>
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1.20 **Appropriations by Fund**

	<b><u>2020</u></b>	<b><u>2021</u></b>
1.21		
1.22	<b><u>7,956,000</u></b>	<b><u>6,740,000</u></b>
1.23		
1.24	<b><u>75,000</u></b>	<b><u>75,000</u></b>
1.25	<b><u>81,110,000</u></b>	<b><u>82,440,000</u></b>

2.1	<u>Remediation</u>	<u>14,110,000</u>	<u>14,110,000</u>
2.2	<u>Closed Landfill</u>		
2.3	<u>Investment</u>	<u>1,622,000</u>	<u>-0-</u>

2.4 The amounts that may be spent for each  
 2.5 purpose are specified in the following  
 2.6 subdivisions.

2.7	<b><u>Subd. 2. Environmental Analysis and Outcomes</u></b>	<u>13,389,000</u>	<u>13,150,000</u>
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2.8	<u>Appropriations by Fund</u>		
2.9		<u>2020</u>	<u>2021</u>
2.10	<u>General</u>	<u>596,000</u>	<u>346,000</u>
2.11	<u>Environmental</u>	<u>12,592,000</u>	<u>12,603,000</u>
2.12	<u>Remediation</u>	<u>201,000</u>	<u>201,000</u>

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

2.15 (1) a municipal liaison to assist municipalities  
 2.16 in implementing and participating in the  
 2.17 rulemaking process for water quality standards  
 2.18 and navigating the NPDES/SDS permitting  
 2.19 process;

2.20 (2) enhanced economic analysis in the  
 2.21 rulemaking process for water quality  
 2.22 standards, including more-specific analysis  
 2.23 and identification of cost-effective permitting;

2.24 (3) developing statewide economic analyses  
 2.25 and templates to reduce the amount of  
 2.26 information and time required for  
 2.27 municipalities to apply for variances from  
 2.28 water quality standards; and

2.29 (4) coordinating with the Public Facilities  
 2.30 Authority to identify and advocate for the  
 2.31 resources needed for municipalities to achieve  
 2.32 permit requirements.

2.33 (b) \$205,000 the first year and \$205,000 the  
 2.34 second year are from the environmental fund

- 3.1 for a monitoring program under Minnesota  
3.2 Statutes, section 116.454.
- 3.3 (c) \$115,000 the first year and \$115,000 the  
3.4 second year are for monitoring water quality  
3.5 and operating assistance programs.
- 3.6 (d) \$347,000 the first year and \$347,000 the  
3.7 second year are from the environmental fund  
3.8 for monitoring ambient air for hazardous  
3.9 pollutants.
- 3.10 (e) \$90,000 the first year and \$90,000 the  
3.11 second year are from the environmental fund  
3.12 for duties related to harmful chemicals in  
3.13 products under Minnesota Statutes, sections  
3.14 116.9401 to 116.9407. Of this amount,  
3.15 \$57,000 each year is transferred to the  
3.16 commissioner of health.
- 3.17 (f) \$109,000 the first year and \$109,000 the  
3.18 second year are from the environmental fund  
3.19 for registering wastewater laboratories.
- 3.20 (g) \$926,000 the first year and \$926,000 the  
3.21 second year are from the environmental fund  
3.22 to continue perfluorochemical biomonitoring  
3.23 in eastern metropolitan communities, as  
3.24 recommended by the Environmental Health  
3.25 Tracking and Biomonitoring Advisory Panel,  
3.26 and to address other environmental health  
3.27 risks, including air quality. The communities  
3.28 must include Hmong and other immigrant  
3.29 farming communities. Of this amount, up to  
3.30 \$689,000 the first year and \$689,000 the  
3.31 second year are for transfer to the Department  
3.32 of Health.
- 3.33 (h) \$51,000 the first year and \$51,000 the  
3.34 second year are from the environmental fund

4.1 for the listing procedures for impaired waters  
4.2 required under this act.

4.3 (i) \$141,000 the first year and \$141,000 the  
4.4 second year are to implement and enforce  
4.5 Minnesota Statutes, section 325F.071. Of this  
4.6 amount, up to \$65,000 each year may be  
4.7 transferred to the commissioner of health.

4.8 (j) \$250,000 the first year is for transfer to the  
4.9 commissioner of health for enhanced blood  
4.10 lead testing, lead poisoning prevention efforts,  
4.11 and asthma education as recommended by the  
4.12 Northern Metals Consent Decree Advisory  
4.13 Committee.

4.14 (k) The base for the general fund in fiscal year  
4.15 2022 and later is \$395,000.

4.16 Subd. 3. **Industrial** 15,473,000 15,606,000

4.17	<u>Appropriations by Fund</u>	
4.18	<u>2020</u>	<u>2021</u>
4.19	<u>14,472,000</u>	<u>14,605,000</u>
4.20	<u>1,001,000</u>	<u>1,001,000</u>

4.21 (a) \$1,001,000 the first year and \$1,001,000  
4.22 the second year are from the remediation fund  
4.23 for the leaking underground storage tank  
4.24 program to investigate, clean up, and prevent  
4.25 future releases from underground petroleum  
4.26 storage tanks and for the petroleum  
4.27 remediation program for vapor assessment  
4.28 and remediation. These same annual amounts  
4.29 are transferred from the petroleum tank fund  
4.30 to the remediation fund.

4.31 (b) \$393,000 the first year and \$393,000 the  
4.32 second year are from the environmental fund  
4.33 to further evaluate the use and reduction of  
4.34 trichloroethylene around Minnesota and

5.1 identify its potential health impacts on  
 5.2 communities. Of this amount, up to \$121,000  
 5.3 each year may be transferred to the  
 5.4 commissioner of health. This is a onetime  
 5.5 appropriation.

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

<u>Appropriations by Fund</u>	<u>2020</u>	<u>2021</u>
<u>General</u>	<u>164,000</u>	<u>164,000</u>
<u>Environmental</u>	<u>8,068,000</u>	<u>7,695,000</u>

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

5.13 (1) a municipal liaison to assist municipalities  
 5.14 in implementing and participating in the  
 5.15 rulemaking process for water quality standards  
 5.16 and navigating the NPDES/SDS permitting  
 5.17 process;

5.18 (2) enhanced economic analysis in the  
 5.19 rulemaking process for water quality  
 5.20 standards, including more-specific analysis  
 5.21 and identification of cost-effective permitting;

5.22 (3) developing statewide economic analyses  
 5.23 and templates to reduce the amount of  
 5.24 information and time required for  
 5.25 municipalities to apply for variances from  
 5.26 water quality standards; and

5.27 (4) coordinating with the Public Facilities  
 5.28 Authority to identify and advocate for the  
 5.29 resources needed for municipalities to achieve  
 5.30 permit requirements.

5.31 (b) \$50,000 the first year and \$50,000 the  
 5.32 second year are from the environmental fund  
 5.33 for transfer to the Office of Administrative  
 5.34 Hearings to establish sanitary districts.

6.1 (c) \$671,000 the first year and \$671,000 the  
6.2 second year are from the environmental fund  
6.3 for subsurface sewage treatment system  
6.4 (SSTS) program administration and  
6.5 community technical assistance and education,  
6.6 including grants and technical assistance to  
6.7 communities for water-quality protection. Of  
6.8 this amount, \$129,000 each year is for  
6.9 assistance to counties through grants for SSTS  
6.10 program administration. A county receiving  
6.11 a grant from this appropriation must submit  
6.12 the results achieved with the grant to the  
6.13 commissioner as part of its annual SSTS  
6.14 report. Any unexpended balance in the first  
6.15 year does not cancel but is available in the  
6.16 second year.

6.17 (d) \$784,000 the first year and \$784,000 the  
6.18 second year are from the environmental fund  
6.19 to address the need for continued increased  
6.20 activity in new technology review, technical  
6.21 assistance for local governments, and  
6.22 enforcement under Minnesota Statutes,  
6.23 sections 115.55 to 115.58, and to complete the  
6.24 requirements of Laws 2003, chapter 128,  
6.25 article 1, section 165.

6.26 (e) \$373,000 the first year is from the  
6.27 environmental fund to meet the increased  
6.28 demand for technical assistance and review  
6.29 of municipal water infrastructure projects that  
6.30 will be generated by increased grant funding  
6.31 through the Public Facilities Authority. This  
6.32 is a onetime appropriation and is available  
6.33 until June 30, 2021.

6.34 (f) Notwithstanding Minnesota Statutes,  
6.35 section 16A.28, the appropriations

7.1 encumbered on or before June 30, 2021, as  
 7.2 grants or contracts for subsurface sewage  
 7.3 treatment systems, surface water and  
 7.4 groundwater assessments, storm water, and  
 7.5 water-quality protection in this subdivision  
 7.6 are available until June 30, 2024.

7.7 **Subd. 5. Operations** 7,605,000 8,495,000

7.8 Appropriations by Fund

	<u>2020</u>	<u>2021</u>
7.10 <u>General</u>	<u>2,490,000</u>	<u>2,490,000</u>
7.11 <u>Environmental</u>	<u>4,287,000</u>	<u>5,177,000</u>
7.12 <u>Remediation</u>	<u>828,000</u>	<u>828,000</u>

7.13 (a) \$180,000 the first year and \$180,000 the  
 7.14 second year are from the remediation fund for  
 7.15 the leaking underground storage tank program  
 7.16 to investigate, clean up, and prevent future  
 7.17 releases from underground petroleum storage  
 7.18 tanks and for the petroleum remediation  
 7.19 program for vapor assessment and  
 7.20 remediation. These same annual amounts are  
 7.21 transferred from the petroleum tank fund to  
 7.22 the remediation fund.

7.23 (b) \$2,490,000 the first year and \$2,490,000  
 7.24 the second year are to support agency  
 7.25 information technology services provided at  
 7.26 the enterprise and agency level.

7.27 (c) \$800,000 the second year is from the  
 7.28 environmental fund to develop and maintain  
 7.29 systems to support permitting and regulatory  
 7.30 business processes and agency data.

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

7.32 Appropriations by Fund

	<u>2020</u>	<u>2021</u>
7.34 <u>General</u>	<u>216,000</u>	<u>-0-</u>

8.1	<u>Environmental</u>	<u>832,000</u>	<u>1,099,000</u>
8.2	<u>Remediation</u>	<u>11,846,000</u>	<u>11,846,000</u>
8.3	<u>Closed Landfill</u>		
8.4	<u>Investment</u>	<u>1,622,000</u>	<u>-0-</u>

8.5 (a) All money for environmental response,  
8.6 compensation, and compliance in the  
8.7 remediation fund not otherwise appropriated  
8.8 is appropriated to the commissioners of the  
8.9 Pollution Control Agency and agriculture for  
8.10 purposes of Minnesota Statutes, section  
8.11 115B.20, subdivision 2, clauses (1), (2), (3),  
8.12 (6), and (7). At the beginning of each fiscal  
8.13 year, the two commissioners must jointly  
8.14 submit to the commissioner of management  
8.15 and budget an annual spending plan that  
8.16 maximizes resource use and appropriately  
8.17 allocates the money between the two  
8.18 departments. This appropriation is available  
8.19 until June 30, 2021.

8.20 (b) \$216,000 the first year from the general  
8.21 fund is a onetime appropriation and \$217,000  
8.22 the first year and \$484,000 the second year  
8.23 are from the environmental fund to manage  
8.24 contaminated sediment projects at multiple  
8.25 sites identified in the St. Louis River remedial  
8.26 action plan to restore water quality in the St.  
8.27 Louis River Area of Concern. The base for  
8.28 the environmental fund in fiscal year 2022 and  
8.29 later is \$363,000.

8.30 (c) \$3,961,000 the first year and \$3,961,000  
8.31 the second year are from the remediation fund  
8.32 for the leaking underground storage tank  
8.33 program to investigate, clean up, and prevent  
8.34 future releases from underground petroleum  
8.35 storage tanks and for the petroleum  
8.36 remediation program for vapor assessment



9.1 and remediation. These same annual amounts  
 9.2 are transferred from the petroleum tank fund  
 9.3 to the remediation fund.

9.4 (d) \$257,000 the first year and \$257,000 the  
 9.5 second year are from the remediation fund for  
 9.6 transfer to the commissioner of health for  
 9.7 private water-supply monitoring and health  
 9.8 assessment costs in areas contaminated by  
 9.9 unpermitted mixed municipal solid waste  
 9.10 disposal facilities and drinking water  
 9.11 advisories and public information activities  
 9.12 for areas contaminated by hazardous releases.

9.13 (e) Notwithstanding Minnesota Statutes,  
 9.14 section 115B.421, \$1,622,000 the first year is  
 9.15 from the closed landfill investment fund for  
 9.16 settling obligations with the federal  
 9.17 government, remedial investigations,  
 9.18 feasibility studies, engineering, and  
 9.19 cleanup-related activities for purposes of  
 9.20 environmental response actions at a priority  
 9.21 qualified facility under Minnesota Statutes,  
 9.22 sections 115B.406 and 115B.407. This is a  
 9.23 onetime appropriation and is available until  
 9.24 June 30, 2021.

9.25 **Subd. 7. Resource Management and Assistance** 34,305,000 34,479,000

9.26	<u>Appropriations by Fund</u>	
9.27	<u>2020</u>	<u>2021</u>
9.28	<u>950,000</u>	<u>700,000</u>
9.29	<u>State Government</u>	
9.30	<u>75,000</u>	<u>75,000</u>
9.31	<u>Special Revenue</u>	
	<u>33,280,000</u>	<u>33,704,000</u>
	<u>Environmental</u>	

9.32 (a) Up to \$150,000 the first year and \$150,000  
 9.33 the second year may be transferred from the  
 9.34 environmental fund to the small business

10.1 environmental improvement loan account  
10.2 under Minnesota Statutes, section 116.993.

10.3 (b) \$1,000,000 the first year and \$1,000,000  
10.4 the second year are for competitive recycling  
10.5 grants under Minnesota Statutes, section  
10.6 115A.565. Of this amount, \$700,000 each year  
10.7 is from the general fund and \$300,000 is from  
10.8 the environmental fund. This appropriation is  
10.9 available until June 30, 2023. Any  
10.10 unencumbered grant balances in the first year  
10.11 do not cancel but are available for grants in  
10.12 the second year.

10.13 (c) \$694,000 the first year and \$694,000 the  
10.14 second year are from the environmental fund  
10.15 for emission-reduction activities and grants to  
10.16 small businesses and other  
10.17 nonpoint-emission-reduction efforts. Of this  
10.18 amount, \$100,000 the first year and \$100,000  
10.19 the second year are to continue work with  
10.20 Clean Air Minnesota, and the commissioner  
10.21 may enter into an agreement with  
10.22 Environmental Initiative to support this effort.  
10.23 Any unencumbered grant balances in the first  
10.24 year do not cancel but are available for grants  
10.25 in the second year.

10.26 (d) \$17,250,000 the first year and \$17,250,000  
10.27 the second year are from the environmental  
10.28 fund for SCORE block grants to counties. Any  
10.29 unencumbered grant balances in the first year  
10.30 do not cancel but are available for grants in  
10.31 the second year.

10.32 (e) \$119,000 the first year and \$119,000 the  
10.33 second year are from the environmental fund  
10.34 for environmental assistance grants or loans  
10.35 under Minnesota Statutes, section 115A.0716.

- 11.1 Any unencumbered grant and loan balances  
11.2 in the first year do not cancel but are available  
11.3 for grants and loans in the second year.
- 11.4 (f) \$112,000 the first year and \$112,000 the  
11.5 second year are from the environmental fund  
11.6 for subsurface sewage treatment system  
11.7 (SSTS) program administration and  
11.8 community technical assistance and education,  
11.9 including grants and technical assistance to  
11.10 communities for water-quality protection.
- 11.11 (g) \$169,000 the first year and \$169,000 the  
11.12 second year are from the environmental fund  
11.13 to address the need for continued increased  
11.14 activity in new technology review, technical  
11.15 assistance for local governments, and  
11.16 enforcement under Minnesota Statutes,  
11.17 sections 115.55 to 115.58, and to complete the  
11.18 requirements of Laws 2003, chapter 128,  
11.19 article 1, section 165.
- 11.20 (h) \$250,000 the first year is for public  
11.21 engagement and outreach that supports  
11.22 developing and implementing policies to  
11.23 address climate change. This is a onetime  
11.24 appropriation. Public meetings held as part of  
11.25 efforts under this appropriation must be  
11.26 distributed evenly between the following three  
11.27 areas: Minneapolis and St. Paul; cities in the  
11.28 seven-county metropolitan area, but not  
11.29 including Minneapolis and St. Paul; and areas  
11.30 outside the seven-county metropolitan area.
- 11.31 (i) \$400,000 the second year is from the  
11.32 environmental fund for grants to develop and  
11.33 expand recycling markets for Minnesota  
11.34 businesses.

12.1 (j) \$30,000 the first year and \$30,000 the  
 12.2 second year are from the environmental fund  
 12.3 for reviewing financial qualifications of waste  
 12.4 tire facility permit applicants under Minnesota  
 12.5 Statutes, section 115A.903.

12.6 (k) All money deposited in the environmental  
 12.7 fund for the metropolitan solid waste landfill  
 12.8 fee in accordance with Minnesota Statutes,  
 12.9 section 473.843, and not otherwise  
 12.10 appropriated, is appropriated for the purposes  
 12.11 of Minnesota Statutes, section 473.844.

12.12 (l) Notwithstanding Minnesota Statutes,  
 12.13 section 16A.28, the appropriations  
 12.14 encumbered on or before June 30, 2021, as  
 12.15 contracts or grants for environmental  
 12.16 assistance awarded under Minnesota Statutes,  
 12.17 section 115A.0716; technical and research  
 12.18 assistance under Minnesota Statutes, section  
 12.19 115A.152; technical assistance under  
 12.20 Minnesota Statutes, section 115A.52; and  
 12.21 pollution prevention assistance under  
 12.22 Minnesota Statutes, section 115D.04, are  
 12.23 available until June 30, 2023.

12.24 Subd. 8. Watershed 9,729,000 9,557,000

	<u>Appropriations by Fund</u>	
	<u>2020</u>	<u>2021</u>
12.26		
12.27	<u>2,109,000</u>	<u>1,959,000</u>
12.28	<u>7,386,000</u>	<u>7,364,000</u>
12.29	<u>234,000</u>	<u>234,000</u>

12.30 (a) \$1,959,000 the first year and \$1,959,000  
 12.31 the second year are for grants to delegated  
 12.32 counties to administer the county feedlot  
 12.33 program under Minnesota Statutes, section  
 12.34 116.0711, subdivisions 2 and 3. Money

- 13.1 remaining after the first year is available for  
13.2 the second year.
- 13.3 (b) \$208,000 the first year and \$208,000 the  
13.4 second year are from the environmental fund  
13.5 for the costs of implementing general  
13.6 operating permits for feedlots over 1,000  
13.7 animal units.
- 13.8 (c) \$122,000 the first year and \$122,000 the  
13.9 second year are from the remediation fund for  
13.10 the leaking underground storage tank program  
13.11 to investigate, clean up, and prevent future  
13.12 releases from underground petroleum storage  
13.13 tanks and for the petroleum remediation  
13.14 program for vapor assessment and  
13.15 remediation. These same annual amounts are  
13.16 transferred from the petroleum tank fund to  
13.17 the remediation fund.
- 13.18 (d) \$244,000 the first year and \$222,000 the  
13.19 second year are from the environmental fund  
13.20 for the voluntary certification program for  
13.21 commercial deicer applicators under  
13.22 Minnesota Statutes, section 116.2025.
- 13.23 (e) \$150,000 the first year is for a grant to the  
13.24 Minnesota Association of County Feedlot  
13.25 Officers to develop, in coordination with the  
13.26 Pollution Control Agency and the University  
13.27 of Minnesota Extension program, an online  
13.28 training curriculum related to animal feedlot  
13.29 requirements under Minnesota Rules, chapter  
13.30 7020. The curriculum must be developed to:
- 13.31 (1) provide base-level knowledge to new and  
13.32 existing county feedlot pollution control  
13.33 officers on feedlot registration, permitting,

- 14.1 compliance, enforcement, and program
- 14.2 administration;
- 14.3 (2) provide assistance to new and existing
- 14.4 county feedlot pollution control officers for
- 14.5 working efficiently and effectively with
- 14.6 producers; and
- 14.7 (3) reduce the incidence of manure or nutrients
- 14.8 entering surface water or groundwater.

14.9 **Subd. 9. Environmental Quality Board** 1,624,000 1,274,000

14.10	<u>Appropriations by Fund</u>	
14.11	<u>2020</u>	<u>2021</u>
14.12	<u>General</u>	<u>1,431,000</u>
14.13	<u>Environmental</u>	<u>193,000</u>

- 14.14 \$350,000 the first year is for a grant to the
- 14.15 Board of Regents of the University of
- 14.16 Minnesota, Water Resources Center, for a
- 14.17 comprehensive study of the economic benefits
- 14.18 of managed aquifer recharge and to make
- 14.19 recommendations to enhance and replenish
- 14.20 Minnesota's groundwater resources. This is a
- 14.21 onetime appropriation. The study must
- 14.22 include, but is not limited to:
- 14.23 (1) examining the potential benefits of
- 14.24 enhancing groundwater recharge in
- 14.25 water-stressed areas;
- 14.26 (2) assessing the relationship to changing
- 14.27 seasonality and intensity of precipitation on
- 14.28 groundwater recharge rates;
- 14.29 (3) reviewing the approaches to manage
- 14.30 recharge in geologically appropriate areas;
- 14.31 (4) identifying policy options, costs, and
- 14.32 barriers to recharging groundwater; and

15.1 (5) assessing the economic returns of options  
15.2 for groundwater recharge.

15.3 In conducting the study, the Water Resources  
15.4 Center must convene a stakeholder group and  
15.5 provide for public participation. By January  
15.6 15, 2021, the Water Resources Center must  
15.7 present its findings and recommendations in  
15.8 a report submitted to the chairs of the  
15.9 legislative committees and divisions with  
15.10 jurisdiction over environment and natural  
15.11 resources policy.

15.12 **Subd. 10. Transfers**

15.13 (a) The commissioner must transfer up to  
15.14 \$44,000,000 from the environmental fund to  
15.15 the remediation fund for purposes of the  
15.16 remediation fund under Minnesota Statutes,  
15.17 section 116.155, subdivision 2.

15.18 (b) \$1,800,000 the first year is transferred  
15.19 from the remediation fund to the dry cleaner  
15.20 environmental response and reimbursement  
15.21 account for purposes of Minnesota Statutes,  
15.22 section 115B.49. By January 15, 2020, the  
15.23 commissioner of the Pollution Control Agency  
15.24 must submit a report to the chairs and ranking  
15.25 minority members of the legislative  
15.26 committees and divisions with jurisdiction  
15.27 over environment and natural resources  
15.28 finance that includes an assessment of the  
15.29 possibility of recovering environmental  
15.30 response costs from insurance held by dry  
15.31 cleaning facilities.

15.32 **Subd. 11. Cancellations**

15.33 (a) The unencumbered amount of the  
15.34 environmental fund appropriation in Laws





17.1 (a) \$319,000 the first year and \$319,000 the  
 17.2 second year are for environmental research  
 17.3 relating to mine permitting, of which \$200,000  
 17.4 each year is from the minerals management  
 17.5 account and \$119,000 each year is from the  
 17.6 general fund.

17.7 (b) \$3,032,000 the first year and \$3,083,000  
 17.8 the second year are from the minerals  
 17.9 management account in the natural resources  
 17.10 fund for use as provided under Minnesota  
 17.11 Statutes, section 93.2236, paragraph (c), for  
 17.12 mineral resource management, projects to  
 17.13 enhance future mineral income, and projects  
 17.14 to promote new mineral-resource  
 17.15 opportunities.

17.16 (c) \$215,000 the first year and \$218,000 the  
 17.17 second year are from the state forest suspense  
 17.18 account in the permanent school fund to secure  
 17.19 maximum long-term economic return from  
 17.20 the school trust lands consistent with fiduciary  
 17.21 responsibilities and sound natural resources  
 17.22 conservation and management principles.

17.23 **Subd. 3. Ecological and Water Resources** 39,493,000 40,032,000

17.24	<u>Appropriations by Fund</u>	
17.25	<u>2020</u>	<u>2021</u>
17.26	<u>General</u>	<u>18,668,000</u> <u>18,922,000</u>
17.27	<u>Natural Resources</u>	<u>15,414,000</u> <u>15,586,000</u>
17.28	<u>Game and Fish</u>	<u>5,411,000</u> <u>5,524,000</u>

17.29 (a) \$5,493,000 the first year and \$5,542,000  
 17.30 the second year are from the invasive species  
 17.31 account in the natural resources fund and  
 17.32 \$3,206,000 the first year and \$3,206,000 the  
 17.33 second year are from the general fund for  
 17.34 management, public awareness, assessment  
 17.35 and monitoring research, and water access

- 18.1 inspection to prevent the spread of invasive  
18.2 species; management of invasive plants in  
18.3 public waters; and management of terrestrial  
18.4 invasive species on state-administered lands.
- 18.5 (b) \$500,000 the first year and \$500,000 the  
18.6 second year are from the invasive species  
18.7 account in the natural resources fund for grants  
18.8 to lake associations to manage aquatic invasive  
18.9 plant species.
- 18.10 (c) \$1,000,000 the first year and \$1,000,000  
18.11 the second year are from the invasive species  
18.12 research account in the natural resources fund  
18.13 for grants for the Minnesota Aquatic Invasive  
18.14 Species Research Center.
- 18.15 (d) \$5,476,000 the first year and \$5,556,000  
18.16 the second year are from the water  
18.17 management account in the natural resources  
18.18 fund for only the purposes specified in  
18.19 Minnesota Statutes, section 103G.27,  
18.20 subdivision 2.
- 18.21 (e) \$124,000 the first year and \$124,000 the  
18.22 second year are for a grant to the Mississippi  
18.23 Headwaters Board for up to 50 percent of the  
18.24 cost of implementing the comprehensive plan  
18.25 for the upper Mississippi within areas under  
18.26 the board's jurisdiction.
- 18.27 (f) \$10,000 the first year and \$10,000 the  
18.28 second year are for payment to the Leech Lake  
18.29 Band of Chippewa Indians to implement the  
18.30 band's portion of the comprehensive plan for  
18.31 the upper Mississippi River.
- 18.32 (g) \$264,000 the first year and \$264,000 the  
18.33 second year are for grants for up to 50 percent

- 19.1 of the cost of implementing the Red River  
19.2 mediation agreement.
- 19.3 (h) \$2,259,000 the first year and \$2,298,000  
19.4 the second year are from the heritage  
19.5 enhancement account in the game and fish  
19.6 fund for only the purposes specified in  
19.7 Minnesota Statutes, section 297A.94,  
19.8 paragraph (h), clause (1).
- 19.9 (i) \$971,000 the first year and \$985,000 the  
19.10 second year are from the nongame wildlife  
19.11 management account in the natural resources  
19.12 fund for nongame wildlife management.
- 19.13 Notwithstanding Minnesota Statutes, section  
19.14 290.431, \$100,000 the first year and \$100,000  
19.15 the second year may be used for nongame  
19.16 wildlife information, education, and  
19.17 promotion.
- 19.18 (j) Notwithstanding Minnesota Statutes,  
19.19 section 84.943, \$13,000 the first year and  
19.20 \$13,000 the second year from the critical  
19.21 habitat private sector matching account may  
19.22 be used to publicize the critical habitat license  
19.23 plate match program.
- 19.24 (k) \$6,000,000 the first year and \$6,000,000  
19.25 the second year are for the following activities:
- 19.26 (1) financial reimbursement and technical  
19.27 support to soil and water conservation districts  
19.28 or other local units of government for  
19.29 groundwater-level monitoring;
- 19.30 (2) surface water monitoring and analysis,  
19.31 including installing monitoring gauges;
- 19.32 (3) groundwater analysis to assist with  
19.33 water-appropriation permitting decisions;

20.1 (4) permit application review incorporating  
 20.2 surface water and groundwater technical  
 20.3 analysis;  
 20.4 (5) precipitation data and analysis to improve  
 20.5 irrigation use;  
 20.6 (6) information technology, including  
 20.7 electronic permitting and integrated data  
 20.8 systems; and  
 20.9 (7) compliance and monitoring.  
 20.10 (l) \$410,000 the first year and \$410,000 the  
 20.11 second year are from the heritage enhancement  
 20.12 account in the game and fish fund for grants  
 20.13 to the Minnesota Aquatic Invasive Species  
 20.14 Research Center at the University of  
 20.15 Minnesota to prioritize, support, and develop  
 20.16 research-based solutions that can reduce the  
 20.17 effects of aquatic invasive species in  
 20.18 Minnesota by preventing spread, controlling  
 20.19 populations, and managing ecosystems and to  
 20.20 advance knowledge to inspire actions by  
 20.21 others.

20.22 **Subd. 4. Forest Management** 51,968,000 52,603,000

<u>Appropriations by Fund</u>		
	<u>2020</u>	<u>2021</u>
20.24 <u>General</u>	<u>34,451,000</u>	<u>34,800,000</u>
20.26 <u>Natural Resources</u>	<u>16,119,000</u>	<u>16,386,000</u>
20.27 <u>Game and Fish</u>	<u>1,398,000</u>	<u>1,417,000</u>

20.28 (a) \$7,521,000 the first year and \$7,521,000  
 20.29 the second year are for prevention,  
 20.30 presuppression, and suppression costs of  
 20.31 emergency firefighting and other costs  
 20.32 incurred under Minnesota Statutes, section  
 20.33 88.12. The amount necessary to pay for  
 20.34 presuppression and suppression costs during

21.1 the biennium is appropriated from the general  
21.2 fund. By January 15 of each year, the  
21.3 commissioner of natural resources must submit  
21.4 a report to the chairs and ranking minority  
21.5 members of the house and senate committees  
21.6 and divisions having jurisdiction over  
21.7 environment and natural resources finance that  
21.8 identifies all firefighting costs incurred and  
21.9 reimbursements received in the prior fiscal  
21.10 year. These appropriations may not be  
21.11 transferred. Any reimbursement of firefighting  
21.12 expenditures made to the commissioner from  
21.13 any source other than federal mobilizations  
21.14 must be deposited into the general fund.

21.15 (b) \$15,119,000 the first year and \$15,386,000  
21.16 the second year are from the forest  
21.17 management investment account in the natural  
21.18 resources fund for only the purposes specified  
21.19 in Minnesota Statutes, section 89.039,  
21.20 subdivision 2.

21.21 (c) \$1,398,000 the first year and \$1,417,000  
21.22 the second year are from the heritage  
21.23 enhancement account in the game and fish  
21.24 fund to advance ecological classification  
21.25 systems (ECS) scientific management tools  
21.26 for forest and invasive species management.

21.27 (d) \$836,000 the first year and \$847,000 the  
21.28 second year are for the Forest Resources  
21.29 Council to implement the Sustainable Forest  
21.30 Resources Act.

21.31 (e) \$1,131,000 the first year and \$1,131,000  
21.32 the second year are for the Next Generation  
21.33 Core Forestry data system.

22.1 (f) \$500,000 the first year and \$500,000 the  
 22.2 second year are from the forest management  
 22.3 investment account in the natural resources  
 22.4 fund for forest road maintenance on state  
 22.5 forest roads.

22.6 (g) \$500,000 the first year and \$500,000 the  
 22.7 second year are for forest road maintenance  
 22.8 on county forest roads.

22.9 (h) \$500,000 the first year and \$500,000 the  
 22.10 second year are, in cooperation with local units  
 22.11 of government, to identify and convert ash  
 22.12 stands to more diverse, climate-adapted  
 22.13 species.

22.14 (i) \$500,000 the first year and \$500,000 the  
 22.15 second year are from the forest management  
 22.16 investment account in the natural resources  
 22.17 fund to identify and convert ash forests on  
 22.18 state lands to climate-adapted species.

22.19 (j) \$1,000,000 the first year and \$1,000,000  
 22.20 the second year are for grants to remove and  
 22.21 dispose of ash trees within emerald ash borer  
 22.22 quarantined counties. The base for this  
 22.23 appropriation in fiscal year 2022 and later is  
 22.24 \$655,000.

22.25 **Subd. 5. Parks and Trails Management** 91,860,000 89,486,000

22.26	<u>Appropriations by Fund</u>		
22.27		<u>2020</u>	<u>2021</u>
22.28	<u>General</u>	<u>27,143,000</u>	<u>27,480,000</u>
22.29	<u>Natural Resources</u>	<u>62,425,000</u>	<u>59,706,000</u>
22.30	<u>Game and Fish</u>	<u>2,292,000</u>	<u>2,300,000</u>

22.31 (a) \$1,075,000 the first year and \$1,075,000  
 22.32 the second year are from the water recreation  
 22.33 account in the natural resources fund for  
 22.34 enhancing public water-access facilities.

- 23.1 (b) \$6,344,000 the first year and \$6,435,000  
23.2 the second year are from the natural resources  
23.3 fund for state trail, park, and recreation area  
23.4 operations. This appropriation is from revenue  
23.5 deposited in the natural resources fund under  
23.6 Minnesota Statutes, section 297A.94,  
23.7 paragraph (h), clause (2).
- 23.8 (c) \$18,552,000 the first year and \$18,828,000  
23.9 the second year are from the state parks  
23.10 account in the natural resources fund to  
23.11 operate and maintain state parks and state  
23.12 recreation areas.
- 23.13 (d) \$890,000 the first year and \$890,000 the  
23.14 second year are from the natural resources  
23.15 fund for park and trail grants to local units of  
23.16 government on land to be maintained for at  
23.17 least 20 years for parks or trails. This  
23.18 appropriation is from revenue deposited in the  
23.19 natural resources fund under Minnesota  
23.20 Statutes, section 297A.94, paragraph (h),  
23.21 clause (4). Any unencumbered balance does  
23.22 not cancel at the end of the first year and is  
23.23 available for the second year.
- 23.24 (e) \$9,624,000 the first year and \$9,624,000  
23.25 the second year are from the snowmobile trails  
23.26 and enforcement account in the natural  
23.27 resources fund for the snowmobile  
23.28 grants-in-aid program. Any unencumbered  
23.29 balance does not cancel at the end of the first  
23.30 year and is available for the second year.
- 23.31 (f) \$2,135,000 the first year and \$2,135,000  
23.32 the second year are from the natural resources  
23.33 fund for the off-highway vehicle grants-in-aid  
23.34 program. Of this amount, \$1,660,000 each  
23.35 year is from the all-terrain vehicle account;

24.1 \$150,000 each year is from the off-highway  
24.2 motorcycle account; and \$325,000 each year  
24.3 is from the off-road vehicle account. Any  
24.4 unencumbered balance does not cancel at the  
24.5 end of the first year and is available for the  
24.6 second year.

24.7 (g) \$116,000 the first year and \$117,000 the  
24.8 second year are from the cross-country-ski  
24.9 account in the natural resources fund for  
24.10 grooming and maintaining cross-country-ski  
24.11 trails in state parks, trails, and recreation areas.

24.12 (h) \$266,000 the first year and \$269,000 the  
24.13 second year are from the state land and water  
24.14 conservation account in the natural resources  
24.15 fund for priorities established by the  
24.16 commissioner for eligible state projects and  
24.17 administrative and planning activities  
24.18 consistent with Minnesota Statutes, section  
24.19 84.0264, and the federal Land and Water  
24.20 Conservation Fund Act. Any unencumbered  
24.21 balance does not cancel at the end of the first  
24.22 year and is available for the second year.

24.23 (i) \$250,000 the first year and \$250,000 the  
24.24 second year are for matching grants for local  
24.25 parks and outdoor recreation areas under  
24.26 Minnesota Statutes, section 85.019,  
24.27 subdivision 2.

24.28 (j) \$250,000 the first year and \$250,000 the  
24.29 second year are for matching grants for local  
24.30 trail connections under Minnesota Statutes,  
24.31 section 85.019, subdivision 4c.

24.32 (k) \$600,000 the first year is from the  
24.33 all-terrain vehicle account in the natural  
24.34 resources fund for grants to St. Louis County.



25.1 Of this amount, \$100,000 is for a grant to St.  
25.2 Louis County for an environmental assessment  
25.3 worksheet for the overall construction of the  
25.4 Voyageur Country ATV Trail system and  
25.5 connections, and \$500,000 is for a grant to St.  
25.6 Louis County to design, plan, permit, acquire  
25.7 right-of-way for, and construct Voyageur  
25.8 Country ATV Trail from Buyck to the Holmes  
25.9 Logging Road and to the Shuster Road toward  
25.10 Cook. This is a onetime appropriation.

25.11 (l) \$2,400,000 the first year is from the  
25.12 all-terrain vehicle account in the natural  
25.13 resources fund for grants to Lake County. Of  
25.14 this amount, \$1,300,000 is for a grant to Lake  
25.15 County to match other funding sources to  
25.16 develop the Prospector Loop Trail system, and  
25.17 \$1,100,000 is for a grant to Lake County for  
25.18 design, environmental review, permitting, and  
25.19 construction for all-terrain vehicle use on the  
25.20 Taconite State Trail between Ely and Tower.  
25.21 This is a onetime appropriation.

25.22 (m) \$950,000 the first year and \$950,000 the  
25.23 second year are from the all-terrain vehicle  
25.24 account in the natural resources fund for grants  
25.25 to St. Louis County for the Quad Cities ATV  
25.26 Club trail construction program for planning,  
25.27 design, environmental permitting, right-of-way  
25.28 acquisition, and construction of up to 24 miles  
25.29 of trail connecting the cities of Mountain Iron,  
25.30 Virginia, Eveleth, and Gilbert to the  
25.31 Laurentian Divide, County Road 303, the  
25.32 Taconite State Trail, and Biwabik and from  
25.33 Pfeiffer Lake Forest Road to County Road  
25.34 361. This is a onetime appropriation.

26.1 (n) \$250,000 the first year and \$250,000 the  
 26.2 second year are grants for  
 26.3 natural-resource-based education and  
 26.4 recreation programs under Minnesota Statutes,  
 26.5 section 84.976. This is a onetime  
 26.6 appropriation.

26.7 (o) \$50,000 the first year is for signs and other  
 26.8 activities necessary to rename St. Croix State  
 26.9 Park to Walter F. Mondale State Park.

26.10 (p) \$260,000 the first year is from the state  
 26.11 parks account in the natural resources fund for  
 26.12 the operation of Hill-Annex Mine State Park  
 26.13 in fiscal years 2020 to 2023. In fiscal years  
 26.14 2020 to 2023, the commissioner must operate  
 26.15 the park to at least the level of service and  
 26.16 hours of operation as in fiscal year 2019,  
 26.17 including care and maintenance of park  
 26.18 facilities consistent with the purposes for  
 26.19 which the park was originally established. This  
 26.20 is a onetime appropriation and is in addition  
 26.21 to funds budgeted by or otherwise available  
 26.22 to the commissioner for this park, and is  
 26.23 available until June 30, 2023.

26.24 **Subd. 6. Fish and Wildlife Management** 76,836,000 77,670,000

<u>Appropriations by Fund</u>	<u>2020</u>	<u>2021</u>
26.26 <u>General</u>	<u>2,060,000</u>	<u>1,460,000</u>
26.27 <u>Natural Resources</u>	<u>1,954,000</u>	<u>1,982,000</u>
26.28 <u>Game and Fish</u>	<u>72,822,000</u>	<u>74,228,000</u>

26.30 (a) \$8,539,000 the first year and \$8,658,000  
 26.31 the second year are from the heritage  
 26.32 enhancement account in the game and fish  
 26.33 fund only for activities specified under  
 26.34 Minnesota Statutes, section 297A.94,  
 26.35 paragraph (h), clause (1). Notwithstanding

27.1 Minnesota Statutes, section 297A.94, five  
27.2 percent of this appropriation may be used for  
27.3 expanding hunter and angler recruitment and  
27.4 retention.

27.5 (b) \$2,060,000 the first year and \$1,460,000  
27.6 the second year are for planning and  
27.7 emergency response to disease outbreaks in  
27.8 wildlife. Of this amount, \$250,000 the first  
27.9 year is to establish a chronic wasting disease  
27.10 adopt-a-dumpster program; \$250,000 the first  
27.11 year is to develop guidelines for handling,  
27.12 transporting processing and disposing deer  
27.13 carcasses as required in this act; and \$500,000  
27.14 the first year is for a grant to the Board of  
27.15 Regents of the University of Minnesota for  
27.16 the Chronic Wasting Disease Response,  
27.17 Research, and Policy Program. Base funding  
27.18 for this activity is \$1,100,000 in fiscal year  
27.19 2022 and thereafter.

27.20 (c) \$7,146,000 the first year and \$7,146,000  
27.21 the second year are from the deer management  
27.22 account for the purposes identified in  
27.23 Minnesota Statutes, section 97A.075,  
27.24 subdivision 1.

27.25 (d) \$250,000 the first year and \$250,000 the  
27.26 second year are from the game and fish fund  
27.27 for the walk-in access program under  
27.28 Minnesota Statutes, section 97A.126.

27.29 (e) Notwithstanding Minnesota Statutes,  
27.30 section 297A.94, \$100,000 the first year and  
27.31 \$100,000 the second year are from the heritage  
27.32 enhancement account in the game and fish  
27.33 fund for shooting sports facility grants under  
27.34 Minnesota Statutes, section 87A.10, including  
27.35 grants for archery facilities. Grants must be

28.1 matched with a nonstate match, which may  
 28.2 include in-kind contributions. This is a  
 28.3 onetime appropriation.

28.4 (f) Notwithstanding Minnesota Statutes,  
 28.5 section 297A.94, \$10,000 the first year is from  
 28.6 the heritage enhancement account in the game  
 28.7 and fish fund for implementing nontoxic shot  
 28.8 requirements under Minnesota Statutes,  
 28.9 section 97B.673.

28.10 **Subd. 7. Enforcement** 46,210,000 47,810,000

	<u>Appropriations by Fund</u>	
	<u>2020</u>	<u>2021</u>
28.13 <u>General</u>	<u>7,632,000</u>	<u>8,175,000</u>
28.14 <u>Natural Resources</u>	<u>11,757,000</u>	<u>11,993,000</u>
28.15 <u>Game and Fish</u>	<u>26,715,000</u>	<u>27,533,000</u>
28.16 <u>Remediation</u>	<u>106,000</u>	<u>109,000</u>

28.17 (a) \$1,718,000 the first year and \$1,718,000  
 28.18 the second year are from the general fund for  
 28.19 enforcement efforts to prevent the spread of  
 28.20 aquatic invasive species.

28.21 (b) \$1,580,000 the first year and \$1,580,000  
 28.22 the second year are from the heritage  
 28.23 enhancement account in the game and fish  
 28.24 fund for only the purposes specified under  
 28.25 Minnesota Statutes, section 297A.94,  
 28.26 paragraph (h), clause (1).

28.27 (c) \$1,082,000 the first year and \$1,082,000  
 28.28 the second year are from the water recreation  
 28.29 account in the natural resources fund for grants  
 28.30 to counties for boat and water safety. Any  
 28.31 unencumbered balance does not cancel at the  
 28.32 end of the first year and is available for the  
 28.33 second year.

29.1 (d) \$315,000 the first year and \$315,000 the  
29.2 second year are from the snowmobile trails  
29.3 and enforcement account in the natural  
29.4 resources fund for grants to local law  
29.5 enforcement agencies for snowmobile  
29.6 enforcement activities. Any unencumbered  
29.7 balance does not cancel at the end of the first  
29.8 year and is available for the second year.

29.9 (e) \$250,000 the first year and \$250,000 the  
29.10 second year are from the all-terrain vehicle  
29.11 account in the natural resources fund for grants  
29.12 to qualifying organizations to assist in safety  
29.13 and environmental education and monitoring  
29.14 trails on public lands under Minnesota  
29.15 Statutes, section 84.9011. Grants issued under  
29.16 this paragraph must be issued through a formal  
29.17 agreement with the organization. By  
29.18 December 15 each year, an organization  
29.19 receiving a grant under this paragraph must  
29.20 report to the commissioner with details on  
29.21 expenditures and outcomes from the grant. Of  
29.22 this appropriation, \$25,000 each year is for  
29.23 administering these grants. Any unencumbered  
29.24 balance does not cancel at the end of the first  
29.25 year and is available for the second year.

29.26 (f) \$510,000 the first year and \$510,000 the  
29.27 second year are from the natural resources  
29.28 fund for grants to county law enforcement  
29.29 agencies for off-highway vehicle enforcement  
29.30 and public education activities based on  
29.31 off-highway vehicle use in the county. Of this  
29.32 amount, \$498,000 each year is from the  
29.33 all-terrain vehicle account, \$11,000 each year  
29.34 is from the off-highway motorcycle account,  
29.35 and \$1,000 each year is from the off-road

30.1 vehicle account. The county enforcement  
 30.2 agencies may use money received under this  
 30.3 appropriation to make grants to other local  
 30.4 enforcement agencies within the county that  
 30.5 have a high concentration of off-highway  
 30.6 vehicle use. Of this appropriation, \$25,000  
 30.7 each year is for administering these grants.  
 30.8 Any unencumbered balance does not cancel  
 30.9 at the end of the first year and is available for  
 30.10 the second year.  
 30.11 (g) \$176,000 the first year and \$176,000 the  
 30.12 second year are for an ice safety program.  
 30.13 (h) \$60,000 the first year and \$4,000 the  
 30.14 second year are from the game and fish fund  
 30.15 to, in coordination with interested  
 30.16 organizations, provide outreach and education  
 30.17 to communities concerned about cultural  
 30.18 artifacts regarding the new requirements  
 30.19 established under Minnesota Statutes, section  
 30.20 84.0896.  
 30.21 (i) The base for fiscal year 2022 and thereafter  
 30.22 is \$7,553,000 from the general fund,  
 30.23 \$27,955,000 from the game and fish fund,  
 30.24 \$12,080,000 from the natural resources fund,  
 30.25 and \$111,000 from the remediation fund.  
 30.26 These base level adjustments include pension  
 30.27 costs as provided in Laws 2018, chapter 211,  
 30.28 article 21, section 1, paragraph (a).  
 30.29 **Subd. 8. Operations Support**  
 30.30 (a) \$2,000,000 the first year and \$1,500,000  
 30.31 the second year are available for legal costs.  
 30.32 Of this amount, up to \$500,000 the first year  
 30.33 and \$375,000 the second year may be  
 30.34 transferred to the Minnesota Pollution Control

2,850,0002,350,000

31.1 Agency. This is a onetime appropriation and  
 31.2 is available until June 30, 2023.

31.3 (b) \$850,000 the first year and \$850,000 the  
 31.4 second year are available for protecting the  
 31.5 department's business systems and associated  
 31.6 infrastructure.

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

31.8	<u>Appropriations by Fund</u>	
31.9	<u>2020</u>	<u>2021</u>
31.10 <u>General</u>	<u>187,000</u>	<u>187,000</u>
31.11 <u>Natural Resources</u>	<u>380,000</u>	<u>380,000</u>
31.12 <u>Permanent School</u>	<u>300,000</u>	<u>300,000</u>

31.13 (a) \$380,000 the first year and \$380,000 the  
 31.14 second year are from the natural resources  
 31.15 fund for grants to be divided equally between  
 31.16 the city of St. Paul for the Como Park Zoo and  
 31.17 Conservatory and the city of Duluth for the  
 31.18 Lake Superior Zoo. This appropriation is from  
 31.19 revenue deposited to the natural resources fund  
 31.20 under Minnesota Statutes, section 297A.94,  
 31.21 paragraph (h), clause (5).

31.22 (b) \$187,000 the first year and \$187,000 the  
 31.23 second year are for the Office of School Trust  
 31.24 Lands.

31.25 (c) \$300,000 the first year and \$300,000 the  
 31.26 second year should be transferred from the  
 31.27 forestry suspense account in the permanent  
 31.28 school fund for the Office of School Trust  
 31.29 Lands.

31.30 **Subd. 11. Cancellation**

31.31 The unencumbered amount of the general fund  
 31.32 appropriation in Laws 2016, chapter 189,  
 31.33 article 3, section 3, subdivision 8, for legal

32.1 costs, estimated to be \$500,000, is canceled  
32.2 on June 30, 2019.

32.3 **Sec. 4. BOARD OF WATER AND SOIL**  
32.4 **RESOURCES**

**\$ 20,013,000 \$ 18,931,000**

32.5 (a) \$3,423,000 the first year and \$3,423,000  
32.6 the second year are for natural resources block  
32.7 grants to local governments to implement the  
32.8 Wetland Conservation Act and shoreland  
32.9 management under Minnesota Statutes,  
32.10 chapter 103F, and local water management  
32.11 under Minnesota Statutes, chapter 103B. The  
32.12 board may reduce the amount of the natural  
32.13 resources block grant to a county by an  
32.14 amount equal to any reduction in the county's  
32.15 general services allocation to a soil and water  
32.16 conservation district from the county's  
32.17 previous year allocation when the board  
32.18 determines that the reduction was  
32.19 disproportionate.

32.20 (b) \$3,116,000 the first year and \$3,116,000  
32.21 the second year are for grants to soil and water  
32.22 conservation districts for the purposes of  
32.23 Minnesota Statutes, sections 103C.321 and  
32.24 103C.331, and for general purposes, nonpoint  
32.25 engineering, and implementation and  
32.26 stewardship of the reinvest in Minnesota  
32.27 reserve program. Expenditures may be made  
32.28 from these appropriations for supplies and  
32.29 services benefiting soil and water conservation  
32.30 districts. Any district receiving a payment  
32.31 under this paragraph must maintain a web page  
32.32 that publishes, at a minimum, its annual report,  
32.33 annual audit, annual budget, and meeting  
32.34 notices.



- 33.1 (c) \$761,000 the first year and \$761,000 the  
33.2 second year are to implement, enforce, and  
33.3 provide oversight for the Wetland  
33.4 Conservation Act, including administering the  
33.5 wetland banking program and in-lieu fee  
33.6 mechanism.
- 33.7 (d) \$1,560,000 the first year and \$1,560,000  
33.8 the second year are for the following  
33.9 cost-share programs:
- 33.10 (1) \$260,000 each year is for the feedlot water  
33.11 quality cost-sharing program for feedlots under  
33.12 500 animal units and nutrient and manure  
33.13 management projects in watersheds where  
33.14 there are impaired waters;
- 33.15 (2) \$1,200,000 each year is for cost-sharing  
33.16 programs of soil and water conservation  
33.17 districts for perennially vegetated riparian  
33.18 buffers, erosion control, water retention and  
33.19 treatment, and other high-priority conservation  
33.20 practices; and
- 33.21 (3) \$100,000 each year is for county  
33.22 cooperative weed management programs and  
33.23 to restore native plants in selected invasive  
33.24 species management sites.
- 33.25 (e) \$166,000 the first year and \$166,000 the  
33.26 second year are to provide technical assistance  
33.27 to local drainage management officials and  
33.28 for the costs of the Drainage Work Group. The  
33.29 board must coordinate with the Drainage Work  
33.30 Group according to Minnesota Statutes,  
33.31 section 103B.101, subdivision 13.
- 33.32 (f) \$100,000 the first year and \$100,000 the  
33.33 second year are for a grant to the Red River  
33.34 Basin Commission for water quality and

- 34.1 floodplain management, including  
34.2 administration of programs. This appropriation  
34.3 must be matched by nonstate funds.
- 34.4 (g) \$140,000 the first year and \$140,000 the  
34.5 second year are for grants to Area II  
34.6 Minnesota River Basin Projects for floodplain  
34.7 management.
- 34.8 (h) \$125,000 the first year and \$125,000 the  
34.9 second year are for conservation easement  
34.10 stewardship.
- 34.11 (i) \$269,000 the first year and \$259,000 the  
34.12 second year are for critical information  
34.13 technology upgrades, development, and  
34.14 security improvements.
- 34.15 (j) \$240,000 the first year and \$240,000 the  
34.16 second year are for a grant to the Lower  
34.17 Minnesota River Watershed District to defray  
34.18 the annual cost of operating and maintaining  
34.19 sites for dredge spoil to sustain the state,  
34.20 national, and international commercial and  
34.21 recreational navigation on the lower Minnesota  
34.22 River.
- 34.23 (k) \$3,500,000 the first year and \$3,500,000  
34.24 the second year are for payments to soil and  
34.25 water conservation districts for the purposes  
34.26 of Minnesota Statutes, sections 103C.321 and  
34.27 103C.331. This is a onetime appropriation.
- 34.28 (l) \$150,000 the first year is for:
- 34.29 (1) identifying and listing ineligible materials  
34.30 under Minnesota Statutes, section 103F.49;
- 34.31 (2) assessing the viability of replacing plastic  
34.32 materials used in conservation and

35.1 bioengineering projects with similarly  
35.2 designed organic materials; and  
35.3 (3) by November 1, 2020, preparing and  
35.4 submitting a report to the chairs and ranking  
35.5 minority members of the committees and  
35.6 divisions with jurisdiction over the  
35.7 environment and natural resources with:  
35.8 (i) criteria to be used by the board for  
35.9 identifying and listing materials under  
35.10 Minnesota Statutes, section 103F.49;  
35.11 (ii) recommendations for implementing  
35.12 Minnesota Statutes, section 103F.49, including  
35.13 a process for reviewing and updating the list;  
35.14 and  
35.15 (iii) results of the assessment under clause (2)  
35.16 and any related recommendations.  
35.17 The board must consult with the United States  
35.18 Department of Agriculture and the  
35.19 commissioners of natural resources,  
35.20 transportation, and the Pollution Control  
35.21 Agency and may contract with the University  
35.22 of Minnesota as necessary for the purposes of  
35.23 this appropriation. This is a onetime  
35.24 appropriation and available until June 30,  
35.25 2022.  
35.26 (m) \$400,000 the first year is to provide  
35.27 onetime state incentive payments to enrollees  
35.28 in the federal Conservation Reserve Program  
35.29 (CRP) and its derivative programs available  
35.30 in Minnesota. The board may establish  
35.31 payment rates based on land valuation and on  
35.32 environmental benefit criteria, including but  
35.33 not limited to reducing nutrients in surface  
35.34 water or groundwater, protecting drinking

36.1 water, enhancing soil health, and enhancing  
36.2 pollinator and wildlife habitat. The board may  
36.3 use state funds to implement the program and  
36.4 to provide technical assistance to landowners  
36.5 or their agents to fulfill enrollment and  
36.6 contract provisions. This is a onetime  
36.7 appropriation and is available until June 30,  
36.8 2023.

36.9 (n) \$387,000 the first year and \$250,000 the  
36.10 second year are to provide grants or payments  
36.11 to plant residential lawns with native  
36.12 vegetation and pollinator-friendly forbs and  
36.13 legumes. The board must establish criteria for  
36.14 grants or payments awarded under this section.  
36.15 Grants or payments awarded under this section  
36.16 may be made for up to 75 percent of the costs  
36.17 of the project, except that in areas identified  
36.18 by the United States Fish and Wildlife Service  
36.19 as areas where there is a high potential for  
36.20 rusty patched bumble bees to be present,  
36.21 grants may be awarded for up to 90 percent  
36.22 of the costs of the project. This is a onetime  
36.23 appropriation.

36.24 (o) \$150,000 the first year is to prepare a  
36.25 statewide action plan for soil health in  
36.26 cooperation with the University of Minnesota  
36.27 Water Resources Center and in consultation  
36.28 with the commissioners of agriculture, natural  
36.29 resources, and the Pollution Control Agency.  
36.30 The plan must include recommendations for  
36.31 protecting and improving the state's soil health  
36.32 for agricultural and water quality purposes,  
36.33 including recommendations for research and  
36.34 outreach. By February 15, 2020, the plan must  
36.35 be submitted to the chairs and ranking

37.1 minority members of the house of  
37.2 representatives and senate committees and  
37.3 divisions with jurisdiction over agriculture  
37.4 and environment and natural resources policy.  
37.5 This is a onetime appropriation.

37.6 (p) \$5,745,000 the first year and \$5,550,000  
37.7 the second year are for BWSR agency  
37.8 administration and operation. The base for  
37.9 agency administration is \$5,351,000 in fiscal  
37.10 year 2022 and thereafter.

37.11 (q) \$50,000 the first year is for a grant to the  
37.12 Lower Minnesota River Watershed District to  
37.13 defray the annual cost of operating and  
37.14 maintaining sites for dredge spoil to sustain  
37.15 the state, national, and international  
37.16 commercial and recreational navigation on the  
37.17 lower Minnesota River. This is a onetime  
37.18 appropriation.

37.19 (r) Notwithstanding Minnesota Statutes,  
37.20 section 103C.501, the board may shift money  
37.21 in this section and may adjust the technical  
37.22 and administrative assistance portion of the  
37.23 funds to leverage federal or other nonstate  
37.24 funds or to address accountability, oversight,  
37.25 local government performance, or  
37.26 high-priority needs identified in local water  
37.27 management plans or comprehensive water  
37.28 management plans.

37.29 (s) The appropriations for grants in this section  
37.30 are available until June 30, 2023. Returned  
37.31 grant funds must be regranted consistent with  
37.32 the purposes of this section. If an appropriation  
37.33 for grants in either year is insufficient, the  
37.34 appropriation in the other year is available for  
37.35 it.



39.1	<b>Sec. 7. <u>ZOOLOGICAL BOARD</u></b>	<b>\$</b>	<b><u>10,394,000</u></b>	<b>\$</b>	<b><u>9,999,000</u></b>
39.2	<u>Appropriations by Fund</u>				
39.3		<u>2020</u>		<u>2021</u>	
39.4	<u>General</u>	<u>10,204,000</u>		<u>9,809,000</u>	
39.5	<u>Natural Resources</u>	<u>190,000</u>		<u>190,000</u>	
39.6	<u>(a) \$190,000 the first year and \$190,000 the</u>				
39.7	<u>second year are from the natural resources</u>				
39.8	<u>fund from revenue deposited under Minnesota</u>				
39.9	<u>Statutes, section 297A.94, paragraph (h),</u>				
39.10	<u>clause (5).</u>				
39.11	<u>(b) \$499,000 the first year is to upgrade critical</u>				
39.12	<u>communication and security technology</u>				
39.13	<u>infrastructure. This is a onetime appropriation.</u>				
39.14	<u>(c) \$40,000 the first year is for the prairie</u>				
39.15	<u>butterfly conservation program. This is a</u>				
39.16	<u>onetime appropriation.</u>				
39.17	<b>Sec. 8. <u>SCIENCE MUSEUM</u></b>	<b>\$</b>	<b><u>1,079,000</u></b>	<b>\$</b>	<b><u>1,079,000</u></b>
39.18	<b>Sec. 9. <u>EXPLORE MINNESOTA TOURISM</u></b>	<b>\$</b>	<b><u>14,394,000</u></b>	<b>\$</b>	<b><u>14,594,000</u></b>
39.19	<u>\$500,000 the first year and \$500,000 the</u>				
39.20	<u>second year must be matched from nonstate</u>				
39.21	<u>sources to develop maximum private sector</u>				
39.22	<u>involvement in tourism. Each \$1 of state</u>				
39.23	<u>incentive must be matched with \$6 of private</u>				
39.24	<u>sector money. "Matched" means revenue to</u>				
39.25	<u>the state or documented cash expenditures</u>				
39.26	<u>directly expended to support Explore</u>				
39.27	<u>Minnesota Tourism programs. Up to one-half</u>				
39.28	<u>of the private sector contribution may be</u>				
39.29	<u>in-kind or soft match. The incentive in fiscal</u>				
39.30	<u>year 2020 is based on fiscal year 2019 private</u>				
39.31	<u>sector contributions. The incentive in fiscal</u>				
39.32	<u>year 2021 is based on fiscal year 2020 private</u>				
39.33	<u>sector contributions. This incentive is ongoing.</u>				

40.1 Money for marketing grants is available either  
40.2 year of the biennium. Unexpended grant  
40.3 money from the first year is available in the  
40.4 second year.

40.5 \$100,000 each year is for a grant to the  
40.6 Northern Lights International Music Festival.

40.7 \$50,000 the first year and \$250,000 the second  
40.8 year are for the Minnesota Outdoor Recreation  
40.9 Office under Minnesota Statutes, section  
40.10 116U.60.

40.11 **Sec. 10. CONTINGENT APPROPRIATIONS**

40.12 **Subdivision 1. Motor Fuels Tax**

40.13 (a) The following appropriations are available  
40.14 only if new revenue is raised from increases  
40.15 in the motor fuels tax rates under Minnesota  
40.16 Statutes, sections 296A.07 and 296A.08  
40.17 enacted during the 2019 session:

40.18 (1) \$300,000 the first year and \$300,000 the  
40.19 second year are appropriated to the  
40.20 commissioner of natural resources from the  
40.21 water recreation account in the natural  
40.22 resources fund for grants to counties for boat  
40.23 and water safety. Any unencumbered balance  
40.24 does not cancel at the end of the first year and  
40.25 is available for the second year;

40.26 (2) \$3,350,000 the first year and 3,350,000  
40.27 the second year are appropriated to the  
40.28 commissioner of natural resource from the  
40.29 water recreation account in the natural  
40.30 resources fund for activities of the Division  
40.31 of Parks and Trails under Minnesota Statutes,  
40.32 section 86B.706, subdivision 3; and



41.1 (3) \$500,000 the first year and \$500,000 the  
41.2 second year are appropriated to the  
41.3 commissioner of natural resources from the  
41.4 all-terrain vehicle account in the natural  
41.5 resources fund for all-terrain vehicle trail  
41.6 management.

41.7 (b) In the appropriations specified under  
41.8 paragraph (a), the amounts appropriated are  
41.9 reduced proportionally as necessary, if the  
41.10 legislation enacted in the 2019 legislative  
41.11 session does not provide sufficient revenue to  
41.12 the accounts.

41.13 **Subd. 2. Solid Waste Tax**

41.14 (a) The following appropriations are available  
41.15 only if new revenue is available in the  
41.16 environmental fund from increases in solid  
41.17 waste management tax rates under Minnesota  
41.18 Statutes, chapter 297H enacted during the  
41.19 2019 session:

41.20 (1) \$400,000 the first year and \$400,000 the  
41.21 second year are appropriated from the  
41.22 environmental fund to the commissioner of  
41.23 the Pollution Control Agency for competitive  
41.24 recycling grants under Minnesota Statutes,  
41.25 section 115A.565. This appropriation is  
41.26 available until June 30, 2023. Any  
41.27 unencumbered grant balances in the first year  
41.28 do not cancel but are available for grants in  
41.29 the second year;

41.30 (2) \$750,000 the first year and \$750,000 the  
41.31 second year are appropriated from the  
41.32 environmental fund to the commissioner of  
41.33 the Pollution Control Agency for reducing and  
41.34 diverting food waste, redirecting edible food

42.1 for consumption, and removing barriers to  
 42.2 collecting and recovering organic waste. Of  
 42.3 this amount, \$500,000 each year is for grants  
 42.4 to increase food rescue and waste prevention.  
 42.5 This appropriation is available until June 30,  
 42.6 2023. Any unencumbered grant balances in  
 42.7 the first year do not cancel but are available  
 42.8 for grants in the second year;  
 42.9 (3) \$3,000,000 the first year and \$3,000,000  
 42.10 the second year are appropriated from the  
 42.11 environmental fund to the commissioner of  
 42.12 the Pollution Control Agency for grants to  
 42.13 local units of government to collect and  
 42.14 transport wood waste to a district heating and  
 42.15 cooling cogeneration facility to convert the  
 42.16 wood waste into usable biomass fuel; and  
 42.17 (4) \$2,900,000 the first year and \$3,500,000  
 42.18 the second year are appropriated from the  
 42.19 environmental fund to the commissioner of  
 42.20 the Pollution Control Agency for additional  
 42.21 SCORE block grants to counties.

42.22 (b) In the appropriations specified under  
 42.23 paragraph (a), the amounts appropriated are  
 42.24 reduced proportionally as necessary, if the  
 42.25 legislation enacted in the 2019 legislative  
 42.26 session does not provide sufficient revenue to  
 42.27 the fund.

42.28 Sec. 11. Laws 2016, chapter 189, article 3, section 6, as amended by Laws 2017, chapter  
 42.29 93, article 1, section 12, is amended to read:

42.30	Sec. 6. <b>ADMINISTRATION</b>	<b>\$</b>	<b>250,000</b>	<b>\$</b>	<b>-0-</b>
42.31	\$250,000 the first year is from the state forest				
42.32	suspense account in the permanent school fund				
42.33	for the school trust lands director to initiate				
42.34	<u>real estate development projects on and</u>				



44.1 appropriation and is available until June 30,  
44.2 ~~2019~~ 2021.

44.3 **ARTICLE 2**

44.4 **ENVIRONMENT AND NATURAL RESOURCES**

44.5 Section 1. [1.1465] STATE BEE.

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

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

44.10 Sec. 2. Minnesota Statutes 2018, section 16A.151, subdivision 2, is amended to read:

44.11 Subd. 2. **Exceptions.** (a) If a state official litigates or settles a matter on behalf of specific  
44.12 injured persons or entities, this section does not prohibit distribution of money to the specific  
44.13 injured persons or entities on whose behalf the litigation or settlement efforts were initiated.  
44.14 If money recovered on behalf of injured persons or entities cannot reasonably be distributed  
44.15 to those persons or entities because they cannot readily be located or identified or because  
44.16 the cost of distributing the money would outweigh the benefit to the persons or entities, the  
44.17 money must be paid into the general fund.

44.18 (b) Money recovered on behalf of a fund in the state treasury other than the general fund  
44.19 may be deposited in that fund.

44.20 (c) This section does not prohibit a state official from distributing money to a person or  
44.21 entity other than the state in litigation or potential litigation in which the state is a defendant  
44.22 or potential defendant.

44.23 (d) State agencies may accept funds as directed by a federal court for any restitution or  
44.24 monetary penalty under United States Code, title 18, section 3663(a)(3) or United States  
44.25 Code, title 18, section 3663A(a)(3). Funds received must be deposited in a special revenue  
44.26 account and are appropriated to the commissioner of the agency for the purpose as directed  
44.27 by the federal court.

44.28 (e) Tobacco settlement revenues as defined in section 16A.98, subdivision 1, paragraph  
44.29 (t), may be deposited as provided in section 16A.98, subdivision 12.

44.30 (f) If the Minnesota Pollution Control Agency recovers \$250,000 or more in litigation  
44.31 or in settlement of a matter that could have resulted in litigation for a civil penalty from

45.1 violations of a permit issued by the Minnesota Pollution Control Agency, then 40 percent  
45.2 of the money recovered must be distributed to the community health board where the  
45.3 permitted facility is located. The commissioner of the Minnesota Pollution Control Agency  
45.4 must notify the commissioner of health and the community health board within 30 days of  
45.5 a final court order in the litigation or the effective date of the settlement agreement that the  
45.6 litigation has concluded or a settlement has been reached. The commissioner must collect  
45.7 and distribute the money to the commissioner of health. The commissioner of health must  
45.8 distribute the money to the community health board. The community health board must  
45.9 meet directly with the population potentially affected by the pollution that was the subject  
45.10 of the litigation or settlement to understand their concerns and to incorporate those concerns  
45.11 into a project implemented by the community health board and funded as directed in this  
45.12 paragraph that benefits that population. This provision does not apply to money recovered  
45.13 in litigation or settlement of a matter that could have resulted in litigation with subdivisions  
45.14 of the state. This provision is for the distribution of money only and does not create a right  
45.15 of intervention in the litigation or settlement of the enforcement action for any person or  
45.16 entity.

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

45.18 Sec. 3. Minnesota Statutes 2018, section 16A.152, subdivision 2, is amended to read:

45.19 Subd. 2. **Additional revenues; priority.** (a) If on the basis of a forecast of general fund  
45.20 revenues and expenditures, the commissioner of management and budget determines that  
45.21 there will be a positive unrestricted budgetary general fund balance at the close of the  
45.22 biennium, the commissioner of management and budget must allocate money to the following  
45.23 accounts and purposes in priority order:

45.24 (1) the cash flow account established in subdivision 1 until that account reaches  
45.25 \$350,000,000;

45.26 (2) the budget reserve account established in subdivision 1a until that account reaches  
45.27 \$1,596,522,000;

45.28 (3) the amount necessary to increase the aid payment schedule for school district aids  
45.29 and credits payments in section 127A.45 to not more than 90 percent rounded to the nearest  
45.30 tenth of a percent without exceeding the amount available and with any remaining funds  
45.31 deposited in the budget reserve;

46.1 (4) the amount necessary to restore all or a portion of the net aid reductions under section  
46.2 127A.441 and to reduce the property tax revenue recognition shift under section 123B.75,  
46.3 subdivision 5, by the same amount; and

46.4 (5) ~~the clean water fund established in section 114D.50 until \$22,000,000 has been~~  
46.5 ~~transferred into the fund~~ metropolitan landfill contingency action trust account established  
46.6 in section 473.845 until \$13,905,000 has been transferred into the account.

46.7 (b) The amounts necessary to meet the requirements of this section are appropriated  
46.8 from the general fund within two weeks after the forecast is released or, in the case of  
46.9 transfers under paragraph (a), clauses (3) and (4), as necessary to meet the appropriations  
46.10 schedules otherwise established in statute.

46.11 (c) The commissioner of management and budget ~~shall~~ must certify the total dollar  
46.12 amount of the reductions under paragraph (a), clauses (3) and (4), to the commissioner of  
46.13 education. The commissioner of education ~~shall~~ must increase the aid payment percentage  
46.14 and reduce the property tax shift percentage by these amounts and apply those reductions  
46.15 to the current fiscal year and thereafter.

46.16 (d) Paragraph (a), clause (5), expires after the entire amount of the transfer has been  
46.17 made.

46.18 Sec. 4. Minnesota Statutes 2018, section 17.035, subdivision 1, is amended to read:

46.19 Subdivision 1. **Reimbursement.** A meat processor holding a license under chapter 28A  
46.20 may apply to the commissioner of agriculture for full reimbursement of ~~\$70 towards~~ the  
46.21 processor's reasonable and documented cost of processing donated deer, as determined by  
46.22 the commissioner within the limits of available funding. The meat processor shall deliver  
46.23 the deer, processed into cuts or ground meat, to a charitable organization that is registered  
46.24 under chapter 309 and with the commissioner of agriculture and that operates a food  
46.25 assistance program. To request reimbursement, the processor shall submit an application,  
46.26 on a form prescribed by the commissioner of agriculture, the tag number under which the  
46.27 deer was taken, and a receipt for the deer from the charitable organization.

46.28 Sec. 5. Minnesota Statutes 2018, section 84.0895, is amended by adding a subdivision to  
46.29 read:

46.30 Subd. 10. **Rusty patched bumble bee.** The rusty patched bumble bee, *Bombus affinis*,  
46.31 is designated as an endangered species under this section, is the state bee under section  
46.32 1.1465, has been listed as an endangered species under the federal Endangered Species Act,

47.1 and is a species that is of most concern to the state in order to prevent extinction. The  
47.2 Environmental Quality Board must coordinate efforts to protect the rusty patched bumble  
47.3 bee in the state.

47.4 **Sec. 6. [84.0896] TRADE IN PROHIBITED ANIMAL PARTS PROHIBITED.**

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

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

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

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

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

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

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

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

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

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

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

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

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

47.25 (2) expressly authorized by federal law;

47.26 (3) of an antique;

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

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

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

48.3 Subd. 4. **Disposition of seized prohibited animal parts.** Notwithstanding any other  
48.4 provision of law, a prohibited animal part seized under this section must, upon a conviction,  
48.5 be forfeited to the state and either destroyed or given to a nonprofit corporation, as defined  
48.6 in section 501(c)(3) of the Internal Revenue Code, for an educational or scientific purpose.

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

48.9 **Sec. 7. [84.976] NO CHILD LEFT INSIDE GRANT PROGRAM.**

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

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

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

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

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

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

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

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

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

48.26 **Sec. 8. Minnesota Statutes 2018, section 84D.15, is amended to read:**

48.27 **84D.15 INVASIVE SPECIES ACCOUNT ACCOUNTS.**

48.28 Subdivision 1. **Creation.** The invasive species account ~~is~~ and the invasive species  
48.29 research account are created in the state treasury in the natural resources fund.



49.1 Subd. 2. **Receipts.** (a) Money received from surcharges on watercraft licenses under  
 49.2 section 86B.415, subdivision 7, civil penalties under section 84D.13; and service provider  
 49.3 permits under section 84D.108; ~~shall~~ must be deposited in the invasive species account.  
 49.4 Each year, the commissioner of management and budget ~~shall~~ must transfer from the game  
 49.5 and fish fund to the invasive species account; the annual surcharge collected on nonresident  
 49.6 fishing licenses under section 97A.475, subdivision 7, paragraph (b). Each fiscal year, the  
 49.7 commissioner of management and budget ~~shall~~ must transfer \$750,000 from the water  
 49.8 recreation account under section 86B.706 to the invasive species account.

49.9 (b) Money received from surcharges on watercraft licenses under section 86B.415,  
 49.10 subdivision 7, must be deposited as follows:

49.11 (1) \$16 from each surcharge must be deposited in the invasive species account; and

49.12 (2) \$4 from each surcharge must be deposited in the invasive species research account.

49.13 Subd. 3. **Use of money in invasive species account.** Money credited to the invasive  
 49.14 species account in subdivision 2 ~~shall~~ must be used for management of invasive species  
 49.15 and implementation of this chapter as it pertains to invasive species, including control,  
 49.16 public awareness, law enforcement, assessment and monitoring, management planning,  
 49.17 habitat improvements, and research. Of the money credited to the account, at least \$2 from  
 49.18 each surcharge on watercraft licenses under section 86B.415, subdivision 7, must be used  
 49.19 for grants to lake associations to manage aquatic invasive plant species.

49.20 Subd. 4. Use of money in invasive species research account. Money credited to the  
 49.21 invasive species research account in subdivision 2, paragraph (b), must be used for grants  
 49.22 to the Board of Regents of the University of Minnesota for the Minnesota Aquatic Invasive  
 49.23 Species Research Center to research aquatic invasive species.

49.24 Sec. 9. Minnesota Statutes 2018, section 85.012, subdivision 49, is amended to read:

49.25 Subd. 49. ~~St. Croix~~ Walter F. Mondale State Park, Pine County.

49.26 Sec. 10. Minnesota Statutes 2018, section 85.42, is amended to read:

49.27 **85.42 USER FEE; VALIDITY.**

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

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

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

50.6 (d) The commissioner and agents ~~shall~~ must issue a duplicate pass to a person whose  
50.7 pass is lost or destroyed; using the process established under section 97A.405, subdivision  
50.8 3, and rules adopted thereunder. The fee for a duplicate cross-country-ski pass is \$2.

50.9 Sec. 11. Minnesota Statutes 2018, section 85.47, is amended to read:

50.10 **85.47 SPECIAL USE PERMITS; FEES.**

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

50.15 Sec. 12. Minnesota Statutes 2018, section 86B.415, subdivision 1, is amended to read:

50.16 Subdivision 1. **Watercraft 19 feet or less.** (a) Except as provided in paragraph (b) and  
50.17 subdivision 1a, the fee for a watercraft license for watercraft 19 feet or less in length is ~~\$27~~  
50.18 \$39.25.

50.19 (b) The watercraft license ~~fee~~ fees for the specified watercraft are as follows:

50.20 (1) for watercraft, other than personal watercraft, 19 feet in length or less that is offered  
50.21 for rent or lease, ~~the fee is \$9~~ \$11.25;

50.22 (2) for a sailboat, 19 feet in length or less, ~~the fee is \$10.50~~ \$15.25;

50.23 (3) for a watercraft 19 feet in length or less used by a nonprofit corporation for teaching  
50.24 boat and water safety, ~~the fee is~~ as provided in subdivision 4;

50.25 (4) for a watercraft owned by a dealer under a dealer's license, ~~the fee is~~ as provided in  
50.26 subdivision 5;

50.27 (5) for a personal watercraft, ~~the fee is \$37.50~~ \$54.50, except for a personal watercraft  
50.28 that is offered for rent or lease according to section 86B.313, subdivision 4, \$47; and

50.29 (6) for a watercraft less than 17 feet in length, other than a watercraft listed in clauses  
50.30 (1) to (5), ~~the fee is \$18~~ \$26.

51.1 Sec. 13. Minnesota Statutes 2018, section 86B.415, subdivision 1a, is amended to read:

51.2 Subd. 1a. **Canoes, kayaks, sailboards, paddleboards, paddleboats, or rowing**  
51.3 **shells.** The fee for a watercraft license for a canoe, kayak, sailboard, paddleboard, paddleboat,  
51.4 or rowing shell over ten feet in length is ~~\$10.50~~ \$15.25.

51.5 Sec. 14. Minnesota Statutes 2018, section 86B.415, subdivision 2, is amended to read:

51.6 Subd. 2. **Watercraft over 19 feet.** Except as provided in subdivisions 1a, 3, 4, and 5,  
51.7 the watercraft license fee:

51.8 (1) for a watercraft more than 19 feet but less than 26 feet in length is ~~\$45~~ \$65.25;

51.9 (2) for a watercraft 26 feet but less than 40 feet in length is ~~\$67.50~~ \$98; and

51.10 (3) for a watercraft 40 feet in length or longer is ~~\$90~~ \$130.50.

51.11 Sec. 15. Minnesota Statutes 2018, section 86B.415, subdivision 3, is amended to read:

51.12 Subd. 3. **Watercraft over 19 feet for hire.** The license fee for a watercraft more than  
51.13 19 feet in length for hire with an operator is ~~\$75~~ \$108.75 each.

51.14 Sec. 16. Minnesota Statutes 2018, section 86B.415, subdivision 4, is amended to read:

51.15 Subd. 4. **Watercraft used by nonprofit corporation for teaching.** The watercraft  
51.16 license fee for a watercraft used by a nonprofit organization for teaching boat and water  
51.17 safety is ~~\$4.50~~ \$5.75 each.

51.18 Sec. 17. Minnesota Statutes 2018, section 86B.415, subdivision 5, is amended to read:

51.19 Subd. 5. **Dealer's license.** There is no separate fee for watercraft owned by a dealer  
51.20 under a dealer's license. The fee for a dealer's license is ~~\$67.50~~ \$98.

51.21 Sec. 18. Minnesota Statutes 2018, section 86B.415, subdivision 7, is amended to read:

51.22 Subd. 7. **Watercraft surcharge.** A ~~\$5~~ \$20 surcharge is placed on each watercraft licensed  
51.23 under subdivisions 1 to 5 for control, public awareness, law enforcement, monitoring, and  
51.24 research of aquatic invasive species such as zebra mussel, purple loosestrife, and Eurasian  
51.25 watermilfoil in public waters and public wetlands.

51.26 Sec. 19. Minnesota Statutes 2018, section 88.642, subdivision 1, is amended to read:

51.27 Subdivision 1. **Written consent.** No person shall cut, harvest, remove, transport, or  
51.28 possess for decorative purposes or for sale more than three decorative trees, more than 100

52.1 pounds of decorative boughs, more than 50 spruce stems or branches greater than six inches  
52.2 in length, more than 50 birch stems or branches greater than one-inch large-end diameter,  
52.3 or more than 100 pounds of any other decorative materials without the written consent of  
52.4 the owner or authorized agent of the private or public land on which the decorative materials  
52.5 were cut or harvested. The written consent ~~shall be on a form furnished or otherwise approved~~  
52.6 ~~by the commissioner of natural resources and shall~~ must contain the legal description of the  
52.7 land where the decorative materials were cut or harvested, as well as the name of the legal  
52.8 owner of the land or the owner's authorized agent. The written consent must be carried by  
52.9 every person cutting, harvesting, removing, possessing, or transporting any decorative  
52.10 materials, or in any way aiding therein, and must be exhibited to any officer at the officer's  
52.11 request at any time.

52.12 Sec. 20. Minnesota Statutes 2018, section 88.642, subdivision 3, is amended to read:

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

52.18 Sec. 21. Minnesota Statutes 2018, section 88.6435, is amended to read:

52.19 **88.6435 BOUGH DECORATIVE MATERIALS BUYERS.**

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

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

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

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

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

52.30 (b) The annual fee for a buyer's license for decorative materials for a resident or  
52.31 nonresident is \$25.

53.1 Subd. 2. **Record requirements.** (a) When buying or otherwise receiving decorative  
53.2 ~~boughs~~ materials, a person ~~permitted~~ licensed under this section must record:

53.3 (1) the seller's name and address;

53.4 (2) the form of written consent; and

53.5 (3) the government permit number or legal description or property tax identification  
53.6 number of the land from which the ~~boughs~~ decorative materials were obtained.

53.7 ~~(b)~~ The information under paragraph (a) must be provided recorded on a form furnished  
53.8 or otherwise approved by the commissioner of natural resources in consultation with the  
53.9 balsam bough industry groups and must be exhibited to an officer upon request.

53.10 ~~(b) Boughs may not be purchased~~ (c) A licensed buyer may not purchase decorative  
53.11 materials if the seller fails to exhibit the written consent required under section 88.642,  
53.12 subdivision 1, or if the boughs do not conform to the standards specified on the consent.  
53.13 Decorative boughs cut from public lands materials must conform to standards specified in  
53.14 the written consent.

53.15 ~~(e)~~ (d) Records shall must be maintained from July 1 until June 30 of the following  
53.16 calendar year and shall must be open to inspection to an officer during reasonable hours.

53.17 ~~(d)~~ (e) Customer name and address records created and maintained by permittees licensees  
53.18 under this section are classified as private or nonpublic government data.

53.19 Subd. 3. ~~Revocation of permits~~ **Penalties.** (a) The commissioner may deny, modify,  
53.20 suspend, or revoke a ~~permit~~ license issued under this section for cause, including ~~falsification~~  
53.21 ~~of~~ for falsifying records required under this section or ~~violation of any other provision of~~  
53.22 for violating sections 88.641 to 88.648.

53.23 (b) A person convicted of two or more violations of sections 88.641 to 88.648 within  
53.24 three years may not obtain a ~~bough~~ buyer's permit license for decorative materials for three  
53.25 years ~~from~~ after the date of the last conviction.

53.26 Subd. 4. ~~Forest bough~~ **Special forest products account; disposition of fees.** (a) The  
53.27 ~~forest bough~~ special forest products account is established in the state treasury ~~within~~ in the  
53.28 natural resources fund.

53.29 (b) Fees for ~~permits~~ licenses issued under this section must be deposited in the state  
53.30 treasury and credited to the ~~forest bough~~ special forest products account and, except for the  
53.31 electronic licensing system commission established by the commissioner under section  
53.32 84.027, subdivision 15, are annually appropriated to the commissioner of natural resources

54.1 for costs associated with special forest product information and education programs for  
54.2 harvesters and buyers.

54.3 Sec. 22. Minnesota Statutes 2018, section 89.37, subdivision 3, is amended to read:

54.4 Subd. 3. **Private lands.** The commissioner may supply only bare root seedlings, woody  
54.5 cuttings, and transplant material for use on private land, provided that such material must  
54.6 be sold in lots of not less than ~~500~~ 250 for a sum determined by the commissioner to be  
54.7 equivalent to the cost of the materials and the expenses of their distribution. The  
54.8 commissioner may not directly or indirectly supply any other planting stock for use on  
54.9 private lands.

54.10 Sec. 23. **[89.435] FOREST CARBON SEQUESTRATION GOAL.**

54.11 It is the goal of the state to plant an additional 1,000,000 trees each year in fiscal years  
54.12 2020, 2021, 2022, and 2023, to provide additional carbon sequestration and improve forest  
54.13 health.

54.14 Sec. 24. Minnesota Statutes 2018, section 90.01, is amended by adding a subdivision to  
54.15 read:

54.16 Subd. 13. **Special forest products.** "Special forest products" means woody and  
54.17 herbaceous plants, plant parts, seeds, fungus, soil, gravel, and forest substrate for  
54.18 consumption, decoration, or medicine or for any other specialty use.

54.19 Sec. 25. Minnesota Statutes 2018, section 90.195, is amended to read:

54.20 **90.195 SPECIAL USE AND PRODUCT PERMIT.**

54.21 (a) The commissioner may issue a fuelwood permit to salvage or cut not to exceed 12  
54.22 cords of fuelwood per year for personal use from either or both of the following sources:

54.23 (1) dead, down, and damaged trees; or

54.24 (2) other trees that are of negative value under good forest management practices.

54.25 (b) The fuelwood permits under paragraph (a) may be issued for a period not to exceed  
54.26 one year. The commissioner ~~shall~~ must charge a fee for the permit as provided under section  
54.27 90.041, subdivision 10. The fee ~~shall~~ must not exceed the current market value of fuelwood  
54.28 of similar species, grade, and volume that is being sold in the area where the salvage or  
54.29 cutting is authorized under the permit.

55.1 ~~(b)~~ (c) The commissioner may issue a ~~special product permit under section 89.42 for~~  
55.2 ~~commercial use, which may include~~ permit for harvesting or collecting incidental volumes  
55.3 of ~~boughs, gravel, hay, biomass, and other products derived from forest management activities~~  
55.4 special forest products. The value of the products is the current market value of the products  
55.5 that are being sold in the area. The permit may be issued for a period not to exceed one year,  
55.6 and the commissioner ~~shall~~ must charge a fee for the permit as provided under section  
55.7 90.041, subdivision 10.

55.8 ~~(e)~~ (d) The commissioner may issue a special use permit for incidental volumes of timber  
55.9 from approved right-of-way road clearing across state land ~~for the purpose of accessing to~~  
55.10 access a state timber permit. The permit ~~shall~~ must include the volume and value of timber  
55.11 to be cleared and may be issued for a period not to exceed one year. A presale conference  
55.12 as required under section 90.151, subdivision 6, must be completed before the start of any  
55.13 activities under the permit.

55.14 Sec. 26. Minnesota Statutes 2018, section 97A.055, subdivision 4, is amended to read:

55.15 Subd. 4. **Game and fish annual reports.** (a) By December 15 each year, the  
55.16 commissioner shall submit to the legislative committees having jurisdiction over  
55.17 appropriations and the environment and natural resources reports on each of the following:

55.18 (1) the amount of revenue from the following and purposes for which expenditures were  
55.19 made:

55.20 (i) the small-game license surcharge under section 97A.475, subdivision 4;

55.21 (ii) the Minnesota migratory-waterfowl stamp under section 97A.475, subdivision 5,  
55.22 clause (1);

55.23 (iii) the trout-and-salmon stamp under section 97A.475, subdivision 10;

55.24 (iv) the pheasant stamp under section 97A.475, subdivision 5, clause (2);

55.25 (v) the wild-turkey management account under section 97A.075, subdivision 5;

55.26 (vi) the deer license ~~donations and~~ surcharges under section 97A.475, subdivisions 3,  
55.27 paragraph (b), and 3a; and

55.28 (vii) the walleye stamp under section 97A.475, subdivision 10a;

55.29 (2) the amounts available under section 97A.075, subdivision 1, paragraphs (b) and (c),  
55.30 and the purposes for which these amounts were spent;

56.1 (3) money credited to the game and fish fund under this section and purposes for which  
56.2 expenditures were made from the fund;

56.3 (4) outcome goals for the expenditures from the game and fish fund; and

56.4 (5) summary and comments of citizen oversight committee reviews under subdivision  
56.5 4b.

56.6 (b) The report must include the commissioner's recommendations, if any, for changes  
56.7 in the laws relating to the stamps and surcharge referenced in paragraph (a).

56.8 Sec. 27. Minnesota Statutes 2018, section 97A.065, subdivision 6, is amended to read:

56.9 Subd. 6. **Deer license donations and surcharges.** (a) The surcharges collected under  
56.10 section 97A.475, subdivision 3a, ~~paragraph (b), shall~~ must be deposited in an account in  
56.11 the special revenue fund and are appropriated to the commissioner for deer management,  
56.12 including for grants or payments to agencies, organizations, or individuals for assisting with  
56.13 the cost of processing deer taken for population management purposes for venison donation  
56.14 programs. None of the additional license fees shall be transferred to any other agency for  
56.15 administration of programs other than venison donation. If any money transferred by the  
56.16 commissioner is not used for a venison donation program, it shall be returned to the  
56.17 commissioner.

56.18 (b) The surcharges ~~and donations~~ under section 97A.475, ~~subdivisions~~ subdivision 3,  
56.19 paragraph (b); 3a, paragraph (a); and 4, paragraph (b), shall must be deposited in an account  
56.20 in the special revenue fund and are appropriated to the commissioner for the walk-in access  
56.21 program.

56.22 Sec. 28. Minnesota Statutes 2018, section 97A.075, subdivision 1, is amended to read:

56.23 Subdivision 1. **Deer, bear, and lifetime licenses.** (a) For purposes of this subdivision,  
56.24 "deer license" means a license issued under section 97A.475, subdivisions 2, clauses (5),  
56.25 (6), (7), (13), (14), and (15); 3, paragraph (a), clauses (2), (3), (4), (10), (11), and (12); and  
56.26 8, paragraph (b), and licenses issued under section 97B.301, subdivision 4.

56.27 (b) ~~\$2 from each annual deer license and \$2 annually from the lifetime fish and wildlife~~  
56.28 ~~trust fund, established in section 97A.4742, for each license issued under section 97A.473,~~  
56.29 ~~subdivision 4, shall~~ The deer management account is established as an account in the game  
56.30 and fish fund and may be used only for deer habitat improvement or deer management  
56.31 programs. The following amounts must be credited to the deer management account ~~and is~~



57.1 ~~appropriated to the commissioner for deer habitat improvement or deer management~~  
57.2 ~~programs.:~~

57.3 (1) \$16 from each annual deer license issued under section 97A.475, subdivisions 2,  
57.4 clauses (5), (6), and (7); 3, paragraph (a), clauses (2), (3), and (4); and 8, paragraph (b);

57.5 (2) \$2 from each annual deer license issued under sections 97A.475, subdivisions 2,  
57.6 clauses (13), (14), and (15); and 3, paragraph (a), clauses (10), (11), and (12); and 97B.301,  
57.7 subdivision 4; and

57.8 (3) \$16 annually from the lifetime fish and wildlife trust fund, established under section  
57.9 97A.4742, for each license issued to a person 18 years of age or older under section 97A.473,  
57.10 subdivision 4, and \$2 annually from the lifetime fish and wildlife trust fund for each license  
57.11 issued to a person under 18 years of age.

57.12 (c) \$1 from each annual deer license and each bear license and \$1 annually from the  
57.13 lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued  
57.14 under section 97A.473, subdivision 4, ~~shall~~ must be credited to the deer and bear management  
57.15 account and is appropriated to the commissioner for deer- and bear-management programs,  
57.16 including a computerized licensing system.

57.17 (d) Fifty cents from each deer license is credited to the ~~emergency deer feeding and wild~~  
57.18 ~~Cervidae health-management account and is appropriated for emergency deer feeding and~~  
57.19 ~~wild Cervidae health management. Money appropriated for emergency deer feeding and~~  
57.20 ~~wild Cervidae health management is available until expended.~~

57.21 (e) When the unencumbered balance in the appropriation for emergency deer feeding  
57.22 ~~and wild Cervidae health management exceeds \$2,500,000 at the end of a fiscal year, the~~  
57.23 ~~unencumbered balance in excess of~~ over \$2,500,000 is canceled and is available for deer-  
57.24 and bear-management programs and computerized licensing.

57.25 Sec. 29. Minnesota Statutes 2018, section 97A.126, subdivision 2, is amended to read:

57.26 Subd. 2. **Use of enrolled lands.** (a) From September 1 to May 31, a person ~~must have~~  
57.27 ~~a walk-in access hunter validation in possession to~~ may hunt on private lands, including  
57.28 agricultural lands, that are posted as being enrolled in the walk-in access program.

57.29 (b) Hunting on private lands that are posted as enrolled in the walk-in access program  
57.30 is allowed from one-half hour before sunrise to one-half hour after sunset.

57.31 (c) Hunter access on private lands that are posted as enrolled in the walk-in access  
57.32 program is restricted to nonmotorized use, except by hunters with disabilities operating

58.1 motor vehicles on established trails or field roads who possess a valid permit to shoot from  
58.2 a stationary vehicle under section 97B.055, subdivision 3.

58.3 (d) The general provisions for use of wildlife management areas adopted under sections  
58.4 86A.06 and 97A.137, relating to overnight use, alcoholic beverages, use of motorboats,  
58.5 firearms and target shooting, hunting stands, abandonment of trash and property, destruction  
58.6 or removal of property, introduction of plants or animals, and animal trespass, apply to  
58.7 hunters on lands enrolled in the walk-in access program.

58.8 (e) Any use of enrolled lands other than hunting according to this section is prohibited,  
58.9 including:

58.10 (1) harvesting bait, including minnows, leeches, and other live bait;

58.11 (2) training dogs or using dogs for activities other than hunting; and

58.12 (3) constructing or maintaining any building, dock, fence, billboard, sign, hunting blind,  
58.13 or other structure, unless constructed or maintained by the landowner.

58.14 Sec. 30. Minnesota Statutes 2018, section 97A.475, subdivision 3a, is amended to read:

58.15 Subd. 3a. **Deer license donation and surcharge.** ~~(a) A person may agree to add a~~  
58.16 ~~donation of \$1, \$3, or \$5 to the fees for annual resident and nonresident licenses to take~~  
58.17 ~~deer by firearms or archery established under subdivisions 2, clauses (5), (6), (7), (13), (14),~~  
58.18 ~~and (15), and 3, paragraph (a), clauses (2), (3), (4), (10), (11), and (12).~~

58.19 ~~(b)~~ (a) Beginning March 1, 2008, fees for bonus licenses to take deer by firearms or  
58.20 archery established under section 97B.301, subdivision 4, must be increased by a surcharge  
58.21 of \$1.

58.22 ~~(c)~~ (b) An additional commission may not be assessed on the ~~donation or~~ surcharge.

58.23 Sec. 31. Minnesota Statutes 2018, section 97A.475, subdivision 4, is amended to read:

58.24 Subd. 4. **Small-game surcharge and donation.** (a) Fees for annual licenses to take  
58.25 small game must be increased by a surcharge of \$6.50, except licenses under subdivisions  
58.26 2, clauses (18) and (19); and 3, paragraph (a), clause (14). An additional commission may  
58.27 not be assessed on the surcharge and the following statement must be included in the annual  
58.28 small-game-hunting regulations: "This \$6.50 surcharge is being paid by hunters for the  
58.29 acquisition and development of wildlife lands."

58.30 ~~(b) A person may agree to add a donation of \$1, \$3, or \$5 to the fees for annual resident~~  
58.31 ~~and nonresident licenses to take small game. An additional commission may not be assessed~~

59.1 ~~on the donation. The following statement must be included in the annual small-game hunting~~  
59.2 ~~regulations: "The small-game license donations are being paid by hunters for administration~~  
59.3 ~~of the walk-in access program."~~

59.4 Sec. 32. Minnesota Statutes 2018, section 97A.475, subdivision 41, is amended to read:

59.5 Subd. 41. **Turtle licenses license.** ~~(a) The fee for a turtle seller's license to sell turtles~~  
59.6 ~~and to take, transport, buy, and possess turtles for sale is \$250.~~

59.7 ~~(b) The fee for a recreational turtle license to take, transport, and possess turtles for~~  
59.8 ~~personal use is \$25.~~

59.9 ~~(c) The fee for a turtle seller's apprentice license is \$100.~~

59.10 Sec. 33. **[97B.673] NONTOXIC SHOT REQUIRED FOR TAKING SMALL GAME**  
59.11 **IN CERTAIN AREAS.**

59.12 Subdivision 1. Nontoxic shot on wildlife management areas in agricultural zone. After  
59.13 July 1, 2020, a person may not take small game, rails, or common snipe on any wildlife  
59.14 management area within the farmland zone with shot other than:

59.15 (1) steel shot;

59.16 (2) copper-plated, nickle-plated, or zinc-plated steel shot; or

59.17 (3) shot made of other nontoxic material approved by the director of the United States  
59.18 Fish and Wildlife Service.

59.19 Subd. 2. Farmland zone. For the purposes of this section, the farmland zone is the  
59.20 portion of the state that falls south and west of Minnesota Highway 70 westward from the  
59.21 Wisconsin border to Minnesota Highway 65 to Minnesota Highway 23 to U.S. Highway  
59.22 169 at Milaca to Minnesota Highway 18 at Garrison to Minnesota Highway 210 at Brainerd  
59.23 to U.S. Highway 10 at Motley to U.S. Highway 59 at Detroit Lakes northward to the  
59.24 Canadian border.

59.25 Sec. 34. Minnesota Statutes 2018, section 97C.605, subdivision 1, is amended to read:

59.26 Subdivision 1. ~~Resident angling license required~~ **Taking turtles; requirements.** (a)  
59.27 ~~In addition to any other license required in this section,~~ A person may not take, possess, or  
59.28 transport turtles without a resident angling license, ~~except as provided in subdivision 2e~~  
59.29 ~~and a recreational turtle license.~~

59.30 (b) Turtles taken from the wild are for personal use only and may not be resold.

60.1 Sec. 35. Minnesota Statutes 2018, section 97C.605, subdivision 2c, is amended to read:

60.2 Subd. 2c. **License exemptions.** (a) A person does not need ~~a turtle seller's license or an~~  
60.3 ~~angling license~~ the licenses specified under subdivision 1:

60.4 ~~(1) when buying turtles for resale at a retail outlet;~~

60.5 ~~(2)~~ (1) when buying a turtle at a retail outlet; or

60.6 ~~(3) if the person is a nonresident buying a turtle from a licensed turtle seller for export~~  
60.7 ~~out of state. Shipping documents provided by the turtle seller must accompany each shipment~~  
60.8 ~~exported out of state by a nonresident. Shipping documents must include: name, address,~~  
60.9 ~~city, state, and zip code of the buyer; number of each species of turtle; and name and license~~  
60.10 ~~number of the turtle seller; or~~

60.11 ~~(4)~~ (2) to take, possess, and rent ~~or sell~~ up to 25 turtles greater than four inches in length  
60.12 for the purpose of providing the turtles to participants at a nonprofit turtle race, if the person  
60.13 is a resident under age 18. The person is responsible for the well-being of the turtles.

60.14 (b) A person with an aquatic farm license with a turtle endorsement or a private fish  
60.15 hatchery license with a turtle endorsement may sell, obtain, possess, transport, and propagate  
60.16 turtles and turtle eggs according to Minnesota Rules, part 6256.0900, without the licenses  
60.17 specified under subdivision 1.

60.18 Sec. 36. Minnesota Statutes 2018, section 97C.605, subdivision 3, is amended to read:

60.19 Subd. 3. **Taking; methods prohibited.** ~~(a)~~ A person may take turtles in any manner,  
60.20 except by the use of:

60.21 (1) explosives, drugs, poisons, lime, and other harmful substances;

60.22 ~~(2) traps, except as provided in paragraph (b) and rules adopted under this section;~~

60.23 (3) nets other than anglers' fish landing nets; or

60.24 ~~(4) commercial equipment, except as provided in rules adopted under this section.~~

60.25 ~~(b) Until new rules are adopted under this section, a person with a turtle seller's license~~  
60.26 ~~may take turtles with a floating turtle trap that:~~

60.27 ~~(1) has one or more openings above the water surface that measure at least ten inches~~  
60.28 ~~by four inches; and~~

60.29 ~~(2) has a mesh size of not less than one-half inch, bar measure.~~

61.1 Sec. 37. **[103F.49] CONSERVATION MATERIALS CONTAINING PLASTICS.**

61.2 **Subdivision 1. Identifying and listing.** By January 1, 2021, the Board of Water and  
61.3 **Soil Resources must:**

61.4 **(1) identify materials used in conservation and bioengineering projects that contain**  
61.5 **plastic that are used or are likely to be used in state-funded streambank stabilization projects;**

61.6 **(2) determine whether feasible alternatives for the materials identified are available that**  
61.7 **do not contain plastic; and**

61.8 **(3) post a list of the materials with feasible alternatives on the board's website stating**  
61.9 **that the materials are ineligible for state funding beginning January 1, 2022.**

61.10 **Subd. 2. Prohibition.** Beginning January 1, 2022, a person may not:

61.11 **(1) purchase a material listed under subdivision 1, in whole or in part, with state funds;**  
61.12 **or**

61.13 **(2) use a material listed under subdivision 1 as part of a project funded in whole or in**  
61.14 **part with state funds.**

61.15 Sec. 38. Minnesota Statutes 2018, section 103G.301, subdivision 2, is amended to read:

61.16 **Subd. 2. Permit application and notification fees.** (a) A fee to defray the costs of  
61.17 receiving, recording, and processing must be paid for a permit application authorized under  
61.18 this chapter, except for a general permit application, for each request to amend or transfer  
61.19 an existing permit, and for a notification to request authorization to conduct a project under  
61.20 a general permit. Fees established under this subdivision, unless specified in paragraph (c),  
61.21 ~~shall be compliant~~ must comply with section 16A.1285.

61.22 (b) Proposed projects that require water in excess of 100 million gallons per year must  
61.23 be assessed fees to recover the costs incurred to evaluate the project and the costs incurred  
61.24 for environmental review. Fees collected under this paragraph must be credited to an account  
61.25 in the natural resources fund and are appropriated to the commissioner.

61.26 (c) The fee to apply for a permit to appropriate water, in addition to any fee under  
61.27 paragraph (b), ~~and for a permit to construct or repair a dam that is subject to dam safety~~  
61.28 ~~inspection~~ is \$150. The application fee for a permit to construct or repair a dam that is  
61.29 subject to a dam safety inspection, to work in public waters, or to divert waters for mining  
61.30 must be at least \$150 \$300, but not more than \$1,000 \$3,000. The fee for a notification to  
61.31 request authorization to conduct a project under a general permit is \$100.

62.1 Sec. 39. [115A.141] CARPET PRODUCTS; STEWARDSHIP PROGRAM;  
62.2 STEWARDSHIP PLAN.

62.3 Subdivision 1. Definitions. For purposes of this section, the following terms have the  
62.4 meanings given:

62.5 (1) "blended carpet" means carpet with a nonuniform face fiber, which is manufactured  
62.6 with multiple 2.x polymer types, fiber types, or both, in the face of the constructed material;

62.7 (2) "brand" means a name, symbol, word, or mark that identifies carpet, rather than its  
62.8 components, and attributes the carpet to the owner or licensee of the brand as the producer;

62.9 (3) "carpet" means a manufactured article that is affixed or placed on the floor or building  
62.10 walking surface as a decorative or functional building interior or exterior feature, and is  
62.11 primarily constructed of a top visible surface of synthetic face fibers or yarns or tufts attached  
62.12 to a backing system derived from synthetic or natural materials. Carpet includes, but is not  
62.13 limited to, blended carpet, nylon carpet, PET carpet, polypropylene carpet, PTT carpet,  
62.14 wool carpet, commercial or residential broadloom carpet, modular carpet tiles, and artificial  
62.15 turf. Carpet includes a pad or underlayment used in conjunction with a carpet. Carpet does  
62.16 not include handmade rugs, area rugs, or mats;

62.17 (4) "discarded carpet" means carpet that is no longer used for its manufactured purpose,  
62.18 and may include carpet that is being evaluated for reuse and directed to reuse, as defined  
62.19 in this section;

62.20 (5) "distributor" means a person who buys or otherwise acquires carpet from another  
62.21 source and sells or offers to sell that carpet to retailers and installers in this state;

62.22 (6) "nylon carpet" means carpet made with a uniform face fiber made with either nylon  
62.23 6 or nylon 6,6;

62.24 (7) "PET carpet" means carpet made from polyethylene terephthalate;

62.25 (8) "producer" means a person that:

62.26 (i) has legal ownership of the brand, brand name, or cobrand of carpet sold in the state;

62.27 (ii) imports carpet branded by a producer that meets the specifications of item (i) when  
62.28 the producer has no physical presence in the United States;

62.29 (iii) if items (i) and (ii) do not apply, makes unbranded carpet that is sold in the state;

62.30 or

62.31 (iv) sells carpet at wholesale or retail, does not have legal ownership of the brand, and  
62.32 elects to fulfill the responsibilities of the producer for the carpet;

- 63.1 (9) "polypropylene carpet" means carpet made from polypropylene;
- 63.2 (10) "program year" means a calendar year;
- 63.3 (11) "PTT carpet" means carpet made from polytrimethylene terephthalate;
- 63.4 (12) "recycling" means the process by which discarded carpet is collected and processed  
63.5 into raw materials or products. "Recycling" includes only discarded carpet that is an output  
63.6 of a recycling facility destined for an end market or reuse, and does not include all discarded  
63.7 carpet accepted by a recycling facility. "Recycling" does not include:
- 63.8 (i) energy recovery or energy generation by means of combusting discarded carpet; and
- 63.9 (ii) any disposal or use of discarded carpet within the permitted boundaries of a disposal  
63.10 facility;
- 63.11 (13) "recycling rate" means the percentage of discarded carpet that is managed through  
63.12 recycling or reuse, as defined in this section, and is calculated by dividing the amount of  
63.13 discarded carpet that is collected and recycled or reused by the total amount of discarded  
63.14 carpet generated over a program year. To determine the annual recycling rates required by  
63.15 this section the amount of discarded carpet generated must be calculated using a standard  
63.16 recognized methodology based on annual sales, replacement rate, and the average weight  
63.17 of carpet and must be approved by the agency;
- 63.18 (14) "retailer" means any person who sells or offers carpet for sale at retail in the state  
63.19 that generates sales tax revenue;
- 63.20 (15) "reuse" means donating or selling discarded carpet back into the market for its  
63.21 original intended use, when the carpet retains its original purpose and performance  
63.22 characteristics;
- 63.23 (16) "sale" or "sell" means the transfer of title of carpet for consideration, including:
- 63.24 (i) a remote sale conducted through a sales outlet, catalog, website, or similar electronic  
63.25 means; or
- 63.26 (ii) a lease through which carpet is provided to a consumer by a producer or retailer;
- 63.27 (17) "stewardship assessment" means the amount added to the purchase price of carpet  
63.28 sold in the state that is necessary to cover the cost of collecting, transporting, processing,  
63.29 and marketing discarded carpet by a stewardship organization operating under a product  
63.30 stewardship plan;
- 63.31 (18) "stewardship organization" means an organization exempt from taxation under  
63.32 Section 501(c)(3) of the federal Internal Revenue Code of 1986 (United States Code, title

64.1 21, section 501(c)(3)) that is established by producers in accordance with this section to  
64.2 develop, implement, and administer a product stewardship program under this section;

64.3 (19) "stewardship plan" means a detailed plan describing the manner in which a product  
64.4 stewardship program under subdivision 2 will be implemented; and

64.5 (20) "wool carpet" means carpet made from wool.

64.6 Subd. 2. **Product stewardship program.** A producer of carpet sold in the state must  
64.7 participate in a stewardship organization to implement and finance a statewide product  
64.8 stewardship program operated under a product stewardship plan approved by the agency,  
64.9 that manages carpet by reducing carpet's waste generation, promoting its reuse and recycling,  
64.10 and providing for negotiation and execution of agreements to collect, transport, and process  
64.11 carpet for recycling and reuse.

64.12 Subd. 3. **Requirement for sale.** On and after January 1, 2022, no producer, distributor,  
64.13 or retailer may sell carpet or offer carpet for sale in the state unless the carpet's producer  
64.14 participates in a product stewardship organization to implement and finance a statewide  
64.15 product stewardship program operated under a stewardship plan approved by the agency.

64.16 Subd. 4. **Requirement for stewardship plan.** (a) On or before January 1, 2021, initially  
64.17 and on or before each July 1 in a year when the stewardship plan is required to be updated  
64.18 under paragraph (b), a stewardship organization must submit a stewardship plan to the  
64.19 agency and receive agency approval of the plan. A stewardship plan must include all elements  
64.20 required under subdivision 5.

64.21 (b) At least every three years, a stewardship organization operating a product stewardship  
64.22 program must update the stewardship plan and submit the updated plan to the agency for  
64.23 review and approval.

64.24 (c) It is the responsibility of the stewardship organization to notify the agency within  
64.25 30 days of any significant changes or modifications to the plan or its implementation. Within  
64.26 30 days of the notification, a written plan revision must be submitted to the agency for  
64.27 review and approval.

64.28 (d) Upon agency approval of the stewardship plan, the stewardship organization must  
64.29 comply with and implement the contents of the approved plan.

64.30 Subd. 5. **Stewardship plan content.** The stewardship plan must contain:

64.31 (1) certification that the product stewardship program will accept all discarded carpet  
64.32 regardless of which producer produced the carpet and its individual components;



65.1 (2) contact information for the individual and the entity submitting the plan and for all  
65.2 producers participating in the product stewardship program;

65.3 (3) a description of the methods by which discarded carpet will be collected in all areas  
65.4 in the state without relying on end-of-life fees, including an explanation of how the collection  
65.5 system will be convenient and adequate to serve the needs of small businesses and residents.  
65.6 The stewardship program must include an operating collection site located in each county  
65.7 of the state by January 1, 2023. Subject to approval by the agency, the stewardship program  
65.8 may propose an alternative to a collection site location in each county that is convenient  
65.9 and adequate to collect discarded carpet generated in each county;

65.10 (4) a description of how the adequacy of the collection program will be monitored and  
65.11 maintained;

65.12 (5) the names and locations of collectors, transporters, and recycling facilities that will  
65.13 manage discarded carpet;

65.14 (6) a description of how the discarded carpet and the carpet's components will be safely  
65.15 and securely transported, tracked, and handled from collection through final recycling and  
65.16 processing;

65.17 (7) a description of the method that will be used to reuse, deconstruct, or recycle the  
65.18 discarded carpet to ensure that the product's components, to the extent feasible, are  
65.19 transformed or remanufactured into raw materials or finished products for use;

65.20 (8) a description of the promotion and outreach activities that will be used to encourage  
65.21 participation in the collection and recycling programs and how the activities' effectiveness  
65.22 will be evaluated and the program modified, if necessary;

65.23 (9) evidence of adequate insurance and financial assurance that may be required for  
65.24 collection, handling, and disposal operations;

65.25 (10) performance goals, including an estimate of the percentage of discarded carpet that  
65.26 will be collected, reused, recycled, and disposed during each of the three years of each  
65.27 stewardship plan. The program must achieve at a minimum, a 15 percent recycling rate in  
65.28 program year 2023, and must include and meet escalating performance goals for each  
65.29 subsequent year. The performance goals must be based on:

65.30 (i) the most recent collection data available for the state;

65.31 (ii) the amount of carpet disposed of annually;

65.32 (iii) the weight of the carpet that is expected to be available for collection annually; and

66.1 (iv) actual collection data from other existing stewardship programs.

66.2 A stewardship plan must state the methodology used to determine these goals. The agency  
66.3 must review and may adjust the recycling rate and performance goals, based on information  
66.4 included in the stewardship plan and annual reports, other information provided by  
66.5 stewardship organizations, and economic and any other relevant information;

66.6 (11) a discussion of the status of statewide collection infrastructure, processor capacity,  
66.7 and end markets for discarded carpet and what, if any, additional statewide collection  
66.8 infrastructure, processor capacity, and end markets are needed to improve the functioning  
66.9 of the program and meet increasing performance goals;

66.10 (12) carpet design changes that will be considered to reduce toxicity, water use, or energy  
66.11 use or to increase recycled content, recyclability, or carpet longevity;

66.12 (13) a discussion of market development opportunities to expand the use of recovered  
66.13 carpet, with consideration of expanding processing activity near areas of collection;

66.14 (14) a financial plan that demonstrates sufficient funding to carry out the stewardship  
66.15 plan, including the administrative, operational, and capital costs of the plan, and payment  
66.16 of incentive payments to carpet collectors, processors, and end use markets to assist with  
66.17 the implementation of this section;

66.18 (15) annual budgets showing revenue and expenditure projections for the current program  
66.19 year and for the next three years of the program;

66.20 (16) a process by which the financial activities of the stewardship organization related  
66.21 to the implementation of the plan are subject to an annual independent audit, which shall  
66.22 be reviewed by the agency;

66.23 (17) baseline information, for the most recent three-year period for which data is available,  
66.24 on the number of square feet and pounds of carpet sold in this state, by type of carpet pursuant  
66.25 to subdivision 1, clause (3);

66.26 (18) a discussion of the feasibility, cost, and effectiveness of labeling the backside of  
66.27 new carpet with the polymer type or nonpolymer material used to manufacture the carpet  
66.28 to assist processors in more easily identifying the type of discarded carpet collected for  
66.29 processing;

66.30 (19) a description of a mandatory program to train carpet installers on properly managing  
66.31 discarded carpet so that it can be reused or recycled under this section; and

67.1 (20) a summary of the consultation process that identifies the consulted stakeholders,  
67.2 the stakeholder comments raised in the consultation process, and the stewardship  
67.3 organizations' responses to those comments as required under subdivision 7.

67.4 Subd. 6. **Stewardship assessment.** (a) On and after July 1, 2021, a producer must add  
67.5 a stewardship assessment fee of four cents per square foot to the purchase price of nylon  
67.6 carpet, polypropylene carpet, and wool carpet, and six cents per square foot to the purchase  
67.7 price of PET carpet, PTT carpet, blended carpet, and any other types of carpet sold by the  
67.8 producer in this state. The assessment added under this section must be remitted by the  
67.9 producer on a quarterly basis to the stewardship organization.

67.10 (b) The assessment must be added by the producer to the purchase price of all carpet  
67.11 sold by producers to a Minnesota retailer or distributor or otherwise sold for use in this  
67.12 state. The assessment must be clearly visible on all invoices or functionally equivalent  
67.13 billing documents as a separate line item and must be accompanied by a brief description  
67.14 of the assessment.

67.15 (c) If the amount of the assessment is too low to properly fund the stewardship program,  
67.16 the stewardship organization must submit a plan update to increase the assessment, which  
67.17 must be approved by the agency, in accordance with this section, prior to the fee being  
67.18 increased.

67.19 (d) If a fund balance greater than one-half of the program's annual operating cost is  
67.20 reached, the stewardship organization must submit a plan update to the agency to reduce  
67.21 the assessment, and the agency must reduce the assessment.

67.22 (e) The assessment fee must be deposited by the stewardship organization into a Federal  
67.23 Deposit Insurance Corporation (FDIC) insured financial institution, and if for any reason  
67.24 this section is repealed, the entire assessment fund balance must be transferred by the  
67.25 stewardship organization to the state to be deposited into the environmental fund.

67.26 (f) A stewardship assessment must not be used to pay for any penalties assessed under  
67.27 this section or for the final disposal or incineration of discarded carpet.

67.28 Subd. 7. **Consultation required.** (a) The stewardship organization must consult with  
67.29 stakeholders, including retailers, installers, collectors, recyclers, local government, customers,  
67.30 and citizens, during development of the stewardship plan; solicit stakeholder comments;  
67.31 and incorporate stakeholder comments regarding the plan to the extent feasible before  
67.32 submitting a plan to the agency for review.

68.1 (b) The stewardship organization must invite comments from local governments,  
68.2 communities, and citizens to report their satisfaction with services, including education and  
68.3 outreach, provided by the product stewardship program. The information must be submitted  
68.4 to the agency and used by the agency in reviewing proposed updates or changes to the  
68.5 stewardship plan.

68.6 Subd. 8. **Agency review and approval.** (a) Within 90 days after receiving a proposed  
68.7 stewardship plan, the agency must determine whether the plan complies with subdivision  
68.8 5 and is sufficient to achieve the goals and requirements of this section. If the agency  
68.9 approves a plan, the agency must notify the applicant of the plan approval in writing. If the  
68.10 agency rejects a plan, the agency must notify the applicant in writing of the reasons for  
68.11 rejecting the plan. An applicant whose plan is rejected by the agency must submit a revised  
68.12 plan to the agency within 60 days after receiving notice of rejection.

68.13 (b) Any proposed changes to a stewardship plan must be approved by the agency in  
68.14 writing.

68.15 Subd. 9. **Plan availability.** All draft stewardship plans must be placed on the agency's  
68.16 website for at least 30 days before agency approval and made available at the agency's  
68.17 headquarters for public review and comment. All approved stewardship plans must be placed  
68.18 on the agency's website while the plan is in effect.

68.19 Subd. 10. **Conduct authorized.** The stewardship organization that organizes collection,  
68.20 transport, and processing of carpet under this section is immune from liability for the conduct  
68.21 under state laws relating to antitrust, restraint of trade, unfair trade practices, and other  
68.22 regulation of trade or commerce only to the extent that the conduct is necessary to plan and  
68.23 implement the organization's chosen organized collection or recycling system.

68.24 Subd. 11. **Education materials.** (a) Producers of carpet or the stewardship organization  
68.25 must provide retailers, installers, and consumers with educational materials regarding the  
68.26 stewardship assessment and product stewardship program. The materials must include, but  
68.27 are not limited to, information regarding available end-of-life management options for carpet  
68.28 offered through the product stewardship program and information that notifies consumers  
68.29 that a charge for operating the product stewardship program is included in the purchase  
68.30 price of carpet sold in the state.

68.31 (b) Each distributor or retailer must provide the educational materials referenced in this  
68.32 subdivision to carpet installation contractors and consumers at the time of purchase or  
68.33 delivery or both.

69.1 Subd. 12. **Retailer and distributor responsibilities.** (a) On and after January 1, 2022,  
69.2 no carpet may be sold in the state unless the carpet's producer is participating in an approved  
69.3 stewardship plan.

69.4 (b) Any retailer or distributor may participate, on a voluntary basis, as a designated  
69.5 collection point pursuant to a product stewardship program under this section and in  
69.6 accordance with applicable law.

69.7 (c) No retailer or distributor shall be found to be in violation of this section if, on the  
69.8 date the carpet was ordered from the producer or its agent, the producer was listed as  
69.9 compliant on the agency's website, as provided in subdivision 15.

69.10 (d) Nothing in this section prohibits a retailer or distributor from selling their inventory  
69.11 of carpet existing prior to January 1, 2022.

69.12 Subd. 13. **Stewardship reports.** Beginning March 31, 2023, and each March 31  
69.13 thereafter, the stewardship organization must submit an annual report to the agency describing  
69.14 the product stewardship program. At a minimum, the report must contain:

69.15 (1) a description of the methods used to collect, transport, and process carpet in all  
69.16 regions of the state;

69.17 (2) the weight of all carpet collected in the seven-county metropolitan area and in the  
69.18 remainder of the state and a comparison to the performance goals, recycling rates, and  
69.19 collection infrastructure established in the stewardship plan, and, if appropriate, an  
69.20 explanation stating the reason or reasons performance goals were not met;

69.21 (3) the amount of discarded carpet collected in the state by method of disposition,  
69.22 including reuse, recycling, and other methods of processing, including the amount collected  
69.23 but not reused or recycled, and its methods of ultimate disposition;

69.24 (4) identification of the facilities processing carpet and the weight processed by type of  
69.25 carpet listed in subdivision 1, clause (3), at each facility;

69.26 (5) an evaluation of the program's funding mechanism and budget for each program  
69.27 year, including a copy of the independent audit;

69.28 (6) samples of educational materials provided to consumers and an evaluation of the  
69.29 effectiveness of the materials and the methods used to disseminate the materials;

69.30 (7) a description of progress made toward achieving carpet design changes in order to  
69.31 achieve the goals listed in subdivision 5, clause (12);

70.1 (8) an assessment of how the stewardship organization is achieving the goals of this  
70.2 section and the goals established in the stewardship plan, including a discussion of each of  
70.3 the required elements of the stewardship plan under subdivision 5;

70.4 (9) data necessary to determine whether the amount of the stewardship assessment will  
70.5 be sufficient to achieve the goals of this section and the goals established in the stewardship  
70.6 plan, and will properly fund the stewardship program; and

70.7 (10) other information that the agency may request for the purposes of determining  
70.8 compliance under this section.

70.9 Subd. 14. **Sales information.** Sales information provided to the commissioner under  
70.10 this section is classified as private or nonpublic data, as specified in section 115A.06,  
70.11 subdivision 13.

70.12 Subd. 15. **Agency responsibilities.** The agency must provide on its website a list of all  
70.13 compliant producers and brands participating in stewardship plans that the agency has  
70.14 approved and a list of all producers and brands the agency has identified as noncompliant  
70.15 with this section.

70.16 Subd. 16. **Local government responsibilities.** A city, county, or other public agency  
70.17 may voluntarily participate as a designated collection point by providing education and  
70.18 outreach, or using other strategies to assist in meeting product stewardship program recycling  
70.19 obligations. A city, county, or other public agency providing voluntary assistance must be  
70.20 reimbursed for all of its expenses by the stewardship organization.

70.21 Subd. 17. **Administrative fee.** (a) The stewardship organization submitting a stewardship  
70.22 plan must pay the agency an annual administrative fee. The agency must set the fee at an  
70.23 amount that is adequate to cover the agency's full costs of administering and enforcing this  
70.24 section.

70.25 (b) Fees collected under this subdivision are subject to section 16A.1285.

70.26 (c) The agency must identify the direct program development or regulatory costs it incurs  
70.27 under this section before the first stewardship plan is submitted and must establish a fee in  
70.28 an amount adequate to cover those costs, which must be paid by the stewardship organization.

70.29 (d) The stewardship organization must pay the agency's administrative fee under  
70.30 paragraph (a) on or before July 1, 2021, and annually thereafter, and the agency's onetime  
70.31 development fee under paragraph (c) on or before July 1, 2021. Each year after the initial  
70.32 payment, and notwithstanding paragraph (b), the annual administrative fee may not exceed

71.1 five percent of the aggregate stewardship assessment collected under subdivision 6 for the  
 71.2 preceding calendar year.

71.3 Subd. 18. **Account created.** A carpet stewardship account is created as an account in  
 71.4 the special revenue fund. All fees collected by the agency from a stewardship organization  
 71.5 under this section must be deposited in the account. Any earnings from assets of the account  
 71.6 must be credited to the account. Money in the account is appropriated to the commissioner  
 71.7 for the purposes of this section.

71.8 Subd. 19. **Duty to provide information.** Any producer, distributor, retailer, product  
 71.9 stewardship organization, or other person must furnish to the agency any information which  
 71.10 that person may have or may reasonably obtain that the agency requests for the purposes  
 71.11 of determining compliance under this section.

71.12 Sec. 40. Minnesota Statutes 2018, section 115A.142, is amended to read:

71.13 **115A.142 REPORT TO LEGISLATURE AND GOVERNOR.**

71.14 As part of the report required under section 115A.121, the commissioner of the Pollution  
 71.15 Control Agency ~~shall~~ must provide a report to the governor and the legislature on the  
 71.16 implementation of ~~section~~ sections 115A.141 and 115A.1415.

71.17 Sec. 41. Minnesota Statutes 2018, section 115A.51, is amended to read:

71.18 **115A.51 APPLICATION REQUIREMENTS.**

71.19 (a) Applications for assistance under the program ~~shall~~ must demonstrate:

71.20 ~~(a)~~ (1) that the project is conceptually and technically feasible;

71.21 ~~(b)~~ (2) that affected political subdivisions are committed to implement the project, to  
 71.22 provide necessary local financing, and to accept and exercise the government powers  
 71.23 necessary to the project;

71.24 ~~(c)~~ (3) that operating revenues from the project, considering the availability and security  
 71.25 of sources of solid waste and of markets for recovered resources, together with any proposed  
 71.26 federal, state, or local financial assistance, will be sufficient to pay all costs over the projected  
 71.27 life of the project;

71.28 ~~(d)~~ (4) that the applicant has evaluated the feasible and prudent alternatives to disposal,  
 71.29 including using existing solid waste management facilities with reasonably available capacity  
 71.30 sufficient to accomplish the goals of the proposed project, and has compared and evaluated

72.1 the costs of the alternatives, including capital and operating costs, and the effects of the  
72.2 alternatives on the cost to generators;

72.3 (5) that the applicant has identified:

72.4 (i) waste management objectives in applicable county and regional solid waste  
72.5 management plans consistent with section 115A.46, subdivision 2, paragraphs (e) and (f),  
72.6 or 473.149, subdivision 1; and

72.7 (ii) other solid waste facilities identified in the county and regional plans; and

72.8 (6) that the applicant has conducted a comparative analysis of the project against existing  
72.9 public and private solid waste facilities, including an analysis of potential displacement of  
72.10 those facilities, to determine whether the project is the most appropriate alternative to achieve  
72.11 the identified waste management objectives that considers:

72.12 (i) conformity with approved county or regional solid waste management plans;

72.13 (ii) consistency with the state's solid waste hierarchy and section 115A.46, subdivision  
72.14 2, paragraphs (e) and (f), or 473.149, subdivision 1; and

72.15 (iii) environmental standards related to public health, air, surface water, and groundwater.

72.16 (b) The commissioner may require completion of a comprehensive solid waste  
72.17 management plan conforming to the requirements of section 115A.46, before accepting an  
72.18 application. Within five days of filing an application with the agency, the applicant must  
72.19 submit a copy of the application to each solid waste management facility mentioned in the  
72.20 portion of the application addressing the requirements of paragraph (a), clauses (5) and (6).

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

72.22 **Sec. 42. [115A.903] WASTE TIRE FACILITIES OPERATING OUTDOORS;**  
72.23 **FINANCIAL QUALIFICATIONS.**

72.24 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have  
72.25 the meanings given.

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

72.27 (c) "Financial qualification" means the ability of an applicant or permit holder to pay  
72.28 the costs to properly design, construct, operate, maintain, and close a waste tire facility.

72.29 (d) "Waste tire facility" means a permitted facility operated by a tire collector or tire  
72.30 processor at which waste tires are stored or processed outdoors.



73.1 Subd. 2. **Application; financial qualification.** (a) An applicant for a permit for a waste  
73.2 tire facility must submit in an application to the commissioner:

73.3 (1) information demonstrating the applicant's financial qualification to design, construct,  
73.4 operate, maintain, and close a waste tire facility; and

73.5 (2) cost estimates for:

73.6 (i) site investigation;

73.7 (ii) land acquisition costs, including financing terms and costs;

73.8 (iii) project design;

73.9 (iv) construction;

73.10 (v) operations;

73.11 (vi) maintenance; and

73.12 (vii) facility closing.

73.13 (b) As part of the financial qualification review, an applicant must:

73.14 (1) provide a copy of its most recent audited or reviewed financial statements prepared  
73.15 by a certified public accountant according to generally accepted accounting principles, if  
73.16 the applicant is an operating business prior to application;

73.17 (2) provide a copy of its owners' personal financial statements, if the applicant is not an  
73.18 operating business prior to application; and

73.19 (3) demonstrate its financial viability through one or a combination of assets including  
73.20 cash, marketable securities or bonds, or letters of credit or loan commitments from a financial  
73.21 institution that is a member of the Federal Deposit Insurance Corporation (FDIC) or the  
73.22 National Credit Union Administration (NCUA) and is authorized to do business in the  
73.23 United States.

73.24 (c) Any person whose assets are used as part of the financial qualification review must  
73.25 be designated as a joint permittee with the applicant on the permit for the facility.

73.26 Subd. 3. **Financial qualification review.** The commissioner may provide to the state  
73.27 auditor a copy of any filing that an applicant for a permit or a permit holder submits to the  
73.28 commissioner to meet the financial qualification requirement under this section. The state  
73.29 auditor must review the filing and provide the commissioner with a written opinion as to  
73.30 the adequacy of the filing to meet the purposes of this section, including any recommended  
73.31 changes.

74.1 Subd. 4. **Changes affecting financial qualification.** (a) To continue to hold a permit  
74.2 for a waste tire facility, a permit holder must maintain financial qualification and must  
74.3 provide any information requested by the commissioner to establish that the permit holder  
74.4 continues to maintain financial qualification. A permit holder must notify the commissioner  
74.5 within 30 days of any significant change in:

74.6 (1) the identity of any person or structure of the business entity that holds the permit for  
74.7 the facility;

74.8 (2) the identity of any person or structure of the business entity that owns or operates  
74.9 the facility; or

74.10 (3) assets of the permit holder, owner, or operator of the facility.

74.11 (b) A change is significant under paragraph (a) if the change:

74.12 (1) has the potential to affect the financial qualification of the permit holder, owner, or  
74.13 operator; or

74.14 (2) would result in a change in the identity of the permit holder, owner, or operator for  
74.15 purposes of financial qualification.

74.16 The commissioner may, after reviewing the changes, require the permit holder to reestablish  
74.17 financial qualification and may modify or revoke a permit or require issuance of a new  
74.18 permit.

74.19 Subd. 5. **Application.** (a) The financial qualification requirements of this section apply  
74.20 only in the first ten years of operation of a waste tire facility permitted in the state.

74.21 (b) This section does not apply to political subdivisions operating a waste tire facility.

74.22 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
74.23 applies to waste tire facilities issued a permit on or after that date.

74.24 Sec. 43. **[115B.172] NATURAL RESOURCES DAMAGES ACCOUNT.**

74.25 Subdivision 1. **Establishment.** The natural resources damages account is established as  
74.26 an account in the remediation fund.

74.27 Subd. 2. **Revenues.** The account consists of money from the following sources:

74.28 (1) revenue from actions taken to recover natural resources damages under section  
74.29 115B.17, subdivision 7, or any other law, unless otherwise specified in the settlement  
74.30 agreement;

74.31 (2) appropriations and transfers to the account as provided by law;

75.1 (3) interest earned on the account; and

75.2 (4) money received by the commissioner of the Pollution Control Agency or the  
75.3 commissioner of natural resources for deposit in the account in the form of a gift or grant.

75.4 Subd. 3. **Expenditures.** (a) Money in the account is appropriated to the commissioner  
75.5 of natural resources for the purposes authorized in section 115B.20, subdivision 2, clause  
75.6 (4).

75.7 (b) The commissioner of management and budget must allocate the amounts available  
75.8 in any biennium to the commissioner of natural resources for the purposes of this section  
75.9 based upon work plans submitted by the commissioner of natural resources and may adjust  
75.10 those allocations if revised work plans are submitted. Copies of the work plans must be  
75.11 submitted to the chairs of the house of representatives and senate committees and divisions  
75.12 having jurisdiction over environment and natural resources finance.

75.13 Subd. 4. **Report.** By November 1 each year, the commissioner of natural resources must  
75.14 submit a report to the chairs and ranking minority members of the house of representatives  
75.15 and senate committees and divisions with jurisdiction over environment and natural resources  
75.16 policy and finance on expenditures from the natural resources damages account during the  
75.17 previous fiscal year.

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

75.19 Sec. 44. Minnesota Statutes 2018, section 115B.421, is amended to read:

75.20 **115B.421 CLOSED LANDFILL INVESTMENT FUND.**

75.21 The closed landfill investment fund is established in the state treasury. The fund consists  
75.22 of money credited to the fund, and interest and other earnings on money in the fund.  
75.23 Beginning July 1, 2003, funds must be deposited as described in section 115B.445. The  
75.24 fund shall be managed to maximize long-term gain through the State Board of Investment.  
75.25 Money in the fund is appropriated to the commissioner and may be spent by the commissioner  
75.26 after fiscal year 2020 in accordance with sections 115B.39 to 115B.444.

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

75.28 Sec. 45. Minnesota Statutes 2018, section 116.02, is amended to read:

75.29 **116.02 POLLUTION CONTROL AGENCY; CREATION AND POWERS.**

75.30 Subdivision 1. **Creation.** A pollution control agency, designated as the Minnesota  
75.31 Pollution Control Agency, is hereby created. The agency consists of the commissioner and

76.1 eight members appointed by the governor, by and with the advice and consent of the senate.  
76.2 One member must be a person knowledgeable in the field of agriculture, and one must be  
76.3 a representative of organized labor.

76.4 Subd. 2a. **Terms, compensation, removal, vacancies.** The membership terms,  
76.5 compensation, removal of members, and filling of vacancies on the agency is as provided  
76.6 in section 15.0575.

76.7 Subd. 3a. **Membership.** The membership of the Pollution Control Agency must be  
76.8 broadly representative of the skills and experience necessary to effectuate the policy of  
76.9 sections 116.01 to 116.075, except that no member other than the commissioner may be an  
76.10 officer or employee of the state or federal government. Only two members at one time may  
76.11 be officials or employees of a municipality or any governmental subdivision, but neither  
76.12 may be a member ex officio or otherwise on the management board of a municipal sanitary  
76.13 sewage disposal system.

76.14 Subd. 4a. **Chair.** The commissioner serves as chair of the agency. The agency elects  
76.15 other officers as the agency deems necessary.

76.16 Subd. 5. **Agency successor to commission.** The Pollution Control Agency is the  
76.17 successor of the Water Pollution Control Commission, and all powers and duties now vested  
76.18 in or imposed upon said commission by chapter 115, or any act amendatory thereof or  
76.19 supplementary thereto, are hereby transferred to, imposed upon, and vested in the  
76.20 commissioner of the Minnesota Pollution Control Agency.

76.21 Subd. 6a. **Required decisions.** The agency must make final decisions on the following  
76.22 matters:

76.23 (1) a petition for preparing an environmental assessment worksheet, if the project proposer  
76.24 or a person commenting on the proposal requests that the decision be made by the agency  
76.25 and the agency requests that it make the decision under subdivision 8a;

76.26 (2) the need for an environmental impact statement following preparation of an  
76.27 environmental assessment worksheet under applicable rules, if:

76.28 (i) the agency has received a request for an environmental impact statement;

76.29 (ii) the project proposer or a person commenting on the proposal requests that the  
76.30 declaration be made by the agency and the agency requests that it make the decision under  
76.31 subdivision 8a; or

76.32 (iii) the commissioner is recommending preparation of an environmental impact  
76.33 statement;

77.1 (3) the scope and adequacy of environmental impact statements;

77.2 (4) issuing, reissuing, modifying, or revoking a permit if:

77.3 (i) a variance is sought in the permit application or a contested case hearing request is  
77.4 pending; or

77.5 (ii) the permit applicant, the permittee, or a person commenting on the permit action  
77.6 requests that the decision be made by the agency and the agency requests that it make the  
77.7 decision under subdivision 8a;

77.8 (5) final adoption or amendment of agency rules for which a public hearing is required  
77.9 under section 14.25 or for which the commissioner decides to proceed directly to a public  
77.10 hearing under section 14.14, subdivision 1;

77.11 (6) approving or denying an application for a variance from an agency rule if:

77.12 (i) granting the variance request would change an air, soil, or water quality standard;

77.13 (ii) the commissioner determines that granting the variance would have a significant  
77.14 environmental impact; or

77.15 (iii) the applicant or a person commenting on the variance request requests that the  
77.16 decision be made by the agency and the agency requests that it make the decision under  
77.17 subdivision 8a; and

77.18 (7) whether to reopen, rescind, or reverse a decision of the agency.

77.19 Subd. 7a. **Additional decisions.** The commissioner may request that the agency make  
77.20 additional decisions or provide advice to the commissioner.

77.21 Subd. 8a. **Other actions.** (a) Any other action not specifically within the authority of  
77.22 the commissioner must be made by the agency if:

77.23 (1) before the commissioner's final decision on the action, one or more members of the  
77.24 agency notify the commissioner of their request that the decision be made by the agency;  
77.25 or

77.26 (2) any person submits a petition to the commissioner requesting that the decision be  
77.27 made by the agency and the commissioner grants the petition.

77.28 (b) If the commissioner denies a petition submitted under paragraph (a), clause (2), the  
77.29 commissioner must advise the agency and the petitioner of the reasons for the denial.

77.30 Subd. 9a. **Informing public.** The commissioner must inform interested persons as  
77.31 appropriate in public notices and other public documents of their right to request the agency

78.1 to make decisions in specific matters according to subdivision 6a and the right of agency  
78.2 members to request that decisions be made by the agency according to subdivision 8a. The  
78.3 commissioner must regularly inform the agency of activities that have broad policy  
78.4 implications or potential environmental significance and of activities in which the public  
78.5 has exhibited substantial interest.

78.6 Subd. 11. **Changing decisions.** (a) The agency must not reopen, rescind, or reverse a  
78.7 decision of the agency except upon:

78.8 (1) the affirmative vote of two-thirds of the agency; or

78.9 (2) a finding that there was an irregularity in a hearing related to the decision, an error  
78.10 of law, or a newly discovered material issue of fact.

78.11 (b) The requirements in paragraph (a) are minimum requirements and do not limit the  
78.12 agency's authority under sections 14.06 and 116.07, subdivision 3, to adopt rules:

78.13 (1) applying the requirement in paragraph (a), clause (1) or (2), to certain decisions of  
78.14 the agency; or

78.15 (2) establishing additional or more stringent requirements for reopening, rescinding, or  
78.16 reversing decisions of the agency.

78.17 Sec. 46. Minnesota Statutes 2018, section 116.03, subdivision 1, is amended to read:

78.18 Subdivision 1. **Office.** (a) The Office of Commissioner of the Pollution Control Agency  
78.19 is created and is under the supervision and control of the commissioner, who is appointed  
78.20 by the governor under the provisions of section 15.06.

78.21 (b) The commissioner may appoint a deputy commissioner and assistant commissioners  
78.22 who ~~shall be~~ are in the unclassified service.

78.23 (c) The commissioner shall make all decisions on behalf of the agency that are not  
78.24 required to be made by the agency under section 116.02.

78.25 Sec. 47. Minnesota Statutes 2018, section 116.03, subdivision 2a, is amended to read:

78.26 Subd. 2a. **Mission; efficiency.** It is part of the agency's mission that, within the agency's  
78.27 resources, the commissioner and the members of the agency shall endeavor to:

78.28 (1) prevent the waste or unnecessary spending of public money;

78.29 (2) use innovative fiscal and human resource practices to manage the state's resources  
78.30 and operate the agency as efficiently as possible;

79.1 (3) coordinate the agency's activities wherever appropriate with the activities of other  
79.2 governmental agencies;

79.3 (4) use technology where appropriate to increase agency productivity, improve customer  
79.4 service, increase public access to information about government, and increase public  
79.5 participation in the business of government;

79.6 (5) ~~utilize~~ use constructive and cooperative labor-management practices to the extent  
79.7 otherwise required by chapters 43A and 179A;

79.8 (6) report to the legislature on the performance of agency operations and the  
79.9 accomplishment of agency goals in the agency's biennial budget according to section 16A.10,  
79.10 subdivision 1; and

79.11 (7) recommend to the legislature appropriate changes in law necessary to carry out the  
79.12 mission and improve the performance of the agency.

79.13 Sec. 48. Minnesota Statutes 2018, section 116.155, subdivision 1, is amended to read:

79.14 Subdivision 1. **Creation.** The remediation fund is created as a special revenue fund in  
79.15 the state treasury to provide a reliable source of public money for response and corrective  
79.16 actions to address releases of hazardous substances, pollutants or contaminants, agricultural  
79.17 chemicals, and petroleum, and for environmental response actions at qualified landfill  
79.18 facilities for which the agency has assumed such responsibility, including perpetual care of  
79.19 such facilities. The specific purposes for which the general portion of the fund may be spent  
79.20 are provided in subdivision 2. In addition to the general portion of the fund, the fund contains  
79.21 ~~three~~ four accounts described in subdivisions 4 to ~~5a~~ 5b.

79.22 Sec. 49. Minnesota Statutes 2018, section 116.155, subdivision 3, is amended to read:

79.23 Subd. 3. **Revenues.** The following revenues shall be deposited in the general portion of  
79.24 the remediation fund:

79.25 (1) response costs ~~and natural resource damages~~ related to releases of hazardous  
79.26 substances, or pollutants or contaminants, recovered under sections 115B.17, subdivisions  
79.27 ~~6 and 7~~, 115B.443, 115B.444, or any other law;

79.28 (2) money paid to the agency or the Agriculture Department by voluntary parties who  
79.29 have received technical or other assistance under sections 115B.17, subdivision 14, 115B.175  
79.30 to 115B.179, and 115C.03, subdivision 9;

80.1 (3) money received in the form of gifts, grants, reimbursement, or appropriation from  
80.2 any source for any of the purposes provided in subdivision 2, except federal grants; and  
80.3 (4) interest accrued on the fund.

80.4 Sec. 50. Minnesota Statutes 2018, section 116.155, is amended by adding a subdivision  
80.5 to read:

80.6 Subd. 5b. **Natural resources damages account.** The natural resources damages account  
80.7 is as described in section 115B.172.

80.8 Sec. 51. **[116.2025] SALT APPLICATORS; VOLUNTARY CERTIFICATION**  
80.9 **PROGRAM.**

80.10 Subdivision 1. **Definitions.** For purposes of this section, the following terms have the  
80.11 meanings given:

80.12 (1) "certified commercial applicator" means an individual who applies deicer, completed  
80.13 training on snow and ice removal and deicer application approved by the commissioner,  
80.14 and passed an examination after completing the training;

80.15 (2) "commercial applicator" means an individual who applies deicer for hire, but does  
80.16 not include a municipal, state, or other government employee;

80.17 (3) "deicer" means any substance used to melt snow and ice, or used for its anti-icing  
80.18 effects, on privately owned surfaces traveled by pedestrians and vehicles; and

80.19 (4) "owner" means a person that owns or leases real estate and that enters into a written  
80.20 contract with a certified commercial applicator for snow and ice removal and deicer  
80.21 application.

80.22 Subd. 2. **Voluntary certification program; best management practices.** (a) The  
80.23 commissioner of the Pollution Control Agency must develop a training program that promotes  
80.24 best management practices for snow and ice removal and deicer application that protect  
80.25 water quality and allows commercial applicators to obtain certification as a water-friendly  
80.26 applicator. The commissioner must certify a commercial applicator as a water-friendly  
80.27 applicator if the applicator successfully completes the program and passes the examination.

80.28 (b) The commissioner, in consultation with the University of Minnesota, must provide  
80.29 additional training under this section for certified commercial applicators renewing  
80.30 certification after their initial training and certification.



81.1 (c) The commissioner, in consultation with the University of Minnesota, must provide  
81.2 the training and testing module at locations statewide and may make the recertification  
81.3 training available online.

81.4 (d) The commissioner, in consultation with the University of Minnesota, must annually  
81.5 post the best management practices and a list of certified commercial applicators on the  
81.6 agency's website.

81.7 (e) The commissioner may charge a fee of no more than \$350 per certified commercial  
81.8 applicator for the training or recertification under this section. Fees collected under this  
81.9 subdivision must be deposited in the environmental fund.

81.10 Subd. 3. **Liability.** (a) A certified commercial applicator or an owner is not liable for  
81.11 damages arising from hazards resulting from the accumulation of snow and ice on any real  
81.12 estate maintained by the certified commercial applicator when the hazard is solely caused  
81.13 by snow or ice and the certified commercial applicator used the best management practices  
81.14 for snow and ice removal and deicing approved by the commissioner.

81.15 (b) Nothing in paragraph (a) prevents or limits the liability of a certified commercial  
81.16 applicator or owner if the certified commercial applicator or owner:

81.17 (1) commits an act or omission that constitutes negligence or willful or wanton disregard  
81.18 for the safety of entrants onto real estate of the owner that is maintained by the certified  
81.19 commercial applicator and that act or omission proximately causes injury, damage, or death;

81.20 (2) has actual knowledge or reasonably should have known of a dangerous condition on  
81.21 the real estate of the owner maintained by the certified commercial applicator;

81.22 (3) intentionally injures an entrant on real estate of the owner that is maintained by the  
81.23 certified applicator; or

81.24 (4) fails to comply with the best management practices for snow and ice removal and  
81.25 deicer application approved by the commissioner.

81.26 (c) The liability of a commercial applicator who applies deicer but is not certified under  
81.27 this section may not be determined under the standards provided in this subdivision.

81.28 Subd. 4. **Record keeping.** A certified commercial applicator must maintain the following  
81.29 records as part of the best management practices approved by the commissioner:

81.30 (1) a copy of the applicator's certification approved by the commissioner and any  
81.31 recertification;

81.32 (2) evidence of passing the examination approved by the commissioner;

82.1 (3) copies of the winter maintenance assessment tool requirements developed by the  
82.2 commissioner;

82.3 (4) a written record describing the road, parking lot, and property maintenance practices  
82.4 used. The written record must include the type and rate of application of deicer used, the  
82.5 dates of treatment, and the weather conditions for each event requiring deicing. The records  
82.6 must be kept for a minimum of six years; and

82.7 (5) proof of compliance with the reporting requirements under subdivision 7.

82.8 Subd. 5. **Penalty.** The commissioner may revoke or decline to renew the certification  
82.9 of a commercial applicator who violates this section or rules adopted under this section.

82.10 Subd. 6. **Relation to other law.** Nothing in this section affects municipal liability under  
82.11 section 466.03.

82.12 Subd. 7. **Reporting required.** By July 1 each year, a certified commercial applicator  
82.13 must submit to the commissioner on a form prescribed by the commissioner the amounts  
82.14 and types of deicers used in the previous calendar year.

82.15 Subd. 8. **Expiration.** This section expires August 1, 2026.

82.16 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to claims  
82.17 arising on or after that date.

82.18 **Sec. 52. [116U.60] MINNESOTA OUTDOOR RECREATION OFFICE.**

82.19 Subdivision 1. **Office established.** The Minnesota Outdoor Recreation Office is  
82.20 established as an office in Explore Minnesota Tourism. The governor, in consultation with  
82.21 the commissioners of natural resources and employment and economic development, must  
82.22 appoint the director of the Minnesota Outdoor Recreation Office.

82.23 Subd. 2. **Purpose.** The purpose of the Minnesota Outdoor Recreation Office is to promote  
82.24 and increase participation in outdoor recreation by all Minnesota citizens, by:

82.25 (1) supporting the outdoor recreation economy of Minnesota and working toward  
82.26 equitable and inclusive access to the outdoors;

82.27 (2) creating and developing an inventory of existing public and private resources  
82.28 promoting outdoor recreation;

82.29 (3) coordinating outdoor recreation policy and management among state and federal  
82.30 agencies and local government entities;

82.31 (4) assisting in promoting and marketing opportunities and events for outdoor recreation;

83.1 (5) assisting the Department of Employment and Economic Development in supporting  
83.2 outdoor recreation businesses and providing technical assistance with resources and  
83.3 opportunities for economic development;

83.4 (6) developing strategies to recruit and grow outdoor recreation businesses and to enhance  
83.5 recreation-related employment in Minnesota;

83.6 (7) promoting outdoor recreation opportunities for people with disabilities;

83.7 (8) promoting education and use of outdoor recreation assets to enhance public health;

83.8 (9) supporting outdoor recreation programs at Minnesota educational institutions;

83.9 (10) collecting data on the impact of outdoor recreation in the state and the accessibility  
83.10 of natural resources for underserved populations; and

83.11 (11) recommending initiatives to increase access to outdoor recreational amenities and  
83.12 experiences.

83.13 Subd. 3. **Account; donations.** The director of the Minnesota Outdoor Recreation Office  
83.14 may accept gifts and grants for purposes related to the duties of the office. Money received  
83.15 by the director from gifts and grants is deposited in an account in the special revenue fund  
83.16 and appropriated to the director for the purposes specified in the gift or grant.

83.17 Subd. 4. **Strategic plan.** By January 15, 2020, the director of the Minnesota Outdoor  
83.18 Recreation Office must submit a report to the chairs and ranking minority members of the  
83.19 house of representatives and senate committees and divisions with jurisdiction over Explore  
83.20 Minnesota Tourism and the environment and natural resources policy and finance that  
83.21 contains a strategic plan for the office. In developing the strategic plan, the director must  
83.22 consult with the Explore Minnesota Tourism Council, the commissioners of natural resources,  
83.23 health, transportation, and employment and economic development, and the chairs and  
83.24 ranking minority members or their designees of the house of representatives and senate  
83.25 committees and divisions with jurisdiction over Explore Minnesota Tourism and the  
83.26 environment and natural resources policy and finance.

83.27 Subd. 5. **Consultation and cooperation.** (a) The director of the Minnesota Outdoor  
83.28 Recreation Office must consult with the Explore Minnesota Tourism Council in carrying  
83.29 out the purposes of the office.

83.30 (b) Explore Minnesota Tourism and the commissioners of natural resources, health,  
83.31 transportation, and employment and economic development must cooperate with the director  
83.32 of the Minnesota Outdoor Recreation Office in fulfilling the duties of the office as they  
83.33 relate to the purposes of the respective office or agencies.

84.1 Subd. 6. **Report.** By January 1, 2021, and each year thereafter, the director of the  
84.2 Minnesota Outdoor Recreation Office must submit an annual report to the legislature on  
84.3 the donations received, accomplishments, recommendations, and findings of the Minnesota  
84.4 Outdoor Recreation Office from the preceding fiscal year.

84.5 Subd. 7. **Regulatory authority.** Nothing contained in this section supplants or impacts  
84.6 the regulatory authority of other state agencies.

84.7 Sec. 53. Minnesota Statutes 2018, section 127A.353, subdivision 1, is amended to read:

84.8 Subdivision 1. **Appointment.** The school trust lands director shall be appointed by the  
84.9 governor. The commissioner of natural resources must provide office space for the director.  
84.10 The commissioner shall provide human resources, payroll, accounting, procurement, and  
84.11 other similar administrative services to the school trust lands director. The director's  
84.12 appointment is subject to the advice and consent of the senate.

84.13 Sec. 54. Minnesota Statutes 2018, section 325F.071, is amended to read:

84.14 **325F.071 FLAME-RETARDANT CHEMICALS; PROHIBITION.**

84.15 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have  
84.16 the meanings given.

84.17 (b) "Child" means a person under 12 years of age.

84.18 (c) "Children's product" means a product primarily designed or intended by a  
84.19 manufacturer to be used by or for a child, including any article used as a component of such  
84.20 a product, but excluding a food, beverage, dietary supplement, pharmaceutical product or  
84.21 biologic, children's toys that are subject to the most recent version of the American Society  
84.22 for Testing and Materials F963, Standard Consumer Safety Specification for Toy Safety, a  
84.23 medical device as defined in the Federal Food, Drug, and Cosmetic Act, United States Code,  
84.24 title 21, section 321(h), products listed under section 116.9405, clauses (10) and (11), and  
84.25 products listed under sections 325F.03 and 325F.04.

84.26 (d) "Upholstered ~~residential~~ furniture" means furniture with padding, coverings, and  
84.27 cushions ~~intended and sold for use in the home or places of lodging.~~

84.28 (e) "Residential or business textile" means a textile designed for use in the home,  
84.29 businesses, or places of lodging as a covering on windows, walls, or floors. Residential or  
84.30 business textile includes carpeting and carpet padding.

85.1 Subd. 2. **Flame-retardant chemicals; prohibition.** (a) On and after July 1, 2018, no  
85.2 manufacturer or wholesaler may manufacture, sell, offer for sale, distribute for sale, or  
85.3 distribute for use in this state a children's product or upholstered residential furniture,  
85.4 residential or business textile, or mattress containing, in amounts greater than 1,000 parts  
85.5 per million in any product component, ~~the following flame-retardants:~~ any halogenated,  
85.6 phosphorus-based, nitrogen-based, and nanoscale flame retardants.

85.7 ~~(1) TDCPP (tris(1,3-dichloro-2-propyl)phosphate), Chemical Abstracts Service number~~  
85.8 ~~13674-87-8;~~

85.9 ~~(2) decabromodiphenyl ether, Chemical Abstracts Service number 1163-19-5;~~

85.10 ~~(3) hexabromocyclododecane, Chemical Abstracts Service number 25637-99-4; and~~

85.11 ~~(4) TCEP (tris(2-chloroethyl)phosphate), Chemical Abstracts Service number 115-96-8.~~

85.12 (b) On and after July 1, 2019, no retailer may sell or offer for sale or use in this state a  
85.13 children's product or upholstered residential furniture, residential or business textile, or  
85.14 mattress containing in amounts greater than 1,000 parts per million in any product component  
85.15 the flame retardant chemicals listed in paragraph (a).

85.16 (c) The sale or offer for sale of any previously owned product containing a chemical  
85.17 restricted under this section is exempt from the provisions of this section.

85.18 Subd. 3. **Flame-retardant chemicals; replacement chemicals.** A manufacturer shall  
85.19 not replace a chemical whose use is prohibited under this section with a chemical identified  
85.20 on the basis of credible scientific evidence by a state, federal, or international agency as  
85.21 being known or suspected with a high degree of probability to:

85.22 (1) harm the normal development of a fetus or child or cause other developmental  
85.23 toxicity;

85.24 (2) cause cancer, genetic damage, or reproductive harm;

85.25 (3) disrupt the endocrine or hormone system; or

85.26 (4) damage the nervous system, immune system, or organs, or cause other systemic  
85.27 toxicity.

85.28 Subd. 4. **Firefighting foam.** Beginning July 1, 2020, a manufacturer or wholesaler may  
85.29 only manufacture, sell, offer for sale, distribute for sale, or distribute for use in this state  
85.30 class B firefighting foam that contains intentionally added PFC or perfluorinated chemicals  
85.31 to oil refineries, oil and petroleum terminals, and airports.

86.1 Subd. 5. **Training exercises.** Class B firefighting foam that contains intentionally added  
86.2 PFC or perfluorinated chemicals shall not be used in training exercises, including at oil  
86.3 refineries, oil and petroleum terminals, and airports.

86.4 Subd. 6. **Enforcement.** The commissioner of the Pollution Control Agency shall enforce  
86.5 compliance with this section under authority of sections 115.071 and 116.072. The  
86.6 commissioner shall coordinate with the Department of Commerce and the Department of  
86.7 Health in enforcing provisions of this section.

86.8 **EFFECTIVE DATE.** (a) The amendments to subdivision 2, paragraph (a), are effective  
86.9 July 1, 2020.

86.10 (b) The amendments to subdivision 2, paragraph (b), are effective July 1, 2021.

86.11 Sec. 55. **TURTLE SELLER'S LICENSES; TRANSFER AND RENEWAL.**

86.12 The commissioner of natural resources must not renew or transfer a turtle seller's license  
86.13 after the effective date of this section.

86.14 Sec. 56. **CHRONIC WASTING DISEASE ADOPT-A-DUMPSTER PROGRAM;**  
86.15 **DEER CARCASS HANDLING GUIDELINES.**

86.16 (a) The commissioner of natural resources must establish a chronic wasting disease  
86.17 adopt-a-dumpster program to provide dumpsters dedicated to disposing of deer carcasses  
86.18 in areas where chronic wasting disease has been detected. The commissioner must work  
86.19 with solid waste haulers and other interested parties and encourage volunteer support to  
86.20 ensure the dumpsters are located at convenient locations with appropriate signage, lined,  
86.21 and maintained. The commissioner must ensure the carcasses collected are properly disposed  
86.22 of to minimize the spread of chronic wasting disease.

86.23 (b) The commissioner of natural resources, in consultation with the commissioners of  
86.24 health and the Pollution Control Agency, must develop guidelines to prevent the spread of  
86.25 chronic wasting disease and protect public health that take into consideration infectious  
86.26 waste as defined under Minnesota Statutes, section 116.76, subdivision 12:

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

86.28 (2) for solid waste facilities and solid waste haulers for proper handling, transportation,  
86.29 and disposal of deer carcasses; and

86.30 (3) for taxidermists and meat processors for the proper handling, processing, and disposal  
86.31 of deer carcasses.

87.1 (c) By January 15, 2020, the commissioner of natural resources must submit a report to  
87.2 the chairs and ranking minority members of the house of representatives and senate  
87.3 committees and divisions with jurisdiction over environment and natural resources with the  
87.4 results of the program developed under paragraph (a) and the guidelines developed under  
87.5 paragraph (b).

87.6 Sec. 57. **REVISOR INSTRUCTION.**

87.7 The revisor of statutes shall renumber Minnesota Statutes, section 85.012, subdivision  
87.8 49, as subdivision 58a, and include the history of the current subdivision 49 under the new  
87.9 subdivision 58a.

87.10 Sec. 58. **REPEALER.**

87.11 (a) Minnesota Statutes 2018, section 97C.605, subdivisions 2, 2a, 2b, and 5, are repealed.

87.12 (b) Laws 2015, First Special Session chapter 4, article 4, section 149, is repealed.

87.13 (c) Minnesota Rules, part 6256.0500, subparts 2, 2a, 2b, 4, 5, 6, 7, and 8, are repealed."

87.14 Amend the title accordingly