

1.1 moves to amend H.F. No. 1076 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 "2022" and "2023" used in this article mean that the appropriations listed under
 1.10 them are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively.
 1.11 "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium"
 1.12 is fiscal years 2022 and 2023. Appropriations and cancellations for the fiscal year ending
 1.13 June 30, 2021, are effective the day following final enactment.

1.14 **APPROPRIATIONS**

1.15 **Available for the Year**

1.16 **Ending June 30**

1.17 **2022**

2023

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

| | | | | | |
|------|--|-----------|---------------------------|-----------|---------------------------|
| 1.19 | <u>Subdivision 1. Total Appropriation</u> | \$ | <u>110,088,000</u> | \$ | <u>110,456,000</u> |
|------|--|-----------|---------------------------|-----------|---------------------------|

1.20 **Appropriations by Fund**

| | | | |
|------|--------------------------------|-------------------------|-------------------------|
| 1.21 | | <u>2022</u> | <u>2023</u> |
| 1.22 | <u>General</u> | <u>7,194,000</u> | <u>7,468,000</u> |
| 1.23 | <u>State Government</u> | | |
| 1.24 | <u>Special Revenue</u> | <u>75,000</u> | <u>75,000</u> |

2.1 Environmental 88,273,000 88,367,000
 2.2 Remediation 14,546,000 14,546,000

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

2.6 The commissioner must present the agency's
 2.7 biennial budget for fiscal years 2024 and 2025
 2.8 to the legislature in a transparent way by
 2.9 agency division, including the proposed
 2.10 budget bill and presentations of the budget to
 2.11 committees and divisions with jurisdiction
 2.12 over the agency's budget.

2.13 **Subd. 2. Environmental Analysis and Outcomes** 15,514,000 15,156,000

2.14 Appropriations by Fund

| | <u>2022</u> | <u>2023</u> |
|---------------------------|-------------------|-------------------|
| 2.15 | | |
| 2.16 <u>General</u> | <u>214,000</u> | <u>224,000</u> |
| 2.17 <u>Environmental</u> | <u>15,099,000</u> | <u>14,731,000</u> |
| 2.18 <u>Remediation</u> | <u>201,000</u> | <u>201,000</u> |

2.19 (a) \$99,000 the first year and \$109,000 the
 2.20 second year are from the general fund for:

2.21 (1) a municipal liaison to assist municipalities
 2.22 in implementing and participating in the
 2.23 rulemaking process for water quality standards
 2.24 and navigating the NPDES/SDS permitting
 2.25 process;

2.26 (2) enhanced economic analysis in the
 2.27 rulemaking process for water quality
 2.28 standards, including more-specific analysis
 2.29 and identification of cost-effective permitting;

2.30 (3) developing statewide economic analyses
 2.31 and templates to reduce the amount of
 2.32 information and time required for
 2.33 municipalities to apply for variances from
 2.34 water quality standards; and

- 3.1 (4) coordinating with the Public Facilities
3.2 Authority to identify and advocate for the
3.3 resources needed for municipalities to achieve
3.4 permit requirements.
- 3.5 (b) \$205,000 the first year and \$205,000 the
3.6 second year are from the environmental fund
3.7 for a monitoring program under Minnesota
3.8 Statutes, section 116.454.
- 3.9 (c) \$115,000 the first year and \$115,000 the
3.10 second year are for monitoring water quality
3.11 and operating assistance programs.
- 3.12 (d) \$347,000 the first year and \$347,000 the
3.13 second year are from the environmental fund
3.14 for monitoring ambient air for hazardous
3.15 pollutants.
- 3.16 (e) \$90,000 the first year and \$90,000 the
3.17 second year are from the environmental fund
3.18 for duties related to harmful chemicals in
3.19 children's products under Minnesota Statutes,
3.20 sections 116.9401 to 116.9407. Of this
3.21 amount, \$57,000 each year is transferred to
3.22 the commissioner of health.
- 3.23 (f) \$109,000 the first year and \$109,000 the
3.24 second year are from the environmental fund
3.25 for registering wastewater laboratories.
- 3.26 (g) \$926,000 the first year and \$926,000 the
3.27 second year are from the environmental fund
3.28 to continue perfluorochemical biomonitoring
3.29 in eastern metropolitan communities, as
3.30 recommended by the Environmental Health
3.31 Tracking and Biomonitoring Advisory Panel,
3.32 and to address other environmental health
3.33 risks, including air quality. The communities
3.34 must include Hmong and other immigrant

4.1 farming communities. Of this amount, up to
4.2 \$689,000 the first year and \$689,000 the
4.3 second year are for transfer to the Department
4.4 of Health.

4.5 (h) \$51,000 the first year and \$51,000 the
4.6 second year are from the environmental fund
4.7 for the listing procedures for impaired waters
4.8 required under this act.

4.9 (i) \$350,000 the first year is from the
4.10 environmental fund for completing the St.
4.11 Louis River mercury total maximum daily
4.12 load study. This is a onetime appropriation.

4.13 (j) \$141,000 the second year is to implement
4.14 and enforce Minnesota Statutes, section
4.15 325F.071. Of this amount, up to \$65,000 may
4.16 be transferred to the commissioner of health.

4.17 (k) \$200,000 the first year and \$200,000 the
4.18 second year are from the environmental fund
4.19 for sampling fish and water for per- and
4.20 polyfluoroalkyl substances at multiple surface
4.21 waters.

4.22 (l) \$450,000 the first year and \$250,000 the
4.23 second year are from the environmental fund
4.24 for inventorying the types of facilities that are
4.25 a potential source of per- and polyfluoroalkyl
4.26 substances contamination.

4.27 (m) \$300,000 the first year and \$200,000 the
4.28 second year are from the environmental fund
4.29 to evaluate materials going to wastewater and
4.30 solid waste facilities that result in high levels
4.31 of per- and polyfluoroalkyl substances at these
4.32 locations. This is a onetime appropriation.

4.33 (n) \$104,000 the first year and \$204,000 the
4.34 second year are from the environmental fund

5.1 for the purposes of the perfluoroalkyl and
 5.2 polyfluoroalkyl substances food packaging
 5.3 provisions under Minnesota Statutes, section
 5.4 325F.075.

5.5 (o) \$226,000 the first year and \$266,000 the
 5.6 second year are from the environmental fund
 5.7 to adopt rules establishing water quality
 5.8 standards for perfluorooctanoic acid (PFOA)
 5.9 and perfluorooctanesulfonic acid (PFOS) as
 5.10 required under this act. This appropriation is
 5.11 a onetime appropriation and is available until
 5.12 June 30, 2024.

5.13 (p) \$250,000 the first year and \$250,000 the
 5.14 second year are from the environmental fund
 5.15 for the air permit community liaison required
 5.16 under this act.

5.17 Subd. 3. **Industrial** 17,233,000 17,617,000

| 5.18 | <u>Appropriations by Fund</u> | |
|---------------------------|-------------------------------|-------------------|
| 5.19 | <u>2022</u> | <u>2023</u> |
| 5.20 <u>General</u> | <u>682,000</u> | <u>682,000</u> |
| 5.21 <u>Environmental</u> | <u>15,550,000</u> | <u>15,934,000</u> |
| 5.22 <u>Remediation</u> | <u>1,001,000</u> | <u>1,001,000</u> |

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

5.33 (b) \$393,000 the first year and \$393,000 the
 5.34 second year are from the environmental fund

6.1 to further evaluate the use and reduction of
6.2 trichloroethylene around Minnesota and
6.3 identify its potential health effects on
6.4 communities. Of this amount, up to \$121,000
6.5 each year may be transferred to the
6.6 commissioner of health.

6.7 (c) \$184,000 the second year is from the
6.8 environmental fund to purchase air emissions
6.9 monitoring equipment to support compliance
6.10 and enforcement activities. Of this amount,
6.11 \$180,000 is a onetime appropriation.

6.12 (d) \$48,000 the first year and \$48,000 the
6.13 second year are from the environmental fund
6.14 for the purposes of the public informational
6.15 meeting requirements under Minnesota
6.16 Statutes, section 115.071, subdivision 3a.

6.17 (e) \$182,000 the first year and \$182,000 the
6.18 second year are to adopt rules establishing
6.19 procedures for issuing permits to facilities that
6.20 affect environmental justice areas, as required
6.21 under Minnesota Statutes, section 116.064 and
6.22 for other air permitting requirements under
6.23 this act. This is a onetime appropriation.

6.24 (f) \$250,000 the first year and \$250,000 the
6.25 second year are from the environmental fund
6.26 for the purposes of the nonexpiring state
6.27 individual air quality permit requirements
6.28 under Minnesota Statutes, section 116.07,
6.29 subdivision 4l. This is a onetime appropriation.

6.30 (g) \$500,000 the first year and \$500,000 the
6.31 second year are for implementation of the
6.32 environmental justice and cumulative impact
6.33 analysis requirements under Minnesota

7.1 Statutes, section 116.064. This is a onetime
 7.2 appropriation.

7.3 Subd. 4. **Municipal** 9,089,000 9,182,000

7.4 Appropriations by Fund

| 7.5 | <u>2022</u> | <u>2023</u> |
|-----------------------------|------------------|------------------|
| 7.6 <u>General</u> | <u>177,000</u> | <u>190,000</u> |
| 7.7 <u>State Government</u> | | |
| 7.8 <u>Special Revenue</u> | <u>75,000</u> | <u>75,000</u> |
| 7.9 <u>Environmental</u> | <u>8,837,000</u> | <u>8,917,000</u> |

7.10 (a) \$177,000 the first year and \$190,000 the
 7.11 second year are for:

7.12 (1) a municipal liaison to assist municipalities
 7.13 in implementing and participating in the
 7.14 rulemaking process for water quality standards
 7.15 and navigating the NPDES/SDS permitting
 7.16 process;

7.17 (2) enhanced economic analysis in the
 7.18 rulemaking process for water quality
 7.19 standards, including more-specific analysis
 7.20 and identification of cost-effective permitting;

7.21 (3) developing statewide economic analyses
 7.22 and templates to reduce the amount of
 7.23 information and time required for
 7.24 municipalities to apply for variances from
 7.25 water quality standards; and

7.26 (4) coordinating with the Public Facilities
 7.27 Authority to identify and advocate for the
 7.28 resources needed for municipalities to achieve
 7.29 permit requirements.

7.30 (b) \$50,000 the first year and \$50,000 the
 7.31 second year are from the environmental fund
 7.32 for transfer to the Office of Administrative
 7.33 Hearings to establish sanitary districts.

8.1 (c) \$952,000 the first year and \$952,000 the
 8.2 second year are from the environmental fund
 8.3 for subsurface sewage treatment system
 8.4 (SSTS) program administration and
 8.5 community technical assistance and education,
 8.6 including grants and technical assistance to
 8.7 communities for water-quality protection. Of
 8.8 this amount, \$129,000 each year is for
 8.9 assistance to counties through grants for SSTS
 8.10 program administration. A county receiving
 8.11 a grant from this appropriation must submit
 8.12 the results achieved with the grant to the
 8.13 commissioner as part of its annual SSTS
 8.14 report. Any unexpended balance in the first
 8.15 year does not cancel but is available in the
 8.16 second year.

8.17 (d) \$784,000 the first year and \$784,000 the
 8.18 second year are from the environmental fund
 8.19 to address the need for continued increased
 8.20 activity in new technology review, technical
 8.21 assistance for local governments, and
 8.22 enforcement under Minnesota Statutes,
 8.23 sections 115.55 to 115.58, and to complete the
 8.24 requirements of Laws 2003, chapter 128,
 8.25 article 1, section 165.

8.26 (e) Notwithstanding Minnesota Statutes,
 8.27 section 16A.28, the appropriations
 8.28 encumbered on or before June 30, 2023, as
 8.29 grants or contracts for subsurface sewage
 8.30 treatment systems, surface water and
 8.31 groundwater assessments, storm water, and
 8.32 water-quality protection in this subdivision
 8.33 are available until June 30, 2026.

8.34 Subd. 5. Operations 10,390,000 10,404,000

| | | |
|-----|-------------------------------|------------------|
| 9.1 | <u>Appropriations by Fund</u> | |
| 9.2 | <u>2022</u> | <u>2023</u> |
| 9.3 | <u>General</u> | <u>2,531,000</u> |
| 9.4 | <u>Environmental</u> | <u>2,532,000</u> |
| 9.5 | <u>Remediation</u> | <u>5,778,000</u> |
| | | <u>5,791,000</u> |
| | | <u>2,081,000</u> |

9.6 (a) \$1,003,000 the first year and \$1,003,000
 9.7 the second year are from the remediation fund
 9.8 for the leaking underground storage tank
 9.9 program to investigate, clean up, and prevent
 9.10 future releases from underground petroleum
 9.11 storage tanks and for the petroleum
 9.12 remediation program for vapor assessment
 9.13 and remediation. These same annual amounts
 9.14 are transferred from the petroleum tank fund
 9.15 to the remediation fund.

9.16 (b) \$2,531,000 the first year and \$2,532,000
 9.17 the second year are to support agency
 9.18 information technology services provided at
 9.19 the enterprise and agency level.

9.20 (c) \$800,000 the first year and \$800,000 the
 9.21 second year are from the environmental fund
 9.22 to develop and maintain systems to support
 9.23 permitting and regulatory business processes
 9.24 and agency data.

9.25 (d) The base for the remediation fund in fiscal
 9.26 year 2025 is \$1,901,000.

| | | | |
|------|-----------------------------|-------------------|-------------------|
| 9.27 | <u>Subd. 6. Remediation</u> | <u>11,537,000</u> | <u>11,537,000</u> |
|------|-----------------------------|-------------------|-------------------|

| | | |
|------|-------------------------------|-------------------|
| 9.28 | <u>Appropriations by Fund</u> | |
| 9.29 | <u>2022</u> | <u>2023</u> |
| 9.30 | <u>Environmental</u> | <u>508,000</u> |
| 9.31 | <u>Remediation</u> | <u>508,000</u> |
| | | <u>11,029,000</u> |
| | | <u>11,029,000</u> |

9.32 (a) All money for environmental response,
 9.33 compensation, and compliance in the
 9.34 remediation fund not otherwise appropriated

10.1 is appropriated to the commissioners of the
10.2 Pollution Control Agency and agriculture for
10.3 purposes of Minnesota Statutes, section
10.4 115B.20, subdivision 2, clauses (1), (2), (3),
10.5 (6), and (7). At the beginning of each fiscal
10.6 year, the two commissioners must jointly
10.7 submit to the commissioner of management
10.8 and budget an annual spending plan that
10.9 maximizes resource use and appropriately
10.10 allocates the money between the two
10.11 departments. This appropriation is available
10.12 until June 30, 2023.

10.13 (b) \$363,000 the first year and \$363,000 the
10.14 second year are from the environmental fund
10.15 to manage contaminated sediment projects at
10.16 multiple sites identified in the St. Louis River
10.17 remedial action plan to restore water quality
10.18 in the St. Louis River Area of Concern.

10.19 (c) \$3,198,000 the first year and \$3,198,000
10.20 the second year are from the remediation fund
10.21 for the leaking underground storage tank
10.22 program to investigate, clean up, and prevent
10.23 future releases from underground petroleum
10.24 storage tanks and for the petroleum
10.25 remediation program for vapor assessment
10.26 and remediation. These same annual amounts
10.27 are transferred from the petroleum tank fund
10.28 to the remediation fund.

10.29 (d) \$257,000 the first year and \$257,000 the
10.30 second year are from the remediation fund for
10.31 transfer to the commissioner of health for
10.32 private water-supply monitoring and health
10.33 assessment costs in areas contaminated by
10.34 unpermitted mixed municipal solid waste
10.35 disposal facilities and drinking water

- 11.1 advisories and public information activities
- 11.2 for areas contaminated by hazardous releases.
- 11.3 **Subd. 7. Resource Management and Assistance** 35,483,000 35,668,000
- 11.4 Appropriations by Fund
- | | <u>2022</u> | <u>2023</u> |
|---------------------------|-------------------|-------------------|
| 11.5 <u>General</u> | <u>550,000</u> | <u>800,000</u> |
| 11.6 <u>Environmental</u> | <u>34,933,000</u> | <u>34,868,000</u> |
- 11.7
- 11.8 (a) Up to \$150,000 the first year and \$150,000
- 11.9 the second year may be transferred from the
- 11.10 environmental fund to the small business
- 11.11 environmental improvement loan account
- 11.12 under Minnesota Statutes, section 116.993.
- 11.13 (b) \$1,000,000 the first year and \$1,000,000
- 11.14 the second year are for competitive recycling
- 11.15 grants under Minnesota Statutes, section
- 11.16 115A.565. Of this amount, \$300,000 the first
- 11.17 year and \$300,000 the second year are from
- 11.18 the general fund, and \$700,000 the first year
- 11.19 and \$700,000 the second year are from the
- 11.20 environmental fund. This appropriation is
- 11.21 available until June 30, 2025.
- 11.22 (c) \$694,000 the first year and \$694,000 the
- 11.23 second year are from the environmental fund
- 11.24 for emission-reduction activities and grants to
- 11.25 small businesses and other
- 11.26 nonpoint-emission-reduction efforts. Of this
- 11.27 amount, \$100,000 the first year and \$100,000
- 11.28 the second year are to continue work with
- 11.29 Clean Air Minnesota, and the commissioner
- 11.30 may enter into an agreement with
- 11.31 Environmental Initiative to support this effort.
- 11.32 (d) \$17,750,000 the first year and \$17,750,000
- 11.33 the second year are from the environmental
- 11.34 fund for SCORE block grants to counties.

- 12.1 (e) \$119,000 the first year and \$119,000 the
12.2 second year are from the environmental fund
12.3 for environmental assistance grants or loans
12.4 under Minnesota Statutes, section 115A.0716.
- 12.5 (f) \$400,000 the first year and \$400,000 the
12.6 second year are from the environmental fund
12.7 for grants to develop and expand recycling
12.8 markets for Minnesota businesses.
- 12.9 (g) \$750,000 the first year and \$750,000 the
12.10 second year are from the environmental fund
12.11 for reducing and diverting food waste,
12.12 redirecting edible food for consumption, and
12.13 removing barriers to collecting and recovering
12.14 organic waste. Of this amount, \$500,000 each
12.15 year is for grants to increase food rescue and
12.16 waste prevention. This appropriation is
12.17 available until June 30, 2025.
- 12.18 (h) \$250,000 the first year and \$500,000 the
12.19 second year are from the environmental fund
12.20 for the establishment and implementation of
12.21 a climate adaptation and resiliency program
12.22 including technical assistance and grants to
12.23 local governmental units and Tribal
12.24 governments. The base for this appropriation
12.25 is \$1,000,0000 in fiscal year 2024 and beyond.
- 12.26 (i) \$100,000 the first year is from the
12.27 environmental fund for the carpet stewardship
12.28 report required under this act.
- 12.29 (j) All money deposited in the environmental
12.30 fund for the metropolitan solid waste landfill
12.31 fee in accordance with Minnesota Statutes,
12.32 section 473.843, and not otherwise
12.33 appropriated, is appropriated for the purposes
12.34 of Minnesota Statutes, section 473.844.

13.1 (k) Any unencumbered grant and loan
 13.2 balances in the first year do not cancel but are
 13.3 available for grants and loans in the second
 13.4 year. Notwithstanding Minnesota Statutes,
 13.5 section 16A.28, the appropriations
 13.6 encumbered on or before June 30, 2023, as
 13.7 contracts or grants for environmental
 13.8 assistance awarded under Minnesota Statutes,
 13.9 section 115A.0716; technical and research
 13.10 assistance under Minnesota Statutes, section
 13.11 115A.152; technical assistance under
 13.12 Minnesota Statutes, section 115A.52; and
 13.13 pollution prevention assistance under
 13.14 Minnesota Statutes, section 115D.04, are
 13.15 available until June 30, 2025.

13.16 **Subd. 8. Watershed** 9,568,000 9,618,000

| | | |
|-------|-------------------------------|------------------|
| 13.17 | <u>Appropriations by Fund</u> | |
| 13.18 | <u>2022</u> | <u>2023</u> |
| 13.19 | <u>1,959,000</u> | <u>1,959,000</u> |
| 13.20 | <u>7,375,000</u> | <u>7,425,000</u> |
| 13.21 | <u>234,000</u> | <u>234,000</u> |

13.22 (a) \$1,959,000 the first year and \$1,959,000
 13.23 the second year are for grants to delegated
 13.24 counties to administer the county feedlot
 13.25 program under Minnesota Statutes, section
 13.26 116.0711, subdivisions 2 and 3. Money
 13.27 remaining after the first year is available for
 13.28 the second year.

13.29 (b) \$208,000 the first year and \$208,000 the
 13.30 second year are from the environmental fund
 13.31 for the costs of implementing general
 13.32 operating permits for feedlots over 1,000
 13.33 animal units.

13.34 (c) \$122,000 the first year and \$122,000 the
 13.35 second year are from the remediation fund for

14.1 the leaking underground storage tank program
 14.2 to investigate, clean up, and prevent future
 14.3 releases from underground petroleum storage
 14.4 tanks and for the petroleum remediation
 14.5 program for vapor assessment and
 14.6 remediation. These same annual amounts are
 14.7 transferred from the petroleum tank fund to
 14.8 the remediation fund.

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

| | | | |
|-------|-------------------------------|------------------|------------------|
| 14.10 | <u>Appropriations by Fund</u> | | |
| 14.11 | | <u>2022</u> | <u>2023</u> |
| 14.12 | <u>General</u> | <u>1,081,000</u> | <u>1,081,000</u> |
| 14.13 | <u>Environmental</u> | <u>193,000</u> | <u>193,000</u> |

14.14 **Subd. 10. Transfers**

14.15 (a) The commissioner must transfer up to
 14.16 \$25,000,000 the first year and \$22,000,000
 14.17 the second year from the environmental fund
 14.18 to the remediation fund for purposes of the
 14.19 remediation fund under Minnesota Statutes,
 14.20 section 116.155, subdivision 2.

14.21 (b) Beginning in fiscal year 2024, the
 14.22 commissioner of management and budget must
 14.23 transfer \$1,125,000 each year from the general
 14.24 fund to the metropolitan landfill contingency
 14.25 action trust account in the remediation fund
 14.26 to restore the money transferred from the
 14.27 account as intended under Laws 2003, chapter
 14.28 128, article 1, section 10, paragraph (e), and
 14.29 Laws 2005, First Special Session chapter 1,
 14.30 article 3, section 17.

14.31 **Sec. 3. NATURAL RESOURCES**

14.32 **Subdivision 1. Total Appropriation** **\$ 332,822,000** **\$ 326,377,000**

| | | | |
|-------|-------------------------------|-------------|-------------|
| 14.33 | <u>Appropriations by Fund</u> | | |
| 14.34 | | <u>2022</u> | <u>2023</u> |

| | | | |
|------|--------------------------|--------------------|--------------------|
| 15.1 | <u>General</u> | <u>101,880,000</u> | <u>96,576,000</u> |
| 15.2 | <u>Natural Resources</u> | <u>114,898,000</u> | <u>114,008,000</u> |
| 15.3 | <u>Game and Fish</u> | <u>114,912,000</u> | <u>114,661,000</u> |
| 15.4 | <u>Remediation</u> | <u>114,000</u> | <u>114,000</u> |
| 15.5 | <u>Permanent School</u> | <u>1,018,000</u> | <u>1,018,000</u> |

15.6 The amounts that may be spent for each
 15.7 purpose are specified in the following
 15.8 subdivisions.

15.9 **Subd. 2. Land and Mineral Resources**
 15.10 **Management**

6,479,000

6,506,000

15.11 Appropriations by Fund

| | | | |
|-------|--------------------------|------------------|------------------|
| 15.12 | | <u>2022</u> | <u>2023</u> |
| 15.13 | <u>General</u> | <u>1,874,000</u> | <u>1,901,000</u> |
| 15.14 | <u>Natural Resources</u> | <u>4,043,000</u> | <u>4,043,000</u> |
| 15.15 | <u>Game and Fish</u> | <u>344,000</u> | <u>344,000</u> |
| 15.16 | <u>Permanent School</u> | <u>218,000</u> | <u>218,000</u> |

15.17 (a) \$319,000 the first year and \$319,000 the
 15.18 second year are for environmental research
 15.19 relating to mine permitting, of which \$200,000
 15.20 each year is from the minerals management
 15.21 account and \$119,000 each year is from the
 15.22 general fund.

15.23 (b) \$3,083,000 the first year and \$3,083,000
 15.24 the second year are from the minerals
 15.25 management account in the natural resources
 15.26 fund for use as provided under Minnesota
 15.27 Statutes, section 93.2236, paragraph (c), for
 15.28 mineral resource management, projects to
 15.29 enhance future mineral income, and projects
 15.30 to promote new mineral-resource
 15.31 opportunities.

15.32 (c) \$218,000 the first year and \$218,000 the
 15.33 second year are transferred from the forest
 15.34 suspense account to the permanent school fund
 15.35 and are appropriated from the permanent

16.1 school fund to secure maximum long-term
 16.2 economic return from the school trust lands
 16.3 consistent with fiduciary responsibilities and
 16.4 sound natural resources conservation and
 16.5 management principles.

16.6 (d) \$338,000 the first year and \$338,000 the
 16.7 second year are from the water management
 16.8 account in the natural resources fund for
 16.9 mining hydrology.

16.10 (e) \$42,000 of the fiscal year 2021 general
 16.11 fund appropriations under Laws 2019, First
 16.12 Special Session chapter 4, article 1, section 3,
 16.13 subdivision 2, is canceled.

16.14 **Subd. 3. Ecological and Water Resources** 45,537,000 42,263,000

| | <u>Appropriations by Fund</u> | |
|--------------------------------|-------------------------------|-------------------|
| | <u>2022</u> | <u>2023</u> |
| 16.16 <u>General</u> | <u>23,547,000</u> | <u>20,773,000</u> |
| 16.17 <u>Natural Resources</u> | <u>16,466,000</u> | <u>15,966,000</u> |
| 16.18 <u>Game and Fish</u> | <u>5,524,000</u> | <u>5,524,000</u> |

16.19 (a) \$6,722,000 the first year and \$6,722,000
 16.20 the second year are from the invasive species
 16.21 account in the natural resources fund and
 16.22 \$2,831,000 the first year and \$2,831,000 the
 16.23 second year are from the general fund for
 16.24 management, public awareness, assessment
 16.25 and monitoring research, and water access
 16.26 inspection to prevent the spread of invasive
 16.27 species; management of invasive plants in
 16.28 public waters; and management of terrestrial
 16.29 invasive species on state-administered lands.
 16.30 Of the amount from the invasive species
 16.31 account, at least \$500,000 each year is for
 16.32 grants to lake associations to manage aquatic
 16.33 invasive plant species.

- 17.1 (b) \$5,556,000 the first year and \$5,556,000
17.2 the second year are from the water
17.3 management account in the natural resources
17.4 fund for only the purposes specified in
17.5 Minnesota Statutes, section 103G.27,
17.6 subdivision 2.
- 17.7 (c) \$124,000 the first year and \$124,000 the
17.8 second year are for a grant to the Mississippi
17.9 Headwaters Board for up to 50 percent of the
17.10 cost of implementing the comprehensive plan
17.11 for the upper Mississippi within areas under
17.12 the board's jurisdiction.
- 17.13 (d) \$10,000 the first year and \$10,000 the
17.14 second year are for payment to the Leech Lake
17.15 Band of Chippewa Indians to implement the
17.16 band's portion of the comprehensive plan for
17.17 the upper Mississippi River.
- 17.18 (e) \$264,000 the first year and \$264,000 the
17.19 second year are for grants for up to 50 percent
17.20 of the cost of implementing the Red River
17.21 mediation agreement.
- 17.22 (f) \$2,298,000 the first year and \$2,298,000
17.23 the second year are from the heritage
17.24 enhancement account in the game and fish
17.25 fund for only the purposes specified in
17.26 Minnesota Statutes, section 297A.94,
17.27 paragraph (h), clause (1).
- 17.28 (g) \$1,485,000 the first year and \$985,000 the
17.29 second year are from the nongame wildlife
17.30 management account in the natural resources
17.31 fund for nongame wildlife management.
17.32 Notwithstanding Minnesota Statutes, section
17.33 290.431, \$100,000 the first year and \$100,000
17.34 the second year may be used for nongame

- 18.1 wildlife information, education, and
18.2 promotion.
- 18.3 (h) Notwithstanding Minnesota Statutes,
18.4 section 84.943, \$25,000 the first year and
18.5 \$25,000 the second year from the critical
18.6 habitat private sector matching account may
18.7 be used to publicize the critical habitat license
18.8 plate match program.
- 18.9 (i) \$6,000,000 the first year and \$6,000,000
18.10 the second year are for the following activities:
- 18.11 (1) financial reimbursement and technical
18.12 support to soil and water conservation districts
18.13 or other local units of government for
18.14 groundwater-level monitoring;
- 18.15 (2) surface water monitoring and analysis,
18.16 including installing monitoring gauges;
- 18.17 (3) groundwater analysis to assist with
18.18 water-appropriation permitting decisions;
- 18.19 (4) permit application review incorporating
18.20 surface water and groundwater technical
18.21 analysis;
- 18.22 (5) precipitation data and analysis to improve
18.23 irrigation use;
- 18.24 (6) information technology, including
18.25 electronic permitting and integrated data
18.26 systems; and
- 18.27 (7) compliance and monitoring.
- 18.28 (j) \$410,000 the first year and \$410,000 the
18.29 second year are from the heritage enhancement
18.30 account in the game and fish fund for grants
18.31 to the Minnesota Aquatic Invasive Species
18.32 Research Center at the University of
18.33 Minnesota to prioritize, support, and develop

19.1 research-based solutions that can reduce the
 19.2 effects of aquatic invasive species in
 19.3 Minnesota by preventing spread, controlling
 19.4 populations, and managing ecosystems and to
 19.5 advance knowledge to inspire action by others.

19.6 (k) \$1,000,000 the first year and \$1,000,000
 19.7 the second year are from the invasive species
 19.8 research account in the natural resources fund
 19.9 for grants for the Minnesota Aquatic Invasive
 19.10 Species Research Center.

19.11 (l) \$3,000,000 the first year is for a grant to
 19.12 assist Red Lake Nation in addressing aquatic
 19.13 invasive species in and around Upper and
 19.14 Lower Red Lake. This is a onetime
 19.15 appropriation and is available until June 30,
 19.16 2023.

19.17 (m) \$449,000 the first year and \$449,000 the
 19.18 second year are for water-use permit public
 19.19 meetings required under Minnesota Statutes,
 19.20 section 103G.271, subdivision 2a.

19.21 (n) \$1,308,000 the first year and \$1,308,000
 19.22 the second year are for additional research,
 19.23 monitoring and other activities to determine
 19.24 whether water-use is sustainable under
 19.25 Minnesota Statutes, section 103G.287,
 19.26 subdivision 5.

19.27 (o) \$427,000 of the fiscal year 2021 general
 19.28 fund appropriations under Laws 2019, First
 19.29 Special Session chapter 4, article 1, section 3,
 19.30 subdivision 3, is canceled.

19.31 **Subd. 4. Forest Management** 54,860,000 54,615,000

19.32 Appropriations by Fund

| | | |
|----------------------|-------------------|-------------------|
| | <u>2022</u> | <u>2023</u> |
| 19.33 | | |
| 19.34 <u>General</u> | <u>36,782,000</u> | <u>36,537,000</u> |

| | | | |
|------|--------------------------|-------------------|-------------------|
| 20.1 | <u>Natural Resources</u> | <u>16,661,000</u> | <u>16,661,000</u> |
| 20.2 | <u>Game and Fish</u> | <u>1,417,000</u> | <u>1,417,000</u> |

20.3 (a) \$7,521,000 the first year and \$7,521,000
20.4 the second year are for prevention,
20.5 presuppression, and suppression costs of
20.6 emergency firefighting and other costs
20.7 incurred under Minnesota Statutes, section
20.8 88.12. The amount necessary to pay for
20.9 presuppression and suppression costs during
20.10 the biennium is appropriated from the general
20.11 fund. By January 15 of each year, the
20.12 commissioner of natural resources must submit
20.13 a report to the chairs and ranking minority
20.14 members of the house and senate committees
20.15 and divisions having jurisdiction over
20.16 environment and natural resources finance that
20.17 identifies all firefighting costs incurred and
20.18 reimbursements received in the prior fiscal
20.19 year. These appropriations may not be
20.20 transferred. Any reimbursement of firefighting
20.21 expenditures made to the commissioner from
20.22 any source other than federal mobilizations
20.23 must be deposited into the general fund.

20.24 (b) \$15,386,000 the first year and \$15,386,000
20.25 the second year are from the forest
20.26 management investment account in the natural
20.27 resources fund for only the purposes specified
20.28 in Minnesota Statutes, section 89.039,
20.29 subdivision 2.

20.30 (c) \$1,417,000 the first year and \$1,417,000
20.31 the second year are from the heritage
20.32 enhancement account in the game and fish
20.33 fund to advance ecological classification
20.34 systems (ECS) scientific management tools
20.35 for forest and invasive species management.

- 21.1 (d) \$855,000 the first year and \$863,000 the
21.2 second year are for the Forest Resources
21.3 Council to implement the Sustainable Forest
21.4 Resources Act.
- 21.5 (e) \$1,143,000 the first year and \$1,143,000
21.6 the second year are for the Next Generation
21.7 Core Forestry data system. Of this
21.8 appropriation, \$868,000 is from the general
21.9 fund and \$275,000 from the forest
21.10 management investment account in the natural
21.11 resources fund.
- 21.12 (f) \$500,000 the first year and \$500,000 the
21.13 second year are from the forest management
21.14 investment account in the natural resources
21.15 fund for forest road maintenance on state
21.16 forest roads.
- 21.17 (g) \$500,000 the first year and \$500,000 the
21.18 second year are for forest road maintenance
21.19 on county forest roads.
- 21.20 (h) \$500,000 the first year and \$500,000 the
21.21 second year are from the forest management
21.22 investment account in the natural resources
21.23 fund for collecting light detection and ranging
21.24 data for forest inventory. This is a onetime
21.25 appropriation and is available until June 30,
21.26 2024.
- 21.27 (i) \$1,300,000 the first year and \$1,300,000
21.28 the second year are for increasing carbon
21.29 sequestration by increasing seed collection
21.30 and conservation-grade tree seedling
21.31 production at the state forest nursery, and
21.32 providing cost share incentives to increase tree
21.33 planting.

22.1 (j) \$750,000 the first year and \$1,000,000 the
 22.2 second year are for grants to local units of
 22.3 government to develop community ash
 22.4 management plans; to identify and convert ash
 22.5 stands to more diverse, climate-adapted
 22.6 species; and to replace removed ash trees.
 22.7 Grants awarded under this paragraph may
 22.8 cover up to 75 percent of eligible costs and
 22.9 may not exceed \$500,000. Matching grants
 22.10 provided through this appropriation are
 22.11 available to cities, counties, regional
 22.12 authorities, joint powers boards, towns, and
 22.13 parks and recreation boards in cities of the
 22.14 first class. The commissioner, in consultation
 22.15 with the commissioner of agriculture, must
 22.16 establish appropriate criteria for determining
 22.17 funding priorities between submitted requests
 22.18 and to determine activities and expenses that
 22.19 qualify to meet local match requirements.
 22.20 Money appropriated for grants under this
 22.21 paragraph may be used to pay reasonable costs
 22.22 incurred by the commissioner of natural
 22.23 resources to administer the grants.
 22.24 (k) \$1,075,000 the first year is to refund timber
 22.25 permit payments as provided under this act.
 22.26 (l) \$751,000 of the fiscal year 2021 general
 22.27 fund appropriations under Laws 2019, First
 22.28 Special Session chapter 4, article 1, section 3,
 22.29 subdivision 4, is canceled.

| | | | |
|-------|--|-------------------|-------------------|
| 22.30 | <u>Subd. 5. Parks and Trails Management</u> | <u>92,791,000</u> | <u>92,994,000</u> |
| 22.31 | <u>Appropriations by Fund</u> | | |
| 22.32 | | <u>2022</u> | <u>2023</u> |
| 22.33 | <u>General</u> | <u>27,563,000</u> | <u>27,876,000</u> |
| 22.34 | <u>Natural Resources</u> | <u>62,928,000</u> | <u>62,818,000</u> |
| 22.35 | <u>Game and Fish</u> | <u>2,300,000</u> | <u>2,300,000</u> |

- 23.1 (a) \$7,935,000 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 (b) \$19,198,000 the first year and \$19,533,000
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 (c) \$1,190,000 the first year and \$1,190,000
23.14 the 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 (d) \$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 (e) \$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 (f) \$1,250,000 the first year and \$2,250,000
24.8 the second year are from the state land and
24.9 water conservation account in the natural
24.10 resources fund for priorities established by the
24.11 commissioner for eligible state projects and
24.12 administrative and planning activities
24.13 consistent with Minnesota Statutes, section
24.14 84.0264, and the federal Land and Water
24.15 Conservation Fund Act. To the extent
24.16 allowable under federal law, the commissioner
24.17 must prioritize projects that are in
24.18 environmental justice areas or otherwise
24.19 increase environmental justice. Any
24.20 unencumbered balance does not cancel at the
24.21 end of the first year and is available for the
24.22 second year.

24.23 (g) \$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 (h) \$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 (i) \$450,000 the first year and \$500,000 the
24.33 second year are from the all-terrain vehicle
24.34 account in the natural resources fund for a
24.35 grant to St. Louis County to match other

- 25.1 funding sources for design, right-of-way
- 25.2 acquisition, permitting, and construction of
- 25.3 Phase I of the Voyageur Country ATV Trail
- 25.4 connections in the areas of Cook, Orr, Ash
- 25.5 River, Kabetogama Township, and
- 25.6 International Falls to the Voyageur Country
- 25.7 ATV Trail system. This is a onetime
- 25.8 appropriation and is available until June 30,
- 25.9 2025.

- 25.10 (j) \$455,000 the first year and \$500,000 the
- 25.11 second year are from the all-terrain vehicle
- 25.12 account in the natural resources fund for a
- 25.13 grant to the city of Ely for new trail
- 25.14 connections and a new bridge across the
- 25.15 Beaver River connecting the Prospector trail
- 25.16 system to the Taconite State Trail. This is a
- 25.17 onetime appropriation and is available until
- 25.18 June 30, 2025.

- 25.19 (k) \$2,390,000 the first year and \$2,350,000
- 25.20 the second year are from the water recreation
- 25.21 account in the natural resources fund for
- 25.22 maintaining and enhancing public
- 25.23 water-access facilities.

- 25.24 (l) \$614,000 of the fiscal year 2021 general
- 25.25 fund appropriations under Laws 2019, First
- 25.26 Special Session chapter 4, article 1, section 3,
- 25.27 subdivision 5, is canceled.

- 25.28 **Subd. 6. Fish and Wildlife Management** 79,456,000 78,459,000

- 25.29 Appropriations by Fund
- 25.30 2022 2023
- 25.31 General 1,179,000 432,000
- 25.32 Natural Resources 1,982,000 1,982,000
- 25.33 Game and Fish 76,295,000 76,045,000

26.1 (a) \$8,658,000 the first year and \$8,658,000
26.2 the second year are from the heritage
26.3 enhancement account in the game and fish
26.4 fund only for activities specified under
26.5 Minnesota Statutes, section 297A.94,
26.6 paragraph (h), clause (1). Notwithstanding
26.7 Minnesota Statutes, section 297A.94, five
26.8 percent of this appropriation may be used for
26.9 expanding hunter and angler recruitment and
26.10 retention.

26.11 (b) \$1,029,000 the first year and \$279,000 the
26.12 second year are from the general fund, and
26.13 \$1,675,000 the first year and \$1,675,000 the
26.14 second year are from the game and fish fund
26.15 for planning for and emergency response to
26.16 disease outbreaks in wildlife. Of the general
26.17 fund appropriation, \$250,000 is for the chronic
26.18 wasting disease adopt-a-dumpster program.
26.19 The commissioner and the Board of Animal
26.20 Health, must each submit quarterly reports on
26.21 chronic wasting disease activities funded in
26.22 this biennium to the chairs and ranking
26.23 minority members of the legislative
26.24 committees and divisions with jurisdiction
26.25 over environment and natural resources and
26.26 agriculture.

26.27 (c) \$250,000 in the first year is from the
26.28 emergency deer feeding and wild Cervidae
26.29 health management account in the game and
26.30 fish fund for the chronic wasting disease
26.31 adopt-a-dumpster program. This is a onetime
26.32 appropriation and is available June 30, 2023.

26.33 (d) \$8,546,000 the first year and \$8,546,000
26.34 the second year are from the deer management
26.35 account for the purposes identified in

27.1 Minnesota Statutes, section 97A.075,
 27.2 subdivision 1.

27.3 (e) \$150,000 the first year and \$150,000 the
 27.4 second year are for grants for
 27.5 natural-resource-based education and
 27.6 recreation programs serving youth under
 27.7 Minnesota Statutes, section 84.976.

27.8 (f) \$6,000 of the fiscal year 2021 general fund
 27.9 appropriations under Laws 2019, First Special
 27.10 Session chapter 4, article 1, section 3,
 27.11 subdivision 6, is canceled.

27.12 **Subd. 7. Enforcement** 49,302,000 49,173,000

27.13 Appropriations by Fund

| | <u>2022</u> | <u>2023</u> |
|--------------------------------|-------------------|-------------------|
| 27.14 <u>General</u> | <u>7,998,000</u> | <u>7,870,000</u> |
| 27.15 <u>Natural Resources</u> | <u>12,158,000</u> | <u>12,158,000</u> |
| 27.16 <u>Game and Fish</u> | <u>29,032,000</u> | <u>29,031,000</u> |
| 27.17 <u>Remediation</u> | <u>114,000</u> | <u>114,000</u> |

27.18 (a) \$1,718,000 the first year and \$1,718,000
 27.19 the second year are from the general fund for
 27.20 enforcement efforts to prevent the spread of
 27.21 aquatic invasive species.

27.22 (b) \$1,580,000 the first year and \$1,580,000
 27.23 the second year are from the heritage
 27.24 enhancement account in the game and fish
 27.25 fund for only the purposes specified under
 27.26 Minnesota Statutes, section 297A.94,
 27.27 paragraph (h), clause (1).

27.28 (c) \$1,082,000 the first year and \$1,082,000
 27.29 the second year are from the water recreation
 27.30 account in the natural resources fund for grants
 27.31 to counties for boat and water safety. Any
 27.32 unencumbered balance does not cancel at the
 27.33

28.1 end of the first year and is available for the
28.2 second year.

28.3 (d) \$315,000 the first year and \$315,000 the
28.4 second year are from the snowmobile trails
28.5 and enforcement account in the natural
28.6 resources fund for grants to local law
28.7 enforcement agencies for snowmobile
28.8 enforcement activities. Any unencumbered
28.9 balance does not cancel at the end of the first
28.10 year and is available for the second year.

28.11 (e) \$250,000 the first year and \$250,000 the
28.12 second year are from the all-terrain vehicle
28.13 account in the natural resources fund for grants
28.14 to qualifying organizations to assist in safety
28.15 and environmental education and monitoring
28.16 trails on public lands under Minnesota
28.17 Statutes, section 84.9011. Grants issued under
28.18 this paragraph must be issued through a formal
28.19 agreement with the organization. By
28.20 December 15 each year, an organization
28.21 receiving a grant under this paragraph must
28.22 report to the commissioner with details on
28.23 expenditures and outcomes from the grant. Of
28.24 this appropriation, \$25,000 each year is for
28.25 administering these grants. Any unencumbered
28.26 balance does not cancel at the end of the first
28.27 year and is available for the second year.

28.28 (f) \$510,000 the first year and \$510,000 the
28.29 second year are from the natural resources
28.30 fund for grants to county law enforcement
28.31 agencies for off-highway vehicle enforcement
28.32 and public education activities based on
28.33 off-highway vehicle use in the county. Of this
28.34 amount, \$498,000 each year is from the
28.35 all-terrain vehicle account, \$11,000 each year

29.1 is from the off-highway motorcycle account,
 29.2 and \$1,000 each year is from the off-road
 29.3 vehicle account. The county enforcement
 29.4 agencies may use money received under this
 29.5 appropriation to make grants to other local
 29.6 enforcement agencies within the county that
 29.7 have a high concentration of off-highway
 29.8 vehicle use. Of this appropriation, \$25,000
 29.9 each year is for administering these grants.
 29.10 Any unencumbered balance does not cancel
 29.11 at the end of the first year and is available for
 29.12 the second year.

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

29.16 (h) \$250,000 the first year is for
 29.17 implementation of the transition of the farmed
 29.18 Cervidae program from the Board of Animal
 29.19 Health to the Department of Natural Resources
 29.20 as required under this act. This is a onetime
 29.21 appropriation and is available until June 30,
 29.22 2023.

29.23 (i) \$1,453,000 the first year and \$1,453,000
 29.24 the second year are for enforcement division
 29.25 salary increases. Of this amount, \$258,000 is
 29.26 from the general fund, \$303,000 is from the
 29.27 natural resources fund, \$889,000 is from the
 29.28 game and fish fund, and \$3,000 is from the
 29.29 remediation fund.

29.30 (j) \$168,000 of the fiscal year 2021 general
 29.31 fund appropriations under Laws 2019, First
 29.32 Special Session chapter 4, article 1, section 3,
 29.33 subdivision 7, is canceled.

29.34 **Subd. 8. Operations Support**

2,750,0001,000,000

30.1 (a) \$2,000,000 the first year is for legal costs.
 30.2 Of this amount, up to \$1,000,000 the first year
 30.3 may be transferred to the Minnesota Pollution
 30.4 Control Agency. This is a onetime
 30.5 appropriation and is available until June 30,
 30.6 2025.

30.7 (b) \$750,000 the first year and \$1,000,000 the
 30.8 second year are for information technology
 30.9 security and modernization.

30.10 **Subd. 9. Pass Through Funds** 1,647,000 1,367,000

| | <u>Appropriations by Fund</u> | |
|--------------------------------|-------------------------------|----------------|
| | <u>2022</u> | <u>2023</u> |
| 30.13 <u>General</u> | <u>187,000</u> | <u>187,000</u> |
| 30.14 <u>Natural Resources</u> | <u>660,000</u> | <u>380,000</u> |
| 30.15 <u>Permanent School</u> | <u>800,000</u> | <u>800,000</u> |

30.16 (a) \$660,000 the first year and \$380,000 the
 30.17 second year are from the natural resources
 30.18 fund for grants to be divided equally between
 30.19 the city of St. Paul for the Como Park Zoo and
 30.20 Conservatory and the city of Duluth for the
 30.21 Lake Superior Zoo. This appropriation is from
 30.22 revenue deposited to the natural resources fund
 30.23 under Minnesota Statutes, section 297A.94,
 30.24 paragraph (h), clause (5).

30.25 (b) \$187,000 the first year and \$187,000 the
 30.26 second year are for the Office of School Trust
 30.27 Lands.

30.28 (c) \$500,000 the first year and \$500,000 the
 30.29 second year are from the forest suspense
 30.30 account in the permanent school fund for
 30.31 transaction and project management costs for
 30.32 sales and exchanges school with school trust
 30.33 lands within Boundary Waters Canoe Area
 30.34 Wilderness. The base for this appropriation is

31.1 \$250,000 in fiscal year 2024 and \$150,000 in
31.2 fiscal year 2025.

31.3 (d) \$300,000 the first year and \$300,000 the
31.4 second year are transferred from the forest
31.5 suspense account to the permanent school fund
31.6 and are appropriated from the permanent
31.7 school fund for the Office of School Trust
31.8 Lands.

31.9 **Subd. 10. ATV Trail Extensions**

31.10 (a) The availability of that portion of the
31.11 appropriation in Laws 2019, First Special
31.12 Session chapter 4, article 1, section 3,
31.13 subdivision 5, paragraph (l), that is for a grant
31.14 to St. Louis County to design, plan, permit,
31.15 acquire right-of-way for, and construct
31.16 Voyageur Country ATV Trail from Buyck to
31.17 Holm Logging Road and to Shuster Road
31.18 toward Cook, is extended to June 30, 2023.

31.19 (b) The availability of the appropriation in
31.20 Laws 2019, First Special Session chapter 4,
31.21 article 1, section 3, subdivision 5, paragraph
31.22 (n), for grants to St. Louis County for the
31.23 Quad Cities ATV Club trail construction
31.24 program, including planning, design,
31.25 environmental permitting, right-of-way
31.26 acquisition, and construction, is extended to
31.27 June 30, 2023.

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

31.29 **Sec. 4. BOARD OF WATER AND SOIL**
31.30 **RESOURCES**

\$ 16,470,000 \$ 16,565,000

31.31 (a) \$3,423,000 the first year and \$3,423,000
31.32 the second year are for natural resources block
31.33 grants to local governments to implement the
31.34 Wetland Conservation Act and shoreland

32.1 management program under Minnesota
32.2 Statutes, chapter 103F, and local water
32.3 management responsibilities under Minnesota
32.4 Statutes, chapter 103B. The board may reduce
32.5 the amount of the natural resources block grant
32.6 to a county by an amount equal to any
32.7 reduction in the county's general services
32.8 allocation to a soil and water conservation
32.9 district from the county's previous year
32.10 allocation when the board determines that the
32.11 reduction was disproportionate.

32.12 (b) \$3,116,000 the first year and \$3,116,000
32.13 the second year are for grants and payments
32.14 to soil and water conservation districts for the
32.15 purposes of Minnesota Statutes, sections
32.16 103C.321 and 103C.331, and for general
32.17 purposes, nonpoint engineering, and
32.18 implementation and stewardship of the
32.19 reinvest in Minnesota reserve program.
32.20 Expenditures may be made from these
32.21 appropriations for supplies and services
32.22 benefiting soil and water conservation
32.23 districts. Any district receiving a payment
32.24 under this paragraph must maintain a web page
32.25 that publishes, at a minimum, its annual report,
32.26 annual audit, annual budget, and meeting
32.27 notices.

32.28 (c) \$761,000 the first year and \$761,000 the
32.29 second year are to implement, enforce, and
32.30 provide oversight for the Wetland
32.31 Conservation Act, including administering the
32.32 wetland banking program and in-lieu fee
32.33 mechanism.

- 33.1 (d) \$1,560,000 the first year and \$1,560,000
33.2 the second year are for the following
33.3 programs:
- 33.4 (1) \$260,000 each year is for the feedlot water
33.5 quality cost-sharing program for feedlots under
33.6 500 animal units and nutrient and manure
33.7 management projects in watersheds where
33.8 there are impaired waters;
- 33.9 (2) \$1,200,000 each year is for cost-sharing
33.10 programs of soil and water conservation
33.11 districts for accomplishing projects and
33.12 practices consistent with Minnesota Statutes,
33.13 section 103C.501, including perennially
33.14 vegetated riparian buffers, erosion control,
33.15 water retention and treatment, and other
33.16 high-priority conservation practices; and
- 33.17 (3) \$100,000 each year is for county
33.18 cooperative weed management programs and
33.19 to restore native plants in selected invasive
33.20 species management sites.
- 33.21 (e) \$166,000 the first year and \$166,000 the
33.22 second year are to provide technical assistance
33.23 to local drainage management officials and
33.24 for the costs of the Drainage Work Group. The
33.25 board must coordinate with the Drainage Work
33.26 Group according to Minnesota Statutes,
33.27 section 103B.101, subdivision 13.
- 33.28 (f) \$100,000 the first year and \$100,000 the
33.29 second year are for a grant to the Red River
33.30 Basin Commission for water quality and
33.31 floodplain management, including
33.32 administration of programs. This appropriation
33.33 must be matched by nonstate funds.

- 34.1 (g) \$140,000 the first year and \$140,000 the
34.2 second year are for grants to Area II
34.3 Minnesota River Basin Projects for floodplain
34.4 management.
- 34.5 (h) \$125,000 the first year and \$125,000 the
34.6 second year are for conservation easement
34.7 stewardship.
- 34.8 (i) \$240,000 the first year and \$240,000 the
34.9 second year are for a grant to the Lower
34.10 Minnesota River Watershed District to defray
34.11 the annual cost of operating and maintaining
34.12 sites for dredge spoil to sustain the state,
34.13 national, and international commercial and
34.14 recreational navigation on the lower Minnesota
34.15 River.
- 34.16 (j) The Lower Minnesota River Watershed
34.17 District may use up to \$111,000 from money
34.18 appropriated in either fiscal year under Laws
34.19 2019, First Special Session chapter 4, article
34.20 1, section 4, paragraph (j), to cover costs
34.21 associated with the Seminary Fen Stabilization
34.22 Project to reduce sedimentation to Seminary
34.23 Fen and the Minnesota River.
- 34.24 (k) \$500,000 the first year and \$500,000 the
34.25 second year are for the soil health program
34.26 under Minnesota Statutes, section 103F.06.
- 34.27 (l) \$500,000 the first year and \$500,000 the
34.28 second year are for the water quality and
34.29 storage program under Minnesota Statutes,
34.30 section 103F.05.
- 34.31 (m) \$500,000 the first year and \$500,000 the
34.32 second year are for the lawns to legumes
34.33 program under Minnesota Statutes, section
34.34 103B.104.

36.1 according to Minnesota Statutes, section
 36.2 473.351.
 36.3 (b) \$8,100,000 the first year and \$8,100,000
 36.4 the second year are from the natural resources
 36.5 fund for metropolitan-area regional parks and
 36.6 trails maintenance and operations. This
 36.7 appropriation is from revenue deposited in the
 36.8 natural resources fund under Minnesota
 36.9 Statutes, section 297A.94, paragraph (h),
 36.10 clause (3). The base for this appropriation is
 36.11 \$6,600,000 in fiscal year 2024 and beyond.

36.12 **Sec. 6. CONSERVATION CORPS**
 36.13 **MINNESOTA** **\$ 945,000 \$ 945,000**

| | | |
|-------|-------------------------------|----------------|
| 36.14 | <u>Appropriations by Fund</u> | |
| 36.15 | <u>2022</u> | <u>2023</u> |
| 36.16 | <u>General</u> | <u>455,000</u> |
| 36.17 | <u>Natural Resources</u> | <u>490,000</u> |

36.18 Conservation Corps Minnesota may receive
 36.19 money appropriated from the natural resources
 36.20 fund under this section only as provided in an
 36.21 agreement with the commissioner of natural
 36.22 resources.

36.23 **Sec. 7. ZOOLOGICAL BOARD** **\$ 16,079,000 \$ 13,959,000**

| | | |
|-------|-------------------------------|-------------------|
| 36.24 | <u>Appropriations by Fund</u> | |
| 36.25 | <u>2022</u> | <u>2023</u> |
| 36.26 | <u>General</u> | <u>15,749,000</u> |
| 36.27 | <u>Natural Resources</u> | <u>330,000</u> |

36.28 (a) \$330,000 the first year and \$190,000 the
 36.29 second year are from the natural resources
 36.30 fund from revenue deposited under Minnesota
 36.31 Statutes, section 297A.94, paragraph (h),
 36.32 clause (5).

37.1 (b) The general fund current law base is
 37.2 \$10,267,000 per year in fiscal years 2024 and
 37.3 2025.

37.4 Sec. 8. SCIENCE MUSEUM \$ 3,018,000 \$ 1,079,000

37.5 Sec. 9. EXPLORE MINNESOTA TOURISM \$ 15,184,000 \$ 14,523,000

37.6 (a) \$500,000 the first year and \$500,000 the
 37.7 second year must be matched from nonstate
 37.8 sources to develop maximum private sector
 37.9 involvement in tourism. Each \$1 of state
 37.10 incentive must be matched with \$6 of private
 37.11 sector money. "Matched" means revenue to
 37.12 the state or documented cash expenditures
 37.13 directly expended to support Explore
 37.14 Minnesota Tourism programs. Up to one-half
 37.15 of the private sector contribution may be
 37.16 in-kind or soft match. The incentive in fiscal
 37.17 year 2022 is based on fiscal year 2021 private
 37.18 sector contributions. The incentive in fiscal
 37.19 year 2023 is based on fiscal year 2022 private
 37.20 sector contributions. This incentive is ongoing.

37.21 (b) Money for marketing grants is available
 37.22 either year of the biennium. Unexpended grant
 37.23 money from the first year is available in the
 37.24 second year.

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

37.27 (d) \$750,000 the first year are for an events
 37.28 assistance grant program. Of this amount,
 37.29 \$250,000 is for a grant to the Grand Portage
 37.30 Band to focus tourism to Grand Portage.

37.31 Sec. 10. FISCAL YEAR 2021 APPROPRIATIONS.

37.32 Subdivision 1. Minnesota Zoological Board. \$1,595,000 in fiscal year 2021 is
 37.33 appropriated from the general fund to the Minnesota Zoological Board to supplement the

38.1 appropriation in Laws 2019, First Special Session chapter 4, article 1, section 7. This is a
38.2 onetime appropriation and is available until June 30, 2023.

38.3 Subd. 2. **Department of Natural Resources; civil unrest.** \$2,008,000 in fiscal year
38.4 2021 is appropriated from the general fund to the commissioner of natural resources for
38.5 costs related to responding to civil unrest. This is a onetime appropriation.

38.6 Subd. 3. **Department of Natural Resources; conservation officer salary increases.** (a)
38.7 Notwithstanding any law to the contrary, the commissioner of natural resources must increase
38.8 the salary paid to conservation officers whose exclusive representative is the Minnesota
38.9 Law Enforcement Association by 8.4 percent. The salary increases are effective retroactively
38.10 from October 22, 2020.

38.11 (b) \$958,000 in fiscal year 2021 is appropriated to the commissioner of natural resources
38.12 for enforcement division salary increases. Of this amount, \$170,000 is from the general
38.13 fund, \$199,000 is from the natural resources fund, \$587,000 is from the game and fish fund,
38.14 and \$2,000 is from the remediation fund. This is a onetime appropriation.

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

38.16 Sec. 11. **FEDERAL FUNDS REPLACEMENT; APPROPRIATION.**

38.17 Notwithstanding any law to the contrary, the commissioner of management and budget
38.18 must determine whether the expenditures authorized under this article are eligible uses of
38.19 federal funding received under the Coronavirus State Fiscal Recovery Fund or any other
38.20 federal funds received by the state under the American Rescue Plan Act, Public Law 117-2.
38.21 If the commissioner of management and budget determines an expenditure is eligible for
38.22 funding under Public Law 117-2, the amount of the eligible expenditure is appropriated
38.23 from the account where those amounts have been deposited and the corresponding general
38.24 fund amounts appropriated under this act are canceled to the general fund.

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

38.26 Sec. 12. **PROCTOR-HERMANTOWN MUNGER TRAIL SPUR; EXTENSION.**

38.27 The portion of the appropriation in Laws 2017, chapter 91, article 3, section 3, paragraph
38.28 (b), from the parks and trails fund granted to the city of Hermantown for the
38.29 Proctor-Hermantown Munger Trail Spur project is available until June 30, 2022.

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

39.1 Sec. 13. Laws 2019, First Special Session chapter 4, article 1, section 3, subdivision 4, is
39.2 amended to read:

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

39.4 Appropriations by Fund

| 39.5 | 2020 | 2021 |
|------------------------|------------|------------|
| 39.6 General | 33,651,000 | 33,300,000 |
| 39.7 Natural Resources | 15,619,000 | 15,886,000 |
| 39.8 Game and Fish | 1,398,000 | 1,417,000 |

39.9 (a) \$7,521,000 the first year and \$7,521,000

39.10 the second year are for prevention,

39.11 presuppression, and suppression costs of

39.12 emergency firefighting and other costs

39.13 incurred under Minnesota Statutes, section

39.14 88.12. The amount necessary to pay for

39.15 presuppression and suppression costs during

39.16 the biennium is appropriated from the general

39.17 fund. By January 15 of each year, the

39.18 commissioner of natural resources must submit

39.19 a report to the chairs and ranking minority

39.20 members of the house and senate committees

39.21 and divisions having jurisdiction over

39.22 environment and natural resources finance that

39.23 identifies all firefighting costs incurred and

39.24 reimbursements received in the prior fiscal

39.25 year. These appropriations may not be

39.26 transferred. Any reimbursement of firefighting

39.27 expenditures made to the commissioner from

39.28 any source other than federal mobilizations

39.29 must be deposited into the general fund.

39.30 (b) \$13,869,000 the first year and \$14,136,000

39.31 the second year are from the forest

39.32 management investment account in the natural

39.33 resources fund for only the purposes specified

39.34 in Minnesota Statutes, section 89.039,

39.35 subdivision 2.

- 40.1 (c) \$1,398,000 the first year and \$1,417,000
40.2 the second year are from the heritage
40.3 enhancement account in the game and fish
40.4 fund to advance ecological classification
40.5 systems (ECS) scientific management tools
40.6 for forest and invasive species management.
- 40.7 (d) \$836,000 the first year and \$847,000 the
40.8 second year are for the Forest Resources
40.9 Council to implement the Sustainable Forest
40.10 Resources Act.
- 40.11 (e) \$1,131,000 the first year and \$1,131,000
40.12 the second year are for the Next Generation
40.13 Core Forestry data system. For fiscal year
40.14 2022 and later, the distribution for this
40.15 appropriation is \$868,000 from the general
40.16 fund and \$275,000 from the forest
40.17 management investment account in the natural
40.18 resources fund.
- 40.19 (f) \$500,000 the first year and \$500,000 the
40.20 second year are from the forest management
40.21 investment account in the natural resources
40.22 fund for forest road maintenance on state
40.23 forest roads.
- 40.24 (g) \$500,000 the first year and \$500,000 the
40.25 second year are for forest road maintenance
40.26 on county forest roads.
- 40.27 (h) \$700,000 the first or second year is for
40.28 grants to local units of government to develop
40.29 community ash management plans; to identify
40.30 and convert ash stands to more diverse,
40.31 climate-adapted species; and to replace
40.32 removed ash trees. This is a onetime
40.33 appropriation.

41.1 (i) Grants awarded under paragraph (h) may
 41.2 cover up to 75 percent of eligible costs and
 41.3 may not exceed \$500,000. Matching grants
 41.4 provided through the appropriation are
 41.5 available to cities, counties, regional
 41.6 authorities, joint powers boards, towns, and
 41.7 parks and recreation boards in cities of the
 41.8 first class. The commissioner, in consultation
 41.9 with the commissioner of agriculture, must
 41.10 establish appropriate criteria for determining
 41.11 funding priorities between submitted requests
 41.12 and to determine activities and expenses that
 41.13 qualify to meet local match requirements.
 41.14 Money appropriated for grants under
 41.15 paragraph (h) may be used to pay reasonable
 41.16 costs incurred by the commissioner of natural
 41.17 resources to administer paragraph (h).

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

41.19 Sec. 14. Laws 2019, First Special Session chapter 4, article 1, section 3, subdivision 5, is
 41.20 amended to read:

| | | | |
|-------|---|------------|------------|
| 41.21 | Subd. 5. Parks and Trails Management | 90,858,000 | 88,194,000 |
| 41.22 | Appropriations by Fund | | |
| 41.23 | | 2020 | 2021 |
| 41.24 | General | 26,968,000 | 27,230,000 |
| 41.25 | Natural Resources | 61,598,000 | 58,664,000 |
| 41.26 | Game and Fish | 2,292,000 | 2,300,000 |

41.27 (a) \$1,075,000 the first year and \$1,075,000
 41.28 the second year are from the water recreation
 41.29 account in the natural resources fund for
 41.30 maintaining and enhancing public
 41.31 water-access facilities.

41.32 (b) \$6,344,000 the first year and \$6,435,000
 41.33 the second year are from the natural resources
 41.34 fund for state trail, park, and recreation area

42.1 operations. This appropriation is from revenue
42.2 deposited in the natural resources fund under
42.3 Minnesota Statutes, section 297A.94,
42.4 paragraph (h), clause (2).

42.5 (c) \$18,552,000 the first year and \$18,828,000
42.6 the second year are from the state parks
42.7 account in the natural resources fund to
42.8 operate and maintain state parks and state
42.9 recreation areas.

42.10 (d) \$890,000 the first year and \$890,000 the
42.11 second year are from the natural resources
42.12 fund for park and trail grants to local units of
42.13 government on land to be maintained for at
42.14 least 20 years for parks or trails. This
42.15 appropriation is from revenue deposited in the
42.16 natural resources fund under Minnesota
42.17 Statutes, section 297A.94, paragraph (h),
42.18 clause (4). Any unencumbered balance does
42.19 not cancel at the end of the first year and is
42.20 available for the second year.

42.21 (e) \$9,624,000 the first year and \$9,624,000
42.22 the second year are from the snowmobile trails
42.23 and enforcement account in the natural
42.24 resources fund for the snowmobile
42.25 grants-in-aid program. Any unencumbered
42.26 balance does not cancel at the end of the first
42.27 year and is available for the second year.

42.28 (f) \$1,835,000 the first year and \$2,135,000
42.29 the second year are from the natural resources
42.30 fund for the off-highway vehicle grants-in-aid
42.31 program. Of this amount, \$1,360,000 the first
42.32 year and \$1,660,000 the second year are from
42.33 the all-terrain vehicle account; \$150,000 each
42.34 year is from the off-highway motorcycle
42.35 account; and \$325,000 each year is from the

- 43.1 off-road vehicle account. Any unencumbered
43.2 balance does not cancel at the end of the first
43.3 year and is available for the second year.
- 43.4 ~~(g)~~ \$116,000 the first year and \$117,000 the
43.5 second year are from the cross-country-ski
43.6 account in the natural resources fund for
43.7 grooming and maintaining cross-country-ski
43.8 trails in state parks, trails, and recreation areas.
- 43.9 ~~(h)~~ (g) \$266,000 the first year and \$269,000
43.10 the second year are from the state land and
43.11 water conservation account in the natural
43.12 resources fund for priorities established by the
43.13 commissioner for eligible state projects and
43.14 administrative and planning activities
43.15 consistent with Minnesota Statutes, section
43.16 84.0264, and the federal Land and Water
43.17 Conservation Fund Act. Any unencumbered
43.18 balance does not cancel at the end of the first
43.19 year and is available for the second year.
- 43.20 ~~(i)~~ (h) \$250,000 the first year and \$250,000
43.21 the second year are for matching grants for
43.22 local parks and outdoor recreation areas under
43.23 Minnesota Statutes, section 85.019,
43.24 subdivision 2.
- 43.25 ~~(j)~~ (i) \$250,000 the first year and \$250,000 the
43.26 second year are for matching grants for local
43.27 trail connections under Minnesota Statutes,
43.28 section 85.019, subdivision 4c.
- 43.29 ~~(k)~~ (j) \$600,000 the first year is from the
43.30 off-road vehicle account for off-road vehicle
43.31 touring routes and trails. Of this amount:
43.32 (1) \$200,000 is for a contract with a project
43.33 administrator to assist the commissioner in
43.34 planning, designing, and providing a system

44.1 of state touring routes and trails for off-road
44.2 vehicles by identifying sustainable, legal
44.3 routes suitable for licensed four-wheel drive
44.4 vehicles and a system of recreational trails for
44.5 registered off-road vehicles. Any portion of
44.6 this appropriation not used for the project
44.7 administrator is available for signage or
44.8 promotion and implementation of the system.
44.9 This is a onetime appropriation.

44.10 (2) \$200,000 is for a contract and related work
44.11 to prepare a comprehensive, statewide,
44.12 strategic master plan for off-road vehicle
44.13 touring routes and trails. This is a onetime
44.14 appropriation and is available until June 30,
44.15 2022. Any portion of this appropriation not
44.16 used for the master plan is returned to the
44.17 off-road vehicle account. At a minimum, the
44.18 plan must: identify opportunities to develop
44.19 or enhance new, high-quality, comprehensive
44.20 touring routes and trails for off-road vehicles
44.21 in a system that serves regional and tourist
44.22 destinations; enhance connectivity with
44.23 touring routes and trails for off-road vehicles;
44.24 provide opportunities for promoting economic
44.25 development in greater Minnesota; help people
44.26 connect with the outdoors in a safe and
44.27 environmentally sustainable manner; create
44.28 new and support existing opportunities for
44.29 social, economic, and cultural benefits and
44.30 meaningful and mutually beneficial
44.31 relationships for users of off-road vehicles and
44.32 the communities that host trails for off-road
44.33 vehicles; and promote cooperation with local,
44.34 state, Tribal, and federal governments;
44.35 organizations; and other interested partners.

45.1 (3) \$200,000 is to share the cost by
45.2 reimbursing federal, Tribal, state, county, and
45.3 township entities for additional needs on roads
45.4 under their jurisdiction when the needs are a
45.5 result of increased use by off-road vehicles
45.6 and are attributable to a border-to-border
45.7 touring route established by the commissioner.
45.8 This paragraph applies to roads that are
45.9 operated by a public road authority as defined
45.10 in Minnesota Statutes, section 160.02,
45.11 subdivision 25. This is a onetime appropriation
45.12 and is available until June 30, 2023. To be
45.13 eligible for reimbursement under this
45.14 paragraph, the claimant must demonstrate that:
45.15 the needs result from additional traffic
45.16 generated by the border-to-border touring
45.17 route; and increased use attributable to a
45.18 border-to-border touring route has caused at
45.19 least a 50 percent increase in maintenance
45.20 costs for roads under the claimant's
45.21 jurisdiction, based on a ten-year maintenance
45.22 average. The commissioner may accept an
45.23 alternative to the ten-year maintenance average
45.24 if a jurisdiction does not have sufficient
45.25 maintenance records. The commissioner has
45.26 discretion to accept an alternative based on a
45.27 good-faith effort by the jurisdiction. Any
45.28 alternative should include baseline
45.29 maintenance costs for at least two years before
45.30 the year the route begins operating. The
45.31 ten-year maintenance average or any
45.32 alternative must be calculated from the years
45.33 immediately preceding the year the route
45.34 begins operating. Before reimbursing a claim
45.35 under this paragraph, the commissioner must
45.36 consider whether the claim is consistent with

46.1 claims made by other entities that administer
46.2 roads on the touring route, in terms of the
46.3 amount requested for reimbursement and the
46.4 frequency of claims made.

46.5 ~~(h)~~ (k) \$600,000 the first year is from the
46.6 all-terrain vehicle account in the natural
46.7 resources fund for grants to St. Louis County.
46.8 Of this amount, \$100,000 is for a grant to St.
46.9 Louis County for an environmental assessment
46.10 worksheet for the overall construction of the
46.11 Voyageur Country ATV Trail system and
46.12 connections, and \$500,000 is for a grant to St.
46.13 Louis County to design, plan, permit, acquire
46.14 right-of-way for, and construct Voyageur
46.15 Country ATV Trail from Buyck to Holmes
46.16 Logging Road and to Shuster Road toward
46.17 Cook. This is a onetime appropriation.

46.18 ~~(m)~~ (l) \$2,400,000 the first year is from the
46.19 all-terrain vehicle account in the natural
46.20 resources fund. Of this amount, \$1,300,000 is
46.21 for a grant to Lake County to match other
46.22 funding sources to develop the Prospector
46.23 Loop Trail system and \$1,100,000 is for
46.24 acquisition, design, environmental review,
46.25 permitting, and construction for all-terrain
46.26 vehicle use on the Taconite State Trail
46.27 between Ely and Purvis Forest Management
46.28 Road.

46.29 ~~(n)~~ (m) \$950,000 the first year and \$950,000
46.30 the second year are from the all-terrain vehicle
46.31 account in the natural resources fund for grants
46.32 to St. Louis County for the Quad Cities ATV
46.33 Club trail construction program for planning,
46.34 design, environmental permitting, right-of-way
46.35 acquisition, and construction of up to 24 miles

47.1 of trail connecting the cities of Mountain Iron,
47.2 Virginia, Eveleth, Gilbert, Hibbing, and
47.3 Chisholm to the Laurentian Divide, County
47.4 Road 303, the Taconite State Trail, and
47.5 Biwabik and from Pfeiffer Lake Forest Road
47.6 to County Road 361. This is a onetime
47.7 appropriation.

47.8 ~~(n)~~ (n) \$75,000 the first year is from the
47.9 general fund for signage and interpretative
47.10 resources necessary for naming state park
47.11 assets and a segment of the St. Croix River
47.12 State Water Trail after Walter F. Mondale as
47.13 provided in this act.

47.14 ~~(o)~~ (o) \$150,000 the first year is from the
47.15 all-terrain vehicle account in the natural
47.16 resources fund for a grant to Crow Wing
47.17 County to plan and design a multipurpose
47.18 bridge on the Mississippi River Northwoods
47.19 Trail across Sand Creek located five miles
47.20 northeast of Brainerd along the Mississippi
47.21 River.

47.22 ~~(p)~~ (p) \$75,000 the first year is from the
47.23 off-highway motorcycle account in the natural
47.24 resources fund to complete a master plan for
47.25 off-highway motorcycle trail planning and
47.26 development. This is a onetime appropriation
47.27 and is available until June 30, 2022.

47.28 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2019.

47.29 **ARTICLE 2**

47.30 **ENVIRONMENT AND NATURAL RESOURCES TRUST FUND FISCAL YEAR**
47.31 **2021**

47.32 Section 1. **APPROPRIATIONS.**

47.33 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
47.34 and for the purposes specified in this article. The appropriations are from the environment

48.1 and natural resources trust fund, or another named fund, and are available for the fiscal
 48.2 years indicated for each purpose. The figures "2020" and "2021" used in this article mean
 48.3 that the appropriations listed under them are available for the fiscal year ending June 30,
 48.4 2020, or June 30, 2021, respectively. "The first year" is fiscal year 2020. "The second year"
 48.5 is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021.

| | | | |
|------|--|--------------------------------------|--------------------|
| 48.6 | | <u>APPROPRIATIONS</u> | |
| 48.7 | | <u>Available for the Year</u> | |
| 48.8 | | <u>Ending June 30</u> | |
| 48.9 | | <u>2020</u> | <u>2021</u> |

48.10 **Sec. 2. MINNESOTA RESOURCES**

| | | | | |
|-------|------------------------------------|------------------|-------------------|-----------------------------|
| 48.11 | <u>Subdivision 1. Total</u> | | | |
| 48.12 | <u>Appropriation</u> | <u>\$</u> | <u>-0-</u> | <u>\$ 61,387,000</u> |

48.13 The amounts that may be spent for each
 48.14 purpose are specified in the following
 48.15 subdivisions. Appropriations in the second
 48.16 year are available for four years beginning
 48.17 July 1, 2020, unless otherwise stated in the
 48.18 appropriation. Any unencumbered balance
 48.19 remaining in the first year does not cancel and
 48.20 is available for the second year or until the
 48.21 end of the appropriation.

48.22 **Subd. 2. Definition**

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

48.27 **Subd. 3. Foundational**
 48.28 **Natural Resource Data and**
 48.29 **Information**

| | |
|-------------------|-------------------------|
| <u>-0-</u> | <u>8,593,000</u> |
|-------------------|-------------------------|

48.30 **(a) Geologic Atlases for Water Resource**
 48.31 **Management**

48.32 \$2,000,000 the second year is from the trust
 48.33 fund to the Board of Regents of the University
 48.34 of Minnesota, Minnesota Geological Survey,
 48.35 to continue producing county geologic atlases
 48.36 to inform management of surface water and

49.1 groundwater resources. This appropriation is
49.2 to complete Part A, which focuses on the
49.3 properties and distribution of earth materials
49.4 to define aquifer boundaries and the
49.5 connection of aquifers to the land surface and
49.6 surface water resources.

49.7 **(b) Expanding Minnesota Ecological Monitoring**
49.8 **Network**

49.9 \$800,000 the second year is from the trust
49.10 fund to the commissioner of natural resources
49.11 to improve conservation and management of
49.12 Minnesota's native forests, wetlands, and
49.13 grasslands by expanding the partially
49.14 established long-term Ecological Monitoring
49.15 Network that will provide critical knowledge
49.16 of how ecosystem dynamics and conditions
49.17 change through time.

49.18 **(c) County Groundwater Atlas**

49.19 \$1,125,000 the second year is from the trust
49.20 fund to the commissioner of natural resources
49.21 to continue producing county geologic atlases
49.22 to inform management of surface water and
49.23 groundwater resources for drinking water and
49.24 other purposes. This appropriation is for Part
49.25 B, to characterize the potential water yields of
49.26 aquifers and the aquifers' sensitivity to
49.27 contamination.

49.28 **(d) Foundational Hydrology Data for Wetland**
49.29 **Protection and Restoration**

49.30 \$400,000 the second year is from the trust
49.31 fund to the commissioner of natural resources
49.32 to improve wetland protection, management,
49.33 and restoration in Minnesota by completing
49.34 the partially established long-term Wetland
49.35 Hydrology Monitoring Network that will

50.1 provide critical knowledge of wetland
50.2 hydrology dynamics. This appropriation is
50.3 available until June 30, 2025, by which time
50.4 the project must be completed and final
50.5 products delivered.

50.6 **(e) Voyageurs Wolf Project - Phase II**

50.7 \$575,000 the second year is from the trust
50.8 fund to the Board of Regents of the University
50.9 of Minnesota to study summertime wolf
50.10 predation on deer, moose, and other species
50.11 in the Voyageurs region to inform
50.12 management of wildlife. This appropriation
50.13 is available until June 30, 2025, by which time
50.14 the project must be completed and final
50.15 products delivered.

50.16 **(f) Expanding Restoration and Promoting**
50.17 **Awareness of Native Mussels**

50.18 \$489,000 the second year is from the trust
50.19 fund to the Minnesota Zoological Garden to
50.20 promote mussel conservation by rearing
50.21 juvenile mussels for reintroduction,
50.22 researching methods to improve growth and
50.23 survival in captivity, and encouraging public
50.24 action to benefit water quality. This
50.25 appropriation is available until June 30, 2025,
50.26 by which time the project must be completed
50.27 and final products delivered.

50.28 **(g) Improving Pollinator Conservation by**
50.29 **Revealing Habitat Needs**

50.30 \$500,000 the second year is from the trust
50.31 fund to the Board of Regents of the University
50.32 of Minnesota to use citizen scientists and novel
50.33 analyses to determine the nesting and
50.34 overwintering needs of wild bees to allow

51.1 more specific protection and enhancement of
51.2 pollinator habitat across the state.

51.3 **(h) Bee Minnesota - Protect Our Native**
51.4 **Bumblebees**

51.5 \$650,000 the second year is from the trust
51.6 fund to the Board of Regents of the University
51.7 of Minnesota to protect native bee health by
51.8 investigating the potential to mitigate against
51.9 pathogens that may be transmissible between
51.10 honey and wild bees and by promoting best
51.11 practices to beekeepers and the public. This
51.12 appropriation is subject to Minnesota Statutes,
51.13 section 116P.10.

51.14 **(i) Bobcat and Fisher Habitat Use and**
51.15 **Interactions**

51.16 \$400,000 the second year is from the trust
51.17 fund to the Board of Regents of the University
51.18 of Minnesota for the Natural Resources
51.19 Research Institute in Duluth to identify
51.20 potential solutions to reverse the fisher
51.21 population decline through better
51.22 understanding of habitat, diet, and activity
51.23 patterns of bobcats and fishers.

51.24 **(j) Healthy Prairies III: Restoring Minnesota**
51.25 **Prairie Plant Diversity**

51.26 \$500,000 the second year is from the trust
51.27 fund to the Board of Regents of the University
51.28 of Minnesota to improve Minnesota prairie
51.29 resiliency by increasing locally sourced seed
51.30 availability and diversity, evaluating use of
51.31 beneficial microbes in prairie restorations, and
51.32 assessing adaptation and adaptive capacity of
51.33 prairie plant populations.

51.34 **(k) Freshwater Sponges and AIS: Engaging**
51.35 **Citizen Scientists**

52.1 \$400,000 the second year is from the trust
52.2 fund to the Board of Regents of the University
52.3 of Minnesota, Crookston, to use citizen
52.4 scientists to study the geographic distribution,
52.5 taxonomic diversity, and antifouling potential
52.6 of freshwater sponges against aquatic invasive
52.7 species.

52.8 **(l) Do Beavers Buffer Against Droughts and**
52.9 **Floods?**

52.10 \$168,000 the second year is from the trust
52.11 fund to the commissioner of natural resources
52.12 for an agreement with Voyageurs National
52.13 Park to analyze existing data sets to determine
52.14 the role of beaver populations and beaver
52.15 ponds in buffering the region against droughts
52.16 and floods.

52.17 **(m) Enhancing Bat Recovery by Optimizing**
52.18 **Artificial Roost Structures**

52.19 \$190,000 the second year is from the trust
52.20 fund to the commissioner of natural resources
52.21 to improve the survival of bats by identifying
52.22 characteristics of successful artificial bat roost
52.23 structures and optimizing the structures for
52.24 bat use and reproduction. This appropriation
52.25 is available until June 30, 2025, by which time
52.26 the project must be completed and final
52.27 products delivered.

52.28 **(n) Tools for Supporting Healthy Ecosystems**
52.29 **and Pollinators**

52.30 \$198,000 the second year is from the trust
52.31 fund to the commissioner of natural resources
52.32 to create a pollination companion guide to the
52.33 Department of Natural Resources' *Field*
52.34 *Guides to the Native Plant Communities of*
52.35 *Minnesota* for conservation practitioners to

53.1 better integrate plant-pollinator interactions
 53.2 into natural resource planning and decision
 53.3 making.

53.4 **(o) Conserving Black Terns and Forster's Terns**
 53.5 **in Minnesota**

53.6 \$198,000 the second year is from the trust
 53.7 fund to the Board of Regents of the University
 53.8 of Minnesota for the Natural Resources
 53.9 Research Institute in Duluth to assess the
 53.10 distribution and breeding status of black tern
 53.11 and Forster's tern and to make conservation
 53.12 and restoration recommendations to improve
 53.13 the suitability of habitat for these two bird
 53.14 species in Minnesota.

53.15 **Subd. 4. Water Resources**

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3,457,000

53.16 **(a) Managing Highly Saline Waste from**
 53.17 **Municipal Water Treatment**

53.18 \$250,000 the second year is from the trust
 53.19 fund to the Board of Regents of the University
 53.20 of Minnesota to develop a cost- and
 53.21 energy-efficient method of managing the
 53.22 concentrated saline waste from a municipal
 53.23 water treatment plant to increase the feasibility
 53.24 of using reverse osmosis for centralized water
 53.25 softening and sulfate removal. This
 53.26 appropriation is subject to Minnesota Statutes,
 53.27 section 116P.10.

53.28 **(b) Technology for Energy-Generating On-site**
 53.29 **Industrial Wastewater Treatment**

53.30 \$450,000 the second year is from the trust
 53.31 fund to the Board of Regents of the University
 53.32 of Minnesota to improve water quality and
 53.33 generate cost savings by developing off the
 53.34 shelf technology that treats industrial
 53.35 wastewater on-site and turns pollutants into

54.1 hydrogen and methane for energy. This
54.2 appropriation is subject to Minnesota Statutes,
54.3 section 116P.10.

54.4 **(c) Microplastics: Transporters of Contaminants**
54.5 **in Minnesota Waters**

54.6 \$425,000 the second year is from the trust
54.7 fund to the Board of Regents of the University
54.8 of Minnesota to study how several types of
54.9 common microplastics transport contaminants
54.10 of concern in Minnesota waters.

54.11 **(d) Developing Strategies to Manage PFAS in**
54.12 **Land-Applied Biosolids**

54.13 \$1,404,000 the second year is from the trust
54.14 fund to the commissioner of the Pollution
54.15 Control Agency to help municipal wastewater
54.16 plants, landfills, and compost facilities protect
54.17 human health and the environment by
54.18 developing strategies to manage per- and
54.19 polyfluoroalkyl substances (PFAS) in
54.20 land-applied biosolids.

54.21 **(e) Quantifying New Urban Precipitation and**
54.22 **Water Reality**

54.23 \$500,000 the second year is from the trust
54.24 fund to the Board of Regents of the University
54.25 of Minnesota to better guide storm water
54.26 management by evaluating the groundwater
54.27 and surface water interactions contributing to
54.28 high water tables and damage to home
54.29 basements and underground infrastructure in
54.30 urban areas.

54.31 **(f) Innovative Solution for Protecting Minnesota**
54.32 **from PFAS Contamination**

54.33 \$250,000 the second year is from the trust
54.34 fund to the commissioner of natural resources
54.35 for an agreement with Dem-Con Companies

55.1 to demonstrate a new technology for
 55.2 protecting the state's drinking water and
 55.3 natural resources by eliminating per- and
 55.4 polyfluoroalkyl substances (PFAS) from point
 55.5 source discharges. This appropriation is
 55.6 subject to Minnesota Statutes, section 116P.10,
 55.7 related to royalties, copyrights, patents, and
 55.8 sale of products and assets.

55.9 **(g) Expanding Protection of Minnesota Water**
 55.10 **through Industrial Conservation**

55.11 \$178,000 the second year is from the trust
 55.12 fund to the Board of Regents of the University
 55.13 of Minnesota for the Minnesota technical
 55.14 assistance program in partnership with the
 55.15 Minnesota Rural Water Association to provide
 55.16 technical assistance to businesses to decrease
 55.17 industrial and commercial water use in
 55.18 communities at risk for inadequate
 55.19 groundwater supply or quality.

55.20 **Subd. 5. Technical**
 55.21 **Assistance, Outreach, and**
 55.22 **Environmental Education**

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2,989,000

55.23 **(a) Statewide Environmental Education via**
 55.24 **Public Television Outdoor Series**

55.25 \$300,000 the second year is from the trust
 55.26 fund to the commissioner of natural resources
 55.27 for an agreement with Pioneer Public
 55.28 Television to produce approximately 25 new
 55.29 episodes of a statewide outdoor public
 55.30 television series designed to inspire
 55.31 Minnesotans to connect with the outdoors and
 55.32 restore and protect the environment.

55.33 **(b) Minnesota Freshwater Quest: Environmental**
 55.34 **Education on State Waterways**

55.35 \$500,000 the second year is from the trust
 55.36 fund to the commissioner of natural resources

56.1 for an agreement with Wilderness Inquiry for
56.2 approximately 10,000 underserved Minnesota
56.3 youth to explore and improve local waterways
56.4 using the place-based and hands-on
56.5 "Minnesota Freshwater Quest" environmental
56.6 education program.

56.7 **(c) Teach Science: Schools as STEM Living**
56.8 **Laboratories**

56.9 \$368,000 the second year is from the trust
56.10 fund to the commissioner of natural resources
56.11 for an agreement with Climate Generation: A
56.12 Will Steger Legacy to prepare students for the
56.13 challenges and careers of the future by
56.14 connecting new science standards, renewable
56.15 energy, and STEM opportunities in teacher
56.16 trainings, classroom demonstrations, and
56.17 program support across the state.

56.18 **(d) Mentoring Next Generation of Conservation**
56.19 **Professionals**

56.20 \$500,000 the second year is from the trust
56.21 fund to the commissioner of natural resources
56.22 for an agreement with Minnesota Valley
56.23 National Wildlife Refuge Trust, Inc., to
56.24 provide paid internships and apprenticeships
56.25 for diverse young people to learn about careers
56.26 in the conservation field from United States
56.27 Fish and Wildlife Service professionals while
56.28 working at the Minnesota Valley National
56.29 Wildlife Refuge and Wetland Management
56.30 District.

56.31 **(e) Jay C. Hormel Nature Center Supplemental**
56.32 **Teaching Staff**

56.33 \$225,000 the second year is from the trust
56.34 fund to the commissioner of natural resources
56.35 for an agreement with the city of Austin to

57.1 expand the Jay C. Hormel Nature Center
57.2 environmental education program beyond the
57.3 city of Austin to students in southeastern
57.4 Minnesota for three years.

57.5 **(f) 375 Underserved Youth Learn Minnesota**
57.6 **Ecosystems by Canoe**

57.7 \$375,000 the second year is from the trust
57.8 fund to the commissioner of natural resources
57.9 for an agreement with the YMCA of the
57.10 Greater Twin Cities to connect approximately
57.11 375 underserved and diverse teens from urban
57.12 areas and first-ring suburbs to environmental
57.13 sciences in the natural world through canoeing
57.14 and learning expeditions with experienced
57.15 outdoor education counselors. This
57.16 appropriation is available until June 30, 2025,
57.17 by which time the project must be completed
57.18 and final products delivered.

57.19 **(g) YES! Students Take on Water Quality**
57.20 **Challenge - Phase II**

57.21 \$199,000 the second year is from the trust
57.22 fund to the commissioner of natural resources
57.23 for an agreement with Prairie Woods
57.24 Environmental Learning Center to mobilize
57.25 local watershed stewardship efforts in
57.26 approximately 20 communities through
57.27 student-driven action projects.

57.28 **(h) Engaging Minnesotans with Phenology:**
57.29 **Radio, Podcasts, Citizen Science**

57.30 \$198,000 the second year is from the trust
57.31 fund to the commissioner of natural resources
57.32 for an agreement with Northern Community
57.33 Radio, Inc., in partnership with the Board of
57.34 Regents of the University of Minnesota to
57.35 build the next generation of conservationists

58.1 using phenology, radio broadcasts, podcasts,
 58.2 and an online, interactive map interface to
 58.3 inspire teachers, students, and the public to
 58.4 get outside and experience nature.

58.5 **(i) Driving Conservation Behavior for Native**
 58.6 **Mussels and Water Quality**

58.7 \$191,000 the second year is from the trust
 58.8 fund to the Minnesota Zoological Garden to
 58.9 develop research-supported strategies to
 58.10 engage the public in specific conservation
 58.11 behaviors to improve water quality and native
 58.12 mussel health across the state.

58.13 **(j) Workshops and Outreach to Protect Raptors**
 58.14 **from Lead Poisoning**

58.15 \$133,000 the second year is from the trust
 58.16 fund to the Board of Regents of the University
 58.17 of Minnesota, Raptor Center, in cooperation
 58.18 with the Department of Natural Resources and
 58.19 other conservation partners, to provide hunters
 58.20 with outreach and workshops on alternatives
 58.21 to lead hunting ammunition, including copper
 58.22 ammunition as an alternative, and to promote
 58.23 voluntary selection of nontoxic ammunition
 58.24 to protect raptors and other wildlife in
 58.25 Minnesota from accidental lead poisoning
 58.26 caused by ingestion of ammunition fragments.

58.27 **Subd. 6. Aquatic and**
 58.28 **Terrestrial Invasive Species**

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10,425,000

58.29 **(a) Minnesota Invasive Terrestrial Plants and**
 58.30 **Pests Center (MITPPC) - Phase V**

58.31 \$5,000,000 the second year is from the trust
 58.32 fund to the Board of Regents of the University
 58.33 of Minnesota to support the Minnesota
 58.34 Invasive Terrestrial Plants and Pests Center
 58.35 to fund approximately 15 new, high-priority
 58.36 research projects that will lead to better

59.1 management of invasive plants, pathogens,
59.2 and pests on Minnesota's natural and
59.3 agricultural lands. This appropriation is subject
59.4 to Minnesota Statutes, section 116P.10. This
59.5 appropriation is available until June 30, 2026,
59.6 by which time the project must be completed
59.7 and final products delivered.

59.8 **(b) Protect Community Forests by Managing**
59.9 **Ash for Emerald Ash Borer**

59.10 \$3,500,000 the second year is from the trust
59.11 fund to the commissioner of natural resources
59.12 to reduce emerald ash borer by providing
59.13 surveys, assessments, trainings, assistance,
59.14 and grants for communities to manage emerald
59.15 ash borer, plant a diversity of trees, and engage
59.16 citizens in community forestry activities. This
59.17 appropriation is available until June 30, 2025,
59.18 by which time the project must be completed
59.19 and final products delivered.

59.20 **(c) Biological Control of White-Nose Syndrome**
59.21 **in Bats - Phase III**

59.22 \$440,000 the second year is from the trust
59.23 fund to the Board of Regents of the University
59.24 of Minnesota to continue assessing and
59.25 developing a biocontrol agent for white-nose
59.26 syndrome in bats.

59.27 **(d) Applying New Tools and Techniques Against**
59.28 **Invasive Carp**

59.29 \$478,000 the second year is from the trust
59.30 fund to the commissioner of natural resources
59.31 to apply new monitoring, outreach, and
59.32 removal techniques and to continue work with
59.33 commercial anglers to protect Minnesota
59.34 waters from invasive carp.

60.1 **(e) Emerald Ash Borer and Black Ash:**
60.2 **Maintaining Forests and Benefits**

60.3 \$700,000 the second year is from the trust
60.4 fund to the Board of Regents of the University
60.5 of Minnesota to use ongoing experiments to
60.6 determine statewide long-term emerald ash
60.7 borer impacts on water, vegetation, and
60.8 wildlife; to determine optimal replacement
60.9 species and practices for forest diversification;
60.10 and to develop criteria for prioritizing
60.11 mitigation activities. This appropriation is
60.12 available until June 30, 2026, by which time
60.13 the project must be completed and final
60.14 products delivered.

60.15 **(f) Testing Effectiveness of Aquatic Invasive**
60.16 **Species Removal Methods**

60.17 \$110,000 the second year is from the trust
60.18 fund to the Board of Regents of the University
60.19 of Minnesota for the Natural Resources
60.20 Research Institute in Duluth to test how well
60.21 boat-cleaning methods work, to provide the
60.22 Department of Natural Resources with a risk
60.23 assessment, and to provide recommendations
60.24 for improving boat-launch cleaning stations
60.25 to prevent the spread of aquatic invasive
60.26 species.

60.27 **(g) Invasive *Didymosphenia* Threatens North**
60.28 **Shore Streams**

60.29 \$197,000 the second year is from the trust
60.30 fund to the Science Museum of Minnesota to
60.31 evaluate the recent spread, origin, cause, and
60.32 economic and ecological threat of didymo
60.33 formation in North Shore streams and Lake
60.34 Superior to inform management and outreach.

| | | | |
|-------|--|------------|------------------|
| 61.1 | <u>Subd. 7. Air Quality and Renewable Energy</u> | <u>-0-</u> | <u>573,000</u> |
| 61.2 | <u>(a) Storing Renewable Energy in Flow Battery</u> | | |
| 61.3 | <u>for Grid Use</u> | | |
| 61.4 | <u>\$250,000 the second year is from the trust</u> | | |
| 61.5 | <u>fund to the Board of Regents of the University</u> | | |
| 61.6 | <u>of Minnesota, on behalf of the Morris campus,</u> | | |
| 61.7 | <u>to analyze the potential of adding a flow</u> | | |
| 61.8 | <u>battery and solar energy generation to the</u> | | |
| 61.9 | <u>University of Minnesota Morris's existing</u> | | |
| 61.10 | <u>renewable-energy-intensive microgrid.</u> | | |
| 61.11 | <u>(b) Eco-Friendly Plastics from Cloquet Pulp-Mill</u> | | |
| 61.12 | <u>Lignin</u> | | |
| 61.13 | <u>\$193,000 the second year is from the trust</u> | | |
| 61.14 | <u>fund to the Board of Regents of the University</u> | | |
| 61.15 | <u>of Minnesota to reduce environmental</u> | | |
| 61.16 | <u>pollution from plastics by creating eco-friendly</u> | | |
| 61.17 | <u>replacements using lignin from the pulp mill</u> | | |
| 61.18 | <u>in Cloquet, Minnesota. This appropriation is</u> | | |
| 61.19 | <u>subject to Minnesota Statutes, section 116P.10.</u> | | |
| 61.20 | <u>(c) Diverting Unsold Food from Landfills and</u> | | |
| 61.21 | <u>Reducing Greenhouse Gases</u> | | |
| 61.22 | <u>\$130,000 the second year is from the trust</u> | | |
| 61.23 | <u>fund to the commissioner of natural resources</u> | | |
| 61.24 | <u>for an agreement with Second Harvest</u> | | |
| 61.25 | <u>Heartland to prevent food from going to</u> | | |
| 61.26 | <u>landfills and reduce greenhouse gas emissions</u> | | |
| 61.27 | <u>by helping businesses donate unsold prepared</u> | | |
| 61.28 | <u>food to food shelves.</u> | | |
| 61.29 | <u>Subd. 8. Methods to Protect or Restore Land,</u> | | |
| 61.30 | <u>Water, and Habitat</u> | <u>-0-</u> | <u>4,219,000</u> |
| 61.31 | <u>(a) Pollinator Central: Habitat Improvement</u> | | |
| 61.32 | <u>with Citizen Monitoring</u> | | |
| 61.33 | <u>\$750,000 the second year is from the trust</u> | | |
| 61.34 | <u>fund to the commissioner of natural resources</u> | | |
| 61.35 | <u>for an agreement with Great River Greening</u> | | |

62.1 to restore and enhance approximately 400
62.2 acres of pollinator habitat on traditional and
62.3 nontraditional sites such as roadsides and turf
62.4 grass from Hastings to St. Cloud to benefit
62.5 pollinators and build knowledge by engaging
62.6 approximately 100 citizens in monitoring the
62.7 impact of habitat improvements. This
62.8 appropriation is available until June 30, 2025,
62.9 by which time the project must be completed
62.10 and final products delivered.

62.11 **(b) Pollinator and Beneficial Insect Strategic**
62.12 **Habitat Program**

62.13 \$750,000 the second year is from the trust
62.14 fund to the Board of Water and Soil Resources
62.15 for building a new initiative to strategically
62.16 restore and enhance approximately 1,000 acres
62.17 of diverse native habitat to benefit multiple
62.18 insects through grants, cost-share, and
62.19 outreach. Notwithstanding subdivision 14,
62.20 paragraph (e), restorations and enhancements
62.21 may take place on land enrolled in
62.22 Conservation Reserve Program and Reinvest
62.23 in Minnesota easement programs. This
62.24 appropriation is available until June 30, 2025,
62.25 by which time the project must be completed
62.26 and final products delivered.

62.27 **(c) Lignin-Coated Fertilizers for Phosphate**
62.28 **Control**

62.29 \$250,000 the second year is from the trust
62.30 fund to the Board of Regents of the University
62.31 of Minnesota for the Natural Resources
62.32 Research Institute in Duluth to test a new,
62.33 natural, slow-release fertilizer coating made
62.34 from processed wood to decrease phosphorus
62.35 runoff from farmland while also storing carbon

63.1 in soils. This appropriation is subject to
63.2 Minnesota Statutes, section 116P.10.

63.3 **(d) Implementing Hemp Crop Rotation to**
63.4 **Improve Water Quality**

63.5 \$700,000 the second year is from the trust
63.6 fund to the Minnesota State Colleges and
63.7 Universities System for Central Lakes College
63.8 to evaluate how hemp crops reduce nitrogen
63.9 contamination of surface water and
63.10 groundwater in conventional crop rotations
63.11 and demonstrate the environmental and
63.12 economic benefits of hemp production. This
63.13 appropriation is available until June 30, 2025,
63.14 by which time the project must be completed
63.15 and final products delivered.

63.16 **(e) Developing Cover-Crop Systems for Sugar**
63.17 **Beet Production**

63.18 \$300,000 the second year is from the trust
63.19 fund to the Board of Regents of the University
63.20 of Minnesota to develop agronomic guidelines
63.21 to support growers adopting cover-crop
63.22 practices in sugar beet production in
63.23 west-central and northwest Minnesota.

63.24 **(f) Native Eastern Larch Beetle Decimating**
63.25 **Minnesota's Tamarack Forests**

63.26 \$398,000 the second year is from the trust
63.27 fund to the Board of Regents of the University
63.28 of Minnesota to understand conditions
63.29 triggering eastern larch beetle outbreaks and
63.30 develop management techniques to protect
63.31 tamarack forests from this native insect. This
63.32 appropriation is available until June 30, 2025,
63.33 by which time the project must be completed
63.34 and final products delivered.

64.1 **(g) Habitat Associations of Mississippi**
64.2 **Bottomland Forest Marsh Birds**

64.3 \$275,000 the second year is from the trust
64.4 fund to the commissioner of natural resources
64.5 for an agreement with the National Audubon
64.6 Society, Minnesota office, to evaluate habitat
64.7 associations of bottomland forest birds in
64.8 response to restoration actions to better target
64.9 restoration efforts for wildlife. This
64.10 appropriation is available until June 30, 2025,
64.11 by which time the project must be completed
64.12 and final products delivered.

64.13 **(h) Peatland Restoration in the Lost River State**
64.14 **Forest**

64.15 \$135,000 the second year is from the trust
64.16 fund to the commissioner of natural resources
64.17 for an agreement with the Roseau River
64.18 Watershed District to collect physical attribute
64.19 data from drained peatlands, incorporate the
64.20 data into a decision matrix, and generate a
64.21 report detailing peatland restoration potential
64.22 throughout the Lost River State Forest.

64.23 **(i) Prescribed Burning for Brushland-Dependent**
64.24 **Species - Phase II**

64.25 \$147,000 the second year is from the trust
64.26 fund to the Board of Regents of the University
64.27 of Minnesota to compare the effects of spring,
64.28 summer, and fall burns on birds and vegetation
64.29 and to provide guidelines for maintaining
64.30 healthy brushland habitat for a diversity of
64.31 wildlife and plant species.

64.32 **(j) Pollinator Habitat Creation Along Urban**
64.33 **Mississippi River**

64.34 \$129,000 the second year is from the trust
64.35 fund to the commissioner of natural resources

65.1 for an agreement with Friends of the
65.2 Mississippi River to remove invasive plants
65.3 and replace them with high-value native
65.4 species at three urban sites along the
65.5 Mississippi River to improve habitat for
65.6 pollinators and other wildlife. This
65.7 appropriation is available until June 30, 2026,
65.8 by which time the project must be completed
65.9 and final products delivered.

65.10 **(k) Increase Golden Shiner Production to Protect**
65.11 **Aquatic Communities**

65.12 \$188,000 the second year is from the trust
65.13 fund to the Board of Regents of the University
65.14 of Minnesota for the Minnesota Sea Grant in
65.15 Duluth to identify and demonstrate best
65.16 methods for in-state production of golden
65.17 shiners to address angler demand while
65.18 reducing the risk of introducing and spreading
65.19 invasive species and to communicate findings
65.20 through reports, manuals, and workshops.
65.21 Production of shiners in this project must not
65.22 take place in wetlands.

65.23 **(l) Restoring Turf to Native Pollinator Gardens**
65.24 **Across Metro**

65.25 \$197,000 the second year is from the trust
65.26 fund to the commissioner of natural resources
65.27 for an agreement with Wilderness in the City
65.28 to transition turf to native gardens for
65.29 pollinator habitat, establish long-term
65.30 volunteer stewardship networks, and help
65.31 connect diverse populations with nature
65.32 throughout the metropolitan regional park
65.33 system. A letter of commitment from the
65.34 respective regional park implementing agency
65.35 must be provided before money from this

66.1 appropriation is spent at a regional park within
 66.2 the agency's jurisdiction.

66.3 **Subd. 9. Land Acquisition,**
 66.4 **Habitat, and Recreation**

-0-

29,901,000

66.5 **(a) DNR Scientific and Natural Areas**

66.6 \$3,000,000 the second year is from the trust
 66.7 fund to the commissioner of natural resources
 66.8 for the scientific and natural area (SNA)
 66.9 program to restore, improve, and enhance
 66.10 wildlife habitat on SNAs; increase public
 66.11 involvement and outreach; and strategically
 66.12 acquire high-quality lands that meet criteria
 66.13 for SNAs under Minnesota Statutes, section
 66.14 86A.05, from willing sellers.

66.15 **(b) Private Native Prairie Conservation through**
 66.16 **Native Prairie Bank**

66.17 \$2,000,000 the second year is from the trust
 66.18 fund to the commissioner of natural resources
 66.19 to provide technical stewardship assistance to
 66.20 private landowners, restore and enhance native
 66.21 prairie protected by easements in the native
 66.22 prairie bank, and acquire easements for the
 66.23 native prairie bank in accordance with
 66.24 Minnesota Statutes, section 84.96, including
 66.25 preparing initial baseline property assessments.
 66.26 Up to \$60,000 of this appropriation may be
 66.27 deposited in the natural resources conservation
 66.28 easement stewardship account, created in
 66.29 Minnesota Statutes, section 84.69, proportional
 66.30 to the number of easement acres acquired.

66.31 **(c) Minnesota State Parks and State Trails**
 66.32 **Inholdings**

66.33 \$3,500,000 the second year is from the trust
 66.34 fund to the commissioner of natural resources
 66.35 to acquire high-priority inholdings from

67.1 willing sellers within the legislatively
67.2 authorized boundaries of state parks,
67.3 recreation areas, and trails to protect
67.4 Minnesota's natural heritage, enhance outdoor
67.5 recreation, and promote tourism.

67.6 **(d) Grants for Local Parks, Trails, and Natural**
67.7 **Areas**

67.8 \$2,400,000 the second year is from the trust
67.9 fund to the commissioner of natural resources
67.10 to solicit, rank, and fund competitive matching
67.11 grants for local parks, trail connections, and
67.12 natural and scenic areas under Minnesota
67.13 Statutes, section 85.019. This appropriation is
67.14 for local nature-based recreation, connections
67.15 to regional and state natural areas, and
67.16 recreation facilities and may not be used for
67.17 athletic facilities such as sport fields, courts,
67.18 and playgrounds.

67.19 **(e) Mississippi River Aquatic Habitat**
67.20 **Restoration and Mussel Reintroduction**

67.21 \$1,800,000 the second year is from the trust
67.22 fund. Of this amount, \$1,549,000 is to the
67.23 commissioner of natural resources for an
67.24 agreement with the Minneapolis Park and
67.25 Recreation Board and \$251,000 is to the
67.26 commissioner of natural resources to restore
67.27 lost habitat and reintroduce mussels in the
67.28 Mississippi River above St. Anthony Falls.
67.29 This work includes creating habitat and
67.30 species restoration plans, implementing the
67.31 restoration plans, and monitoring effectiveness
67.32 of the restoration for multiple years after
67.33 implementation. This appropriation is
67.34 available until June 30, 2027, by which time
67.35 the project must be completed and final
67.36 products delivered.

68.1 **(f) Minnesota Hunter Walking Trails: Public**
68.2 **Land Recreational Access**

68.3 \$300,000 the second year is from the trust
68.4 fund to the commissioner of natural resources
68.5 for an agreement with the Ruffed Grouse
68.6 Society to improve Minnesota's hunter
68.7 walking trail system by restoring or upgrading
68.8 trailheads and trails, developing new walking
68.9 trails, and compiling enhanced maps for use
68.10 by managers and the public.

68.11 **(g) Turning Back to Rivers: Environmental and**
68.12 **Recreational Protection**

68.13 \$1,000,000 the second year is from the trust
68.14 fund to the commissioner of natural resources
68.15 for an agreement with The Trust for Public
68.16 Land to help local communities acquire
68.17 priority land along the Mississippi, St. Croix,
68.18 and Minnesota Rivers and their tributaries to
68.19 protect natural resources, provide buffers for
68.20 flooding, and improve access for recreation.

68.21 **(h) Metropolitan Regional Parks System Land**
68.22 **Acquisition - Phase VI**

68.23 \$1,000,000 the second year is from the trust
68.24 fund to the Metropolitan Council for grants to
68.25 acquire land within the approved park
68.26 boundaries of the metropolitan regional park
68.27 system. This appropriation must be matched
68.28 by at least 40 percent of nonstate money.

68.29 **(i) Minnesota State Trails Development**

68.30 \$994,000 the second year is from the trust
68.31 fund to the commissioner of natural resources
68.32 to expand high-priority recreational
68.33 opportunities on Minnesota's state trails by
68.34 rehabilitating, improving, and enhancing
68.35 existing state trails. The high-priority trail

69.1 bridges to be rehabilitated or replaced under
69.2 this appropriation include, but are not limited
69.3 to, those on the Taconite, Great River Ridge,
69.4 and C. J. Ramstad/Northshore State Trails.

69.5 **(j) Elm Creek Restoration - Phase IV**

69.6 \$500,000 the second year is from the trust
69.7 fund to the commissioner of natural resources
69.8 for an agreement with the city of Champlin to
69.9 conduct habitat and stream restoration of
69.10 approximately 0.7 miles of Elm Creek
69.11 shoreline above Mill Pond Lake and through
69.12 the Elm Creek Protection Area.

69.13 **(k) Superior Hiking Trail as Environmental**
69.14 **Showcase**

69.15 \$450,000 the second year is from the trust
69.16 fund to the commissioner of natural resources
69.17 for an agreement with the Superior Hiking
69.18 Trail Association to rebuild damaged and
69.19 dangerous segments and create a new trail
69.20 segment of the Superior Hiking Trail to
69.21 minimize environmental impacts, make the
69.22 trail safer for users, and make the trail more
69.23 resilient for future use and conditions.

69.24 **(l) Upper St. Anthony Falls Enhancements**

69.25 \$2,800,000 the second year is from the trust
69.26 fund to the commissioner of natural resources
69.27 for an agreement with the Friends of the Lock
69.28 and Dam in partnership with the city of
69.29 Minneapolis to design and install green
69.30 infrastructure, public access, and habitat
69.31 restorations on riverfront land at Upper St.
69.32 Anthony Falls for water protection, recreation,
69.33 and environmental education purposes. Of this
69.34 amount, up to \$600,000 is for planning,
69.35 design, and engagement. No funds from this

70.1 appropriation may be spent until Congress
70.2 directs the U.S. Army Corps of Engineers to
70.3 convey an interest in the Upper St. Anthony
70.4 Falls property to the city of Minneapolis for
70.5 use as a visitor center. After this congressional
70.6 act is signed into law, up to \$100,000 of the
70.7 planning, design, and engagement funds may
70.8 be spent. The remaining planning, design, and
70.9 engagement funds may be spent after a binding
70.10 agreement has been secured to acquire the land
70.11 or access and use rights to the land for at least
70.12 25 years. Any remaining balance of the
70.13 appropriation may be spent on installing
70.14 enhancements after the Upper St. Anthony
70.15 Falls land has been acquired by the city of
70.16 Minneapolis.

70.17 **(m) Whiskey Creek and Mississippi River Water**
70.18 **Quality, Habitat, and Recreation**

70.19 \$500,000 the second year is from the trust
70.20 fund to the commissioner of natural resources
70.21 for an agreement with the Mississippi
70.22 Headwaters Board to acquire and transfer
70.23 approximately 13 acres of land to the city of
70.24 Baxter for future construction of water quality,
70.25 habitat, and recreational improvements to
70.26 protect the Mississippi River.

70.27 **(n) Perham to Pelican Rapids Regional Trail**
70.28 **(West Segment)**

70.29 \$2,600,000 the second year is from the trust
70.30 fund to the commissioner of natural resources
70.31 for an agreement with Otter Tail County to
70.32 construct the west segment of the 32-mile
70.33 Perham to Pelican Rapids Regional Trail that
70.34 will connect the city of Pelican Rapids to
70.35 Maplewood State Park.

71.1 **(o) Crow Wing County Community Natural**
71.2 **Area Acquisition**

71.3 \$400,000 the second year is from the trust
71.4 fund to the commissioner of natural resources
71.5 for an agreement with Crow Wing County to
71.6 acquire approximately 65 acres of land
71.7 adjacent to the historic fire tower property to
71.8 allow for diverse recreational opportunities
71.9 while protecting wildlife habitat and
71.10 preventing forest fragmentation. Any revenue
71.11 generated from selling products or assets
71.12 developed or acquired with this appropriation
71.13 must be repaid to the trust fund unless a plan
71.14 is approved for reinvestment of income in the
71.15 project as provided under Minnesota Statutes,
71.16 section 116P.10.

71.17 **(p) Rocori Trail - Phase III**

71.18 \$1,200,000 the second year is from the trust
71.19 fund to the commissioner of natural resources
71.20 for an agreement with the Rocori Trail
71.21 Construction Board to design and construct
71.22 Phase III of the Rocori Trail along the old
71.23 Burlington Northern Santa Fe rail corridor
71.24 between the cities of Cold Spring and
71.25 Rockville.

71.26 **(q) Mesabi Trail: New Trail and Additional**
71.27 **Funding**

71.28 \$1,000,000 the second year is from the trust
71.29 fund to the commissioner of natural resources
71.30 for an agreement with the St. Louis and Lake
71.31 Counties Regional Railroad Authority for
71.32 constructing the Mesabi Trail beginning at the
71.33 intersection of County Road 20 and Minnesota
71.34 State Highway 135 and terminating at 1st
71.35 Avenue North and 1st Street North in the city

72.1 of Biwabik in St. Louis County. This
72.2 appropriation may not be spent until all
72.3 Mesabi Trail projects funded with trust fund
72.4 appropriations before fiscal year 2020, with
72.5 the exception of the project funded under Laws
72.6 2017, chapter 96, section 2, subdivision 9,
72.7 paragraph (g), are completed.

72.8 **(r) Ranier Safe Harbor and Transient Dock on**
72.9 **Rainy Lake**

72.10 \$762,000 the second year is from the trust
72.11 fund to the commissioner of natural resources
72.12 for an agreement with the city of Ranier to
72.13 construct a dock that accommodates boats 26
72.14 feet or longer with the goal of increasing
72.15 public access for boat recreation on Rainy
72.16 Lake. Any revenue generated from selling
72.17 products or assets developed or acquired with
72.18 this appropriation must be repaid to the trust
72.19 fund unless a plan is approved for
72.20 reinvestment of income in the project as
72.21 provided under Minnesota Statutes, section
72.22 116P.10.

72.23 **(s) Crane Lake Voyageurs National Park**
72.24 **Campground and Visitor Center**

72.25 \$3,100,000 the second year is from the trust
72.26 fund to the commissioner of natural resources
72.27 for an agreement with the town of Crane Lake
72.28 to design and construct a new campground
72.29 and to plan and preliminarily prepare a site
72.30 for constructing a new Voyageurs National
72.31 Park visitor center on land acquired for these
72.32 purposes in Crane Lake. Any revenue
72.33 generated from selling products or assets
72.34 developed or acquired with this appropriation
72.35 must be repaid to the trust fund unless a plan
72.36 is approved for reinvestment of income in the

73.1 project as provided under Minnesota Statutes,
73.2 section 116P.10.

73.3 **(t) Chippewa County Acquisition, Recreation,**
73.4 **and Education**

73.5 \$160,000 the second year is from the trust
73.6 fund to the commissioner of natural resources
73.7 for an agreement with Chippewa County to
73.8 acquire wetland and floodplain forest and
73.9 abandoned gravel pits along the Minnesota
73.10 River to provide water filtration, education,
73.11 and recreational opportunities.

73.12 **(u) Sportsmen's Training and Developmental**
73.13 **Learning Center**

73.14 \$85,000 the second year is from the trust fund
73.15 to the commissioner of natural resources for
73.16 an agreement with the Minnesota Forest Zone
73.17 Trappers Association to complete a site
73.18 evaluation and master plan for the Sportsmen's
73.19 Training and Developmental Learning Center
73.20 near Hibbing. Any revenue generated from
73.21 selling products or assets developed or
73.22 acquired with this appropriation must be
73.23 repaid to the trust fund unless a plan is
73.24 approved for reinvestment of income in the
73.25 project as provided under Minnesota Statutes,
73.26 section 116P.10.

73.27 **(v) Birch Lake Recreation Area**

73.28 \$350,000 the second year is from the trust
73.29 fund to the commissioner of natural resources
73.30 for a grant to the city of Babbitt to expand the
73.31 Birch Lake Recreation Area by adding a new
73.32 campground to include new campsites,
73.33 restrooms, and other facilities. This
73.34 appropriation is available until June 30, 2025.

| | | | |
|-------|--|------------|------------------|
| 74.1 | <u>Subd. 10. Emerging Issues</u> | | |
| 74.2 | <u>Account; Wastewater</u> | | |
| 74.3 | <u>Renewable Energy</u> | | |
| 74.4 | <u>Demonstration Grants</u> | <u>-0-</u> | <u>1,095,000</u> |
| 74.5 | <u>\$1,095,000 the second year is from the trust</u> | | |
| 74.6 | <u>fund to an emerging issues account authorized</u> | | |
| 74.7 | <u>in Minnesota Statutes, section 116P.08,</u> | | |
| 74.8 | <u>subdivision 4, paragraph (d). Money</u> | | |
| 74.9 | <u>appropriated under this subdivision must be</u> | | |
| 74.10 | <u>used for grants in consultation with the Public</u> | | |
| 74.11 | <u>Facilities Authority for renewable energy</u> | | |
| 74.12 | <u>demonstration projects at wastewater treatment</u> | | |
| 74.13 | <u>facilities.</u> | | |
| 74.14 | <u>Subd. 11. Contract</u> | | |
| 74.15 | <u>Agreement Reimbursement</u> | <u>-0-</u> | <u>135,000</u> |
| 74.16 | <u>\$135,000 the second year is from the trust</u> | | |
| 74.17 | <u>fund to the commissioner of natural resources,</u> | | |
| 74.18 | <u>at the direction of the Legislative-Citizen</u> | | |
| 74.19 | <u>Commission on Minnesota Resources, for</u> | | |
| 74.20 | <u>expenses incurred for preparing and</u> | | |
| 74.21 | <u>administering contracts for the agreements</u> | | |
| 74.22 | <u>specified in this section. The commissioner</u> | | |
| 74.23 | <u>must provide documentation to the</u> | | |
| 74.24 | <u>Legislative-Citizen Commission on Minnesota</u> | | |
| 74.25 | <u>Resources on the expenditure of these funds.</u> | | |
| 74.26 | <u>Subd. 12. Availability of Appropriations</u> | | |
| 74.27 | <u>Money appropriated in this section may not</u> | | |
| 74.28 | <u>be spent on activities unless they are directly</u> | | |
| 74.29 | <u>related to and necessary for a specific</u> | | |
| 74.30 | <u>appropriation and are specified in the work</u> | | |
| 74.31 | <u>plan approved by the Legislative-Citizen</u> | | |
| 74.32 | <u>Commission on Minnesota Resources. Money</u> | | |
| 74.33 | <u>appropriated in this section must not be spent</u> | | |
| 74.34 | <u>on indirect costs or other institutional overhead</u> | | |
| 74.35 | <u>charges that are not directly related to and</u> | | |
| 74.36 | <u>necessary for a specific appropriation. Costs</u> | | |

75.1 that are directly related to and necessary for
75.2 an appropriation, including financial services,
75.3 human resources, information services, rent,
75.4 and utilities, are eligible only if the costs can
75.5 be clearly justified and individually
75.6 documented specific to the appropriation's
75.7 purpose and would not be generated by the
75.8 recipient but for receipt of the appropriation.
75.9 No broad allocations for costs in either dollars
75.10 or percentages are allowed. Unless otherwise
75.11 provided, the amounts in this section are
75.12 available until June 30, 2024, when projects
75.13 must be completed and final products
75.14 delivered. For acquisition of real property, the
75.15 appropriations in this section are available for
75.16 an additional fiscal year if a binding contract
75.17 for acquisition of the real property is entered
75.18 into before the expiration date of the
75.19 appropriation. If a project receives a federal
75.20 grant, the time period of the appropriation is
75.21 extended to equal the federal grant period.
75.22 **Subd. 13. Data Availability Requirements**
75.23 Data collected by the projects funded under
75.24 this section must conform to guidelines and
75.25 standards adopted by MN.IT Services. Spatial
75.26 data must also conform to additional
75.27 guidelines and standards designed to support
75.28 data coordination and distribution that have
75.29 been published by the Minnesota Geospatial
75.30 Information Office. Descriptions of spatial
75.31 data must be prepared as specified in the state's
75.32 geographic metadata guideline and must be
75.33 submitted to the Minnesota Geospatial
75.34 Information Office. All data must be
75.35 accessible and free to the public unless made

76.1 private under the Data Practices Act,
76.2 Minnesota Statutes, chapter 13. To the extent
76.3 practicable, summary data and results of
76.4 projects funded under this section should be
76.5 readily accessible on the Internet and
76.6 identified as having received funding from the
76.7 environment and natural resources trust fund.

76.8 **Subd. 14. Project Requirements**

76.9 (a) As a condition of accepting an
76.10 appropriation under this section, an agency or
76.11 entity receiving an appropriation or a party to
76.12 an agreement from an appropriation must
76.13 comply with paragraphs (b) to (l) and
76.14 Minnesota Statutes, chapter 116P, and must
76.15 submit a work plan and annual or semiannual
76.16 progress reports in the form determined by the
76.17 Legislative-Citizen Commission on Minnesota
76.18 Resources for any project funded in whole or
76.19 in part with funds from the appropriation.
76.20 Modifications to the approved work plan and
76.21 budget expenditures must be made through
76.22 the amendment process established by the
76.23 Legislative-Citizen Commission on Minnesota
76.24 Resources.

76.25 (b) A recipient of money appropriated in this
76.26 section that conducts a restoration using funds
76.27 appropriated in this section must use native
76.28 plant species according to the Board of Water
76.29 and Soil Resources' native vegetation
76.30 establishment and enhancement guidelines
76.31 and include an appropriate diversity of native
76.32 species selected to provide habitat for
76.33 pollinators throughout the growing season as
76.34 required under Minnesota Statutes, section
76.35 84.973.

77.1 (c) For all restorations conducted with money
77.2 appropriated under this section, a recipient
77.3 must prepare an ecological restoration and
77.4 management plan that, to the degree
77.5 practicable, is consistent with the
77.6 highest-quality conservation and ecological
77.7 goals for the restoration site. Consideration
77.8 should be given to soil, geology, topography,
77.9 and other relevant factors that would provide
77.10 the best chance for long-term success and
77.11 durability of the restoration project. The plan
77.12 must include the proposed timetable for
77.13 implementing the restoration, including site
77.14 preparation, establishment of diverse plant
77.15 species, maintenance, and additional
77.16 enhancement to establish the restoration;
77.17 identify long-term maintenance and
77.18 management needs of the restoration and how
77.19 the maintenance, management, and
77.20 enhancement will be financed; and take
77.21 advantage of the best-available science and
77.22 include innovative techniques to achieve the
77.23 best restoration.

77.24 (d) An entity receiving an appropriation in this
77.25 section for restoration activities must provide
77.26 an initial restoration evaluation at the
77.27 completion of the appropriation and an
77.28 evaluation three years after the completion of
77.29 the expenditure. Restorations must be
77.30 evaluated relative to the stated goals and
77.31 standards in the restoration plan, current
77.32 science, and, when applicable, the Board of
77.33 Water and Soil Resources' native vegetation
77.34 establishment and enhancement guidelines.
77.35 The evaluation must determine whether the
77.36 restorations are meeting planned goals,

78.1 identify any problems with implementing the
78.2 restorations, and, if necessary, give
78.3 recommendations on improving restorations.
78.4 The evaluation must be focused on improving
78.5 future restorations.

78.6 (e) All restoration and enhancement projects
78.7 funded with money appropriated in this section
78.8 must be on land permanently protected by a
78.9 conservation easement or public ownership.

78.10 (f) A recipient of money from an appropriation
78.11 under this section must give consideration to
78.12 contracting with Conservation Corps
78.13 Minnesota for contract restoration and
78.14 enhancement services.

78.15 (g) All conservation easements acquired with
78.16 money appropriated under this section must:

78.17 (1) be permanent;
78.18 (2) specify the parties to an easement in the
78.19 easement;
78.20 (3) specify all of the provisions of an
78.21 agreement that are permanent;
78.22 (4) be sent to the Legislative-Citizen
78.23 Commission on Minnesota Resources in an
78.24 electronic format at least ten business days
78.25 before closing;
78.26 (5) include a long-term monitoring and
78.27 enforcement plan and funding for monitoring
78.28 and enforcing the easement agreement; and
78.29 (6) include requirements in the easement
78.30 document to protect the quantity and quality
78.31 of groundwater and surface water through
78.32 specific activities such as keeping water on
78.33 the landscape, reducing nutrient and

79.1 contaminant loading, and not permitting
79.2 artificial hydrological modifications.

79.3 (h) For any acquisition of lands or interest in
79.4 lands, a recipient of money appropriated under
79.5 this section must not agree to pay more than
79.6 100 percent of the appraised value for a parcel
79.7 of land using this money to complete the
79.8 purchase, in part or in whole, except that up
79.9 to ten percent above the appraised value may
79.10 be allowed to complete the purchase, in part
79.11 or in whole, using this money if permission is
79.12 received in advance of the purchase from the
79.13 Legislative-Citizen Commission on Minnesota
79.14 Resources.

79.15 (i) For any acquisition of land or interest in
79.16 land, a recipient of money appropriated under
79.17 this section must give priority to high-quality
79.18 natural resources or conservation lands that
79.19 provide natural buffers to water resources.

79.20 (j) For new lands acquired with money
79.21 appropriated under this section, a recipient
79.22 must prepare an ecological restoration and
79.23 management plan in compliance with
79.24 paragraph (c), including sufficient funding for
79.25 implementation unless the work plan addresses
79.26 why a portion of the money is not necessary
79.27 to achieve a high-quality restoration.

79.28 (k) To ensure public accountability for using
79.29 public funds, a recipient of money
79.30 appropriated under this section must, within
79.31 60 days of the transaction, provide to the
79.32 Legislative-Citizen Commission on Minnesota
79.33 Resources documentation of the selection
79.34 process used to identify parcels acquired and
79.35 provide documentation of all related

80.1 transaction costs, including but not limited to
80.2 appraisals, legal fees, recording fees,
80.3 commissions, other similar costs, and
80.4 donations. This information must be provided
80.5 for all parties involved in the transaction. The
80.6 recipient must also report to the
80.7 Legislative-Citizen Commission on Minnesota
80.8 Resources any difference between the
80.9 acquisition amount paid to the seller and the
80.10 state-certified or state-reviewed appraisal, if
80.11 a state-certified or state-reviewed appraisal
80.12 was conducted.

80.13 (l) A recipient of an appropriation from the
80.14 trust fund under this section must acknowledge
80.15 financial support from the environment and
80.16 natural resources trust fund in project
80.17 publications, signage, and other public
80.18 communications and outreach related to work
80.19 completed using the appropriation.

80.20 Acknowledgment may occur, as appropriate,
80.21 through use of the trust fund logo or inclusion
80.22 of language attributing support from the trust
80.23 fund. Each direct recipient of money
80.24 appropriated in this section, as well as each
80.25 recipient of a grant awarded pursuant to this
80.26 section, must satisfy all reporting and other
80.27 requirements incumbent upon constitutionally
80.28 dedicated funding recipients as provided in
80.29 Minnesota Statutes, section 3.303, subdivision
80.30 10, and chapter 116P.

80.31 **Subd. 15. Payment Conditions and**
80.32 **Capital-Equipment Expenditures**

80.33 (a) All agreements, grants, or contracts
80.34 referred to in this section must be administered
80.35 on a reimbursement basis unless otherwise

81.1 provided in this section. Notwithstanding
81.2 Minnesota Statutes, section 16A.41,
81.3 expenditures made on or after July 1, 2020,
81.4 or the date the work plan is approved,
81.5 whichever is later, are eligible for
81.6 reimbursement unless otherwise provided in
81.7 this section. Periodic payments must be made
81.8 upon receiving documentation that the
81.9 deliverable items articulated in the approved
81.10 work plan have been achieved, including
81.11 partial achievements as evidenced by approved
81.12 progress reports. Reasonable amounts may be
81.13 advanced to projects to accommodate
81.14 cash-flow needs or match federal money. The
81.15 advances must be approved as part of the work
81.16 plan. No expenditures for capital equipment
81.17 are allowed unless expressly authorized in the
81.18 project work plan.

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

81.21 **Subd. 16. Purchasing Recycled and Recyclable**
81.22 **Materials**

81.23 A political subdivision, public or private
81.24 corporation, or other entity that receives an
81.25 appropriation under this section must use the
81.26 appropriation in compliance with Minnesota
81.27 Statutes, section 16C.0725, regarding
81.28 purchasing recycled, repairable, and durable
81.29 materials and Minnesota Statutes, section
81.30 16C.073, regarding purchasing and using
81.31 paper stock and printing.

81.32 **Subd. 17. Energy Conservation and Sustainable**
81.33 **Building Guidelines**

81.34 A recipient to whom an appropriation is made
81.35 under this section for a capital improvement

82.1 project must ensure that the project complies
82.2 with the applicable energy conservation and
82.3 sustainable building guidelines and standards
82.4 contained in law, including Minnesota
82.5 Statutes, sections 16B.325, 216C.19, and
82.6 216C.20, and rules adopted under those
82.7 sections. The recipient may use the energy
82.8 planning, advocacy, and State Energy Office
82.9 units of the Department of Commerce to
82.10 obtain information and technical assistance
82.11 on energy conservation and alternative-energy
82.12 development relating to planning and
82.13 constructing the capital improvement project.

82.14 **Subd. 18. Accessibility**

82.15 Structural and nonstructural facilities must
82.16 meet the design standards in the Americans
82.17 with Disabilities Act (ADA) accessibility
82.18 guidelines.

82.19 **Subd. 19. Carryforward; Extension**

82.20 (a) The availability of the appropriations for
82.21 the following projects is extended to June 30,
82.22 2022:

82.23 (1) Laws 2017, chapter 96, section 2,
82.24 subdivision 8, paragraph (k), Conservation
82.25 Reserve Enhancement Program (CREP)
82.26 Outreach and Implementation; and

82.27 (2) Laws 2018, chapter 214, article 4, section
82.28 2, subdivision 6, paragraph (b), Palmer
82.29 Amaranth Detection and Eradication
82.30 Continuation.

82.31 (b) The availability of the appropriations for
82.32 the following projects is extended to June 30,
82.33 2023:

- 83.1 (1) Laws 2018, chapter 214, article 4, section
83.2 2, subdivision 10, Emerging Issues Account;
83.3 and
- 83.4 (2) Laws 2019, First Special Session chapter
83.5 4, article 2, section 2, subdivision 8, paragraph
83.6 (f), Lawns to Legumes.
- 83.7 (c) The availability of the appropriation under
83.8 Laws 2018, chapter 214, article 4, section 2,
83.9 subdivision 4, paragraph (1), Lake Agnes
83.10 Treatment, is extended to June 30, 2024.
- 83.11 Subd. 20. **Transfers**
- 83.12 The appropriation in Laws 2019, First Special
83.13 Session chapter 4, article 2, section 2,
83.14 subdivision 8, paragraph (c), Sauk River Dam
83.15 Removal and Rock Rapids Replacement, in
83.16 the amount of \$2,768,000, no longer needed
83.17 for its original purpose is available until June
83.18 30, 2023, and transferred as follows:
- 83.19 (1) \$849,000 is transferred to the Science
83.20 Museum of Minnesota to determine how,
83.21 when, and why lakes in pristine areas of the
83.22 state without obvious nutrient loading are
83.23 experiencing algal blooms;
- 83.24 (2) \$699,000 is transferred to the Board of
83.25 Regents of the University of Minnesota to
83.26 evaluate the ability of the virus that causes
83.27 COVID-19 and other potentially infectious
83.28 organisms to travel through wastewater
83.29 systems, including septic systems, to drinking
83.30 water sources;
- 83.31 (3) \$320,000 is transferred to the
83.32 commissioner of natural resources to reduce
83.33 emerald ash borer by providing surveys,
83.34 assessments, trainings, assistance, and grants

84.1 for communities to manage emerald ash borer,
 84.2 plant a diversity of trees, and engage citizens
 84.3 in community forestry activities; and
 84.4 (4) \$900,000 is transferred to the Board of
 84.5 Water and Soil Resources for demonstration
 84.6 projects that provide grants or payments to
 84.7 plant residential lawns with native vegetation
 84.8 and pollinator-friendly forbs and legumes to
 84.9 protect a diversity of pollinators. The board
 84.10 must establish criteria for grants or payments
 84.11 awarded under this clause. Grants or payments
 84.12 awarded under this clause may be made for
 84.13 up to 75 percent of the costs of the project,
 84.14 except that in areas identified by the United
 84.15 States Fish and Wildlife Service as areas
 84.16 where there is a high potential for rusty
 84.17 patched bumble bees to be present, grants may
 84.18 be awarded for up to 90 percent of the costs
 84.19 of the project.

84.20 Sec. 3. Laws 2017, chapter 96, section 2, subdivision 9, as amended by Laws 2019, First
 84.21 Special Session chapter 4, article 2, section 4, is amended to read:

84.22 **Subd. 9. Land Acquisition,**
 84.23 **Habitat, and Recreation**

999,000

13,533,000

-0-

84.24 **(a) Metropolitan Regional Parks System Land**
 84.25 **Acquisition**

84.26 \$1,500,000 the first year is from the trust fund
 84.27 to the Metropolitan Council for grants to
 84.28 acquire approximately 70 acres of land within
 84.29 the approved park boundaries of the
 84.30 metropolitan regional park system. This
 84.31 appropriation may not be used to purchase
 84.32 habitable residential structures. A list of
 84.33 proposed fee title acquisitions must be
 84.34 provided as part of the required work plan.
 84.35 This appropriation must be matched by at least

85.1 40 percent of nonstate money that must be
85.2 committed by December 31, 2017. This
85.3 appropriation is available until June 30, 2020,
85.4 by which time the project must be completed
85.5 and final products delivered.

85.6 **(b) Scientific and Natural Areas Acquisition and**
85.7 **Restoration, Citizen Science, and Engagement**

85.8 \$2,500,000 the first year is from the trust fund
85.9 to the commissioner of natural resources to
85.10 acquire land with high-quality native plant
85.11 communities and rare features to be
85.12 established as scientific and natural areas as
85.13 provided in Minnesota Statutes, section
85.14 86A.05, subdivision 5, restore and improve
85.15 scientific and natural areas, and provide
85.16 technical assistance and outreach, including
85.17 site steward events. At least one-third of the
85.18 appropriation must be spent on restoration
85.19 activities. A list of proposed acquisitions and
85.20 restorations must be provided as part of the
85.21 required work plan. Land acquired with this
85.22 appropriation must be sufficiently improved
85.23 to meet at least minimum management
85.24 standards, as determined by the commissioner
85.25 of natural resources. When feasible,
85.26 consideration must be given to accommodate
85.27 trails on lands acquired. This appropriation is
85.28 available until June 30, 2020, by which time
85.29 the project must be completed and final
85.30 products delivered.

85.31 **(c) Minnesota State Parks and State Trails Land**
85.32 **Acquisition**

85.33 \$1,500,000 the first year is from the trust fund
85.34 to the commissioner of natural resources to
85.35 acquire approximately 373 acres from willing
85.36 sellers for authorized state trails and critical

86.1 parcels within the statutory boundaries of state
86.2 parks. State park land acquired with this
86.3 appropriation must be sufficiently improved
86.4 to meet at least minimum management
86.5 standards, as determined by the commissioner
86.6 of natural resources. A list of proposed
86.7 acquisitions must be provided as part of the
86.8 required work plan. This appropriation is
86.9 available until June 30, 2020, by which time
86.10 the project must be completed and final
86.11 products delivered.

86.12 **(d) Minnesota State Trails Acquisition,**
86.13 **Development, and Enhancement**

86.14 \$999,000 in fiscal year 2017 and \$39,000 the
86.15 first year are from the trust fund to the
86.16 commissioner of natural resources for state
86.17 trail acquisition, development, and
86.18 enhancement in southern Minnesota. A
86.19 proposed list of trail projects on authorized
86.20 state trails must be provided as part of the
86.21 required work plan. This appropriation is
86.22 available until June 30, 2020, by which time
86.23 the project must be completed and final
86.24 products delivered.

86.25 **(e) Native Prairie Stewardship and Prairie Bank**
86.26 **Easement Acquisition**

86.27 \$2,675,000 the first year is from the trust fund
86.28 to the commissioner of natural resources to
86.29 acquire native prairie bank easements in
86.30 accordance with Minnesota Statutes, section
86.31 84.96, on approximately 250 acres, prepare
86.32 baseline property assessments, restore and
86.33 enhance native prairie sites, and provide
86.34 technical assistance to landowners. Of this
86.35 amount, up to \$132,000 may be deposited in
86.36 a conservation easement stewardship account.

87.1 Deposits into the conservation easement
87.2 stewardship account must be made upon
87.3 closing on conservation easements or at a time
87.4 otherwise approved in the work plan. A list of
87.5 proposed easement acquisitions must be
87.6 provided as part of the required work plan.
87.7 This appropriation is available until June 30,
87.8 2020, by which time the project must be
87.9 completed and final products delivered.

87.10 **(f) Leech Lake Acquisition**

87.11 \$1,500,000 the first year is from the trust fund
87.12 to the commissioner of natural resources for
87.13 an agreement with the Leech Lake Band of
87.14 Ojibwe to acquire approximately 45 acres,
87.15 including 0.67 miles of shoreline of
87.16 high-quality aquatic and wildlife habitat at the
87.17 historic meeting place between Henry
87.18 Schoolcraft and the Anishinabe people. The
87.19 land must be open to public use including
87.20 hunting and fishing. The band must provide a
87.21 commitment that land will not be put in a
87.22 federal trust through the Bureau of Indian
87.23 Affairs.

87.24 **(g) Mesabi Trail Development**

87.25 \$2,269,000 the first year is from the trust fund
87.26 to the commissioner of natural resources for
87.27 an agreement with the St. Louis and Lake
87.28 Counties Regional Railroad Authority for
87.29 engineering and constructing segments of the
87.30 Mesabi Trail. This appropriation is available
87.31 until June 30, 2020, by which time the project
87.32 must be completed and final products
87.33 delivered.

87.34 **(h) Tower Trailhead Boat Landing and Habitat**
87.35 **Improvement - Phase II**

88.1 \$600,000 the first year is from the trust fund
 88.2 to the commissioner of natural resources for
 88.3 an agreement with the city of Tower to
 88.4 construct a trailhead, trail connection to the
 88.5 Mesabi Trail, and boat landing and to restore
 88.6 vegetative habitat on city-owned property.
 88.7 Plant and seed materials must follow the Board
 88.8 of Water and Soil Resources' native vegetation
 88.9 establishment and enhancement guidelines.
 88.10 This appropriation is available until June 30,
 88.11 ~~2020~~ 2023, by which time the project must be
 88.12 completed and final products delivered.

88.13 **(i) Land Acquisition for Voyageurs National**
 88.14 **Park Crane Lake Visitors Center**

88.15 \$950,000 the first year is from the trust fund
 88.16 to the commissioner of natural resources for
 88.17 an agreement with the town of Crane Lake, in
 88.18 partnership with Voyageurs National Park and
 88.19 the Department of Natural Resources, to
 88.20 acquire approximately 30 acres to be used for
 88.21 a visitor center and campground. Income
 88.22 generated by the campground may be used to
 88.23 support the facility.

88.24 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2017.

88.25 Sec. 4. Laws 2018, chapter 214, article 4, section 2, subdivision 6, is amended to read:

88.26 **Subd. 6. Aquatic and Terrestrial Invasive**
 88.27 **Species**

-0- 5,760,000

88.28 **(a) Minnesota Invasive Terrestrial Plants and**
 88.29 **Pests Center - Phase 4**

88.30 \$3,500,000 the second year is from the trust
 88.31 fund to the Board of Regents of the University
 88.32 of Minnesota for high-priority research at the
 88.33 Invasive Terrestrial Plants and Pests Center
 88.34 to protect Minnesota's natural and agricultural
 88.35 resources from terrestrial invasive plants,

89.1 pathogens, and pests as identified through the
89.2 center's strategic prioritization process. This
89.3 appropriation is available until June 30, 2023,
89.4 by which time the project must be completed
89.5 and final products delivered.

89.6 **(b) Palmer Amaranth Detection and Eradication**
89.7 **Continuation**

89.8 \$431,000 the second year is from the trust
89.9 fund to the commissioner of agriculture to
89.10 continue to monitor, ground survey, and
89.11 control Palmer amaranth and other prohibited
89.12 eradicate species of noxious weeds primarily
89.13 in ~~conservation plantings~~ natural areas and to
89.14 develop and implement aerial-survey methods
89.15 to prevent infestation and protect prairies,
89.16 other natural areas, and agricultural crops.

89.17 **(c) Evaluate Control Methods for Invasive**
89.18 **Hybrid Cattails**

89.19 \$131,000 the second year is from the trust
89.20 fund to the commissioner of natural resources
89.21 for an agreement with Voyageurs National
89.22 Park to evaluate the effectiveness of
89.23 mechanical harvesting and managing muskrat
89.24 populations to remove exotic hybrid cattails
89.25 and restore fish and wildlife habitat in
89.26 Minnesota wetlands. This appropriation is
89.27 available until June 30, 2021, by which time
89.28 the project must be completed and final
89.29 products delivered.

89.30 **(d) Developing RNA Interference to Control**
89.31 **Zebra Mussels**

89.32 \$500,000 the second year is from the trust
89.33 fund to the commissioner of natural resources
89.34 for an agreement with the United States
89.35 Geological Survey to develop a genetic control

90.1 tool that exploits the natural process of RNA
90.2 silencing to specifically target and effectively
90.3 control zebra mussels without affecting other
90.4 species or causing other nontarget effects. This
90.5 appropriation is available until June 30, 2021,
90.6 by which time the project must be completed
90.7 and final products delivered.

90.8 **(e) Install and Evaluate an Invasive Carp**
90.9 **Deterrent for Mississippi River Locks and Dams**

90.10 \$998,000 the second year is from the trust
90.11 fund to the Board of Regents of the University
90.12 of Minnesota in cooperation with the United
90.13 States Army Corps of Engineers and the
90.14 United States Fish and Wildlife Service to
90.15 install, evaluate, and optimize a system in
90.16 Mississippi River locks and dams to deter
90.17 passage of invasive carp without negatively
90.18 impacting native fish and to evaluate the
90.19 ability of predator fish in the pools above the
90.20 locks and dams to consume young carp. The
90.21 project must conduct a cost comparison of
90.22 equipment purchase versus lease options and
90.23 choose the most effective option. This
90.24 appropriation is available until June 30, 2021,
90.25 by which time the project must be completed
90.26 and final products delivered.

90.27 **(f) Determining Risk of Toxic Alga in Minnesota**
90.28 **Lakes**

90.29 \$200,000 the second year is from the trust
90.30 fund to the Science Museum of Minnesota for
90.31 the St. Croix Watershed Research Station to
90.32 determine the historical distribution,
90.33 abundance, and toxicity of the invasive
90.34 blue-green alga, *Cylindrospermopsis*
90.35 *raciborskii*, in about 20 lakes across Minnesota
90.36 and inform managers and the public about the

91.1 alga's spread and health risks. This
 91.2 appropriation is available until June 30, 2021,
 91.3 by which time the project must be completed
 91.4 and final products delivered.

91.5 Sec. 5. **EFFECTIVE DATE.**

91.6 Sections 1, 2, and 4 are effective the day following final enactment.

91.7 **ARTICLE 3**
 91.8 **ENVIRONMENT AND NATURAL RESOURCES TRUST FUND FISCAL YEAR**
 91.9 **2022**

91.10 Section 1. **APPROPRIATIONS.**

91.11 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
 91.12 and for the purposes specified in this article. The appropriations are from the environment
 91.13 and natural resources trust fund and are available for the fiscal years indicated for each
 91.14 purpose. The figures "2022" and "2023" used in this article mean that the appropriations
 91.15 listed under them are available for the fiscal year ending June 30, 2022, or June 30, 2023,
 91.16 respectively. "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The
 91.17 biennium" is fiscal years 2022 and 2023.

| | | | |
|-------|--|--------------------------------------|--------------------|
| 91.18 | | <u>APPROPRIATIONS</u> | |
| 91.19 | | <u>Available for the Year</u> | |
| 91.20 | | <u>Ending June 30</u> | |
| 91.21 | | <u>2022</u> | <u>2023</u> |

91.22 Sec. 2. **MINNESOTA RESOURCES**

| | | | | | |
|-------|--|------------------|--------------------------|------------------|-------------------|
| 91.23 | <u>Subdivision 1. Total Appropriation</u> | <u>\$</u> | <u>70,881,000</u> | <u>\$</u> | <u>-0-</u> |
|-------|--|------------------|--------------------------|------------------|-------------------|

91.24 The amounts that may be spent for each
 91.25 purpose are specified in the following
 91.26 subdivisions. Appropriations in the first year
 91.27 are available for three years beginning July 1,
 91.28 2021, unless otherwise stated in the
 91.29 appropriation. Any unencumbered balance
 91.30 remaining in the first year does not cancel and
 91.31 is available for the second year or until the
 91.32 end of the appropriation.

92.1 Subd. 2. Definition

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

92.6 Subd. 3. Foundational Natural Resource Data
92.7 and Information

10,459,000

-0-

92.8 (a) What's Bugging Minnesota's Insect-Eating
92.9 Birds?

92.10 \$199,000 the first year is from the trust fund
92.11 to the Board of Regents of the University of
92.12 Minnesota for the Natural Resources Research
92.13 Institute to examine the relationship between
92.14 insect abundance, timing of insect availability,
92.15 and breeding success for multiple bird species
92.16 across land-use intensities to develop
92.17 comprehensive guidelines to conserve bird
92.18 and insect diversity.

92.19 (b) Protecting Minnesota's Beneficial
92.20 Macroalgae: All Stoneworts Aren't Starry

92.21 \$811,000 the first year is from the trust fund
92.22 to the commissioner of natural resources to
92.23 conduct a statewide inventory to provide
92.24 baseline data and build in-state knowledge of
92.25 Minnesota's native stoneworts, a diverse group
92.26 of aquatic plants that support clear lakes and
92.27 healthy fish habitat.

92.28 (c) County Groundwater Atlas

92.29 \$1,875,000 the first year is from the trust fund
92.30 to the commissioner of natural resources to
92.31 continue producing county groundwater
92.32 atlases to inform management of surface water
92.33 and groundwater resources for drinking and
92.34 other purposes. This appropriation is for Part
92.35 B, to characterize the potential water yields of

- 93.1 aquifers and aquifers' sensitivity to
93.2 contamination.
- 93.3 **(d) Improving Resiliency and Conservation**
93.4 **Outcomes for Minnesota Turtles**
- 93.5 \$391,000 the first year is from the trust fund
93.6 to the Minnesota Zoological Garden to
93.7 improve the conservation of Minnesota's
93.8 imperiled turtles through animal husbandry,
93.9 field conservation, and educational
93.10 programming. This appropriation is available
93.11 until June 30, 2025, by which time the project
93.12 must be completed and final products
93.13 delivered.
- 93.14 **(e) Minnesota Biological Survey**
- 93.15 \$1,500,000 the first year is from the trust fund
93.16 to the commissioner of natural resources to
93.17 complete the statewide baseline biological
93.18 survey by finalizing data, analyses, and
93.19 publications and by conducting targeted field
93.20 surveys to fill missing gaps of information
93.21 needed to support conservation of Minnesota's
93.22 biodiversity. Any revenues generated through
93.23 the publication of books or other resources
93.24 created through this appropriation may be
93.25 reinvested as described in the work plan
93.26 approved by the Legislative-Citizen
93.27 Commission on Minnesota Resources
93.28 according to Minnesota Statutes, section
93.29 116P.10.
- 93.30 **(f) Groundwater Contamination Mapping**
93.31 **Project - Phase II**
- 93.32 \$800,000 the first year is from the trust fund
93.33 to the commissioner of the Pollution Control
93.34 Agency to improve protection of groundwater
93.35 resources for drinking water by expanding the

94.1 web-based interactive groundwater
94.2 contamination mapping system to include all
94.3 other state hazardous and solid waste cleanup
94.4 programs and by upgrading the system to
94.5 collect monitoring data.

94.6 **(g) Geologic Atlases for Water Resource**
94.7 **Management**

94.8 \$3,092,000 the first year is from the trust fund
94.9 to the Board of Regents of the University of
94.10 Minnesota, Minnesota Geological Survey, to
94.11 continue producing county geologic atlases to
94.12 inform management of surface water and
94.13 groundwater resources. This appropriation is
94.14 to complete Part A, which focuses on the
94.15 properties and distribution of earth materials
94.16 to define aquifer boundaries and the
94.17 connection of aquifers to the land surface and
94.18 surface water resources.

94.19 **(h) Redwood County Reinvest in Minnesota**
94.20 **Easement Evaluation and Public Outreach**

94.21 \$197,000 the first year is from the trust fund
94.22 to the commissioner of natural resources for
94.23 an agreement with Redwood County for the
94.24 Redwood Soil and Water Conservation District
94.25 to inventory vegetation, evaluate wetland
94.26 conditions, and create a countywide
94.27 stewardship plan for lands protected with
94.28 permanent conservation easements. This
94.29 appropriation may also be spent to conduct
94.30 outreach to volunteers and landowners on
94.31 effective prairie and wetland habitat
94.32 management.

94.33 **(i) Collaborative State and Tribal Wild Rice**
94.34 **Monitoring Program**

95.1 \$644,000 the first year is from the trust fund
95.2 to the commissioner of natural resources to
95.3 work with Tribal partners to create a
95.4 collaborative and comprehensive monitoring
95.5 program to conserve wild-rice waters, develop
95.6 remote sensing tools for statewide estimates
95.7 of wild rice coverage, and collect consistent
95.8 field data on wild rice health and abundance.

95.9 **(j) Morrison County Performance Drainage and**
95.10 **Hydrology Management II**

95.11 \$197,000 the first year is from the trust fund
95.12 to the commissioner of natural resources for
95.13 an agreement with the Morrison Soil and
95.14 Water Conservation District to complete the
95.15 Morrison County culvert inventory started in
95.16 2016 to help solve landowner conflicts, protect
95.17 wetlands, improve water quality, and design
95.18 additional water storage throughout the
95.19 county.

95.20 **(k) Exploring Minnesota's Wetlands: Our**
95.21 **Resource for Future Medicine**

95.22 \$210,000 the first year is from the trust fund
95.23 to the Board of Regents of the University of
95.24 Minnesota, Crookston, to work with White
95.25 Earth Tribal and Community College to
95.26 catalog bog microbe diversity in Minnesota's
95.27 ecoregions, test for potential
95.28 antibiotic-producing microorganisms, and
95.29 establish methods to enhance any antibiotic
95.30 cultures discovered.

95.31 **(l) A Biodiversity Checkup for Minnesota's Big**
95.32 **Woods**

95.33 \$109,000 the first year is from the trust fund
95.34 to the Board of Regents of the University of
95.35 Minnesota to inform conservation strategies

96.1 by comparing the historic and contemporary
 96.2 flora of Minnesota's Big Woods to determine
 96.3 if all species have survived in the small
 96.4 remaining remnants of that ecosystem.

96.5 **(m) Microbiome in Raptors: A New Tool for**
 96.6 **Conservation**

96.7 \$129,000 the first year is from the trust fund
 96.8 to the Board of Regents of the University of
 96.9 Minnesota for the Raptor Center to improve
 96.10 wildlife care and environmental stewardship
 96.11 by evaluating the impact of antibiotics
 96.12 administered during captivity on raptor gut
 96.13 microbiome, rehabilitation success, and the
 96.14 potential spread of antimicrobial resistance in
 96.15 the natural environment.

96.16 **(n) Bioacoustics for Broad-Scale Species**
 96.17 **Monitoring and Conservation**

96.18 \$305,000 the first year is from the trust fund
 96.19 to the Board of Regents of the University of
 96.20 Minnesota to improve wildlife conservation
 96.21 efforts by using passive acoustic monitoring
 96.22 devices to determine statewide distribution
 96.23 and reproduction of red-headed woodpeckers
 96.24 and developing a protocol for future use of
 96.25 this technology to monitor population trends
 96.26 and responses to habitat management. This
 96.27 appropriation is available until June 30, 2025,
 96.28 by which time the project must be completed
 96.29 and final products delivered.

96.30 **Subd. 4. Water Resources**

4,771,000

-0-

96.31 **(a) Trout Stream Habitat Restoration Success**

96.32 \$319,000 the first year is from the trust fund
 96.33 to the Board of Regents of the University of
 96.34 Minnesota for the Natural Resources Research
 96.35 Institute to evaluate the effectiveness and

97.1 durability of previous trout stream habitat
97.2 restoration projects to improve the success and
97.3 cost effectiveness of future projects. This
97.4 appropriation is available until June 30, 2025,
97.5 by which time the project must be completed
97.6 and final products delivered.

97.7 **(b) Novel Nutrient Recovery Process from**
97.8 **Wastewater Treatment Plants**

97.9 \$200,000 the first year is from the trust fund
97.10 to the Board of Regents of the University of
97.11 Minnesota to conduct lab- and pilot-scale tests
97.12 of a new process to promote nutrient removal
97.13 and recovery at rural municipal and industrial
97.14 wastewater treatment plants for water
97.15 protection and renewable energy production.

97.16 **(c) Monitoring Emerging Viruses in Minnesota's**
97.17 **Urban Water Cycles**

97.18 \$416,000 the first year is from the trust fund
97.19 to the Board of Regents of the University of
97.20 Minnesota to develop rapid testing,
97.21 quantification, and human exposure risk
97.22 assessment models for enveloped viruses such
97.23 as coronaviruses in urban wastewater and
97.24 drinking water treatment processes.

97.25 **(d) Microgeographic Impact of Antibiotics**
97.26 **Released from Identified Hotspots**

97.27 \$508,000 the first year is from the trust fund
97.28 to the Board of Regents of the University of
97.29 Minnesota to inform protection of
97.30 environmental, animal, and human health from
97.31 proliferation of antibiotic resistance by
97.32 quantifying and mapping the extent of
97.33 antibiotic spread in waters and soils from
97.34 locations identified as release hot spots.

98.1 **(e) Sustainable Irrigation Management:**
98.2 **Expanding a Web Application**

98.3 \$1,139,000 the first year is from the trust fund
98.4 to the Board of Regents of the University of
98.5 Minnesota to promote responsible use of
98.6 Minnesota's groundwater resources by
98.7 expanding an existing irrigation management
98.8 assistance tool into a mobile-compatible web
98.9 application for the top agricultural-producing
98.10 counties in the state. This appropriation is
98.11 available until June 30, 2025, by which time
98.12 the project must be completed and final
98.13 products delivered.

98.14 **(f) Assessing Membrane Bioreactor Wastewater**
98.15 **Treatment Efficacy**

98.16 \$419,000 the first year is from the trust fund
98.17 to the Board of Trustees of the Minnesota
98.18 State Colleges and Universities system for St.
98.19 Cloud State University to conduct a
98.20 comprehensive assessment of membrane
98.21 bioreactor treatment of wastewater to inform
98.22 managers of options for updating or replacing
98.23 aging wastewater infrastructure.

98.24 **(g) Evaluating Coronavirus and Other**
98.25 **Microbiological Contamination of Drinking**
98.26 **Water Sources from Wastewater**

98.27 \$594,000 the first year is from the trust fund
98.28 to the Board of Regents of the University of
98.29 Minnesota to survey public and private wells
98.30 to identify sources of and evaluate solutions
98.31 to microbiological contamination of drinking
98.32 water sources by wastewater, including from
98.33 the virus that causes COVID-19.

98.34 **(h) St. James Pit Water-Level Control Study**

99.1 \$259,000 the first year is from the trust fund
 99.2 to the commissioner of natural resources for
 99.3 an agreement with the city of Aurora to install
 99.4 sampling wells and conduct a study to
 99.5 determine appropriate mitigation of the
 99.6 abandoned St. James pit mine to protect
 99.7 surface and drinking water and prevent harm
 99.8 to homes and residents.

99.9 **(i) Long-Term Nitrate Mitigation by**
 99.10 **Maintaining Profitable Kernza Production**

99.11 \$485,000 the first year is from the trust fund
 99.12 to the commissioner of natural resources for
 99.13 an agreement with the Stearns County Soil
 99.14 and Water Conservation District to evaluate
 99.15 the effectiveness of aging Kernza stands on
 99.16 water quality and to continue to develop a
 99.17 sustainable supply chain with a focus on
 99.18 post-harvest processing of Kernza for water
 99.19 protection and local economies.

99.20 **(j) Antibiotic Resistance and Wastewater**
 99.21 **Treatment: Problems and Solutions**

99.22 \$432,000 the first year is from the trust fund
 99.23 to the commissioner of natural resources for
 99.24 an agreement with the University of St.
 99.25 Thomas to quantify the ability of full-scale
 99.26 wastewater treatment plants to eliminate
 99.27 antibiotic resistance genes entering or created
 99.28 in the water treatment process before these
 99.29 genes are released into the natural
 99.30 environment.

99.31 **Subd. 5. Environmental Education**

2,687,000

-0-

99.32 **(a) Increasing Outdoor Learning for Young**
 99.33 **Minnesotans**

99.34 \$383,000 the first year is from the trust fund
 99.35 to the commissioner of natural resources for

100.1 an agreement with Wolf Ridge Environmental
100.2 Learning Center to provide scholarships for
100.3 equitable access to hands-on learning
100.4 experiences in the outdoors related to outdoor
100.5 recreation, air and energy, water, habitat, and
100.6 fish and wildlife. This appropriation is
100.7 available until June 30, 2025, by which time
100.8 the project must be completed and final
100.9 products delivered.

100.10 **(b) Pollinator Education in the Science**
100.11 **Classroom**

100.12 \$366,000 the first year is from the trust fund
100.13 to the Board of Regents of the University of
100.14 Minnesota to educate approximately 5,000
100.15 students about pollinator conservation by
100.16 providing professional development for
100.17 science teachers to integrate pollinator
100.18 education curriculum and materials into their
100.19 classrooms and by evaluating the program to
100.20 improve its effectiveness.

100.21 **(c) Minnesota Freshwater Quest: Environmental**
100.22 **Education for Youth**

100.23 \$699,000 the first year is from the trust fund
100.24 to the commissioner of natural resources for
100.25 an agreement with Wilderness Inquiry to
100.26 provide place-based STEM environmental
100.27 education to approximately 15,000 diverse
100.28 and underserved Minnesota youth through
100.29 exploration of local ecosystems and waterways
100.30 in the Minnesota Freshwater Quest program.

100.31 **(d) Minnesota Master Naturalist: Nature for**
100.32 **New Minnesotans**

100.33 \$293,000 the first year is from the trust fund
100.34 to the Board of Regents of the University of
100.35 Minnesota in partnership with

101.1 English-language-learning organizations to
101.2 adapt and incorporate materials developed for
101.3 Minnesota Master Naturalists into
101.4 English-language-learning programs to
101.5 introduce immigrants and English-language
101.6 learners to Minnesota's great outdoors.

101.7 **(e) The Voyageurs Classroom Initiative**

101.8 \$348,000 the first year is from the trust fund
101.9 to the commissioner of natural resources for
101.10 an agreement with Voyageurs Conservancy
101.11 to launch a new initiative to connect
101.12 Minnesota youth, young adults, and their
101.13 families to Voyageurs National Park by
101.14 learning about the park's waters, wildlife, and
101.15 forests and by engaging in the park's
101.16 preservation.

101.17 **(f) Restoring Land and Reviving Heritage:**
101.18 **Conservation Through Indigenous Culture**

101.19 \$420,000 the first year is from the trust fund
101.20 to the commissioner of natural resources for
101.21 an agreement with Belwin Conservancy in
101.22 partnership with Anishinabe Academy to
101.23 conduct environmental education
101.24 programming that incorporates ecology and
101.25 indigenous land traditions and to restore an
101.26 ecologically significant area of land using
101.27 modern scientific standards and traditional
101.28 ecological knowledge.

101.29 **(g) Expanding Access to Environmental**
101.30 **Education for Underserved Communities**

101.31 \$178,000 the first year is from the trust fund
101.32 to the Board of Regents of the University of
101.33 Minnesota for the Raptor Center to build
101.34 environmental literacy and engagement by
101.35 delivering an environmental education

102.1 program featuring live raptors and
 102.2 standards-based curriculum to approximately
 102.3 300 classrooms in underserved communities
 102.4 throughout Minnesota.

102.5 **Subd. 6. Aquatic and Terrestrial Invasive**
 102.6 **Species**

6,148,000

-0-

102.7 **(a) Starch Allocation Patterns of Invasive Starry**
 102.8 **Stonewort Harvested from Lake Koronis**

102.9 \$101,000 the first year is from the trust fund
 102.10 to the Board of Trustees of the Minnesota
 102.11 State Colleges and Universities System for
 102.12 Minnesota State University, Mankato, to
 102.13 evaluate the starch allocation patterns of the
 102.14 invasive starry stonewort to identify
 102.15 weaknesses in the plant's growth that could be
 102.16 targeted for management.

102.17 **(b) Long-Term Efficacy of Invasive Removal in**
 102.18 **Floodplain Forests**

102.19 \$25,000 the first year is from the trust fund to
 102.20 the commissioner of natural resources for an
 102.21 agreement with Macalester College to begin
 102.22 a long-term scientific study at the Ordway
 102.23 Field Station to provide information to land
 102.24 managers on protecting Minnesota's floodplain
 102.25 forests from combined threats of overabundant
 102.26 deer, invasive shrubs, and earthworms. This
 102.27 appropriation is available until June 30, 2025,
 102.28 by which time the project must be completed
 102.29 and final products delivered. A report on the
 102.30 results of the long-term study must be
 102.31 submitted at the end of the appropriation and
 102.32 an update must be submitted five years after
 102.33 the appropriation ends or at the study's
 102.34 conclusion, whichever is first.

102.35 **(c) Oak Wilt Suppression at the Northern Edge**
 102.36 **- Phase II**

103.1 \$423,000 the first year is from the trust fund
103.2 to the commissioner of natural resources for
103.3 an agreement with the Morrison Soil and
103.4 Water Conservation District to continue to
103.5 eradicate the northernmost occurrences of oak
103.6 wilt in the state through mechanical means on
103.7 select private properties to prevent oak wilt's
103.8 spread to healthy state forests.

103.9 **(d) Biocontrol of Invasive Species in Bee Lawns**
103.10 **and Parklands**

103.11 \$425,000 the first year is from the trust fund
103.12 to the Board of Regents of the University of
103.13 Minnesota to establish a biocontrol program
103.14 to manage the invasive Japanese beetle in a
103.15 way that reduces insecticide use in bee lawns
103.16 and pollinator restorations and the associated
103.17 economic and environmental costs to wildlife
103.18 and humans.

103.19 **(e) Building Knowledge and Capacity for AIS**
103.20 **Solutions**

103.21 \$3,750,000 the first year is from the trust fund
103.22 to the Board of Regents of the University of
103.23 Minnesota for the Minnesota Aquatic Invasive
103.24 Species Research Center to conduct
103.25 high-priority projects aimed at solving
103.26 Minnesota's aquatic invasive species problems
103.27 using rigorous science and a collaborative
103.28 process. Additionally, the appropriation may
103.29 be spent to deliver research findings to end
103.30 users through strategic communication and
103.31 outreach. This appropriation is available until
103.32 June 30, 2025, by which time the project must
103.33 be completed and final products delivered.

103.34 **(f) Evaluating Minnesota's Last Best Chance to**
103.35 **Stop Carp**

104.1 \$424,000 the first year is from the trust fund
 104.2 to the Board of Regents of the University of
 104.3 Minnesota, in cooperation with the United
 104.4 States Army Corps of Engineers and the
 104.5 Department of Natural Resources, to evaluate
 104.6 invasive carp passage and the costs, processes,
 104.7 and potential for a state-of-the-art deterrent
 104.8 system installed at Mississippi River Lock and
 104.9 Dam Number 5 to impede passage of invasive
 104.10 carp at this location to protect the upper river.

104.11 **(g) Stop Starry Invasion with Community**
 104.12 **Invasive Species Containment**

104.13 \$1,000,000 the first year is from the trust fund
 104.14 to the commissioner of natural resources for
 104.15 an agreement with Minnesota Lakes and
 104.16 Rivers Advocates to work with civic leaders
 104.17 to purchase, install, and operate waterless
 104.18 cleaning stations for watercraft; conduct
 104.19 aquatic invasive species education; and
 104.20 implement education upgrades at public
 104.21 accesses to prevent invasive starry stonewort
 104.22 spread beyond the 16 lakes already infested.
 104.23 This appropriation is available until June 30,
 104.24 2025, by which time the project must be
 104.25 completed and final products delivered.

104.26 **Subd. 7. Air Quality, Climate Change, and**
 104.27 **Renewable Energy**

6,205,000

-0-

104.28 **(a) Enhanced Thermo-Active Foundations for**
 104.29 **Space Heating in Minnesota**

104.30 \$312,000 the first year is from the trust fund
 104.31 to the Board of Regents of the University of
 104.32 Minnesota, Duluth, to design and optimize
 104.33 cost-competitive thermally enhanced heat
 104.34 exchanger systems for use in building
 104.35 foundations to improve energy efficiency and

- 105.1 conservation of natural resources in
105.2 Minnesota's cold climate.
- 105.3 **(b) Storing Renewable Energy in Flow Battery**
105.4 **for Grid Use**
- 105.5 \$2,408,000 the first year is from the trust fund
105.6 to the Board of Regents of the University of
105.7 Minnesota, Morris, to implement a rural,
105.8 community-scale project that demonstrates
105.9 how a large flow battery connected to solar
105.10 and wind generation improves grid stability
105.11 and enhances use of renewable energy.
- 105.12 **(c) Agrivoltaics to Improve the Environment**
105.13 **and Farm Resiliency**
- 105.14 \$646,000 the first year is from the trust fund
105.15 to the Board of Regents of the University of
105.16 Minnesota, West Central Research and
105.17 Outreach Center, Morris, to model and
105.18 evaluate alternative solar energy system
105.19 designs to maximize energy production while
105.20 providing other benefits to cattle and farmers.
- 105.21 **(d) Behavioral Response of Bald Eagles to**
105.22 **Acoustic Stimuli**
- 105.23 \$261,000 the first year is from the trust fund
105.24 to the Board of Regents of the University of
105.25 Minnesota, St. Anthony Falls Laboratory, to
105.26 protect wildlife by designing and
105.27 implementing an acoustic deterrence protocol
105.28 to discourage bald eagles from entering
105.29 hazardous air space near wind energy
105.30 installations.
- 105.31 **(e) Create Jobs Statewide by Diverting Materials**
105.32 **from Landfills**
- 105.33 \$2,244,000 the first year is from the trust fund
105.34 to the commissioner of natural resources for
105.35 agreements with Better Futures Minnesota and

106.1 the Natural Resources Research Institute to
 106.2 partner with cities, counties, and businesses
 106.3 to create and implement a collection,
 106.4 restoration, reuse, and repurpose program that
 106.5 diverts used household goods and building
 106.6 materials from entering the waste stream and
 106.7 thereby reduces greenhouse gas emissions.
 106.8 Net income generated by Better Futures
 106.9 Minnesota as part of this appropriation may
 106.10 be reinvested in the project if a plan for
 106.11 reinvestment is approved in the work plan.

106.12 **(f) Strengthening Minnesota's Reuse Economy**
 106.13 **to Conserve Natural Resources**

106.14 \$334,000 the first year is from the trust fund
 106.15 to the commissioner of natural resources for
 106.16 an agreement with ReUSE Minnesota to
 106.17 provide outreach and technical assistance to
 106.18 communities and small businesses to increase
 106.19 reuse, rental, and repair of consumer goods as
 106.20 an alternative to using new materials; to reduce
 106.21 solid-waste disposal impacts; and to create
 106.22 more local reuse jobs. A fiscal management
 106.23 and staffing plan must be approved in the work
 106.24 plan before any trust fund dollars are spent.

106.25 **Subd. 8. Methods to Protect, Restore, and**
 106.26 **Enhance Land, Water, and Habitat**

6,429,000

-0-

106.27 **(a) Camp Ripley Sentinel Landscape Forest**
 106.28 **Restoration and Enhancements**

106.29 \$731,000 the first year is from the trust fund
 106.30 to the commissioner of natural resources for
 106.31 an agreement with the Crow Wing Soil and
 106.32 Water Conservation District to partner with
 106.33 the Nature Conservancy and Great River
 106.34 Greening to develop forest stewardship plans,
 106.35 restore habitat, and conduct prescribed burns
 106.36 to advance forest restoration and enhancement

107.1 on public and private lands within an
107.2 approximate ten-mile radius around Camp
107.3 Ripley. Notwithstanding subdivision 13,
107.4 paragraph (e), this appropriation may be spent
107.5 on forest management plans, fires, and
107.6 restoration on lands with a long-term contract
107.7 commitment for forest conservation. The
107.8 restoration must follow the Board of Water
107.9 and Soil Resources' native vegetation
107.10 establishment and enhancement guidelines.

107.11 **(b) Restoring Mussels in Streams and Lakes -**
107.12 **Continuation**

107.13 \$619,000 the first year is from the trust fund
107.14 to the commissioner of natural resources to
107.15 restore native freshwater mussel assemblages
107.16 and the ecosystem services they provide in the
107.17 Mississippi, Cedar, and Cannon Rivers and to
107.18 inform the public on mussels and mussel
107.19 conservation.

107.20 **(c) Pollinator Central II: Habitat Improvement**
107.21 **With Community Monitoring**

107.22 \$631,000 the first year is from the trust fund
107.23 to the commissioner of natural resources for
107.24 an agreement with Great River Greening to
107.25 restore and enhance pollinator habitat in the
107.26 metropolitan area to benefit pollinators and
107.27 people and to build knowledge of the impact
107.28 through community-based monitoring.

107.29 **(d) Preserving Minnesota's Only Ball Cactus**
107.30 **Population**

107.31 \$103,000 the first year is from the trust fund
107.32 to the Board of Regents of the University of
107.33 Minnesota for the Minnesota Landscape
107.34 Arboretum to move the only known remaining
107.35 ball cactus population in the state from private

- 108.1 to protected land and to propagate and bank
108.2 ball cactus seeds for education and
108.3 preservation.
- 108.4 **(e) Prescribed-Fire Management for Roadside**
108.5 **Prairies - Phase II**
- 108.6 \$217,000 the first year is from the trust fund
108.7 to the commissioner of transportation to
108.8 continue to protect biodiversity and enhance
108.9 pollinator habitat on roadsides by helping to
108.10 create a self-sufficient prescribed-fire program
108.11 at the Department of Transportation.
- 108.12 **(f) Restoring Upland Forests for Birds**
- 108.13 \$193,000 the first year is from the trust fund
108.14 to the commissioner of natural resources for
108.15 an agreement with the American Bird
108.16 Conservancy to restore deciduous forest in
108.17 partnership with Aitkin, Beltrami, and Cass
108.18 Counties using science-based best
108.19 management practices to rejuvenate
108.20 noncommercial stands for focal wildlife
108.21 species.
- 108.22 **(g) Minnesota Green Schoolyards**
- 108.23 \$250,000 the first year is from the trust fund
108.24 to the commissioner of natural resources for
108.25 an agreement with The Trust for Public Land
108.26 to assess, promote, and demonstrate how
108.27 schoolyards can be adapted to improve water,
108.28 air, and habitat quality and to foster
108.29 next-generation environmental stewards while
108.30 improving health, education, and community
108.31 outcomes.
- 108.32 **(h) Plumbing the Muddy Depths of Superior**
108.33 **Hiking Trail**

109.1 \$187,000 the first year is from the trust fund
109.2 to the commissioner of natural resources for
109.3 an agreement with the Superior Hiking Trail
109.4 Association to install and implement water
109.5 management practices to prevent erosion and
109.6 improve access to the Superior Hiking Trail.

109.7 **(i) Reducing Plastic Pollution with**
109.8 **Biodegradable Erosion Control Products**

109.9 \$200,000 the first year is from the trust fund
109.10 to the Agricultural Utilization Research
109.11 Institute in partnership with the Departments
109.12 of Transportation, Agriculture, and Natural
109.13 Resources to demonstrate use of regionally
109.14 grown industrial hemp to create biodegradable
109.15 alternatives to plastic-based erosion and
109.16 sediment control products used in
109.17 transportation construction projects.

109.18 **(j) Remote Sensing and Super-Resolution**
109.19 **Imaging of Microplastics**

109.20 \$309,000 the first year is from the trust fund
109.21 to the Board of Regents of the University of
109.22 Minnesota, St. Anthony Falls Laboratory, to
109.23 develop and test remote sensing techniques
109.24 for cost-effective monitoring of microplastics
109.25 in lakes, rivers, and streams as well as in
109.26 wastewater treatment plants. This
109.27 appropriation is available until June 30, 2025,
109.28 by which time the project must be completed
109.29 and final products delivered.

109.30 **(k) Woodcrest Trail Expansion**

109.31 \$16,000 the first year is from the trust fund to
109.32 the commissioner of natural resources for an
109.33 agreement with Foundation for Health Care
109.34 Continuum, doing business as Country Manor
109.35 Campus, LLC, to construct a trail for public

110.1 recreational use on land owned by the senior
110.2 living facility in central Minnesota.

110.3 **(l) Urban Pollinator and Native American**
110.4 **Cultural Site Restoration**

110.5 \$213,000 the first year is from the trust fund
110.6 to the commissioner of natural resources for
110.7 an agreement with Friends of the Mississippi
110.8 River to restore three urban natural areas,
110.9 including an iconic Native American cultural
110.10 site, to native prairie and forest with a focus
110.11 on important pollinator and culturally
110.12 significant native plants.

110.13 **(m) Demonstrating Real-World Economic and**
110.14 **Soil Benefits of Cover Crops and Alternative**
110.15 **Tillage**

110.16 \$288,000 the first year is from the trust fund
110.17 to the commissioner of natural resources for
110.18 an agreement with Redwood County for the
110.19 Redwood Soil and Water Conservation District
110.20 to increase farmer adoption of conservation
110.21 practices by demonstrating soil improvements
110.22 and cost savings of cover crops and alternative
110.23 tillage compared to conventional practices on
110.24 working farms. This appropriation is available
110.25 until June 30, 2025, by which time the project
110.26 must be completed and final products
110.27 delivered.

110.28 **(n) Creating Cost-Effective Forage and**
110.29 **Management Actions for Pollinators**

110.30 \$198,000 the first year is from the trust fund
110.31 to the Board of Regents of the University of
110.32 Minnesota to evaluate pollinator forage across
110.33 time and in response to burning and mowing
110.34 and to design an open-access web-based tool
110.35 to share these data for land managers across

- 111.1 Minnesota to inform restoration seed mix
111.2 selection.
- 111.3 **(o) Shoreline Stabilization, Fishing, and ADA**
111.4 **Improvements at Silverwood Park**
- 111.5 \$200,000 the first year is from the trust fund
111.6 to the commissioner of natural resources for
111.7 an agreement with the Three Rivers Park
111.8 District to provide water quality improvements
111.9 through shoreline stabilization, shoreline
111.10 fishing improvements, and shoreline ADA
111.11 access on the island in Silver Lake within
111.12 Silverwood Park.
- 111.13 **(p) Lawns to Legumes Program - Phase II**
- 111.14 \$993,000 the first year is from the trust fund
111.15 to the Board of Water and Soil Resources to
111.16 provide grants, cost-sharing, and technical
111.17 assistance to plant residential lawns,
111.18 community parks, and school landscapes with
111.19 native vegetation and pollinator-friendly forbs
111.20 and legumes to protect a diversity of
111.21 pollinators. Notwithstanding subdivision 13,
111.22 paragraph (e), this appropriation may be spent
111.23 on pollinator plantings on lands with a
111.24 long-term commitment from the landowner.
- 111.25 **(q) Reintroducing Bison to Spring Lake Park**
111.26 **Reserve**
- 111.27 \$560,000 the first year is from the trust fund
111.28 to the commissioner of natural resources for
111.29 an agreement with Dakota County, in
111.30 partnership with the Minnesota Bison
111.31 Conservation Herd, to establish the holding
111.32 facilities and infrastructure needed to
111.33 reintroduce American plains bison (*Bison*
111.34 *bison*) to improve the resiliency and

112.1 biodiversity of the prairie at Spring Lake Park
 112.2 Reserve.

112.3 **(r) Elm Creek Habitat Restoration Final Phase**

112.4 \$521,000 the first year is from the trust fund
 112.5 to the commissioner of natural resources for
 112.6 an agreement with the city of Champlin to
 112.7 conduct habitat and stream restoration in Elm
 112.8 Creek upstream of Mill Ponds.

112.9 **Subd. 9. Land Acquisition, Habitat, and**
 112.10 **Recreation**

32,062,000

-0-

112.11 **(a) Perham to Pelican Rapids Regional Trail**
 112.12 **(McDonald Segment)**

112.13 \$2,245,000 the first year is from the trust fund
 112.14 to the commissioner of natural resources for
 112.15 an agreement with Otter Tail County to
 112.16 construct the McDonald Segment of the
 112.17 Perham to Pelican Rapids Regional Trail to
 112.18 connect the cities of Perham and Pelican
 112.19 Rapids to Maplewood State Park.

112.20 **(b) Mesabi Trail CSAH 88 to Ely**

112.21 \$1,650,000 the first year is from the trust fund
 112.22 to the commissioner of natural resources for
 112.23 an agreement with the St. Louis and Lake
 112.24 Counties Regional Railroad Authority to
 112.25 acquire, engineer, and construct a segment of
 112.26 the Mesabi Trail beginning at the intersection
 112.27 of County State-Aid Highway 88 toward Ely.

112.28 **(c) Southwest Minnesota Single-Track Trail**

112.29 \$190,000 the first year is from the trust fund
 112.30 to the commissioner of natural resources for
 112.31 an agreement with Jackson County to create
 112.32 a single-track mountain bike trail and expand
 112.33 an associated parking lot in Belmont County
 112.34 Park to address a lack of opportunity for this

- 113.1 kind of outdoor recreation in southwest
113.2 Minnesota.
- 113.3 **(d) Local Parks, Trails, and Natural Areas**
113.4 **Grant Programs**
- 113.5 \$2,250,000 the first year is from the trust fund
113.6 to the commissioner of natural resources to
113.7 solicit and rank applications for and fund
113.8 competitive matching grants for local parks,
113.9 trail connections, and natural and scenic areas
113.10 under Minnesota Statutes, section 85.019.
113.11 Priority must be given to funding projects in
113.12 the metropolitan area or in other areas of
113.13 southern Minnesota. For purposes of this
113.14 paragraph, southern Minnesota is defined as
113.15 the area of the state south of and including St.
113.16 Cloud. This appropriation is for local
113.17 nature-based recreation, connections to
113.18 regional and state natural areas, and recreation
113.19 facilities and may not be used for athletic
113.20 facilities such as sport fields, courts, and
113.21 playgrounds.
- 113.22 **(e) Metropolitan Regional Parks System Land**
113.23 **Acquisition - Phase VII**
- 113.24 \$2,250,000 the first year is from the trust fund
113.25 to the Metropolitan Council for grants to
113.26 acquire land within the approved park
113.27 boundaries of the metropolitan regional park
113.28 system. This appropriation must be matched
113.29 by an equal amount from a combination of
113.30 Metropolitan Council and local agency funds.
- 113.31 **(f) Sauk Rapids Lions Park Riverfront**
113.32 **Improvements**
- 113.33 \$463,000 the first year is from the trust fund
113.34 to the commissioner of natural resources for
113.35 an agreement with the city of Sauk Rapids to

114.1 design and construct a second phase of
114.2 upgrades to Lions and Southside Parks
114.3 including trails, lighting, riverbank restoration,
114.4 and a canoe and kayak launch to enhance
114.5 access to the Mississippi River.

114.6 **(g) City of Brainerd - Mississippi Landing**
114.7 **Trailhead**

114.8 \$2,850,000 the first year is from the trust fund
114.9 to the commissioner of natural resources for
114.10 an agreement with the city of Brainerd to
114.11 design and construct Mississippi Landing
114.12 Trailhead Park to help connect residents and
114.13 visitors to the Mississippi River through
114.14 recreation, education, and restoration.

114.15 **(h) Native Prairie Stewardship and Prairie Bank**
114.16 **Easement Acquisition**

114.17 \$1,341,000 the first year is from the trust fund
114.18 to the commissioner of natural resources to
114.19 provide technical stewardship assistance to
114.20 private landowners, restore and enhance native
114.21 prairie protected by easements in the native
114.22 prairie bank, and acquire easements for the
114.23 native prairie bank in accordance with
114.24 Minnesota Statutes, section 84.96, including
114.25 preparing initial baseline property assessments.
114.26 Up to \$60,000 of this appropriation may be
114.27 deposited in the natural resources conservation
114.28 easement stewardship account created in
114.29 Minnesota Statutes, section 84.69, proportional
114.30 to the number of easement acres acquired.

114.31 **(i) Moose Lake - Trunk Highway 73 Trail**

114.32 \$330,000 the first year is from the trust fund
114.33 to the commissioner of natural resources for
114.34 an agreement with the city of Moose Lake to
114.35 design and construct a nonmotorized

115.1 recreational trail in an off-street pedestrian
115.2 corridor along Highway 73 to connect to
115.3 several existing regional trails in the Moose
115.4 Lake area.

115.5 **(j) SNA Acquisition, Restoration,**
115.6 **Citizen-Science, and Outreach**

115.7 \$3,336,000 the first year is from the trust fund
115.8 to the commissioner of natural resources for
115.9 the scientific and natural areas (SNA) program
115.10 to restore, improve, and enhance wildlife
115.11 habitat on SNAs; increase public involvement
115.12 and outreach; and strategically acquire lands
115.13 that meet criteria for SNAs under Minnesota
115.14 Statutes, section 86A.05, from willing sellers.

115.15 **(k) Precision Acquisition for Restoration,**
115.16 **Groundwater Recharge, and Habitat**

115.17 \$467,000 the first year is from the trust fund
115.18 to the commissioner of natural resources for
115.19 an agreement with the Shell Rock River
115.20 Watershed District to acquire and restore to
115.21 wetland a key parcel of land to reduce
115.22 downstream flooding while providing water
115.23 storage, groundwater recharge, nutrient
115.24 reduction, and pollinator and wildlife habitat.

115.25 **(l) Lake Brophy Single-Track Trail Expansion**

115.26 \$100,000 the first year is from the trust fund
115.27 to the commissioner of natural resources for
115.28 an agreement with Douglas County in
115.29 partnership with the Big Ole Bike Club to
115.30 design and build new expert single-track
115.31 segments and an asphalt pump track for the
115.32 existing trail system at Lake Brophy Park to
115.33 improve outdoor recreation experiences in
115.34 west-central Minnesota.

115.35 **(m) Veterans on the Lake**

116.1 \$553,000 the first year is from the trust fund
116.2 to the commissioner of natural resources for
116.3 an agreement with Lake County for Veterans
116.4 on the Lake to conduct accessibility upgrades
116.5 to Veterans on the Lake's existing trails,
116.6 roadway, and buildings to improve access to
116.7 the wilderness and outdoor recreation for
116.8 disabled American veterans.

116.9 **(n) Crane Lake Voyageurs National Park Visitor**
116.10 **Center - Continuation**

116.11 \$2,700,000 the first year is from the trust fund
116.12 to the commissioner of natural resources for
116.13 an agreement with the city of Crane Lake to
116.14 design and construct an approximate 4,500 to
116.15 7,000 square-foot visitor center building to
116.16 serve as an access point to Voyageurs National
116.17 Park. A fiscal agent or fiscal management plan
116.18 must be approved in the work plan before any
116.19 trust fund money is spent. A copy of a
116.20 resolution or other documentation of the city's
116.21 commitment to fund operations of the visitor
116.22 center must be included in the work plan
116.23 submitted to the Legislative-Citizen
116.24 Commission on Minnesota Resources.

116.25 **(o) Brookston Campground, Boat Launch, and**
116.26 **Outdoor Recreational Facility Planning**

116.27 \$425,000 the first year is from the trust fund
116.28 to the commissioner of natural resources for
116.29 an agreement with the city of Brookston to
116.30 design a campground, boat launch, and
116.31 outdoor recreation area on the banks of the St.
116.32 Louis River in northeastern Minnesota. A
116.33 fiscal agent must be approved in the work plan
116.34 before any trust fund dollars are spent.

116.35 **(p) Moose and Seven Beaver Multiuse Trails**
116.36 **Upgrade**

117.1 \$900,000 the first year is from the trust fund
117.2 to the commissioner of natural resources for
117.3 an agreement with the city of Hoyt Lakes, in
117.4 partnership with the Ranger Snowmobile and
117.5 ATV Club, to design and construct upgrades
117.6 and extensions to the Moose and Seven Beaver
117.7 multiuse trails to enhance access for recreation
117.8 use and connect to regional trails.

117.9 **(q) Above the Falls Regional Park Acquisition**

117.10 \$950,000 the first year is from the trust fund
117.11 to the commissioner of natural resources for
117.12 an agreement with the Minneapolis Parks and
117.13 Recreation Board to develop a restoration plan
117.14 and acquire approximately 3.25 acres of
117.15 industrial land for public access and habitat
117.16 connectivity along the Mississippi River as
117.17 part of Above the Falls Regional Park.

117.18 **(r) Silver Lake Trail Improvement Project**

117.19 \$1,071,000 the first year is from the trust fund
117.20 to the commissioner of natural resources for
117.21 an agreement with the city of Virginia to
117.22 reconstruct and renovate the walking trail
117.23 around Silver Lake to allow safe multimodal
117.24 transportation between schools, parks,
117.25 community recreation facilities, and other
117.26 community activity centers in downtown
117.27 Virginia.

117.28 **(s) Minnesota State Trails Development**

117.29 \$4,266,000 the first year is from the trust fund
117.30 to the commissioner of natural resources to
117.31 expand recreational opportunities on
117.32 Minnesota state trails by rehabilitating and
117.33 enhancing existing state trails and replacing
117.34 or repairing existing state trail bridges. Priority

118.1 must be given to funding projects in the
 118.2 metropolitan area or in other areas of southern
 118.3 Minnesota. For purposes of this paragraph,
 118.4 southern Minnesota is defined as the area of
 118.5 the state south of and including St. Cloud.

118.6 **(t) Highbanks Ravine Bat Hibernaculum Project**

118.7 \$825,000 the first year is from the trust fund
 118.8 to the commissioner of natural resources for
 118.9 an agreement with the city of St. Cloud to
 118.10 reroute and upgrade an existing stormwater
 118.11 system in the Highbanks Ravine area to
 118.12 improve an existing bat hibernaculum, reduce
 118.13 erosion, and create additional green space for
 118.14 wildlife habitat.

118.15 **(u) State Parks and State Trails Inholdings**

118.16 \$2,560,000 the first year is from the trust fund
 118.17 to the commissioner of natural resources to
 118.18 acquire high-priority inholdings from willing
 118.19 sellers within the legislatively authorized
 118.20 boundaries of state parks, recreation areas, and
 118.21 trails to protect Minnesota's natural heritage,
 118.22 enhance outdoor recreation, and improve the
 118.23 efficiency of public land management.

118.24 **(v) Accessible Fishing Piers and Shore Fishing**
 118.25 **Areas**

118.26 \$340,000 the first year is from the trust fund
 118.27 to the commissioner of natural resources to
 118.28 provide accessible fishing piers and develop
 118.29 shore fishing sites to serve new angling
 118.30 communities, underserved populations, and
 118.31 anglers with disabilities.

118.32 **Subd. 10. Administrative and Emerging Issues**

2,120,000

-0-

118.33 **(a) Contract Agreement Reimbursement**

119.1 \$135,000 the first year is from the trust fund
119.2 to the commissioner of natural resources, at
119.3 the direction of the Legislative-Citizen
119.4 Commission on Minnesota Resources, for
119.5 expenses incurred in preparing and
119.6 administering contracts for the agreements
119.7 specified in this section. The commissioner
119.8 must provide documentation to the
119.9 Legislative-Citizen Commission on Minnesota
119.10 Resources on the expenditure of these funds.

119.11 **(b) Legislative-Citizen Commission on**
119.12 **Minnesota Resources (LCCMR) Administration**

119.13 \$1,750,000 the first year is from the trust fund
119.14 to the Legislative-Citizen Commission on
119.15 Minnesota Resources for administration in
119.16 fiscal years 2022 and 2023 as provided in
119.17 Minnesota Statutes, section 116P.09,
119.18 subdivision 5. This appropriation is available
119.19 until June 30, 2023. Notwithstanding
119.20 Minnesota Statutes, section 116P.11,
119.21 paragraph (b), Minnesota Statutes, section
119.22 16A.281, applies to this appropriation.

119.23 **(c) Emerging Issues Account**

119.24 \$233,000 the first year is from the trust fund
119.25 to an emerging issues account authorized in
119.26 Minnesota Statutes, section 116P.08,
119.27 subdivision 4, paragraph (d).

119.28 **(d) Legislative Coordinating Commission (LCC)**
119.29 **Administration**

119.30 \$2,000 the first year is from the trust fund to
119.31 the Legislative Coordinating Commission for
119.32 the website required in Minnesota Statutes,
119.33 section 3.303, subdivision 10.

120.1 **Subd. 11. Availability of Appropriations**

120.2 Money appropriated in this section may not

120.3 be spent on activities unless they are directly

120.4 related to and necessary for a specific

120.5 appropriation and are specified in the work

120.6 plan approved by the Legislative-Citizen

120.7 Commission on Minnesota Resources. Money

120.8 appropriated in this section must not be spent

120.9 on indirect costs or other institutional overhead

120.10 charges that are not directly related to and

120.11 necessary for a specific appropriation. Costs

120.12 that are directly related to and necessary for

120.13 an appropriation, including financial services,

120.14 human resources, information services, rent,

120.15 and utilities, are eligible only if the costs can

120.16 be clearly justified and individually

120.17 documented specific to the appropriation's

120.18 purpose and would not be generated by the

120.19 recipient but for receipt of the appropriation.

120.20 No broad allocations for costs in either dollars

120.21 or percentages are allowed. Unless otherwise

120.22 provided, the amounts in this section are

120.23 available until June 30, 2024, when projects

120.24 must be completed and final products

120.25 delivered. For acquisition of real property, the

120.26 appropriations in this section are available for

120.27 an additional fiscal year if a binding contract

120.28 for acquisition of the real property is entered

120.29 into before the expiration date of the

120.30 appropriation. If a project receives a federal

120.31 grant, the period of the appropriation is

120.32 extended to equal the federal grant period.

120.33 **Subd. 12. Data Availability Requirements**

120.34 Data collected by the projects funded under

120.35 this section must conform to guidelines and

121.1 standards adopted by Minnesota IT Services.

121.2 Spatial data must also conform to additional

121.3 guidelines and standards designed to support

121.4 data coordination and distribution that have

121.5 been published by the Minnesota Geospatial

121.6 Information Office. Descriptions of spatial

121.7 data must be prepared as specified in the state's

121.8 geographic metadata guideline and must be

121.9 submitted to the Minnesota Geospatial

121.10 Information Office. All data must be

121.11 accessible and free to the public unless made

121.12 private under the Data Practices Act,

121.13 Minnesota Statutes, chapter 13. To the extent

121.14 practicable, summary data and results of

121.15 projects funded under this section should be

121.16 readily accessible on the Internet and

121.17 identified as having received funding from the

121.18 environment and natural resources trust fund.

121.19 **Subd. 13. Project Requirements**

121.20 (a) As a condition of accepting an

121.21 appropriation under this section, an agency or

121.22 entity receiving an appropriation or a party to

121.23 an agreement from an appropriation must

121.24 comply with paragraphs (b) to (l) and

121.25 Minnesota Statutes, chapter 116P, and must

121.26 submit a work plan and annual or semiannual

121.27 progress reports in the form determined by the

121.28 Legislative-Citizen Commission on Minnesota

121.29 Resources for any project funded in whole or

121.30 in part with funds from the appropriation.

121.31 Modifications to the approved work plan and

121.32 budget expenditures must be made through

121.33 the amendment process established by the

121.34 Legislative-Citizen Commission on Minnesota

121.35 Resources.

122.1 (b) A recipient of money appropriated in this
122.2 section that conducts a restoration using funds
122.3 appropriated in this section must use native
122.4 plant species according to the Board of Water
122.5 and Soil Resources' native vegetation
122.6 establishment and enhancement guidelines
122.7 and include an appropriate diversity of native
122.8 species selected to provide habitat for
122.9 pollinators throughout the growing season as
122.10 required under Minnesota Statutes, section
122.11 84.973.

122.12 (c) For all restorations conducted with money
122.13 appropriated under this section, a recipient
122.14 must prepare an ecological restoration and
122.15 management plan that, to the degree
122.16 practicable, is consistent with the
122.17 highest-quality conservation and ecological
122.18 goals for the restoration site. Consideration
122.19 should be given to soil, geology, topography,
122.20 and other relevant factors that would provide
122.21 the best chance for long-term success and
122.22 durability of the restoration project. The plan
122.23 must include the proposed timetable for
122.24 implementing the restoration, including site
122.25 preparation, establishment of diverse plant
122.26 species, maintenance, and additional
122.27 enhancement to establish the restoration;
122.28 identify long-term maintenance and
122.29 management needs of the restoration and how
122.30 the maintenance, management, and
122.31 enhancement will be financed; and take
122.32 advantage of the best-available science and
122.33 include innovative techniques to achieve the
122.34 best restoration.

- 123.1 (d) An entity receiving an appropriation in this
123.2 section for restoration activities must provide
123.3 an initial restoration evaluation at the
123.4 completion of the appropriation and an
123.5 evaluation three years after the completion of
123.6 the expenditure. Restorations must be
123.7 evaluated relative to the stated goals and
123.8 standards in the restoration plan, current
123.9 science, and, when applicable, the Board of
123.10 Water and Soil Resources' native vegetation
123.11 establishment and enhancement guidelines.
123.12 The evaluation must determine whether the
123.13 restorations are meeting planned goals,
123.14 identify any problems with implementing the
123.15 restorations, and, if necessary, give
123.16 recommendations on improving restorations.
123.17 The evaluation must be focused on improving
123.18 future restorations.
- 123.19 (e) All restoration and enhancement projects
123.20 funded with money appropriated in this section
123.21 must be on land permanently protected by a
123.22 conservation easement or public ownership.
- 123.23 (f) A recipient of money from an appropriation
123.24 under this section must give consideration to
123.25 contracting with Conservation Corps
123.26 Minnesota for contract restoration and
123.27 enhancement services.
- 123.28 (g) All conservation easements acquired with
123.29 money appropriated under this section must:
- 123.30 (1) be permanent;
123.31 (2) specify the parties to an easement in the
123.32 easement;
123.33 (3) specify all provisions of an agreement that
123.34 are permanent;

- 124.1 (4) be sent to the Legislative-Citizen
124.2 Commission on Minnesota Resources in an
124.3 electronic format at least ten business days
124.4 before closing;
- 124.5 (5) include a long-term monitoring and
124.6 enforcement plan and funding for monitoring
124.7 and enforcing the easement agreement; and
- 124.8 (6) include requirements in the easement
124.9 document to protect the quantity and quality
124.10 of groundwater and surface water through
124.11 specific activities such as keeping water on
124.12 the landscape, reducing nutrient and
124.13 contaminant loading, and not permitting
124.14 artificial hydrological modifications.
- 124.15 (h) For any acquisition of lands or interest in
124.16 lands, a recipient of money appropriated under
124.17 this section must not agree to pay more than
124.18 100 percent of the appraised value for a parcel
124.19 of land using this money to complete the
124.20 purchase, in part or in whole, except that up
124.21 to ten percent above the appraised value may
124.22 be allowed to complete the purchase, in part
124.23 or in whole, using this money if permission is
124.24 received in advance of the purchase from the
124.25 Legislative-Citizen Commission on Minnesota
124.26 Resources.
- 124.27 (i) For any acquisition of land or interest in
124.28 land, a recipient of money appropriated under
124.29 this section must give priority to high-quality
124.30 natural resources or conservation lands that
124.31 provide natural buffers to water resources.
- 124.32 (j) For new lands acquired with money
124.33 appropriated under this section, a recipient
124.34 must prepare an ecological restoration and

125.1 management plan in compliance with
125.2 paragraph (c), including sufficient funding for
125.3 implementation unless the work plan addresses
125.4 why a portion of the money is not necessary
125.5 to achieve a high-quality restoration.

125.6 (k) To ensure public accountability for using
125.7 public funds, a recipient of money
125.8 appropriated under this section must, within
125.9 60 days of the transaction, provide to the
125.10 Legislative-Citizen Commission on Minnesota
125.11 Resources documentation of the selection
125.12 process used to identify parcels acquired and
125.13 provide documentation of all related
125.14 transaction costs, including but not limited to
125.15 appraisals, legal fees, recording fees,
125.16 commissions, other similar costs, and
125.17 donations. This information must be provided
125.18 for all parties involved in the transaction. The
125.19 recipient must also report to the
125.20 Legislative-Citizen Commission on Minnesota
125.21 Resources any difference between the
125.22 acquisition amount paid to the seller and the
125.23 state-certified or state-reviewed appraisal, if
125.24 a state-certified or state-reviewed appraisal
125.25 was conducted.

125.26 (l) A recipient of an appropriation from the
125.27 trust fund under this section must acknowledge
125.28 financial support from the environment and
125.29 natural resources trust fund in project
125.30 publications, signage, and other public
125.31 communications and outreach related to work
125.32 completed using the appropriation.
125.33 Acknowledgment may occur, as appropriate,
125.34 through use of the trust fund logo or inclusion
125.35 of language attributing support from the trust

126.1 fund. Each direct recipient of money
126.2 appropriated in this section, as well as each
126.3 recipient of a grant awarded pursuant to this
126.4 section, must satisfy all reporting and other
126.5 requirements incumbent upon constitutionally
126.6 dedicated funding recipients as provided in
126.7 Minnesota Statutes, section 3.303, subdivision
126.8 10, and chapter 116P.

126.9 **Subd. 14. Payment Conditions and**
126.10 **Capital-Equipment Expenditures**

126.11 (a) All agreements, grants, or contracts
126.12 referred to in this section must be administered
126.13 on a reimbursement basis unless otherwise
126.14 provided in this section. Notwithstanding
126.15 Minnesota Statutes, section 16A.41,
126.16 expenditures made on or after July 1, 2021,
126.17 or the date the work plan is approved,
126.18 whichever is later, are eligible for
126.19 reimbursement unless otherwise provided in
126.20 this section. Periodic payments must be made
126.21 upon receiving documentation that the
126.22 deliverable items articulated in the approved
126.23 work plan have been achieved, including
126.24 partial achievements as evidenced by approved
126.25 progress reports. Reasonable amounts may be
126.26 advanced to projects to accommodate
126.27 cash-flow needs or match federal money. The
126.28 advances must be approved as part of the work
126.29 plan. No expenditures for capital equipment
126.30 are allowed unless expressly authorized in the
126.31 project work plan.

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

127.1 **Subd. 15. Purchasing Recycled and Recyclable**
127.2 **Materials**

127.3 A political subdivision, public or private
127.4 corporation, or other entity that receives an
127.5 appropriation under this section must use the
127.6 appropriation in compliance with Minnesota
127.7 Statutes, section 16C.0725, regarding
127.8 purchasing recycled, repairable, and durable
127.9 materials and Minnesota Statutes, section
127.10 16C.073, regarding purchasing and using
127.11 paper stock and printing.

127.12 **Subd. 16. Energy Conservation and Sustainable**
127.13 **Building Guidelines**

127.14 A recipient to whom an appropriation is made
127.15 under this section for a capital improvement
127.16 project must ensure that the project complies
127.17 with the applicable energy conservation and
127.18 sustainable building guidelines and standards
127.19 contained in law, including Minnesota
127.20 Statutes, sections 16B.325, 216C.19, and
127.21 216C.20, and rules adopted under those
127.22 sections. The recipient may use the energy
127.23 planning, advocacy, and State Energy Office
127.24 units of the Department of Commerce to
127.25 obtain information and technical assistance
127.26 on energy conservation and alternative-energy
127.27 development relating to planning and
127.28 constructing the capital improvement project.

127.29 **Subd. 17. Accessibility**

127.30 Structural and nonstructural facilities must
127.31 meet the design standards in the Americans
127.32 with Disabilities Act (ADA) accessibility
127.33 guidelines.

- 128.1 **Subd. 18. Carryforward; Extension**
- 128.2 (a) Notwithstanding Minnesota Statutes,
- 128.3 section 16A.28, or any other law to the
- 128.4 contrary, the availability of any appropriation
- 128.5 or grant of money from the environment and
- 128.6 natural resources trust fund that would
- 128.7 otherwise cancel, lapse, or expire on June 30,
- 128.8 2021, is extended to June 30, 2022, if the
- 128.9 recipient or grantee does both of the following:
- 128.10 (1) by April 30, 2021, notifies the
- 128.11 Legislative-Citizen Commission on Minnesota
- 128.12 Resources in the manner specified by the
- 128.13 commission that the recipient or grantee
- 128.14 intends to avail itself of the extension available
- 128.15 under this section; and
- 128.16 (2) modifies the applicable work plan where
- 128.17 required by Minnesota Statutes, section
- 128.18 116P.05, subdivision 2, in accordance with
- 128.19 the work plan amendment procedures adopted
- 128.20 under that section.
- 128.21 (b) The commission must notify the
- 128.22 commissioner of management and budget and
- 128.23 the commissioner of natural resources of any
- 128.24 extension granted under this section.
- 128.25 **Subd. 19. Repurpose of Prior Appropriations;**
- 128.26 **Natural Resources Research Institute**
- 128.27 (a) The following amounts, totalling \$840,000,
- 128.28 are transferred to the Board of Regents of the
- 128.29 University of Minnesota for academic and
- 128.30 applied research through the MnDRIVE
- 128.31 program at the Natural Resources Research
- 128.32 Institute to develop and demonstrate
- 128.33 technologies that enhance the long-term health
- 128.34 and management of Minnesota's forest
- 128.35 resources, extend the viability of incumbent

129.1 forest-based industries, and accelerate
129.2 emerging industry opportunities. Of this
129.3 amount, \$500,000 is for extending the
129.4 demonstrated forest management assessment
129.5 tool to statewide application:
129.6 (1) the unencumbered amount, estimated to
129.7 be \$250,000, in Laws 2017, chapter 96,
129.8 section 2, subdivision 7, paragraph (e),
129.9 Geotargeted Distributed Clean Energy
129.10 Initiative;
129.11 (2) the unencumbered amount, estimated to
129.12 be \$20,000, in Laws 2017, chapter 96, section
129.13 2, subdivision 8, paragraph (g), Minnesota
129.14 Bee and Beneficial Species Habitat
129.15 Restoration;
129.16 (3) the unencumbered amount, estimated to
129.17 be \$350,000, in Laws 2018, chapter 214,
129.18 article 4, section 2, subdivision 9, paragraph
129.19 (e), Swedish Immigrant Regional Trail
129.20 Segment within Interstate State Park; and
129.21 (4) the unencumbered amount, estimated to
129.22 be \$220,000, in Laws 2019, First Special
129.23 Session chapter 4, article 2, section 2,
129.24 subdivision 5, paragraph (a), Expanding Camp
129.25 Sunrise Environmental Program.
129.26 (b) The amounts transferred under this
129.27 subdivision are available until June 30, 2023.

129.28 **EFFECTIVE DATE.** Subdivisions 18 and 19 are effective the day following final
129.29 enactment.

130.1

ARTICLE 4

130.2

POLLUTION CONTROL

130.3 Section 1. Minnesota Statutes 2020, section 16A.151, subdivision 2, is amended to read:

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

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

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

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

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

130.23 (f) Any money received by the state resulting from a settlement agreement or an assurance
130.24 of discontinuance entered into by the attorney general of the state, or a court order in litigation
130.25 brought by the attorney general of the state, on behalf of the state or a state agency, against
130.26 one or more opioid manufacturers or opioid wholesale drug distributors related to alleged
130.27 violations of consumer fraud laws in the marketing, sale, or distribution of opioids in this
130.28 state or other alleged illegal actions that contributed to the excessive use of opioids, must
130.29 be deposited in a separate account in the state treasury and the commissioner shall notify
130.30 the chairs and ranking minority members of the Finance Committee in the senate and the
130.31 Ways and Means Committee in the house of representatives that an account has been created.
130.32 This paragraph does not apply to attorney fees and costs awarded to the state or the Attorney
130.33 General's Office, to contract attorneys hired by the state or Attorney General's Office, or to
130.34 other state agency attorneys. If the licensing fees under section 151.065, subdivision 1,

131.1 clause (16), and subdivision 3, clause (14), are reduced and the registration fee under section
131.2 151.066, subdivision 3, is repealed in accordance with section 256.043, subdivision 4, then
131.3 the commissioner shall transfer from the separate account created in this paragraph to the
131.4 opiate epidemic response fund under section 256.043 an amount that ensures that \$20,940,000
131.5 each fiscal year is available for distribution in accordance with section 256.043, subdivisions
131.6 2 and 3.

131.7 (g) If the Minnesota Pollution Control Agency recovers \$250,000 or more in litigation
131.8 or in settlement of a matter that could have resulted in litigation for a civil penalty from
131.9 violations of a permit issued by the Minnesota Pollution Control Agency, then 40 percent
131.10 of the money recovered must be distributed to the community health board, as defined in
131.11 section 145A.02, where the permitted facility is located. The commissioner of the Minnesota
131.12 Pollution Control Agency must notify the applicable community health board within 30
131.13 days of a final court order in the litigation or the effective date of the settlement agreement
131.14 that the litigation has concluded or a settlement has been reached. The commissioner of the
131.15 Minnesota Pollution Control Agency must collect the money and transfer it to the applicable
131.16 community health board. The community health board must meet directly with the residents
131.17 potentially affected by the pollution that was the subject of the litigation or settlement to
131.18 understand the residents' concerns and incorporate those concerns into a project that addresses
131.19 residents' health concerns resulting from their exposure to pollution. The project must be
131.20 implemented by the community health board and funded as directed in this paragraph. The
131.21 Department of Health shall assist the community health board with project development
131.22 and implementation, if requested by the community health board. The community health
131.23 board may use up to five percent of the funds transferred to it under this paragraph for the
131.24 reasonable direct costs it incurs to administer the provisions of this paragraph and for
131.25 assistance from the Department of Health under this paragraph. This paragraph directs the
131.26 transfer and use of money only and does not create a right of intervention in the litigation
131.27 or settlement of the enforcement action for any person or entity.

131.28 **EFFECTIVE DATE.** This section is effective the day following final enactment and
131.29 applies to all litigation actions or settlements from which the Minnesota Pollution Control
131.30 Agency recovered \$250,000 or more on or after that date.

131.31 Sec. 2. Minnesota Statutes 2020, section 115.03, subdivision 1, is amended to read:

131.32 Subdivision 1. **Generally.** The agency is hereby given and charged with the following
131.33 powers and duties:

132.1 (a) to administer and enforce all laws relating to the pollution of any of the waters of
132.2 the state;

132.3 (b) to investigate the extent, character, and effect of the pollution of the waters of this
132.4 state and to gather data and information necessary or desirable in the administration or
132.5 enforcement of pollution laws, and to make such classification of the waters of the state as
132.6 it may deem advisable;

132.7 (c) to establish and alter such reasonable pollution standards for any waters of the state
132.8 in relation to the public use to which they are or may be put as it shall deem necessary for
132.9 the purposes of this chapter and, with respect to the pollution of waters of the state, chapter
132.10 116;

132.11 (d) to encourage waste treatment, including advanced waste treatment, instead of stream
132.12 low-flow augmentation for dilution purposes to control and prevent pollution;

132.13 (e) to adopt, issue, reissue, modify, deny, ~~or~~ revoke, reopen, enter into, or enforce
132.14 reasonable orders, permits, variances, standards, rules, schedules of compliance, and
132.15 stipulation agreements, under such conditions as it may prescribe, in order to prevent, control
132.16 or abate water pollution, or for the installation or operation of disposal systems or parts
132.17 thereof, or for other equipment and facilities:

132.18 (1) requiring the discontinuance of the discharge of sewage, industrial waste or other
132.19 wastes into any waters of the state resulting in pollution in excess of the applicable pollution
132.20 standard established under this chapter;

132.21 (2) prohibiting or directing the abatement of any discharge of sewage, industrial waste,
132.22 or other wastes, into any waters of the state or the deposit thereof or the discharge into any
132.23 municipal disposal system where the same is likely to get into any waters of the state in
132.24 violation of this chapter and, with respect to the pollution of waters of the state, chapter
132.25 116, or standards or rules promulgated or permits issued pursuant thereto, and specifying
132.26 the schedule of compliance within which such prohibition or abatement must be
132.27 accomplished;

132.28 (3) prohibiting the storage of any liquid or solid substance or other pollutant in a manner
132.29 which does not reasonably assure proper retention against entry into any waters of the state
132.30 that would be likely to pollute any waters of the state;

132.31 (4) requiring the construction, installation, maintenance, and operation by any person
132.32 of any disposal system or any part thereof, or other equipment and facilities, or the
132.33 reconstruction, alteration, or enlargement of its existing disposal system or any part thereof,

133.1 or the adoption of other remedial measures to prevent, control or abate any discharge or
133.2 deposit of sewage, industrial waste or other wastes by any person;

133.3 (5) establishing, and from time to time revising, standards of performance for new sources
133.4 taking into consideration, among other things, classes, types, sizes, and categories of sources,
133.5 processes, pollution control technology, cost of achieving such effluent reduction, and any
133.6 nonwater quality environmental impact and energy requirements. Said standards of
133.7 performance for new sources shall encompass those standards for the control of the discharge
133.8 of pollutants which reflect the greatest degree of effluent reduction which the agency
133.9 determines to be achievable through application of the best available demonstrated control
133.10 technology, processes, operating methods, or other alternatives, including, where practicable,
133.11 a standard permitting no discharge of pollutants. New sources shall encompass buildings,
133.12 structures, facilities, or installations from which there is or may be the discharge of pollutants,
133.13 the construction of which is commenced after the publication by the agency of proposed
133.14 rules prescribing a standard of performance which will be applicable to such source.
133.15 Notwithstanding any other provision of the law of this state, any point source the construction
133.16 of which is commenced after May 20, 1973, and which is so constructed as to meet all
133.17 applicable standards of performance for new sources shall, consistent with and subject to
133.18 the provisions of section 306(d) of the Amendments of 1972 to the Federal Water Pollution
133.19 Control Act, not be subject to any more stringent standard of performance for new sources
133.20 during a ten-year period beginning on the date of completion of such construction or during
133.21 the period of depreciation or amortization of such facility for the purposes of section 167
133.22 or 169, or both, of the Federal Internal Revenue Code of 1954, whichever period ends first.
133.23 Construction shall encompass any placement, assembly, or installation of facilities or
133.24 equipment, including contractual obligations to purchase such facilities or equipment, at
133.25 the premises where such equipment will be used, including preparation work at such
133.26 premises;

133.27 (6) establishing and revising pretreatment standards to prevent or abate the discharge of
133.28 any pollutant into any publicly owned disposal system, which pollutant interferes with,
133.29 passes through, or otherwise is incompatible with such disposal system;

133.30 (7) requiring the owner or operator of any disposal system or any point source to establish
133.31 and maintain such records, make such reports, install, use, and maintain such monitoring
133.32 equipment or methods, including where appropriate biological monitoring methods, sample
133.33 such effluents in accordance with such methods, at such locations, at such intervals, and in
133.34 such a manner as the agency shall prescribe, and providing such other information as the
133.35 agency may reasonably require;

134.1 (8) notwithstanding any other provision of this chapter, and with respect to the pollution
134.2 of waters of the state, chapter 116, requiring the achievement of more stringent limitations
134.3 than otherwise imposed by effluent limitations in order to meet any applicable water quality
134.4 standard by establishing new effluent limitations, based upon section 115.01, subdivision
134.5 13, clause (b), including alternative effluent control strategies for any point source or group
134.6 of point sources to insure the integrity of water quality classifications, whenever the agency
134.7 determines that discharges of pollutants from such point source or sources, with the
134.8 application of effluent limitations required to comply with any standard of best available
134.9 technology, would interfere with the attainment or maintenance of the water quality
134.10 classification in a specific portion of the waters of the state. Prior to establishment of any
134.11 such effluent limitation, the agency shall hold a public hearing to determine the relationship
134.12 of the economic and social costs of achieving such limitation or limitations, including any
134.13 economic or social dislocation in the affected community or communities, to the social and
134.14 economic benefits to be obtained and to determine whether or not such effluent limitation
134.15 can be implemented with available technology or other alternative control strategies. If a
134.16 person affected by such limitation demonstrates at such hearing that, whether or not such
134.17 technology or other alternative control strategies are available, there is no reasonable
134.18 relationship between the economic and social costs and the benefits to be obtained, such
134.19 limitation shall not become effective and shall be adjusted as it applies to such person;

134.20 (9) modifying, in its discretion, any requirement or limitation based upon best available
134.21 technology with respect to any point source for which a permit application is filed after July
134.22 1, 1977, upon a showing by the owner or operator of such point source satisfactory to the
134.23 agency that such modified requirements will represent the maximum use of technology
134.24 within the economic capability of the owner or operator and will result in reasonable further
134.25 progress toward the elimination of the discharge of pollutants; ~~and~~

134.26 (10) requiring that applicants for wastewater discharge permits evaluate in their
134.27 applications the potential reuses of the discharged wastewater; and

134.28 (11) requiring parties who enter into a negotiated agreement to settle an enforcement
134.29 matter with the agency to reimburse the agency according to this clause for oversight costs
134.30 that are incurred by the agency and associated with implementing the negotiated agreement.
134.31 The agency may recover oversight costs exceeding \$25,000. Oversight costs include
134.32 personnel and direct costs associated with inspections, sampling, monitoring, modeling,
134.33 risk assessment, permit writing, engineering review, economic analysis and review, and
134.34 other record or document review. Only oversight costs incurred after executing the negotiated
134.35 agreement are covered by this clause. The agency's legal and litigation costs are not covered

135.1 by this clause. The commissioner has discretion as to whether to apply this clause in cases
135.2 when the agency is using schedules of compliance to bring a class of regulated parties into
135.3 compliance. Reimbursement amounts are appropriated to the commissioner;

135.4 (f) to require to be submitted and to approve plans and specifications for disposal systems
135.5 or point sources, or any part thereof and to inspect the construction thereof for compliance
135.6 with the approved plans and specifications thereof;

135.7 (g) to prescribe and alter rules, not inconsistent with law, for the conduct of the agency
135.8 and other matters within the scope of the powers granted to and imposed upon it by this
135.9 chapter and, with respect to pollution of waters of the state, in chapter 116, provided that
135.10 every rule affecting any other department or agency of the state or any person other than a
135.11 member or employee of the agency shall be filed with the secretary of state;

135.12 (h) to conduct such investigations, issue such notices, public and otherwise, and hold
135.13 such hearings as are necessary or which it may deem advisable for the discharge of its duties
135.14 under this chapter and, with respect to the pollution of waters of the state, under chapter
135.15 116, including, but not limited to, the issuance of permits, and to authorize any member,
135.16 employee, or agent appointed by it to conduct such investigations or, issue such notices and
135.17 hold such hearings;

135.18 (i) for the purpose of water pollution control planning by the state and pursuant to the
135.19 Federal Water Pollution Control Act, as amended, to establish and revise planning areas,
135.20 adopt plans and programs and continuing planning processes, including, but not limited to,
135.21 basin plans and areawide waste treatment management plans, and to provide for the
135.22 implementation of any such plans by means of, including, but not limited to, standards, plan
135.23 elements, procedures for revision, intergovernmental cooperation, residual treatment process
135.24 waste controls, and needs inventory and ranking for construction of disposal systems;

135.25 (j) to train water pollution control personnel, and charge such fees therefor as are
135.26 necessary to cover the agency's costs. All such fees received shall be paid into the state
135.27 treasury and credited to the Pollution Control Agency training account;

135.28 (k) to impose as additional conditions in permits to publicly owned disposal systems
135.29 appropriate measures to insure compliance by industrial and other users with any pretreatment
135.30 standard, including, but not limited to, those related to toxic pollutants, and any system of
135.31 user charges ratably as is hereby required under state law or said Federal Water Pollution
135.32 Control Act, as amended, or any regulations or guidelines promulgated thereunder;

136.1 (l) to set a period not to exceed five years for the duration of any national pollutant
136.2 discharge elimination system permit or not to exceed ten years for any permit issued as a
136.3 state disposal system permit only;

136.4 (m) to require each governmental subdivision identified as a permittee for a wastewater
136.5 treatment works to evaluate in every odd-numbered year the condition of its existing system
136.6 and identify future capital improvements that will be needed to attain or maintain compliance
136.7 with a national pollutant discharge elimination system or state disposal system permit; and

136.8 (n) to train subsurface sewage treatment system personnel, including persons who design,
136.9 construct, install, inspect, service, and operate subsurface sewage treatment systems, and
136.10 charge fees as necessary to pay the agency's costs. All fees received must be paid into the
136.11 state treasury and credited to the agency's training account. Money in the account is
136.12 appropriated to the agency to pay expenses related to training.

136.13 The information required in clause (m) must be submitted in every odd-numbered year to
136.14 the commissioner on a form provided by the commissioner. The commissioner shall provide
136.15 technical assistance if requested by the governmental subdivision.

136.16 The powers and duties given the agency in this subdivision also apply to permits issued
136.17 under chapter 114C.

136.18 Sec. 3. Minnesota Statutes 2020, section 115.061, is amended to read:

136.19 **115.061 DUTY TO NOTIFY; AVOIDING WATER POLLUTION.**

136.20 (a) Except as provided in paragraph (b), it is the duty of every person to notify the agency
136.21 immediately of the discharge, accidental or otherwise, of any substance or material under
136.22 its control which, if not recovered, may cause pollution of waters of the state, and the
136.23 responsible person shall recover as rapidly and as thoroughly as possible such substance or
136.24 material and take immediately such other action as may be reasonably possible to minimize
136.25 or abate pollution of waters of the state caused thereby.

136.26 (b) Notification is not required under paragraph (a) for a discharge of five gallons or
136.27 less of petroleum, as defined in section 115C.02, subdivision 10. This paragraph does not
136.28 affect the other requirements of paragraph (a).

136.29 (c) Promptly after notifying the agency of a discharge event under paragraph (a), a
136.30 publicly owned treatment works or a publicly or privately owned domestic sewer system
136.31 owner must provide notice to the potentially impacted public and to any downstream drinking
136.32 water facility that may be impacted by the discharge event. Notice to the public and to any
136.33 drinking water facility must be made using the most efficient communications system

137.1 available to the facility owner such as in person, phone call, radio, social media, webpage
137.2 or another expedited form. In addition, signage must be posted at all impacted public use
137.3 areas within the same jurisdiction, or notification must be provided to the entity that has
137.4 jurisdiction over any impacted public use areas. A notice under this paragraph must include
137.5 the date and time of the release, a description of the material released, a warning of the
137.6 potential public health risk, and the permittee's contact information.

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

137.8 Sec. 4. Minnesota Statutes 2020, section 115.071, subdivision 1, is amended to read:

137.9 Subdivision 1. **Remedies available.** The provisions of sections 103F.701 to 103F.755,
137.10 this chapter and chapters 114C, 115A, and 116, and sections 325E.10 to 325E.1251 and
137.11 325E.32 and all rules, standards, orders, stipulation agreements, schedules of compliance,
137.12 and permits adopted or issued by the agency thereunder or under any other law now in force
137.13 or hereafter enacted for the prevention, control, or abatement of pollution may be enforced
137.14 by any one or any combination of the following: criminal prosecution; action to recover
137.15 civil penalties; injunction; action to compel or cease performance; or other appropriate
137.16 action, in accordance with the provisions of said chapters and this section.

137.17 Sec. 5. Minnesota Statutes 2020, section 115.071, is amended by adding a subdivision to
137.18 read:

137.19 Subd. 3a. **Public informational meeting.** (a) The commissioner, before finalizing a
137.20 stipulation agreement or consent decree with a facility in which the agency is seeking a
137.21 settlement amount greater than \$25,000, must hold a public informational meeting at a
137.22 convenient time at a location near the facility to:

137.23 (1) notwithstanding section 13.39, subdivision 2, describe the amount, frequency,
137.24 duration, and chemical nature of the pollution released or emitted by the facility and the
137.25 risks to public health and the environment from that exposure; and

137.26 (2) allow members of the public, including those persons potentially exposed to pollution
137.27 released or emitted from the facility, to make the agency aware of:

137.28 (i) interactions between the facility and the public regarding the facility's operations;

137.29 (ii) operational problems or incidents that have occurred at the facility; and

137.30 (iii) suggestions regarding supplemental environmental projects that the public may
137.31 prefer as part of a stipulation agreement or consent decree between the facility and the
137.32 agency.

138.1 (b) For the purposes of this section, "supplemental environmental project" means a
138.2 project that benefits the environment or public health that a regulated facility agrees to
138.3 undertake as part of a settlement with respect to an enforcement action taken by the agency
138.4 to resolve noncompliance.

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

138.6 Sec. 6. Minnesota Statutes 2020, section 115.071, subdivision 4, is amended to read:

138.7 Subd. 4. **Injunctions.** Any violation of the provisions, rules, standards, orders, stipulation
138.8 agreements, variances, schedules of compliance, or permits specified in this chapter and
138.9 chapters 114C and 116 ~~shall constitute~~ constitutes a public nuisance and may be enjoined
138.10 as provided by law in an action, in the name of the state, brought by the attorney general.
138.11 Injunctive relief under this subdivision may include but is not limited to a requirement that
138.12 a facility or person immediately cease operation or activities until such time as the
138.13 commissioner has reasonable assurance that renewed operation or activities will not violate
138.14 state pollution requirements, cause harm to human health, or result in a serious violation of
138.15 an applicable permit.

138.16 Sec. 7. Minnesota Statutes 2020, section 115.071, is amended by adding a subdivision to
138.17 read:

138.18 Subd. 8. **Stipulation agreements.** In exercising enforcement powers over a term of a
138.19 stipulation agreement when a party asserts a good cause or force majeure claim for an
138.20 extension of time to comply with a stipulated term, the commissioner must not grant the
138.21 extension if the assertion is based solely on increased costs.

138.22 Sec. 8. Minnesota Statutes 2020, section 115.071, is amended by adding a subdivision to
138.23 read:

138.24 Subd. 9. **Compliance when required permit not obtained.** The commissioner may
138.25 require a person or facility that fails to obtain a required permit to comply with any terms
138.26 of a permit that would have been issued had the person or facility obtained a permit, including
138.27 but not limited to reporting, monitoring, controlling pollutant discharge, and creating and
138.28 implementing operations and maintenance plans. The person or facility is subject to liability
138.29 and penalties, including criminal liability, for failing to operate in compliance with a permit
138.30 not obtained beginning at the time a permit should have been obtained.

139.1 Sec. 9. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision to
139.2 read:

139.3 Subd. 10b. **Environmental justice.** "Environmental justice" means that:

139.4 (1) communities of color, indigenous communities, and low-income communities have
139.5 a healthy environment and are treated fairly when environmental statutes, rules, and policies
139.6 are developed, adopted, implemented, and enforced; and

139.7 (2) in all decisions that have the potential to affect the environment of an environmental
139.8 justice area or the public health of its residents, due consideration is given to the history of
139.9 those residents' cumulative exposure to pollutants, and to any current socioeconomic
139.10 conditions that increase the physical sensitivity of those residents to additional exposure to
139.11 pollutants.

139.12 Sec. 10. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision
139.13 to read:

139.14 Subd. 10c. **Environmental justice area.** "Environmental justice area" means one or
139.15 more census blocks in Minnesota:

139.16 (1) in which, based on the most recent data published by the United States Census Bureau:

139.17 (i) 40 percent or more of the population is nonwhite;

139.18 (ii) 35 percent or more of the households have an income at or below 200 percent of the
139.19 federal poverty level; or

139.20 (iii) 40 percent or more of the population over the age of five have limited English
139.21 proficiency; or

139.22 (2) within Indian country, as defined in United State Code, title 18, section 1151.

139.23 Sec. 11. Minnesota Statutes 2020, section 115A.1310, subdivision 12b, is amended to
139.24 read:

139.25 Subd. 12b. **Phase II recycling credits.** "Phase II recycling credits" means ~~the number~~
139.26 ~~of pounds of covered electronic devices recycled by a manufacturer during a program year~~
139.27 ~~beginning July 1, 2019, and thereafter, from households located outside the 11-county~~
139.28 ~~metropolitan area, as defined in section 115A.1314, subdivision 2, less the manufacturer's~~
139.29 ~~recycling obligation calculated for the same program year in section 115A.1320, subdivision~~
139.30 ~~1, paragraph (g).~~ an amount calculated in a program year beginning July 1, 2019, and in
139.31 each program year thereafter, according to the formula $(1.5 \times A) - (B - C)$, where:

140.1 A = the number of pounds of covered electronic devices a manufacturer recycled or
140.2 arranged to have collected and recycled during a program year from households located
140.3 outside the 11-county metropolitan area, as defined in section 115A.1314, subdivision 2;

140.4 B = the manufacturer's recycling obligation calculated for the same program year in
140.5 section 115A.1320, subdivision 1, paragraph (g); and

140.6 C = the number of pounds of covered electronic devices a manufacturer recycled or
140.7 arranged to have collected and recycled, up to but not exceeding B, during the same program
140.8 year from households in the 11-county metropolitan area.

140.9 Sec. 12. Minnesota Statutes 2020, section 115A.1312, subdivision 1, is amended to read:

140.10 Subdivision 1. **Requirements for sale.** (a) On or after September 1, 2007, a manufacturer
140.11 must not sell or offer for sale or deliver to retailers for subsequent sale a new video display
140.12 device unless:

140.13 (1) the video display device is labeled with the manufacturer's brand, which label is
140.14 permanently affixed and readily visible; and

140.15 (2) the manufacturer has filed a registration with the agency, as specified in subdivision
140.16 2.

140.17 ~~(b) On or after February 1, 2008, a retailer who sells or offers for sale a new video display~~
140.18 ~~device to a household must, before the initial offer for sale, review the agency website~~
140.19 ~~specified in subdivision 2, paragraph (g), to determine that all new video display devices~~
140.20 ~~that the retailer is offering for sale are labeled with the manufacturer's brands that are~~
140.21 ~~registered with the agency.~~

140.22 (b) A retailer must not sell, offer for sale, rent, or lease a video display device unless
140.23 the video display device is labeled according to this subdivision and listed as registered on
140.24 the agency website according to subdivision 2.

140.25 (c) A retailer is not responsible for an unlawful sale under this subdivision if the
140.26 manufacturer's registration expired or was revoked and the retailer took possession of the
140.27 video display device prior to the expiration or revocation of the manufacturer's registration
140.28 and the unlawful sale occurred within six months after the expiration or revocation.

140.29 Sec. 13. Minnesota Statutes 2020, section 115A.1314, subdivision 1, is amended to read:

140.30 Subdivision 1. **Registration fee.** (a) Each manufacturer who registers under section
140.31 115A.1312 must, by August 15 each year, pay to the commissioner of revenue an annual

141.1 registration fee, on a form and in a manner prescribed by the commissioner of revenue. The
141.2 commissioner of revenue must deposit the fee in the state treasury and credit the fee to the
141.3 environmental fund.

141.4 (b) The registration fee for manufacturers that sell 100 or more video display devices
141.5 to households in the state during the previous calendar year is \$2,500, plus a variable
141.6 recycling fee. The registration fee for manufacturers that sell fewer than 100 video display
141.7 devices in the state during the previous calendar year is a variable recycling fee. The variable
141.8 recycling fee is calculated according to the formula:

141.9 $[A - (B + C)] \times D$, where:

141.10 A = the manufacturer's recycling obligation as determined under section 115A.1320;

141.11 B = the number of pounds of covered electronic devices ~~recycled by~~ that a manufacturer
141.12 recycled or arranged to have collected and recycled from households during the immediately
141.13 preceding program year, as reported under section 115A.1316, subdivision 1;

141.14 C = the number of phase I or phase II recycling credits a manufacturer elects to use to
141.15 calculate the variable recycling fee; and

141.16 D = the estimated per-pound cost of recycling, initially set at \$0.50 per pound for
141.17 manufacturers who recycle less than 50 percent of the manufacturer's recycling obligation;
141.18 \$0.40 per pound for manufacturers who recycle at least 50 percent but less than 90 percent
141.19 of the manufacturer's recycling obligation; \$0.30 per pound for manufacturers who recycle
141.20 at least 90 percent but less than 100 percent of the manufacturer's recycling obligation; and
141.21 \$0.00 per pound for manufacturers who recycle 100 percent or more of the manufacturer's
141.22 recycling obligation.

141.23 (c) A manufacturer may petition the agency to waive the per-pound cost of recycling
141.24 fee, element D in the formula in paragraph (b), required under this section. The agency shall
141.25 direct the commissioner of revenue to waive the per-pound cost of recycling fee if the
141.26 manufacturer demonstrates to the agency's satisfaction a good faith effort to meet its recycling
141.27 obligation as determined under section 115A.1320. The petition must include:

141.28 (1) documentation that the manufacturer has met at least 75 percent of its recycling
141.29 obligation as determined under section 115A.1320;

141.30 (2) a list of political subdivisions and public and private collectors with whom the
141.31 manufacturer had a formal contract or agreement in effect during the previous program year
141.32 to recycle or collect covered electronic devices;

142.1 (3) the total amounts of covered electronic devices collected from both within and outside
142.2 of the 11-county metropolitan area, as defined in subdivision 2;

142.3 (4) a description of the manufacturer's best efforts to meet its recycling obligation as
142.4 determined under section 115A.1320; and

142.5 (5) any other information requested by the agency.

142.6 (d) A manufacturer may retain phase I and phase II recycling credits to be added, in
142.7 whole or in part, to the actual value of C, as reported under section 115A.1316, subdivision
142.8 2, during any succeeding program year, provided that no more than 25 percent of a
142.9 manufacturer's recycling obligation ($A \times B$) for any program year may be met with phase
142.10 I and phase II recycling credits, separately or in combination, generated in a prior program
142.11 year. A manufacturer may sell any portion or all of its phase I and phase II recycling credits
142.12 to another manufacturer, at a price negotiated by the parties, who may use the credits in the
142.13 same manner.

142.14 (e) For the purpose of determining B in calculating a manufacturer's variable recycling
142.15 fee using the formula under paragraph (b), starting with the program year beginning July
142.16 1, 2019, and continuing each year thereafter, the weight of covered electronic devices
142.17 ~~collected from~~ that a manufacturer recycled or arranged to have collected and recycled from
142.18 households located outside the 11-county metropolitan area, as defined in subdivision 2,
142.19 paragraph (b), is calculated at 1.5 times their actual weight.

142.20 Sec. 14. Minnesota Statutes 2020, section 115A.1316, subdivision 1, is amended to read:

142.21 Subdivision 1. **Manufacturer reporting requirements.** ~~(a) By August 1, 2016, each~~
142.22 ~~manufacturer must report to the agency using the form prescribed:~~

142.23 ~~(1) the total weight of each specific model of its video display devices sold to households~~
142.24 ~~during the previous program year; and~~

142.25 ~~(2) either:~~

142.26 ~~(i) the total weight of its video display devices sold to households during the previous~~
142.27 ~~program year; or~~

142.28 ~~(ii) an estimate of the total weight of its video display devices sold to households during~~
142.29 ~~the previous program year, calculated by multiplying the weight of its video display devices~~
142.30 ~~sold nationally times the quotient of Minnesota's population divided by the national~~
142.31 ~~population. All manufacturers with sales of 99 or fewer video display devices to households~~

143.1 ~~in the state during the previous calendar year must report using the method under this item~~
 143.2 ~~for calculating sales.~~

143.3 ~~(b)~~ (a) By March 1, 2017, and each March 1 thereafter each year, each manufacturer
 143.4 must report to the agency using the form prescribed:

143.5 (1) the total weight of each specific model of its video display devices sold to households
 143.6 during the previous calendar year; and

143.7 (2) either:

143.8 (i) the total weight of its video display devices sold to households during the previous
 143.9 calendar year; or

143.10 (ii) an estimate of the total weight of its video display devices sold to households during
 143.11 the previous calendar year, calculated by multiplying the weight of its video display devices
 143.12 sold nationally times the quotient of Minnesota's population divided by the national
 143.13 population. All manufacturers with sales of 99 or fewer video display devices to households
 143.14 in the state during the previous calendar year must report using the method under this item
 143.15 for calculating sales.

143.16 A manufacturer must submit with the report required under this paragraph a description of
 143.17 how the information or estimate was calculated.

143.18 ~~(e)~~ (b) By August 15 each year, each manufacturer must report to ~~the department until~~
 143.19 ~~June 30, 2017, and to the agency thereafter;~~

143.20 (1) the total weight of covered electronic devices the manufacturer collected from
 143.21 households and recycled or arranged to have collected and recycled during the preceding
 143.22 program year;

143.23 ~~(d)~~ ~~By August 15 each year, each manufacturer must report separately to the department~~
 143.24 ~~until June 30, 2017, and to the agency thereafter;~~

143.25 ~~(1)~~ (2) the number of phase I and phase II recycling credits the manufacturer has
 143.26 purchased and sold during the preceding program year;

143.27 ~~(2)~~ (3) the number of phase I and phase II recycling credits possessed by the manufacturer
 143.28 that the manufacturer elects to use in the calculation of its variable recycling fee under
 143.29 section 115A.1314, subdivision 1; and

143.30 ~~(3)~~ (4) the number of phase I and phase II recycling credits the manufacturer retains at
 143.31 the beginning of the current program year.

144.1 (e) (c) Upon request of the commissioner of revenue, the agency shall provide a copy
144.2 of each report to the commissioner of revenue.

144.3 Sec. 15. Minnesota Statutes 2020, section 115A.1318, subdivision 2, is amended to read:

144.4 Subd. 2. **Recycler responsibilities.** (a) As part of the report submitted under section
144.5 115A.1316, subdivision 2, a recycler must certify, except as provided in paragraph (b), that
144.6 facilities that recycle covered electronic devices, including all downstream recycling
144.7 operations:

144.8 (1) use only registered collectors;

144.9 (2) comply with all applicable health, environmental, safety, and financial responsibility
144.10 regulations;

144.11 (3) are licensed by all applicable governmental authorities;

144.12 (4) use no prison labor to recycle video display devices;

144.13 (5) possess liability insurance of not less than \$1,000,000 for environmental releases,
144.14 accidents, and other emergencies;

144.15 (6) provide a report annually to each registered collector regarding the video display
144.16 devices received from that entity; and

144.17 (7) do not charge collectors for ~~the transportation and~~ transporting, recycling of, or any
144.18 necessary supplies related to transporting or recycling covered electronic devices that meet
144.19 a manufacturer's recycling obligation as determined under section 115A.1320, unless
144.20 otherwise mutually agreed upon.

144.21 (b) A nonprofit corporation that contracts with a correctional institution to refurbish and
144.22 reuse donated computers in schools is exempt from paragraph (a), clauses (4) and (5).

144.23 (c) Except to the extent otherwise required by law and unless agreed upon otherwise by
144.24 the recycler or manufacturer, a recycler has no responsibility for any data that may be
144.25 contained in a covered electronic device if an information storage device is included in the
144.26 covered electronic device.

144.27 Sec. 16. Minnesota Statutes 2020, section 115A.1320, subdivision 1, is amended to read:

144.28 Subdivision 1. **Duties of agency.** (a) The agency shall administer sections 115A.1310
144.29 to 115A.1330.

144.30 (b) The agency shall establish procedures for:

145.1 (1) receipt and maintenance of the registration statements and certifications filed with
145.2 the agency under section 115A.1312; and

145.3 (2) making the statements and certifications easily available to manufacturers, retailers,
145.4 and members of the public.

145.5 (c) The agency shall annually review the following variables that are used to calculate
145.6 a manufacturer's annual registration fee under section 115A.1314, subdivision 1:

145.7 (1) the obligation-setting mechanism for manufacturers as specified under paragraph
145.8 (g);

145.9 (2) the estimated per-pound price of recycling covered electronic devices sold to
145.10 households; and

145.11 (3) the base registration fee.

145.12 (d) If the agency determines that any of these values must be changed in order to improve
145.13 the efficiency or effectiveness of the activities regulated under sections 115A.1312 to
145.14 115A.1330, or if the revenues exceed the amount that the agency determines is necessary,
145.15 the agency shall submit recommended changes and the reasons for them to the chairs of the
145.16 senate and house of representatives committees with jurisdiction over solid waste policy.

145.17 (e) By ~~September 1, 2016, and by May 1, 2017, and each May 1 thereafter~~ each year,
145.18 the agency shall publish a statewide recycling goal for all video display device waste that
145.19 is the weight of all video display devices collected for recycling during each of the three
145.20 most recently completed program years, excluding the most recently concluded program
145.21 year, divided by two. ~~For the program years beginning July 1, 2016, July 1, 2017, and July~~
145.22 ~~1, 2018, the agency shall establish and publish separate statewide recycling goals for video~~
145.23 ~~display devices as follows:~~

145.24 ~~(1) the agency shall set the statewide recycling goal for video display devices at~~
145.25 ~~25,000,000 pounds, 23,000,000 pounds, and 21,000,000 pounds, respectively, during these~~
145.26 ~~successive program years;~~

145.27 ~~(2) the agency shall set the recycling goal for televisions at 80 percent of the applicable~~
145.28 ~~amount in clause (1); and~~

145.29 ~~(3) the agency shall set the recycling goal for computer monitors at 20 percent of the~~
145.30 ~~applicable amount in clause (1).~~

145.31 (f) By ~~September 1, 2016, and by May 1, 2017, and each May 1 thereafter~~ each year,
145.32 the agency shall determine each registered manufacturer's market share of video display

146.1 devices to be collected and recycled based on the manufacturer's percentage share of the
146.2 total weight of video display devices sold as reported to the agency under section 115A.1316,
146.3 subdivision 1.

146.4 (g) By ~~September 1, 2016, and by May 1, 2017, and each May 1 thereafter~~ each year,
146.5 the agency shall provide each manufacturer with a determination of the manufacturer's share
146.6 of video display devices to be collected and recycled. A manufacturer's market share of
146.7 video display devices as specified in paragraph (f) is applied proportionally to the statewide
146.8 recycling goal as specified in paragraph (e) to determine an individual manufacturer's
146.9 recycling obligation. Upon request by the commissioner of revenue, the agency must provide
146.10 the information submitted to manufacturers under this paragraph to the commissioner of
146.11 revenue.

146.12 (h) The agency shall provide a report to the governor and the legislature on the
146.13 implementation of sections 115A.1310 to 115A.1330. For each program year, the report
146.14 must discuss the total weight of covered electronic devices recycled and a summary of
146.15 information in the reports submitted by manufacturers and recyclers under section 115A.1316.
146.16 The report must also discuss the various collection programs used by manufacturers to
146.17 collect covered electronic devices; information regarding covered electronic devices that
146.18 are being collected by persons other than registered manufacturers, collectors, and recyclers;
146.19 and information about covered electronic devices, if any, being disposed of in landfills in
146.20 this state. The report must examine which covered electronic devices, based on economic
146.21 and environmental considerations, should be subject to the obligation-setting mechanism
146.22 under paragraph (g). The report must include a description of enforcement actions under
146.23 sections 115A.1310 to 115A.1330. The agency may include in its report other information
146.24 received by the agency regarding the implementation of sections 115A.1312 to 115A.1330.
146.25 The report must be done in conjunction with the report required under section 115A.121.

146.26 (i) The agency shall promote public participation in the activities regulated under sections
146.27 115A.1312 to 115A.1330 through public education and outreach efforts.

146.28 (j) The agency shall enforce sections 115A.1310 to 115A.1330 in the manner provided
146.29 by sections 115.071, subdivisions 1, 3, 4, 5, and 6; and 116.072, except for those provisions
146.30 enforced by the department, as provided in subdivision 2. The agency may revoke a
146.31 registration of a collector or recycler found to have violated sections 115A.1310 to
146.32 115A.1330.

147.1 (k) The agency shall facilitate communication between counties, collection and recycling
147.2 centers, and manufacturers to ensure that manufacturers are aware of video display devices
147.3 available for recycling.

147.4 (l) The agency shall post on its website the contact information provided by each
147.5 manufacturer under section 115A.1318, subdivision 1, paragraph (e).

147.6 Sec. 17. **[115A.40] CITATION.**

147.7 Sections 115A.40 to 115A.405 may be cited as the "Landfill Responsibility Act."

147.8 Sec. 18. **[115A.401] LEGISLATIVE GOALS AND INTENT.**

147.9 (a) It is the goal of the Landfill Responsibility Act to reduce the environmental impacts
147.10 from all aspects of solid waste, from acquiring product material through disposing of product,
147.11 and to prioritize the expansion of waste reduction or source reduction activities across the
147.12 state. In accordance with the goals and policies of this chapter and the waste management
147.13 preferences in section 115A.02, the Landfill Responsibility Act supports waste reduction
147.14 and reuse.

147.15 (b) The legislature intends for the projects developed under the Landfill Responsibility
147.16 Act to encourage a greater awareness of the need for and benefits of waste reduction and
147.17 reuse and to develop a greater degree of cooperation and coordination among all elements
147.18 of government, industry, and the public in advancing more sustainable actions.

147.19 Sec. 19. **[115A.402] DEFINITIONS.**

147.20 Subdivision 1. **Applicability.** For the purposes of sections 115A.40 to 115A.405, the
147.21 terms defined in this section have the meanings given.

147.22 Subd. 2. **Applicable area.** "Applicable area" means an area described in a permit for a
147.23 disposal facility that accepted mixed municipal solid waste during the immediately preceding
147.24 year.

147.25 Subd. 3. **Covered entity.** "Covered entity" means the owner or operator of a disposal
147.26 facility at which an applicable area is located.

147.27 Subd. 4. **Rate charged.** "Rate charged" means the total amount charged by a covered
147.28 entity, per ton, to accept solid waste at a disposal facility for treatment, storage, processing,
147.29 transfer, disposal, or any other purpose and includes tipping fees and service charges.

148.1 Sec. 20. [115A.403] LANDFILL RESPONSIBILITY PROJECTS.

148.2 Subdivision 1. Project application and eligibility. (a) Every three years, or more
148.3 frequently at the commissioner's discretion, the commissioner must provide public notice
148.4 and solicit proposals for eligible landfill responsibility projects.

148.5 (b) At any time after the notice is provided under paragraph (a), a person may propose
148.6 a landfill responsibility project. Proposals must be submitted in the form and manner
148.7 prescribed by the commissioner. At a minimum, a proposal must include:

148.8 (1) a description of the proposer's qualifications with waste reduction or source reduction;

148.9 (2) a description of the scope of the project, including how the project will result in
148.10 waste reduction or source reduction;

148.11 (3) the expected amount of waste reduction or source reduction attributable to the project;

148.12 (4) a description of the timeline of the project;

148.13 (5) a detailed annual budget for the project;

148.14 (6) identification and a description of environmental justice areas served by the project;

148.15 (7) a description of how the project meets the following minimum requirements:

148.16 (i) is administered in the state;

148.17 (ii) does not supplant existing work;

148.18 (iii) provides a high return in environmental benefits, including but not limited to reducing
148.19 greenhouse gas emissions;

148.20 (iv) demonstrates cost-effectiveness;

148.21 (v) has measurable outcomes for waste reduction or source reduction; and

148.22 (vi) includes only waste reduction or source reduction activities; and

148.23 (8) any other information required by the commissioner to evaluate the project.

148.24 (c) Only waste reduction and reuse as a waste management practice under section
148.25 115A.02, paragraph (b), clause (1), are eligible for project funding under this section. Waste
148.26 management practices under section 115A.02, paragraph (b), clauses (2) to (6), are not
148.27 eligible.

148.28 (d) The commissioner must establish and maintain a list of eligible landfill responsibility
148.29 projects and make the list available to covered entities. The commissioner must evaluate
148.30 proposals submitted under paragraph (b) and determine whether to include each proposal

149.1 on the list of eligible landfill responsibility projects. The commissioner may remove a project
149.2 from the list at any time if the project no longer meets the minimum criteria under paragraph
149.3 (b), clause (7), or if the commissioner determines the project will not be completed as
149.4 proposed.

149.5 (e) The waste reduction or source reduction activities of an eligible project as described
149.6 in a proposal under paragraph (b) may not begin until:

149.7 (1) the project is included in a plan approved by the commissioner under subdivision 4;

149.8 or

149.9 (2) the proposal is rescinded or the project is removed from the eligible projects list.

149.10 Subd. 2. **Obligation.** (a) Each year, a covered entity must fund eligible landfill
149.11 responsibility projects according to this subdivision in an amount at least equal to the covered
149.12 entity's obligation determined under paragraph (b).

149.13 (b) A covered entity's obligation is three percent of the covered entity's revenue and is
149.14 calculated according to the formula:

149.15 $X=(A*B) * 0.03$

149.16 Where:

149.17 X is the total obligation that the covered entity must meet in the three-year approved
149.18 plan

149.19 A is the annual average rate charged at an applicable area during the three-year period
149.20 immediately preceding the date a plan must be submitted under subdivision 3

149.21 B is the total tons of solid waste accepted in the applicable area during the three-year
149.22 period immediately preceding the date a plan must be submitted under subdivision 3

149.23 Subd. 3. **Covered entity plans.** (a) By January 1, 2023, and every third year thereafter,
149.24 or more frequently as determined by the commissioner, a covered entity must submit a plan
149.25 to the commissioner in the form and manner prescribed by the commissioner. The plan must
149.26 include:

149.27 (1) the covered entity's obligation for the plan period as calculated in subdivision 2;

149.28 (2) a selection of projects from the list of eligible projects under subdivision 1, paragraph
149.29 (d), according to the following:

149.30 (i) selection must be made so that 40 percent of the obligation will directly serve
149.31 environmental justice areas; and

150.1 (ii) the total selection must include projects with budgets that annually meet or exceed
150.2 the covered entity's obligation for the period of the plan;

150.3 (3) estimated amounts of waste reduction or source reduction for each selected project,
150.4 categorized by material type;

150.5 (4) a description of how the covered entity will annually meet its obligation for each of
150.6 the three years in the plan period; and

150.7 (5) any other criteria required by the commissioner to determine the sufficiency of the
150.8 plan.

150.9 (b) The commissioner may modify dates for plan submission under paragraph (a) if the
150.10 commissioner determines it is necessary to implement the Landfill Responsibility Act.

150.11 Subd. 4. **Commissioner review.** (a) Upon receiving a plan under subdivision 3, the
150.12 commissioner must:

150.13 (1) notify a covered entity if a plan is incomplete, specifying the specific items that need
150.14 to be submitted to make the plan complete;

150.15 (2) giving first-come first-served preference based on when a plan is submitted, require
150.16 a covered entity to revise and resubmit a plan if the commissioner determines it necessary
150.17 to:

150.18 (i) ensure that no more than 25 percent of the total obligation of all covered entities is
150.19 allocated to a single recipient;

150.20 (ii) prevent duplicative selection of eligible projects;

150.21 (iii) prioritize fully funding individual eligible projects before selecting additional projects
150.22 for funding; or

150.23 (iv) implement the Landfill Responsibility Act and remain consistent with other state
150.24 law; and

150.25 (3) provide covered entities with plan approval, including any modifications required
150.26 under this paragraph, within 45 days after the plan is submitted under subdivision 3.

150.27 (b) After receiving initial approval of a plan, a covered entity must revise and resubmit
150.28 a plan for approval or disapproval if the eligible projects change during the plan period. If
150.29 a project can no longer be completed as described, a covered entity must choose another
150.30 project to meet its obligation. The covered entity must resubmit its plan to the commissioner
150.31 if there is a substantial change in obligation or if an eligible project is unable to be performed
150.32 as described.

151.1 Subd. 5. Project implementation. (a) After a plan is approved under subdivision 4, a
151.2 covered entity must implement the plan.

151.3 (b) After a person receives funding from a covered entity, the covered entity and the
151.4 person receiving funding must implement the plan according to the proposal submitted
151.5 under subdivision 1. If a person implementing the project is no longer able to perform the
151.6 project according to the proposal, the person must immediately notify the covered entity
151.7 and the commissioner.

151.8 Subd. 6. Reporting requirements. (a) No later than February 1 each year, a covered
151.9 entity must submit a report to the commissioner for the preceding calendar year. The annual
151.10 report must be submitted in a form and manner prescribed by the commissioner and must
151.11 include:

151.12 (1) a description of the covered entity's progress made toward objectives detailed in the
151.13 plan developed under subdivision 3, including a summary of the projects completed for the
151.14 reporting year;

151.15 (2) evidence, such as receipts, of meeting the covered entity's obligation for the previous
151.16 year;

151.17 (3) the rate charged during the preceding calendar year;

151.18 (4) proof of how at least 40 percent of the covered entity's obligation is met through
151.19 projects directly serving environmental justice; and

151.20 (5) any other information requested by the commissioner to determine compliance.

151.21 (b) No later than February 1 each year, a person receiving funding for a landfill
151.22 responsibility project must submit a report to the commissioner for the preceding calendar
151.23 year. The annual report must be submitted in a form and manner prescribed by the
151.24 commissioner and must include:

151.25 (1) proof of the amount of funding received and the time frame for each eligible project;

151.26 (2) the time frame for the project;

151.27 (3) a description of the amount of waste reduction or source reduction achieved by the
151.28 project during the reporting year by weight, categorized by material type;

151.29 (4) a description of how the project served environmental justice areas, if applicable;

151.30 (5) a description of how the data was measured and the activities used to achieve the
151.31 specified waste reduction or source reduction amounts; and

152.1 (6) any other information requested by the commissioner to determine compliance.

152.2 Subd. 7. **Operating record.** A covered entity must record and maintain in an operating
152.3 record all information used to determine the rate charged, including gate receipts and financial
152.4 records, for a minimum of five years.

152.5 Subd. 8. **Duty to provide information.** If the commissioner requests information to
152.6 determine compliance with this section, a person must furnish to the commissioner any
152.7 information that the person may have or may reasonably obtain.

152.8 Sec. 21. **[115A.404] LANDFILL RESPONSIBILITY ASSESSMENT.**

152.9 (a) By January 1 each year, a covered entity must pay to the commissioner an assessment
152.10 fee according to this section. The commissioner must deposit the fee in the state treasury
152.11 and credit the fee to the environmental fund.

152.12 (b) The annual assessment fee is calculated for each covered entity according to the
152.13 formula:

152.14 $X = A * (B/C)$

152.15 Where:

152.16 X is the assessment fee owed by each covered entity

152.17 A is the anticipated total annual cost to the agency to administer and implement the
152.18 Landfill Responsibility Act for the following year, as determined by the commissioner

152.19 B is the total amount of solid waste, measured in tons, disposed of in a covered entity's
152.20 applicable area or applicable areas according to the covered entity's most recent annual
152.21 report

152.22 C is the total amount of solid waste, measured in tons, disposed of in the applicable areas
152.23 at all covered entities according to the covered entities' most recent annual reports

152.24 Sec. 22. **[115A.405] WASTE COMPOSITION STUDY.**

152.25 Subdivision 1. **Waste composition study.** By January 1 each year, the commissioner
152.26 must conduct a waste composition study at covered entities. When identifying facilities for
152.27 waste composition studies, the commissioner must rotate the covered entities and each
152.28 covered entity must allow the commissioner to perform a waste composition study at least
152.29 once every three years.

153.1 Subd. 2. **Access.** The commissioner or commissioner's designee, upon presentation of
153.2 credentials, may enter upon any public or private property to take any action authorized by
153.3 this section. The covered entity must provide access to pertinent books and records and
153.4 provide reasonable accommodations for a waste composition study to be completed
153.5 accurately and safely.

153.6 Subd. 3. **Data compilation.** The commissioner must annually compile and summarize
153.7 the waste composition data. The commissioner must make the summary information available
153.8 to the public.

153.9 Sec. 23. Minnesota Statutes 2020, section 115A.565, subdivision 1, is amended to read:

153.10 Subdivision 1. **Grant program established.** The commissioner ~~shall~~ must make
153.11 competitive grants to political subdivisions or federally recognized Tribes to establish
153.12 curbside recycling or composting, increase recycling or composting, reduce the amount of
153.13 recyclable materials entering disposal facilities, or reduce the costs associated with hauling
153.14 waste by locating collection sites as close as possible to the site where the waste is generated.
153.15 To be eligible for grants under this section, a political subdivision or federally recognized
153.16 Tribe must be located outside the seven-county metropolitan area and a city must have a
153.17 population of less than 45,000.

153.18 Sec. 24. Minnesota Statutes 2020, section 115B.17, subdivision 13, is amended to read:

153.19 Subd. 13. **Priorities; rules.** (a) By November 1, 1983, the Pollution Control Agency
153.20 shall establish a temporary list of priorities among releases or threatened releases for the
153.21 purpose of taking remedial action and, to the extent practicable consistent with the urgency
153.22 of the action, for taking removal action under this section. The temporary list, with any
153.23 necessary modifications, shall remain in effect until the Pollution Control Agency adopts
153.24 rules establishing state criteria for determining priorities among releases and threatened
153.25 releases. The Pollution Control Agency shall adopt the rules by July 1, 1984. After rules
153.26 are adopted, a permanent priority list shall be established, and may be modified from time
153.27 to time, using the current guidance and tools for the Hazard Ranking System adopted by
153.28 the federal Environmental Protection Agency and according to the criteria set forth in the
153.29 rules. Before any list is established under this subdivision the Pollution Control Agency
153.30 shall publish the list in the State Register and allow 30 days for comments on the list by the
153.31 public.

153.32 (b) The temporary list and the rules required by this subdivision shall be based upon the
153.33 relative risk or danger to public health or welfare or the environment, taking into account

154.1 to the extent possible the population at risk, the hazardous potential of the hazardous
154.2 substances at the facilities, the potential for contamination of drinking water supplies, the
154.3 potential for direct human contact, the potential for destruction of sensitive ecosystems, the
154.4 administrative and financial capabilities of the Pollution Control Agency, and other
154.5 appropriate factors.

154.6 Sec. 25. Minnesota Statutes 2020, section 115B.406, subdivision 1, is amended to read:

154.7 Subdivision 1. **Legislative findings.** The legislature recognizes the need to protect the
154.8 public health and welfare and the environment at priority qualified facilities. To implement
154.9 a timely and effective cleanup and prevent multiparty litigation, the legislature finds it is in
154.10 the public interest to direct the commissioner of the Pollution Control Agency to:

154.11 (1) take environmental response actions that the commissioner deems reasonable and
154.12 necessary to protect the public health or welfare or the environment at priority qualified
154.13 facilities and to;

154.14 (2) acquire real property interests at priority qualified facilities to ensure the completion
154.15 and long-term effectiveness of environmental response actions; and

154.16 (3) prevent both an unjust financial windfall to and double liability of owners and
154.17 operators of priority qualified facilities.

154.18 **EFFECTIVE DATE.** This section is effective the day following final enactment and
154.19 applies to actions commenced on or after January 1, 2021.

154.20 Sec. 26. Minnesota Statutes 2020, section 115B.406, subdivision 9, is amended to read:

154.21 Subd. 9. **Environmental response costs; liens.** (a) All environmental response costs
154.22 and reasonable and necessary expenses, including administrative and legal expenses, incurred
154.23 by the commissioner at a priority qualified facility constitute a lien in favor of the state upon
154.24 any real property located in the state, other than homestead property, owned by the owner
154.25 or operator of the priority qualified facility who is subject to the requirements of section
154.26 115B.40, subdivision 4 or 5. Notwithstanding section 514.672, a lien under this paragraph
154.27 continues until the lien is satisfied or is released according to paragraph (c).

154.28 (b) If the commissioner conducts an environmental response action at a priority qualified
154.29 facility and the environmental response action increases the fair market value of the facility
154.30 above the fair market value of the facility that existed before the response action was initiated,
154.31 then the state has a lien on the facility for the increase in fair market value of the property
154.32 attributable to the response action, valued at the time that construction of the final

155.1 environmental response action was completed, not including operation and maintenance.
155.2 Notwithstanding section 514.672, a lien under this paragraph continues until the lien is
155.3 satisfied or is released according to paragraph (c).

155.4 (c) A lien under ~~this subdivision~~ paragraph (a) or (b) attaches when the environmental
155.5 response costs are first incurred. ~~Notwithstanding section 514.672, a lien under this~~
155.6 ~~subdivision continues until the lien is satisfied or six years after completion of construction~~
155.7 ~~of the final environmental response action, not including operation and maintenance.~~ Notice,
155.8 filing, ~~and release,~~ and enforcement of the lien are governed by sections 514.671 to 514.676,
155.9 except where those requirements specifically are related to only cleanup action expenses
155.10 as defined in section 514.671. The commissioner may release a lien under this subdivision
155.11 if the commissioner determines that attachment or enforcement of the lien is not in the
155.12 public interest. A lien under this subdivision is not subject to the foreclosure limitation
155.13 described in section 514.674, subdivision 2. Relative priority of a lien under this subdivision
155.14 is governed by section 514.672, except that a lien attached to property that was included in
155.15 any permit for the priority qualified facility takes precedence over all other liens regardless
155.16 of when the other liens were or are perfected. Amounts received to satisfy all or a part of a
155.17 lien must be deposited in the remediation fund. An environmental lien notice for a lien under
155.18 paragraph (a) or (b) must state that it is a lien in accordance with this section and identify
155.19 whether the property described in the notice was included in any permit for the priority
155.20 qualified facility.

155.21 **EFFECTIVE DATE.** This section is effective the day following final enactment and
155.22 applies to actions commenced on or after January 1, 2021.

155.23 Sec. 27. Minnesota Statutes 2020, section 115B.407, is amended to read:

155.24 **115B.407 ACQUISITION AND DISPOSITION ACQUIRING AND DISPOSING**
155.25 **OF REAL PROPERTY AT PRIORITY QUALIFIED FACILITIES.**

155.26 Subdivision 1. **Acquiring and disposing of real property.** (a) The commissioner may
155.27 acquire interests in real property by donation or eminent domain at all or a portion of a
155.28 priority qualified facility. Condemnation under this section includes acquisition of fee title
155.29 or an easement. After acquiring an interest in real property under this section, the
155.30 commissioner must take environmental response actions at the priority qualified facility
155.31 according to sections 115B.39 to 115B.414 after the legislature makes an appropriation for
155.32 that purpose.

155.33 (b) The commissioner may dispose of real property acquired under this section according
155.34 to section 115B.17, subdivision 16.

156.1 (c) Except as modified by this section, chapter 117 governs condemnation proceedings
156.2 by the commissioner under this section. The exceptions under section 117.189 apply to the
156.3 use of eminent domain authority under this section. Section 117.226 does not apply to
156.4 properties acquired by the use of eminent domain authority under this section.

156.5 (d) The state is not liable under this chapter solely as a result of acquiring an interest in
156.6 real property under this section.

156.7 **Subd. 2. Eminent domain damages.** (a) For purposes of this subdivision, the following
156.8 terms have the meanings given:

156.9 (1) "after-market value" means the property value of that portion of the subject property
156.10 remaining after a partial taking;

156.11 (2) "as remediated" means the condition of the property assuming the environmental
156.12 response actions selected by the commissioner have been completed, including environmental
156.13 covenants and easements and other institutional controls that may apply;

156.14 (3) "before-market value" means the property value of the entire subject property before
156.15 the taking, less the remediation costs;

156.16 (4) "property value" means the fair market value of the real property, as remediated, less
156.17 any reduction in value attributable to the stigma of pollution; and

156.18 (5) "remediation costs" means the reasonably foreseeable costs and expenses, including
156.19 administrative and legal expenses, that the commissioner will incur to implement the
156.20 environmental response actions that the commissioner selected for the property according
156.21 to section 115B.406, subdivision 3, less the amount, if any, that the property owner
156.22 demonstrates was released under section 115B.443, subdivision 8, which must not be greater
156.23 than the extent of insurance coverage under policies for the property included in a settlement
156.24 consistent with section 115B.443, subdivision 8.

156.25 (b) The damages awarded for condemnation of real property under this section is the
156.26 greater of \$500 or:

156.27 (1) for a total taking of the subject property, the before-market value; or

156.28 (2) for a partial taking of the subject property, the before-market value less the
156.29 after-market value.

156.30 (c) When awarding damages in a condemnation proceeding under this section, in addition
156.31 to any other requirement of chapter 117, the finder of fact must report:

157.1 (1) the amount determined for the property value of the entire subject property before
157.2 the taking; and

157.3 (2) the itemized amount determined for remediation costs.

157.4 (d) The commissioner may seek recovery of environmental response costs only to the
157.5 extent the costs exceed the lower of the remediation costs or the property value of the entire
157.6 subject property before the taking as reported under paragraph (c).

157.7 (e) If the actual expenses incurred by the commissioner to take environmental response
157.8 actions at the priority qualified facility as determined at the time construction of the final
157.9 environmental response action was completed would have yielded a higher award of damages
157.10 under this section, then the commissioner must reimburse the owner an amount equal to the
157.11 amount of damages as if the actual expenses were used instead of the remediation costs,
157.12 less any damages already awarded.

157.13 **EFFECTIVE DATE.** This section is effective the day following final enactment and
157.14 applies to actions commenced on or after January 1, 2021.

157.15 Sec. 28. Minnesota Statutes 2020, section 115B.421, is amended to read:

157.16 **115B.421 CLOSED LANDFILL INVESTMENT FUND.**

157.17 (a) The closed landfill investment fund is established in the state treasury. The fund
157.18 consists of money credited to the fund, and interest and other earnings on money in the
157.19 fund. Beginning July 1, 2003, funds must be deposited as described in section 115B.445.
157.20 The fund shall be managed to maximize long-term gain through the State Board of
157.21 Investment.

157.22 ~~Money in~~(b) Interest earned by the fund is appropriated to the commissioner and may
157.23 be spent by the commissioner after fiscal year 2020 in accordance with sections 115B.39
157.24 to 115B.444. By January 15 each year, the commissioner must submit a report to the chairs
157.25 and ranking minority members of the house of representatives and senate committees and
157.26 divisions with jurisdiction over environment policy and finance on the expenditure of money
157.27 appropriated under this section. This paragraph expires June 30, 2025.

157.28 Sec. 29. Minnesota Statutes 2020, section 116.06, is amended by adding a subdivision to
157.29 read:

157.30 Subd. 6a. **Commissioner.** "Commissioner" means the commissioner of the Minnesota
157.31 Pollution Control Agency.

158.1 Sec. 30. [116.064] PERMITTING; ENVIRONMENTAL JUSTICE AREAS.

158.2 Subdivision 1. Definitions (a) For the purposes of this section, the terms below have
158.3 the definitions given them.

158.4 (b) "Census block" means the smallest geographical unit for which the United States
158.5 Census Bureau tabulates decennial census data.

158.6 (c) "Cumulative impacts analysis" means the potential public health and environmental
158.7 impacts affecting a specific geographical area from past, present, and foreseeable future
158.8 exposure to pollutants from all media, and incorporates the concept of a community's
158.9 vulnerability to withstand incremental environmental impacts.

158.10 (d) "Environmental justice" means that:

158.11 (1) communities of color, indigenous communities, and low-income communities have
158.12 a healthy environment and are treated fairly when environmental statutes, rules, and policies
158.13 are developed, adopted, implemented, and enforced; and

158.14 (2) in all decisions that have the potential to affect the environment of an environmental
158.15 justice area or the public health of its residents, due consideration is given to the history of
158.16 those residents' cumulative exposure to pollutants, and to any current socioeconomic
158.17 conditions that increase the physical sensitivity of those residents to additional exposure to
158.18 pollutants.

158.19 (e) "Environmental justice area" means one or more census blocks in Minnesota:

158.20 (1) in which, based on the most recent data published by the United States Census Bureau:

158.21 (i) 40 percent or more of the population is nonwhite;

158.22 (ii) 35 percent or more of the households have an income at or below 200 percent of the
158.23 federal poverty level; or

158.24 (iii) 40 percent or more of the population over the age of five have limited English
158.25 proficiency; or

158.26 (2) within Indian country, as defined in United State Code, title 18, section 1151.

158.27 Subd. 2. Rulemaking. No later than November 1, 2021, the commissioner must begin
158.28 the process to adopt rules under chapter 14 that implement the provisions of this section to
158.29 establish a process and decision-making criteria the agency must utilize to address the
158.30 permitting of facilities that have the potential to impact the environment of environmental
158.31 justice areas and the health of persons residing within them.

159.1 Subd. 3. **Application.** The provisions of this section apply to an application for a new
159.2 permit, permit renewal, or major permit amendment filed with the agency whose emissions
159.3 or releases of pollutants may affect an environmental justice area.

159.4 Subd. 4. **Environmental justice area; determination.** The agency has the responsibility
159.5 to determine the geographical boundaries of an environmental justice area. The agency's
159.6 determination of the boundaries of an environmental justice area may be appealed by the
159.7 filing of a petition signed by at least 50 residents filed with the commissioner that contains
159.8 evidence that one or more census blocks meet the definition of environmental justice area
159.9 in subdivision 1, paragraph (e). The commissioner may, after reviewing the petition, amend
159.10 the boundaries of an environmental justice area.

159.11 Subd. 5. **Process; cumulative impact analysis.** (a) The agency must ensure that residents
159.12 of an environmental justice area are notified about all steps in the permitting process and
159.13 the progress of the analysis required to be conducted under this section. Notification must
159.14 include, but not be limited to, postings on the agency's website, and direct delivery of written
159.15 materials to environmental justice area residents, in applicable languages in areas where
159.16 English proficiency is limited.

159.17 (b) When a new facility or a proposed expansion of an existing facility is located in an
159.18 environmental justice area, the owner or operator of the facility must:

159.19 (1) conduct an analysis of the cumulative impacts that the facility or expansion would
159.20 cause or contribute to in the environmental justice area; and

159.21 (2) if seeking a state permit under chapter 115 or 116, must hold at least one public
159.22 meeting in the environmental justice area before the commissioner issues or denies a permit.

159.23 (c) The commissioner may require a permitted facility located in an environmental justice
159.24 area to hold in-person meetings with nearby residents to share information and discuss
159.25 community concerns. The commissioner may establish the number and frequency of required
159.26 meetings as permit conditions.

159.27 (d) A cumulative impact analysis must also describe demographic and socioeconomic
159.28 conditions that may make residents of an environmental justice area more vulnerable to the
159.29 effects of incremental exposure to environmental pollutants. The analysis, based on publicly
159.30 available or otherwise obtainable data, must include, but is not limited to, the following
159.31 factors:

159.32 (1) demographic factors, including the age distribution and racial and ethnic characteristics
159.33 of the population;

160.1 (2) hospital admission rates for respiratory and pulmonary disease, cancer, diabetes and
160.2 other conditions that may be exacerbated by exposure to pollutants;

160.3 (3) the proportion of the population without medical insurance;

160.4 (4) economic variables, including income and poverty levels, the rate of unemployment,
160.5 the proportion of substandard housing, and the incidence of poor nutrition; and

160.6 (5) any available biomonitoring data indicating body burdens of pollutants.

160.7 (e) If requested, the agency shall provide any relevant information it has to a permit
160.8 applicant conducting a cumulative impacts analysis under this section.

160.9 (f) The agency's reasonable costs of complying with this subdivision are to be reimbursed
160.10 by the permit applicant.

160.11 (g) The agency shall maintain on its website a list of all environmental justice areas that
160.12 undergo the analysis required under this subdivision.

160.13 **Subd. 6. Permits; environmental justice area.** (a) Notwithstanding the provisions of
160.14 any other law, the agency must, after reviewing the permit application, the agency's analysis
160.15 of cumulative pollution impacts conducted under subdivision 5, and any additional relevant
160.16 information, including testimony and written comments received at a public meeting,
160.17 determine whether the incremental environmental impacts that would result in an
160.18 environmental justice area from approval of the permit will, in conjunction with the
160.19 cumulative pollution impacts and the heightened sensitivity to additional pollution of
160.20 residents of the environmental justice area, cause or contribute to increased levels of
160.21 environmental or health impacts compared with denying the permit.

160.22 (b) If the agency determines that issuing the permit would cause or contribute to increased
160.23 levels of environmental or health impacts compared with not issuing the permit, the
160.24 commissioner must:

160.25 (1) deny the permit; or

160.26 (2) place conditions on the permit that eliminate any contribution to increased levels of
160.27 environmental or health impacts from the permitted facility in an environmental justice
160.28 area.

160.29 **Subd. 7. Enforcement.** The commissioner may enforce rules and regulations necessary
160.30 to implement the provisions of this section.

161.1 Sec. 31. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
161.2 read:

161.3 Subd. 4l. **Real property interests.** (a) The commissioner may acquire interests in real
161.4 property at a solid waste disposal facility, limited to environmental covenants under chapter
161.5 114E and easements for the environmental covenants, when the commissioner determines
161.6 the property interests are related to:

161.7 (1) closure;

161.8 (2) postclosure care; and

161.9 (3) any other actions needed after the postclosure care period expires.

161.10 (b) The state is not liable under this chapter or any other law solely as a result of acquiring
161.11 an interest in real property under this section.

161.12 (c) An environmental covenant under this subdivision must be in accordance with chapter
161.13 114E and must be signed and acknowledged by every owner of the fee simple title to the
161.14 real property subject to the covenant.

161.15 Sec. 32. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
161.16 read:

161.17 Subd. 4m. **Permit review denial.** If the commissioner determines that a person's request
161.18 for the agency to review an existing permit is not warranted, the commissioner must state
161.19 the reasons for the determination in writing within 15 days of the determination.

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

161.21 Sec. 33. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
161.22 read:

161.23 Subd. 4n. **Nonexpiring state individual permits; public informational meeting.** (a)
161.24 For each facility issued a nonexpiring state individual air quality permit by the agency, the
161.25 agency must hold a separate public informational meeting at regular intervals to allow the
161.26 public to make comments or inquiries regarding any aspect of the permit, including but not
161.27 limited to permit conditions, testing results, the facility's operations, and permit compliance.
161.28 The public informational meeting must be held at a location near the permitted facility and
161.29 convenient to the public. Persons employed at the facility who are responsible for the facility
161.30 meeting the conditions of the permit and agency officials must be present at the public
161.31 informational meeting. For nonexpiring state individual air quality permits issued after

162.1 December 31, 2016, a public informational meeting must be held under this subdivision no
162.2 later than five years after the permit is issued and every five years thereafter. For nonexpiring
162.3 state individual air quality permits issued on or before December 31, 2015, a public
162.4 informational meeting must be held under this subdivision no later than December 31, 2022,
162.5 and every five years thereafter.

162.6 (b) For the purposes of this section, "state individual air quality permit" means an air
162.7 quality permit that is issued to an individual facility required to obtain a permit under
162.8 Minnesota Rules, part 7007.0250, subparts 2 to 6, and is not a general permit issued under
162.9 Minnesota Rules, part 7007.1100.

162.10 (c) As required under subdivision 4d, the agency's direct and indirect reasonable costs
162.11 of conducting the activities under this subdivision must be recovered through air quality
162.12 permit fees.

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

162.14 Sec. 34. Minnesota Statutes 2020, section 116.07, subdivision 6, is amended to read:

162.15 **Subd. 6. Pollution Control Agency; exercise of powers.** (a) In exercising all its powers,
162.16 the commissioner of the Pollution Control Agency shall give due consideration to must:

162.17 (1) consider the establishment, maintenance, operation and expansion of business,
162.18 commerce, trade, industry, traffic, and other economic factors and other material matters
162.19 affecting the feasibility and practicability of any proposed action, including, but not limited
162.20 to, the burden on a municipality of any tax which may result therefrom, and shall must take
162.21 or provide for such action as may be reasonable, feasible, and practical under the
162.22 circumstances; and

162.23 (2) to the extent reasonable, feasible, and practical under the circumstances:

162.24 (i) ensure that actions or programs that have a direct, indirect, or cumulative impact on
162.25 environmental justice areas incorporate community-focused practices and procedures in
162.26 agency processes, including communication, outreach, engagement, and education to enhance
162.27 meaningful, timely, and transparent community access;

162.28 (ii) collaborate with other state agencies to identify, develop, and implement means to
162.29 eliminate and reverse environmental and health inequities and disparities;

162.30 (iii) promote the utility and availability of environmental data and analysis for
162.31 environmental justice areas, other agencies, federally recognized Tribal governments, and
162.32 the public;

163.1 (iv) encourage coordination and collaboration with residents of environmental justice
163.2 areas to address environmental and health inequities and disparities; and

163.3 (v) ensure environmental justice values are represented to the agency from a
163.4 commissioner-appointed environmental justice advisory committee that is composed of
163.5 diverse members and that is developed and operated in a manner open to the public and in
163.6 accordance with the duties described in the bylaws and charter adopted and maintained by
163.7 the commissioner.

163.8 (b) For the purposes of this section, "environmental justice" and "environmental justice
163.9 area" have the meanings given under section 115A.03, subdivisions 10b and 10c.

163.10 Sec. 35. Minnesota Statutes 2020, section 116.07, subdivision 9, is amended to read:

163.11 Subd. 9. **Orders; investigations.** ~~The agency shall have~~ commissioner has the following
163.12 powers and duties for ~~the enforcement of~~ enforcing any provision of this chapter and chapter
163.13 114C, relating to air contamination or waste:

163.14 (1) to adopt, issue, reissue, modify, deny, revoke, reopen, enter into or enforce reasonable
163.15 orders, schedules of compliance and stipulation agreements;

163.16 (2) to require the owner or operator of any emission facility, air contaminant treatment
163.17 facility, potential air contaminant storage facility, or any system or facility related to the
163.18 storage, collection, transportation, processing, or disposal of waste to establish and maintain
163.19 records; to make reports; to install, use, and maintain monitoring equipment or methods;
163.20 and to make tests, including testing for odor where a nuisance may exist, in accordance with
163.21 methods, at locations, at intervals, and in a manner as the agency shall prescribe; and to
163.22 provide other information as the agency may reasonably require;

163.23 (3) to conduct investigations, issue notices, public and otherwise, and order hearings as
163.24 it may deem necessary or advisable for the discharge of its duties under this chapter and
163.25 chapter 114C, including but not limited to the issuance of permits; and to authorize any
163.26 member, employee, or agent appointed by it to conduct the investigations and issue the
163.27 notices; and

163.28 (4) to require parties who enter into a negotiated agreement to settle an enforcement
163.29 matter with the agency to reimburse the agency according to this clause for oversight costs
163.30 that are incurred by the agency and associated with implementing the negotiated agreement.
163.31 The agency may recover oversight costs exceeding \$25,000. Oversight costs include
163.32 personnel and direct costs associated with inspections, sampling, monitoring, modeling,
163.33 risk assessment, permit writing, engineering review, economic analysis and review, and

164.1 other record or document review. Only oversight costs incurred after executing the negotiated
164.2 agreement are covered by this clause. The agency's legal and litigation costs are not covered
164.3 by this clause. The commissioner has discretion as to whether to apply this clause in cases
164.4 where the agency is using schedules of compliance to bring a class of regulated parties into
164.5 compliance. Reimbursement amounts are appropriated to the commissioner.

164.6 Sec. 36. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
164.7 read:

164.8 Subd. 9a. **Stipulation agreements.** In exercising enforcement powers over a term of a
164.9 stipulation agreement when a party asserts a good cause or force majeure claim for an
164.10 extension of time to comply with a stipulated term, the commissioner must not grant the
164.11 extension if the assertion is based solely on increased costs.

164.12 Sec. 37. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
164.13 read:

164.14 Subd. 9b. **Compliance when required permit not obtained.** The commissioner may
164.15 require a person or facility that fails to obtain a required permit to comply with any terms
164.16 of a permit that would have been issued had the person or facility obtained a permit, including
164.17 but not limited to reporting, monitoring, controlling pollutant discharge, and creating and
164.18 implementing operations and maintenance plans. The person or facility is subject to liability
164.19 and penalties, including criminal liability, for failing to operate in compliance with a permit
164.20 not obtained beginning at the time a permit should have been obtained.

164.21 Sec. 38. [116.0735] **AUTHORITY TO REQUIRE INFORMATION ON**
164.22 **CONTAMINANTS.**

164.23 Subdivision 1. **Definitions.** (a) For the purposes of this section, the terms in this
164.24 subdivision have the meanings given them.

164.25 (b) "Activities" means actions by a person that produce, emit, discharge, release, threaten
164.26 to release, or otherwise cause a contaminant to enter the environment or the human body
164.27 and that occurred at a point in time or continue to occur. Activities includes but is not limited
164.28 to manufacturing, distributing, using, or selling products.

164.29 (c) "Agency" means the Minnesota Pollution Control Agency.

164.30 (d) "Agency action" means investigating, monitoring, surveying, testing, or other similar
164.31 action necessary or appropriate to identify the existence and extent of a release of a

165.1 contaminant or threat of a release, the source and nature of the contaminant, and the extent
165.2 of danger to the public health or welfare or the environment.

165.3 (e) "Biomonitoring" means the process by which chemicals and their metabolites are
165.4 identified and measured in a biospecimen.

165.5 (f) "Biospecimen" means a sample of human fluid, serum, or tissue that is reasonably
165.6 available as a medium to measure the presence and concentration of chemicals or their
165.7 metabolites in a human body.

165.8 (g) "Commissioner" means the commissioner of the agency.

165.9 (h) "Contaminant" means a substance with a distinct molecular composition or a group
165.10 of structurally related substances, including the breakdown products of the substance or
165.11 substances that form through decomposition, degradation, or metabolism, that may:

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

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

165.14 (3) disrupt the endocrine or hormone system;

165.15 (4) damage the nervous system, immune system, or organs or cause other systemic
165.16 toxicity;

165.17 (5) be persistent, bioaccumulative, or toxic; or

165.18 (6) be very persistent or very bioaccumulative.

165.19 (i) "Monitoring" means sampling environmental media and analyzing general and specific
165.20 data relating to the presence of contaminants.

165.21 (j) "Person" means an individual, partnership, association, public or private corporation,
165.22 or other entity, including the United States government; any association, commission, or
165.23 interstate body; the state and any agency, department, or political subdivision of the state;
165.24 and any officer or governing or managing body of a municipality, governmental subdivision,
165.25 public or private corporation, or other entity.

165.26 (k) "Supplier" means a person who provides goods or services that lead to or are
165.27 incorporated into a finished product used in commerce or by consumers.

165.28 Subd. 2. Agency action. The commissioner may take agency action whenever:

165.29 (1) the commissioner detects a contaminant:

165.30 (i) during the agency's monitoring of Minnesota's environment;

166.1 (ii) through receipt of environmental monitoring data from a local, state, or federal
166.2 agency or nongovernmental organization in the United States; or

166.3 (iii) through receipt of biomonitoring data of residents of the United States; or

166.4 (2) the commissioner has reason to believe that:

166.5 (i) a release of a contaminant has occurred, is about to occur, or is connected to a person's
166.6 activities; or

166.7 (ii) illness, disease, environmental harm, or complaints thereof may be attributable to
166.8 exposure to a contaminant connected to a person's activities.

166.9 Subd. 3. **Duty to provide information.** (a) When requested by the commissioner or the
166.10 commissioner's designee, a person the commissioner has reason to believe is engaged in
166.11 activities where agency action is proposed to be taken must furnish to the commissioner
166.12 any information that the person may have or may reasonably obtain that is relevant to the
166.13 contaminant under investigation.

166.14 (b) For purposes of this subdivision, the commissioner may:

166.15 (1) request in writing that a person produce electronic or physical documents, papers,
166.16 books, or other tangible items in the possession, custody, or control of the person;

166.17 (2) request in writing that a person provide information submitted to the person from a
166.18 supplier or within the supply chain for production of a commercial or consumer good;

166.19 (3) examine and copy books, papers, records, memoranda, and other electronic or physical
166.20 data of a person who has a duty to provide information under this subdivision; and

166.21 (4) enter upon public or private property to take an action authorized under this section,
166.22 including to obtain information from a person who has a duty to provide the information
166.23 under this subdivision and to conduct agency action.

166.24 (c) A person must submit requested information to the commissioner within the time
166.25 specified in the commissioner's written request. If a person fails or refuses to comply with
166.26 the commissioner's request for information, the commissioner may petition the district court
166.27 for an order to compel compliance with the request or take other enforcement action
166.28 authorized by law.

166.29 Subd. 4. **Classifying data.** Except as otherwise provided in this subdivision, data obtained
166.30 from a person under this section are public data as defined in section 13.02. Upon certification
166.31 by the subject of the data that the data relate to sales figures, processes or methods of
166.32 production unique to that person, or information that would tend to adversely affect the

167.1 competitive position of that person, the commissioner must classify the data as private or
167.2 nonpublic data as defined in section 13.02. Notwithstanding any other law to the contrary,
167.3 data classified as private or nonpublic under this subdivision may be disclosed when relevant:

167.4 (1) in any proceeding under this section;

167.5 (2) in further agency actions, including permitting, setting local water quality standards,
167.6 or other similar actions; and

167.7 (3) to other public agencies involved in protecting human health, welfare, or the
167.8 environment.

167.9 Sec. 39. Minnesota Statutes 2020, section 116.11, is amended to read:

167.10 **116.11 EMERGENCY POWERS.**

167.11 Subdivision 1. **Imminent and substantial danger.** If there is imminent and substantial
167.12 danger to the health and welfare of the people of the state, or of any of them, as a result of
167.13 the pollution of air, land, or water, the agency commissioner may by emergency order direct
167.14 the immediate discontinuance or abatement of the pollution without notice and without a
167.15 hearing or at the request of the agency commissioner, the attorney general may bring an
167.16 action in the name of the state in the appropriate district court for a temporary restraining
167.17 order to immediately abate or prevent the pollution. The agency commissioner's order or
167.18 temporary restraining order ~~shall remain~~ is effective until notice, hearing, and determination
167.19 pursuant to other provisions of law, or, in the interim, as otherwise ordered. A final order
167.20 of the agency commissioner in these cases ~~shall be~~ is appealable in accordance with chapter
167.21 14.

167.22 Subd. 2. **Other acts of concern.** (a) The commissioner may exercise the authority under
167.23 paragraph (b) when the commissioner has evidence of a pattern of behavior that includes
167.24 any of the following:

167.25 (1) falsification of records;

167.26 (2) a history of noncompliance with schedules of compliance or terms of a stipulation
167.27 agreement;

167.28 (3) chronic or substantial permit violations; or

167.29 (4) operating with or without a permit where there is evidence of danger to the health
167.30 or welfare of the people of the state or evidence of environmental harm.

168.1 (b) When the commissioner has evidence of a pattern of behavior specified in paragraph
 168.2 (a), then regardless of the presence of imminent and substantial danger, the commissioner
 168.3 may investigate and may:

168.4 (1) exercise emergency powers according to subdivision 1;

168.5 (2) suspend or revoke a permit;

168.6 (3) issue an order to cease operation or activities;

168.7 (4) require financial assurances;

168.8 (5) reopen and modify a permit to require additional terms;

168.9 (6) require additional agency oversight; or

168.10 (7) pursue other actions deemed necessary to abate pollution and protect human health.

168.11 Sec. 40. Minnesota Statutes 2020, section 325E.046, is amended to read:

168.12 **325E.046 STANDARDS FOR LABELING PLASTIC BAGS, FOOD OR**
 168.13 **BEVERAGE PRODUCTS, AND PACKAGING.**

168.14 Subdivision 1. **"Biodegradable" label.** A manufacturer, distributor, or wholesaler may
 168.15 not sell or offer for sale and any other person may not knowingly sell or offer for sale in
 168.16 this state a plastic bag covered product labeled "biodegradable," "degradable,"
 168.17 "decomposable," or any form of those terms, or in any way imply that the bag covered
 168.18 product will chemically decompose into innocuous elements in a reasonably short period
 168.19 of time in a landfill, composting, or other terrestrial environment unless a scientifically
 168.20 based standard for biodegradability is developed and the bags are certified as meeting the
 168.21 standard: break down, fragment, degrade, biodegrade, or decompose in a landfill or other
 168.22 environment, unless an ASTM standard specification is adopted for the term claimed and
 168.23 the specification is approved by the legislature.

168.24 Subd. 2. **"Compostable" label.** (a) A manufacturer, distributor, or wholesaler may not
 168.25 sell or offer for sale and any other person may not knowingly sell or offer for sale in this
 168.26 state a plastic bag covered product labeled "compostable" unless, at the time of sale or offer
 168.27 for sale, the bag covered product:

168.28 (1) meets the ASTM Standard Specification for Compostable Labeling of Plastics
 168.29 Designed to be Aerobically Composted in Municipal or Industrial Facilities (D6400). Each
 168.30 bag must be labeled to reflect that it meets the standard. For purposes of this subdivision,
 168.31 "ASTM" has the meaning given in section 296A.01, subdivision 6, or its successor or the
 168.32 ASTM Standard Specification for Labeling of End Items that Incorporate Plastics and

169.1 Polymers as Coatings or Additives with Paper and Other Substrates Designed to be
169.2 Aerobically Composted in Municipal or Industrial Facilities (D6868) or its successor, and
169.3 the covered product is labeled to reflect that it meets the specification;

169.4 (2) is comprised of only wood without any coatings or additives; or

169.5 (3) is comprised of only paper without any coatings or additives.

169.6 (b) A covered product labeled "compostable" and meeting the criteria under paragraph
169.7 (a) must be clearly and prominently labeled on the product, or on the product's smallest unit
169.8 of sale, to reflect that it is intended for an industrial or commercial compost facility. The
169.9 label required under this paragraph must be in a legible text size and font.

169.10 Subd. 2a. **Certification of compostable products.** Beginning January 1, 2024, a
169.11 manufacturer, distributor, or wholesaler may not sell or offer for sale and any other person
169.12 may not knowingly sell or offer for sale in this state a covered product labeled as
169.13 "compostable" unless the covered product is certified as meeting the requirements of
169.14 subdivision 2 by an entity that:

169.15 (1) is a nonprofit corporation;

169.16 (2) as its primary focus of operation, promotes the production, use, and appropriate end
169.17 of life for materials and products that are designed to fully biodegrade in specific biologically
169.18 active environments such as industrial composting; and

169.19 (3) is technically capable of and willing to perform analysis necessary to determine a
169.20 product's compliance with subdivision 2.

169.21 Subd. 3. **Enforcement; civil penalty; injunctive relief.** (a) A ~~manufacturer, distributor,~~
169.22 ~~or wholesaler~~ person who violates ~~subdivision 1 or 2~~ this section is subject to a civil or
169.23 administrative penalty of \$100 for each prepackaged saleable unit sold or offered for sale
169.24 up to a maximum of \$5,000 and may be enjoined from those violations.

169.25 (b) The attorney general may bring an action in the name of the state in a court of
169.26 competent jurisdiction for recovery of civil penalties or for injunctive relief as provided in
169.27 this subdivision. The attorney general may accept an assurance of discontinuance of acts
169.28 in violation of ~~subdivision 1 or 2~~ this section in the manner provided in section 8.31,
169.29 subdivision 2b.

169.30 (c) The commissioner of the Pollution Control Agency may enforce this section under
169.31 sections 115.071 and 116.072.

170.1 (d) When requested by the attorney general or the commissioner of the Pollution Control
170.2 Agency, a person selling or offering for sale a covered product labeled as "compostable"
170.3 must furnish to the attorney general or the commissioner any information that the person
170.4 may have or may reasonably obtain that is relevant to show compliance with this section.

170.5 Subd. 4. **Definitions.** For purposes of this section, the following terms have the meanings
170.6 given:

170.7 (1) "ASTM" has the meaning given in section 296A.01, subdivision 6;

170.8 (2) "covered product" means a bag, food or beverage product, or packaging;

170.9 (3) "food or beverage product" means a product that is used to wrap, package, contain,
170.10 serve, store, prepare, or consume a food or beverage, such as plates, bowls, cups, lids, trays,
170.11 straws, utensils, and hinged or lidded containers; and

170.12 (4) "packaging" has the meaning given in section 115A.03, subdivision 22b.

170.13 **EFFECTIVE DATE.** This section is effective January 1, 2023.

170.14 Sec. 41. **[325F.075] FOOD PACKAGING; PFAS.**

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

170.17 (b) "Food package" means a container applied to or providing a means to market, protect,
170.18 handle, deliver, serve, contain, or store a food or beverage. Food package includes:

170.19 (1) a unit package, an intermediate package, and a shipping container;

170.20 (2) unsealed receptacles, such as carrying cases, crates, cups, plates, bowls, pails, rigid
170.21 foil and other trays, wrappers and wrapping films, bags, and tubs; and

170.22 (3) an individual assembled part of a food package such as any interior or exterior
170.23 blocking, bracing, cushioning, weatherproofing, exterior strapping, coatings, closures, inks,
170.24 and labels.

170.25 (c) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a class of
170.26 fluorinated organic chemicals containing at least one fully fluorinated carbon atom.

170.27 Subd. 2. **Prohibition.** No person shall manufacture, knowingly sell, offer for sale,
170.28 distribute for sale, distribute, or offer for use in Minnesota a food package that contains
170.29 PFAS.

171.1 Subd. 3. **Enforcement.** (a) The commissioner of the Pollution Control Agency may
171.2 enforce this section under sections 115.071 and 116.072. The commissioner may coordinate
171.3 with the commissioners of commerce and health in enforcing this section.

171.4 (b) When requested by the commissioner of the Pollution Control Agency, a person
171.5 must furnish to the commissioner any information that the person may have or may
171.6 reasonably obtain that is relevant to show compliance with this section.

171.7 **EFFECTIVE DATE.** This section is effective January 1, 2023.

171.8 Sec. 42. **POSITION ESTABLISHED; POLLUTION CONTROL AGENCY.**

171.9 The commissioner of the Pollution Control Agency shall establish a new full-time
171.10 equivalent position of community liaison, funded through air quality permit fees, as specified
171.11 in Minnesota Statutes, section 116.07, subdivision 4d, to conduct the administrative tasks
171.12 necessary to successfully implement Minnesota Statutes, section 116.07, subdivision 4a,
171.13 and other regulatory activities requiring interaction between the agency and residents in
171.14 communities exposed to air pollutants emitted by facilities permitted by the agency.

171.15 Sec. 43. **PFAS WATER QUALITY STANDARDS.**

171.16 The commissioner of the Pollution Control Agency must adopt rules establishing water
171.17 quality standards for perfluorooctanoic acid (PFOA) and perfluorooctanesulfonic acid
171.18 (PFOS). The commissioner must adopt the rules establishing the PFOA and PFOS water
171.19 quality standards by July 1, 2024, and Minnesota Statutes, section 14.125, does not apply.

171.20 Sec. 44. **HEALTH RISK LIMIT; PERFLUOROCTANE SULFONATE.**

171.21 By July 1, 2023, the commissioner of health must amend the health risk limit for
171.22 perfluorooctane sulfonate (PFOS) in Minnesota Rules, part 4717.7860, subpart 15, so that
171.23 the health risk limit does not exceed 0.015 parts per billion. In amending the health risk
171.24 limit for PFOS, the commissioner must comply with Minnesota Statutes, section 144.0751,
171.25 requiring a reasonable margin of safety to adequately protect the health of infants, children,
171.26 and adults.

171.27 Sec. 45. **CARPET STEWARDSHIP PROGRAM; REPORT.**

171.28 Subdivision 1. **Carpet stewardship program plan.** The commissioner of the Pollution
171.29 Control Agency must develop a plan for the establishment of a carpet stewardship program
171.30 designed to reduce carpet-related waste generation by promoting the collection and recycling
171.31 of discarded carpet. The plan must include:

172.1 (1) an organizational structure for the program, including roles for the state, carpet
172.2 producers, retailers, collection site operators, and recyclers;

172.3 (2) a timeline for implementing the program;

172.4 (3) a fee structure that ensures the costs of the program are recovered, including
172.5 recommendations for determining the amount, methods of collecting the fee, and how fee
172.6 revenues will be managed;

172.7 (4) a plan for how discarded carpet will be collected and transported to recyclers in this
172.8 state;

172.9 (5) strategies for improving education and training of retailers, carpet installers, and
172.10 collection site operators to improve the recycling rates of carpet; and

172.11 (6) draft legislation necessary for implementing the plan.

172.12 Subd. 2. **Task force; public engagement.** (a) The commissioner must convene a task
172.13 force to assist with the development of the plan required under subdivision 1. The task force
172.14 must include:

172.15 (1) one representative of a statewide association representing retailers;

172.16 (2) two representatives of producers;

172.17 (3) two representatives of recyclers;

172.18 (4) one representative of statewide associations representing waste disposal companies;

172.19 (5) one representative of an environmental organization;

172.20 (6) one representative of county or municipal waste management programs;

172.21 (7) two representatives of companies that use discarded carpet to manufacture products
172.22 other than new carpet;

172.23 (8) one representative of carpet installers; and

172.24 (9) two members of the general public.

172.25 (b) Members of the task force must not be registered lobbyists.

172.26 (c) The commissioner must provide opportunities for the public to provide input on the
172.27 program.

172.28 Subd. 3. **Report.** The commissioner must submit a report with the plan required under
172.29 this section to the chairs and ranking minority members of the legislative committees and
172.30 divisions with jurisdiction over the environment by January 15, 2022.

173.1 Sec. 46. **REPEALER.**

173.2 (a) Minnesota Statutes 2020, sections 115.44, subdivision 9; and 115C.13, are repealed.

173.3 (b) Minnesota Rules, part 7044.0350, is repealed.

173.4

ARTICLE 5

173.5

NATURAL RESOURCES

173.6 Section 1. Minnesota Statutes 2020, section 16B.335, subdivision 2, is amended to read:

173.7 Subd. 2. **Other projects.** All other capital projects for which a specific appropriation is
 173.8 made must not proceed until the recipient undertaking the project has notified the chairs
 173.9 and ranking minority members of the senate Capital Investment and Finance Committees
 173.10 and the house of representatives Capital Investment and Ways and Means Committees that
 173.11 the work is ready to begin. Notice is not required for:

173.12 (1) capital projects needed to comply with the Americans with Disabilities Act, ~~for~~;

173.13 (2) asset preservation projects to which section 16B.307 applies, ~~or for~~;

173.14 (3) projects funded by an agency's operating budget; or

173.15 (4) projects funded by a capital asset preservation and replacement account under section
 173.16 16A.632, ~~or~~ a higher education asset preservation and replacement account under section
 173.17 135A.046, or a natural resources asset preservation and replacement account under section
 173.18 84.946.

173.19 Sec. 2. Minnesota Statutes 2020, section 17.4982, subdivision 6, is amended to read:

173.20 Subd. 6. **Certifiable diseases.** "Certifiable diseases" includes any of the following
 173.21 expressed as clinical symptoms or based on the presence of the pathogen: channel catfish
 173.22 virus, *Renibacterium salmoninarum* (bacterial kidney disease), *Aeromonas salmonicida*
 173.23 (bacterial furunculosis), *Yersinia ruckeri* (enteric redmouth disease), *Edwardsiella ictaluri*
 173.24 (enteric septicemia of catfish), infectious hematopoietic necrosis virus, infectious pancreatic
 173.25 necrosis virus, *Myxobolus cerebralis* (whirling disease), *Tetracapsuloides bryosalmonae*
 173.26 (proliferative kidney disease), viral hemorrhagic septicemia virus, epizootic epitheliotropic
 173.27 virus, *Ceratomyxa shasta* (ceratomyxosis), and any emergency fish disease.

173.28 Sec. 3. Minnesota Statutes 2020, section 17.4982, subdivision 8, is amended to read:

173.29 Subd. 8. **Containment facility.** "Containment facility" means a licensed facility for
 173.30 salmonids, catfish, or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list~~

174.1 ~~published by the United States Department of Agriculture, Animal and Plant Health~~
174.2 ~~Inspection Services, VHS-susceptible-species list that complies with clauses (1), (3), and~~
174.3 ~~(4), or clauses (2), (3), and (4):~~

174.4 (1) disinfects its effluent to the standards in section 17.4991 before the effluent is
174.5 discharged to public waters;

174.6 (2) does not discharge to public waters or to waters of the state directly connected to
174.7 public waters;

174.8 (3) raises aquatic life that is prohibited from being released into the wild and must be
174.9 kept in a facility approved by the commissioner unless processed for food consumption;

174.10 (4) contains aquatic life requiring a fish health inspection prior to transportation.

174.11 Sec. 4. Minnesota Statutes 2020, section 17.4982, subdivision 9, is amended to read:

174.12 Subd. 9. **Emergency fish disease.** "Emergency fish disease" means designated fish
174.13 diseases or pathogens not already present in this state that could impact populations of
174.14 aquatic life if inadvertently released by infected aquatic life, including channel catfish virus,
174.15 viral hemorrhagic septicemia virus, infectious hematopoietic necrosis virus, infectious
174.16 pancreatic necrosis virus, whirling disease, ceratomyxosis, proliferative kidney disease, and
174.17 epizootic epitheliotropic virus disease.

174.18 Sec. 5. Minnesota Statutes 2020, section 17.4982, subdivision 12, is amended to read:

174.19 Subd. 12. **Fish health inspection.** (a) "Fish health inspection" means an on-site,
174.20 statistically based sampling, collection, and testing of fish in accordance with processes in
174.21 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases, published
174.22 by the International Office of Epizootics (OIE) to test for causative pathogens. The samples
174.23 for inspection must be collected by a fish health inspector or a fish collector in cooperation
174.24 with the producer. Testing of samples must be done by an approved laboratory.

174.25 (b) The inspection for viral hemorrhagic septicemia (VHS), infectious pancreatic necrosis
174.26 (IPN), and infectious hematopoietic necrosis (IHN) in salmonids and for VHS in
174.27 nonsalmonids must include at a minimum viral testing of ovarian fluids at the 95 percent
174.28 confidence level of detecting two percent incidence of disease.

174.29 (c) The inspection for certifiable diseases and pathogens for wild fish must follow the
174.30 guidelines of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal
174.31 Diseases.

175.1 Sec. 6. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to
175.2 read:

175.3 Subd. 21a. VHS-susceptible species. "VHS-susceptible species" are aquatic species
175.4 that are natural hosts for viral hemorrhagic septicemia according to the Fish Health Blue
175.5 Book or the book's successor.

175.6 Sec. 7. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to
175.7 read:

175.8 Subd. 21b. VHS-susceptible-species list. "VHS-susceptible-species list" is the
175.9 VHS-susceptible species listed in the Fish Health Blue Book that are found in or that can
175.10 survive in the Great Lakes region.

175.11 Sec. 8. Minnesota Statutes 2020, section 17.4985, subdivision 2, is amended to read:

175.12 Subd. 2. **Bill of lading.** (a) A state-issued bill of lading is required for:

175.13 (1) intrastate transportation of aquatic life other than salmonids, catfish, or species on
175.14 ~~the official list of viral hemorrhagic septicemia susceptible species published by the United~~
175.15 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~
175.16 VHS-susceptible-species list between licensed private fish hatcheries, aquatic farms, or
175.17 aquarium facilities licensed for the species being transported if the aquatic life is being
175.18 transported into a watershed where it is not currently present, if walleyes whose original
175.19 source is south of marked State Highway 210 are being transported to a facility north of
175.20 marked State Highway 210, or if the original source of the aquatic life is outside Minnesota
175.21 and contiguous states; and

175.22 (2) stocking of waters other than public waters with aquatic life other than salmonids,
175.23 catfish, or species on ~~the official list of viral hemorrhagic septicemia susceptible species~~
175.24 ~~published by the United States Department of Agriculture, Animal and Plant Health~~
175.25 ~~Inspection Services~~ VHS-susceptible-species list.

175.26 (b) When aquatic life is transported under paragraph (a), a copy of the bill of lading
175.27 must be submitted to the regional fisheries manager at least 72 hours before the transportation.

175.28 (c) For transportation and stocking of waters that are not public waters:

175.29 (1) a bill of lading must be submitted to the regional fisheries manager 72 hours before
175.30 transporting fish for stocking;

176.1 (2) a bill of lading must be submitted to the regional fisheries manager within five days
176.2 after stocking if the waters to be stocked are confirmed by telecopy or telephone prior to
176.3 stocking by the regional fisheries office not to be public waters; or

176.4 (3) a completed bill of lading may be submitted to the regional fisheries office by telecopy
176.5 prior to transporting fish for stocking. Confirmation that the waters to be stocked are not
176.6 public waters may be made by returning the bill of lading by telecopy or in writing, in which
176.7 cases additional copies need not be submitted to the Department of Natural Resources.

176.8 (d) Bill of lading forms may only be issued by the Department of Natural Resources in
176.9 St. Paul, and new bill of lading forms may not be issued until all previously issued forms
176.10 have been returned.

176.11 Sec. 9. Minnesota Statutes 2020, section 17.4985, subdivision 3, is amended to read:

176.12 Subd. 3. **Exemptions for transportation permits and bills of lading.** (a) A state-issued
176.13 bill of lading or transportation permit is not required by an aquatic farm licensee for
176.14 ~~importation of importing~~ animals not on the ~~official list of viral hemorrhagic septicemia~~
176.15 ~~susceptible species published by the United States Department of Agriculture, Animal and~~
176.16 ~~Plant Health Inspection Services; transportation of VHS-susceptible-species list, transporting~~
176.17 ~~animals not on the official list of viral hemorrhagic septicemia susceptible species published~~
176.18 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services;~~
176.19 ~~or export for VHS-susceptible-species list, or exporting the following:~~

176.20 (1) minnows taken under an aquatic farm license in this state and transported intrastate;

176.21 (2) aquarium or ornamental fish including goldfish and tropical, subtropical, and saltwater
176.22 species that cannot survive in the waters of the state, which may be imported or transported
176.23 if accompanied by shipping documents;

176.24 (3) fish or fish eggs that have been processed for use as food, bait, or other purposes
176.25 unrelated to fish propagation;

176.26 (4) live fish from a licensed aquatic farm, which may be transported directly to an outlet
176.27 for processing or for other food purposes if accompanied by shipping documents;

176.28 (5) fish being exported if accompanied by shipping documents;

176.29 (6) sucker eggs, sucker fry, or fathead minnows transported intrastate for bait propagation
176.30 or feeding of cultural aquatic life, except that if either species becomes listed on the ~~official~~
176.31 ~~list of viral hemorrhagic septicemia susceptible species published by the United States~~

177.1 ~~Department of Agriculture, Animal and Plant Health Inspection Services~~

177.2 VHS-susceptible-species list, then a transportation permit is required;

177.3 (7) species of fish that are found within the state used in connection with public shows,
177.4 exhibits, demonstrations, or fishing pools for periods not exceeding 14 days;

177.5 (8) fish being transported through the state if accompanied by shipping documents; or

177.6 (9) intrastate transportation of aquatic life between or within licensed private fish
177.7 hatcheries, aquatic farms, or aquarium facilities licensed for the species being transported,
177.8 except where required in subdivision 2 and except that salmonids, catfish, or species on the
177.9 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~
177.10 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~

177.11 VHS-susceptible-species list may only be transferred or transported intrastate without a
177.12 transportation permit if they had no record of bacterial kidney disease or viral hemorrhagic
177.13 septicemia at the time they were imported into the state and if they have had a fish health
177.14 inspection within the preceding year that has shown no certifiable diseases to be present.

177.15 Aquatic life being transferred between licensed private fish hatcheries, aquatic farms,
177.16 or aquarium facilities must be accompanied by shipping documents and salmonids, catfish,
177.17 or species on the ~~official list of viral hemorrhagic septicemia susceptible species published~~
177.18 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services,~~
177.19 VHS-susceptible-species list being transferred or transported intrastate without a
177.20 transportation permit must be accompanied by a copy of their most recent fish health
177.21 inspection.

177.22 (b) Shipping documents required under paragraph (a) must show the place of origin,
177.23 owner or consignee, destination, number, and species.

177.24 Sec. 10. Minnesota Statutes 2020, section 17.4985, subdivision 5, is amended to read:

177.25 Subd. 5. **Permit application.** An application for a transportation permit must be made
177.26 on forms provided by the commissioner. An incomplete application must be rejected. An
177.27 application for a transportation permit for salmonids, catfish, or species on the ~~official list~~
177.28 ~~of viral hemorrhagic septicemia susceptible species published by the United States~~
177.29 ~~Department of Agriculture, Animal and Plant Health Inspection Services,~~
177.30 VHS-susceptible-species list; their eggs; or their sperm must be accompanied by certification
177.31 that the source of the eggs or sperm are free of certifiable diseases, except that eggs with
177.32 enteric redmouth, whirling disease, or furunculosis may be imported, transported, or stocked
177.33 following treatment approved by the commissioner, and fish with bacterial kidney disease

178.1 or viral hemorrhagic septicemia may be imported, transported, or stocked into areas where
178.2 the disease has been identified as being present. A copy of the transportation permit showing
178.3 the date of certification inspection must accompany the shipment of fish while in transit
178.4 and must be available for inspection by the commissioner. By 14 days after a completed
178.5 application is received, the commissioner must approve or deny the importation permits as
178.6 provided in this section.

178.7 Sec. 11. Minnesota Statutes 2020, section 17.4986, subdivision 2, is amended to read:

178.8 Subd. 2. **Licensed facilities.** (a) The commissioner shall issue transportation permits to
178.9 import:

178.10 (1) indigenous and naturalized species except trout, salmon, catfish, or species on the
178.11 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~
178.12 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~
178.13 VHS-susceptible-species list and sperm from any source to a standard facility;

178.14 (2) trout, salmon, catfish, or species on the ~~official list of viral hemorrhagic septicemia~~
178.15 ~~susceptible species published by the United States Department of Agriculture, Animal and~~
178.16 ~~Plant Health Inspection Services,~~ VHS-susceptible-species list from a nonemergency enzootic
178.17 disease area to a containment facility if the fish are certified within the previous year to be
178.18 free of certifiable diseases, except that eggs with enteric redmouth, whirling disease, or
178.19 furunculosis may be imported following treatment approved by the commissioner, and fish
178.20 with bacterial kidney disease or viral hemorrhagic septicemia may be imported into areas
178.21 where the disease has been identified as being present; and

178.22 (3) trout, salmon, catfish, or species on the ~~official list of viral hemorrhagic septicemia~~
178.23 ~~susceptible species published by the United States Department of Agriculture, Animal and~~
178.24 ~~Plant Health Inspection Services,~~ VHS-susceptible-species list from a facility in a
178.25 nonemergency enzootic disease area with a disease-free history of three years or more to a
178.26 standard facility, except that eggs with enteric redmouth, whirling disease, or furunculosis
178.27 may be imported following treatment approved by the commissioner, and fish with bacterial
178.28 kidney disease or viral hemorrhagic septicemia may be imported into areas where the disease
178.29 has been identified as being present.

178.30 (b) If a source facility in a nonemergency enzootic disease area cannot demonstrate a
178.31 history free from disease, aquatic life may only be imported into a quarantine facility.

179.1 Sec. 12. Minnesota Statutes 2020, section 17.4986, subdivision 4, is amended to read:

179.2 Subd. 4. **Disease-free history.** Disease-free histories required under this section must
179.3 include the results of a fish health inspection. When disease-free histories of more than one
179.4 year are required for importing salmonids, catfish, or species on the ~~official list of viral~~
179.5 ~~hemorrhagic septicemia susceptible species published by the United States Department of~~
179.6 ~~Agriculture, Animal and Plant Health Inspection Services~~ VHS-susceptible-species list, the
179.7 disease history must be of consecutive years that include the year previous to, or the year
179.8 of, the transportation request.

179.9 Sec. 13. Minnesota Statutes 2020, section 17.4991, subdivision 3, is amended to read:

179.10 Subd. 3. **Fish health inspection.** (a) An aquatic farm propagating salmonids, catfish,
179.11 or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list published by the~~
179.12 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~
179.13 VHS-susceptible-species list and having an effluent discharge from the aquatic farm into
179.14 public waters must have a fish health inspection conducted at least once every 12 months
179.15 by a certified fish health inspector. Testing must be conducted according to laboratory
179.16 methods of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal
179.17 Diseases, published by the International Office of Epizootics (OIE).

179.18 (b) An aquatic farm propagating any species on the VHS susceptible list and having an
179.19 effluent discharge from the aquatic farm into public waters must test for VHS virus using
179.20 the guidelines of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal
179.21 Diseases. The commissioner may, by written order published in the State Register, prescribe
179.22 alternative testing time periods and methods from those prescribed in the Fish Health Blue
179.23 Book or the OIE Diagnostic Manual if the commissioner determines that biosecurity measures
179.24 will not be compromised. These alternatives are not subject to the rulemaking provisions
179.25 of chapter 14 and section 14.386 does not apply. The commissioner must provide reasonable
179.26 notice to affected parties of any changes in testing requirements.

179.27 (c) Results of fish health inspections must be provided to the commissioner for all fish
179.28 that remain in the state. All data used to prepare and issue a fish health certificate must be
179.29 maintained for three years by the issuing fish health inspector, approved laboratory, or
179.30 accredited veterinarian.

179.31 (d) A health inspection fee must be charged based on each lot of fish sampled. The fee
179.32 by check or money order payable to the Department of Natural Resources must be prepaid
179.33 or paid at the time a bill or notice is received from the commissioner that the inspection and
179.34 processing of samples is completed.

180.1 (e) Upon receipt of payment and completion of inspection, the commissioner shall notify
180.2 the operator and issue a fish health certificate. The certification must be made according to
180.3 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases by a
180.4 person certified as a fish health inspector.

180.5 (f) All aquatic life in transit or held at transfer stations within the state may be inspected
180.6 by the commissioner. This inspection may include the collection of stock for purposes of
180.7 pathological analysis. Sample size necessary for analysis will follow guidelines listed in
180.8 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases.

180.9 (g) Salmonids, catfish, or species on the VHS susceptible list must have a fish health
180.10 inspection before being transported from a containment facility, unless the fish are being
180.11 transported directly to an outlet for processing or other food purposes or unless the
180.12 commissioner determines that an inspection is not needed. A fish health inspection conducted
180.13 for this purpose need only be done on the lot or lots of fish that will be transported. The
180.14 commissioner must conduct a fish health inspection requested for this purpose within five
180.15 working days of receiving written notice. Salmonids and catfish may be immediately
180.16 transported from a containment facility to another containment facility once a sample has
180.17 been obtained for a health inspection or once the five-day notice period has expired.

180.18 Sec. 14. Minnesota Statutes 2020, section 17.4992, subdivision 2, is amended to read:

180.19 Subd. 2. **Restriction on the sale of fish.** (a) Except as provided in paragraph (b), species
180.20 on the ~~official list of viral hemorrhagic septicemia susceptible species published by the~~
180.21 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~
180.22 VHS-susceptible-species list must be free of viral hemorrhagic septicemia and species of
180.23 the family salmonidae or ictaluridae, except bullheads, must be free of certifiable diseases
180.24 if sold for stocking or transfer to another aquatic farm.

180.25 (b) The following exceptions apply to paragraph (a):

180.26 (1) eggs with enteric redmouth, whirling disease, or furunculosis may be transferred
180.27 between licensed facilities or stocked following treatment approved by the commissioner;

180.28 (2) fish with bacterial kidney disease or viral hemorrhagic septicemia may be transferred
180.29 between licensed facilities or stocked in areas where the disease has been identified as being
180.30 present; and

180.31 (3) the commissioner may allow transfer between licensed facilities or stocking of fish
180.32 with enteric redmouth or furunculosis when the commissioner determines that doing so
180.33 would pose no threat to the state's aquatic resources.

181.1 Sec. 15. Minnesota Statutes 2020, section 17.4993, subdivision 1, is amended to read:

181.2 Subdivision 1. **Taking from public waters.** (a) Under an aquatic farm license, a licensee
181.3 may only take minnow sperm, minnow eggs, and live minnows for aquatic farm purposes
181.4 from ~~public waters that have~~ a water body if:

181.5 (1) the water body has been tested for viral hemorrhagic septicemia ~~when~~ and the testing
181.6 indicates the disease is not present; or

181.7 (2) the water body is located within a viral hemorrhagic septicemia-free zone posted on
181.8 the Department of Natural Resources website.

181.9 (b) A licensee may take sucker eggs and sperm only in approved waters with a sucker
181.10 egg license endorsement as provided by section 17.4994.

181.11 Sec. 16. Minnesota Statutes 2020, section 18B.09, is amended to read:

181.12 **18B.09 PESTICIDE APPLICATION IN CITIES.**

181.13 Subdivision 1. **Applicability.** This section applies only to statutory and home rule charter
181.14 cities that enact ordinances as provided in this section.

181.15 Subd. 2. **Authority.** Statutory and home rule charter cities may enact an ordinance,
181.16 which may include penalty and enforcement provisions, containing one or both of the
181.17 following:

181.18 (1) the pesticide application warning information contained in subdivision 3, ~~including~~
181.19 ~~their own licensing, penalty, and enforcement provisions;~~ and

181.20 (2) the pesticide prohibition contained in subdivision 4.

181.21 Statutory and home rule charter cities may not enact an ordinance ~~that contains~~ more
181.22 restrictive ~~pesticide application warning information than is contained~~ that which is provided
181.23 in ~~subdivision~~ subdivisions 3 and 4.

181.24 Subd. 3. **Warning signs for pesticide application.** (a) All commercial or noncommercial
181.25 applicators who apply pesticides to turf areas must post or affix warning signs on the property
181.26 where the pesticides are applied.

181.27 (b) Warning signs must project at least 18 inches above the top of the grass line. The
181.28 warning signs must be of a material that is rain-resistant for at least a 48-hour period and
181.29 must remain in place up to 48 hours from the time of initial application.

182.1 (c) The following information must be printed on the warning sign in contrasting colors
182.2 and capitalized letters measuring at least one-half inch, or in another format approved by
182.3 the commissioner. The sign must provide the following information:

182.4 (1) the name of the business organization, entity, or person applying the pesticide; and

182.5 (2) the following language: "This area chemically treated. Keep children and pets off
182.6 until ...(date of safe entry)..." or a universally accepted symbol and text approved by the
182.7 commissioner that is recognized as having the same meaning or intent as specified in this
182.8 paragraph. The warning sign may include the name of the pesticide used.

182.9 (d) The warning sign must be posted on a lawn or yard between two feet and five feet
182.10 from the sidewalk or street. For parks, golf courses, athletic fields, playgrounds, or other
182.11 similar recreational property, the warning signs must be posted immediately adjacent to
182.12 areas within the property where pesticides have been applied and at or near the entrances
182.13 to the property.

182.14 **Subd. 4. Application of certain pesticides prohibited.** (a) A person may not apply or
182.15 use a pollinator-lethal pesticide within the geographic boundaries of a city that has enacted
182.16 an ordinance under subdivision 2 prohibiting such use.

182.17 (b) For purposes of this subdivision, "pollinator-lethal pesticide" means a pesticide that
182.18 has a pollinator protection box on the label or labeling, or a pollinator, bee, or honey bee
182.19 precautionary statement in the environmental hazards section of the label or labeling.

182.20 (c) This subdivision does not apply to:

182.21 (1) pet care products used to mitigate fleas, mites, ticks, heartworms, or other animals
182.22 that are harmful to the health of a domesticated animal;

182.23 (2) personal care products used to mitigate lice and bedbugs;

182.24 (3) indoor pest control products used to mitigate insects indoors, including ant bait;

182.25 (4) a pesticide as used or applied by the Metropolitan Mosquito Control District for
182.26 public health protection if the pesticide has a vector disease control label; and

182.27 (5) a pesticide-treated wood product.

182.28 (d) The commissioner must maintain a list of pollinator-lethal pesticides on the
182.29 department's website.

183.1 Sec. 17. Minnesota Statutes 2020, section 84.027, subdivision 13a, is amended to read:

183.2 Subd. 13a. ~~Game and fish~~ Natural resources expedited permanent rules. (a) In
183.3 addition to the authority granted in subdivision 13, the commissioner of natural resources
183.4 may adopt rules under section 14.389 that are authorized under:

183.5 (1) chapters 97A, 97B, and 97C to describe zone or permit area boundaries, to designate
183.6 fish spawning beds or fish preserves, to select hunters or anglers for areas, to provide for
183.7 registration of game or fish, to prevent or control wildlife disease, or to correct errors or
183.8 omissions in rules that do not have a substantive effect on the intent or application of the
183.9 original rule; ~~or~~

183.10 (2) section 84D.12 to designate prohibited invasive species, regulated invasive species,
183.11 and unregulated nonnative species; or

183.12 (3) section 116G.15 to change the placement and boundaries of land use districts
183.13 established in the Mississippi River Corridor Critical Area.

183.14 (b) The commissioner of natural resources may adopt rules under section 14.389 that
183.15 are authorized under chapters 97A, 97B, and 97C, for purposes in addition to those listed
183.16 in paragraph (a), clause (1), subject to the notice and public hearing provisions of section
183.17 14.389, subdivision 5.

183.18 Sec. 18. Minnesota Statutes 2020, section 84.027, subdivision 18, is amended to read:

183.19 Subd. 18. **Permanent school fund authority; reporting.** (a) The commissioner of
183.20 natural resources has the authority and responsibility to administer school trust lands under
183.21 sections 92.122 and 127A.31. The commissioner shall ~~biannually~~ biennially report to the
183.22 Legislative Permanent School Fund Commission and the legislature on the management of
183.23 the school trust lands that shows how the commissioner has and will continue to achieve
183.24 the following goals:

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

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

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

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

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

184.7 (6) maintain the integrity of the trust and prevent the misapplication of its lands and its
184.8 revenues.

184.9 (b) When the commissioner finds an irresolvable conflict between maximizing the
184.10 long-term economic return and protecting natural resources and recreational values on
184.11 school trust lands, the commissioner shall give precedence to the long-term economic return
184.12 in managing school trust lands. By July 1, 2018, the permanent school fund must be
184.13 compensated for all school trust lands included under a designation or policy provision that
184.14 prohibits long-term economic return. The commissioner shall submit recommendations to
184.15 the appropriate legislative committees and divisions on methods of funding for the
184.16 compensation required under this paragraph, including recommendations for appropriations
184.17 from the general fund, nongeneral funds, and the state bond fund. Any uncompensated
184.18 designation or policy provision restrictions on the long-term economic return on school
184.19 trust lands remaining after July 1, 2018, must be compiled and submitted to the Legislative
184.20 Permanent School Fund Commission for review.

184.21 (c) By December 31, 2013, the report required under paragraph (a) must provide an
184.22 inventory and identification of all school trust lands that are included under a designation
184.23 or policy provision that prohibits long-term economic return. The report must include a plan
184.24 to compensate the permanent school fund through the purchase or exchange of the lands or
184.25 a plan to manage the school trust land to generate long-term economic return to the permanent
184.26 school fund. Subsequent reports under paragraph (a) must include a status report of the
184.27 commissioner's progress in maximizing the long-term economic return on lands identified
184.28 in the 2013 report.

184.29 (d) When management practices, policies, or designations by the commissioner diminish
184.30 or prohibit the long-term economic return on school trust land, the conflict must be resolved
184.31 as provided in section 92.122.

185.1 Sec. 19. Minnesota Statutes 2020, section 84.66, subdivision 1, is amended to read:

185.2 Subdivision 1. **Purpose.** The Minnesota forests for the future program identifies and
185.3 protects private, working forest lands for their timber, scenic, recreational, fish and wildlife
185.4 habitat, threatened and endangered species, natural carbon sequestration, and other cultural
185.5 and environmental values.

185.6 Sec. 20. Minnesota Statutes 2020, section 84.66, subdivision 3, is amended to read:

185.7 Subd. 3. **Establishment.** The commissioner of natural resources shall establish and
185.8 administer a Minnesota forests for the future program. Land selected for inclusion in the
185.9 program shall be evaluated on the land's potential for:

185.10 (1) producing timber and other forest products;

185.11 (2) maintaining forest landscapes;

185.12 (3) providing public recreation; and

185.13 (4) providing ecological, fish and wildlife habitat, natural carbon sequestration, and
185.14 other cultural and environmental values and values consistent with working forest lands.

185.15 Sec. 21. Minnesota Statutes 2020, section 84.82, subdivision 1a, is amended to read:

185.16 Subd. 1a. **General requirements.** A person may not operate ~~or transport~~ a snowmobile
185.17 unless the snowmobile has been registered under this section. A person may not sell a
185.18 snowmobile without furnishing the buyer a bill of sale on a form prescribed by the
185.19 commissioner.

185.20 Sec. 22. Minnesota Statutes 2020, section 84.82, subdivision 7a, is amended to read:

185.21 Subd. 7a. **Collector snowmobiles; limited use.** The commissioner may issue a special
185.22 permit to a person or organization to operate ~~or transport~~ a collector snowmobile without
185.23 registration in parades or organized group outings, such as races, rallies, and other
185.24 promotional events and for up to ten days each year for personal transportation. The
185.25 commissioner may impose a reasonable restriction on a permittee and may revoke, amend,
185.26 suspend, or modify a permit for cause.

185.27 Sec. 23. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

185.28 Subd. 8. **All-terrain vehicle or vehicle.** "All-terrain vehicle" or "vehicle" means a
185.29 motorized vehicle with: (1) not less than three, but not more than six ~~low pressure or~~
185.30 ~~non-pneumatic~~ tires; (2) a total dry weight of 2,000 pounds or less; and (3) a total width

186.1 from outside of tire rim to outside of tire rim that is 65 inches or less. All-terrain vehicle
186.2 includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle. All-terrain vehicle does
186.3 not include a golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed and used
186.4 specifically for lawn maintenance, agriculture, logging, or mining purposes.

186.5 Sec. 24. Minnesota Statutes 2020, section 84.943, subdivision 3, is amended to read:

186.6 Subd. 3. **Appropriations matched by private funds.** (a) Appropriations transferred to
186.7 the critical habitat private sector matching account and money credited to the account under
186.8 section 168.1296, subdivision 5, may be expended only to the extent that they are matched
186.9 ~~equally~~ with contributions from private sources or by funds contributed to the nongame
186.10 wildlife management account. The private contributions may be made in cash, property,
186.11 land, or interests in land. Appropriations transferred to the account that are not matched
186.12 within three years from the date of the appropriation shall cancel to the source of the
186.13 appropriation. For the purposes of this section, the private contributions of property, land,
186.14 or interests in land that are retained by the commissioner shall be valued in accordance with
186.15 their appraised value.

186.16 (b) Except as provided under paragraph (c), for every dollar used as a match under
186.17 paragraph (a), the commissioner may expend up to \$2 from the account for the purposes
186.18 described in subdivision 6.

186.19 (c) The commissioner may spend up to \$2.50 from the account for every dollar used as
186.20 a match under paragraph (a) for nongame purposes under subdivision 6, clause (2).

186.21 Sec. 25. Minnesota Statutes 2020, section 84.943, subdivision 5, is amended to read:

186.22 Subd. 5. **Pledges and contributions.** (a) The commissioner of natural resources may
186.23 accept contributions and pledges to the critical habitat private sector matching account. A
186.24 pledge that is made contingent on an appropriation is acceptable and shall be reported with
186.25 other pledges as required in this section. The commissioner may agree to match a contribution
186.26 contingent on a future appropriation. In the budget request for each biennium, the
186.27 commissioner shall report the balance of contributions in the account and the amount that
186.28 has been pledged for payment in the succeeding two calendar years.

186.29 ~~(b) Money in the account is appropriated to the commissioner of natural resources only~~
186.30 ~~for the direct acquisition or improvement of land or interests in land as provided in section~~
186.31 ~~84.944.~~ To the extent of available appropriations other than bond proceeds, the money
186.32 matched to the nongame wildlife management account may be used for the management
186.33 of nongame wildlife projects as specified in section 290.431. ~~Acquisition includes:~~

187.1 ~~(1) purchase of land or an interest in land by the commissioner; or~~
187.2 ~~(2) acceptance by the commissioner of gifts of land or interests in land as program~~
187.3 ~~projects.~~

187.4 Sec. 26. Minnesota Statutes 2020, section 84.943, is amended by adding a subdivision to
187.5 read:

187.6 Subd. 6. Expenditures. Money in the account is appropriated to the commissioner and
187.7 may be expended only as follows:

187.8 (1) revenue from license plates depicting big game, turkey, or pheasant, or license plates
187.9 not otherwise specified under this subdivision must be used to:

187.10 (i) purchase land or an interest in land;

187.11 (ii) inventory and monitor lands acquired under this section; or

187.12 (iii) accept gifts of land or interests in land as program projects;

187.13 (2) revenue from license plates depicting a loon, chickadee, or lady slipper must be used
187.14 in addition to appropriations from the nongame wildlife management account for the purposes
187.15 specified in section 290.431;

187.16 (3) revenue from license plates depicting anglers or fish must be used for aquatic
187.17 management area purposes under section 86A.05, subdivision 14, including acquisition,
187.18 development, and restoration;

187.19 (4) revenue from license plates depicting bees or other pollinators must be transferred
187.20 to the Board of Water and Soil Resources for grants or payments under section 103B.104;
187.21 and

187.22 (5) private contributions and other revenue must be used for the purposes under clause
187.23 (1), unless specified for another purpose under this subdivision by the donor.

187.24 Sec. 27. Minnesota Statutes 2020, section 84.943, is amended by adding a subdivision to
187.25 read:

187.26 Subd. 7. Report. By January 15, 2024, and every two years thereafter, the commissioner
187.27 must submit a report to the chairs and ranking minority members of the house of
187.28 representatives and senate committees and divisions with jurisdiction over the environment
187.29 and natural resources on the expenditure of money from the critical habitat private sector
187.30 matching account and the nongame wildlife management account during the previous
187.31 biennium.

188.1 Sec. 28. Minnesota Statutes 2020, section 84.946, subdivision 4, is amended to read:

188.2 Subd. 4. **Priorities; report.** The commissioner of natural resources must establish
188.3 priorities for natural resource asset preservation and replacement projects. By ~~January 15~~
188.4 March 1 each year, the commissioner must submit to the commissioner of management and
188.5 budget a list of the projects that have been paid for with money from a natural resource
188.6 asset preservation and replacement appropriation during the preceding calendar year.

188.7 Sec. 29. **[84.9735] INSECTICIDES ON STATE LANDS.**

188.8 A person may not use a product containing an insecticide in a wildlife management area,
188.9 state park, state forest, aquatic management area, or scientific and natural area if the
188.10 insecticide is from the neonicotinoid class of insecticides or contains chlorpyrifos.

188.11 Sec. 30. **[84.9765] OUTDOOR ENGAGEMENT GRANT ACCOUNT.**

188.12 Subdivision 1. **Establishment.** The outdoor engagement grant account is established as
188.13 an account in the natural resources fund. The purpose of the account is to provide funding
188.14 from private sources to support the no child left inside grant program under section 84.976.

188.15 Subd. 2. **Funding sources.** Appropriations, gifts, grants, and other contributions to the
188.16 outdoor engagement grant account must be credited to the account. All interest and other
188.17 earnings on money in the account must be credited to the account.

188.18 Subd. 3. **Appropriation; expenditures.** Money in the account is appropriated to the
188.19 commissioner of natural resources and may be used only for grants under section 84.976.

188.20 Sec. 31. Minnesota Statutes 2020, section 84D.02, subdivision 3, is amended to read:

188.21 Subd. 3. **Management plan.** By December 31, 2021, and every five years thereafter,
188.22 the commissioner ~~shall~~ must prepare ~~and maintain~~ a long-term plan, which may include
188.23 specific plans for individual species and actions, for the statewide management of invasive
188.24 species of aquatic plants and wild animals. The plan must address:

188.25 (1) coordinated detection and prevention of accidental introductions;

188.26 (2) coordinated dissemination of information about invasive species of aquatic plants
188.27 and wild animals among resource management agencies and organizations;

188.28 (3) a coordinated public education and awareness campaign;

188.29 (4) coordinated control of selected invasive species of aquatic plants and wild animals
188.30 on lands and public waters;

189.1 (5) participation by lake associations, local citizen groups, and local units of government
189.2 in the development and implementation of local management efforts;

189.3 (6) a reasonable and workable inspection requirement for watercraft and equipment
189.4 including those participating in organized events on the waters of the state;

189.5 (7) the closing of points of access to infested waters, if the commissioner determines it
189.6 is necessary, for a total of not more than seven days during the open water season for control
189.7 or eradication purposes;

189.8 (8) maintaining public accesses on infested waters to be reasonably free of aquatic
189.9 macrophytes; ~~and~~

189.10 (9) notice to travelers of the penalties for violation of laws relating to invasive species
189.11 of aquatic plants and wild animals; and

189.12 (10) the impacts of climate change on invasive species management.

189.13 Sec. 32. Minnesota Statutes 2020, section 84D.11, subdivision 1a, is amended to read:

189.14 Subd. 1a. **Permit for invasive carp.** The commissioner may issue a permit to
189.15 departmental divisions for tagging bighead, black, grass, or silver carp for research or
189.16 control. Under the permit, the carp may be released into the water body from which the carp
189.17 was captured. ~~This subdivision expires December 31, 2021.~~

189.18 Sec. 33. Minnesota Statutes 2020, section 84D.15, is amended to read:

189.19 **84D.15 INVASIVE SPECIES ~~ACCOUNT~~ ACCOUNTS.**

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

189.22 Subd. 2. **Receipts.** (a) Money received from ~~surcharges on watercraft licenses under~~
189.23 ~~section 86B.415, subdivision 7,~~ civil penalties under section 84D.13; and service provider
189.24 permits under section 84D.108; must be deposited in the invasive species account. Each
189.25 year, the commissioner of management and budget must transfer from the game and fish
189.26 fund to the invasive species account, the annual surcharge collected on nonresident fishing
189.27 licenses under section 97A.475, subdivision 7, paragraph (b). Each fiscal year, the
189.28 commissioner of management and budget shall transfer \$375,000 from the water recreation
189.29 account under section 86B.706 to the invasive species account.

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

- 190.1 (1) \$21 from each surcharge must be deposited in the invasive species account; and
190.2 (2) \$4 from each surcharge must be deposited in the invasive species research account.
190.3 (c) Money received from surcharges on watercraft licenses under section 86B.415,
190.4 subdivision 7, paragraph (b), must be deposited in the invasive species research account.

190.5 **Subd. 3. Use of money in invasive species account.** Money credited to the invasive
190.6 species account in subdivision 2 ~~shall~~ must be used for management of invasive species
190.7 and implementation of this chapter as it pertains to invasive species, including control,
190.8 public awareness, law enforcement, assessment and monitoring, management planning,
190.9 habitat improvements, and research. Of the money credited to the account, at least \$2 from
190.10 each surcharge on watercraft licenses under section 86B.415, subdivision 7, paragraph (a),
190.11 must be used for grants to lake associations to manage aquatic invasive plant species.

190.12 **Subd. 4. Use of money in invasive species research account.** Money credited to the
190.13 invasive species research account under subdivision 2, paragraph (b), must be used for
190.14 grants to the Board of Regents of the University of Minnesota for the Minnesota Aquatic
190.15 Invasive Species Research Center to research aquatic invasive species.

190.16 Sec. 34. Minnesota Statutes 2020, section 85.015, subdivision 10, is amended to read:

190.17 **Subd. 10. Luce Line Trail, Hennepin, McLeod, and Meeker Counties.** (a) The trail
190.18 shall originate at Gleason Lake in Plymouth Village, Hennepin County, ~~and shall~~ follow
190.19 the route of the Chicago Northwestern Railroad, and include a connection to Greenleaf Lake
190.20 State Recreation Area.

190.21 (b) The trail shall be developed for multiuse wherever feasible. The department shall
190.22 cooperate in maintaining its integrity for modes of use consistent with local ordinances.

190.23 (c) In establishing, developing, maintaining, and operating the trail, the commissioner
190.24 shall cooperate with local units of government and private individuals and groups. Before
190.25 acquiring any parcel of land for the trail, the commissioner of natural resources shall develop
190.26 a management program for the parcel and conduct a public hearing on the proposed
190.27 management program in the vicinity of the parcel to be acquired. The management program
190.28 of the commissioner shall include but not be limited to the following: (a) fencing of portions
190.29 of the trail where necessary to protect adjoining landowners; and (b) the maintenance of
190.30 the trail in a litter free condition to the extent practicable.

190.31 (d) The commissioner shall not acquire any of the right-of-way of the Chicago
190.32 Northwestern Railway Company until the abandonment of the line described in this
190.33 subdivision has been approved by the Surface Transportation Board or the former Interstate

191.1 Commerce Commission. Compensation, in addition to the value of the land, shall include
191.2 improvements made by the railroad, including but not limited to, bridges, trestles, public
191.3 road crossings, or any portion thereof, it being the desire of the railroad that such
191.4 improvements be included in the conveyance. The fair market value of the land and
191.5 improvements shall be recommended by two independent appraisers mutually agreed upon
191.6 by the parties. The fair market value thus recommended shall be reviewed by a review
191.7 appraiser agreed to by the parties, and the fair market value thus determined, and supported
191.8 by appraisals, may be the purchase price. The commissioner may exchange lands with
191.9 landowners abutting the right-of-way described in this section to eliminate diagonally shaped
191.10 separate fields.

191.11 Sec. 35. Minnesota Statutes 2020, section 85.019, is amended by adding a subdivision to
191.12 read:

191.13 Subd. 6. **Administering grants.** Up to 2.5 percent of appropriations for grants under
191.14 this section from revenue deposited in the natural resources fund under Minnesota Statutes,
191.15 section 297A.94, paragraph (h), clause (4), may be used by the commissioner for the actual
191.16 costs of administering the grants.

191.17 Sec. 36. Minnesota Statutes 2020, section 85.052, subdivision 1, is amended to read:

191.18 Subdivision 1. **Authority to establish.** (a) The commissioner may establish, by written
191.19 order, provisions for the use of state parks for the following:

191.20 (1) special parking space for automobiles or other motor-driven vehicles in a state park
191.21 or state recreation area;

191.22 (2) special parking spurs, campgrounds for automobiles, sites for tent camping, other
191.23 types of lodging, camping, or day use facilities, and special auto trailer coach parking spaces,
191.24 for the use of the individual charged for the space or facility;

191.25 ~~(3) improvement and maintenance of golf courses already established in state parks, and~~
191.26 ~~charging reasonable use fees; and~~

191.27 ~~(4) (3) providing water, sewer, and electric service to trailer or tent campsites and charging~~
191.28 ~~a reasonable use fee; and~~

191.29 (4) administrative penalties related to courtesy warnings and letters issued for failure to
191.30 display a state park permit as required under section 85.053, subdivision 2.

191.31 (b) Provisions established under paragraph (a) are exempt from section 16A.1283 and
191.32 the rulemaking provisions of chapter 14. Section 14.386 does not apply.

192.1 (c) For the purposes of this subdivision, "lodging" means an enclosed shelter, room, or
192.2 building with furnishings for overnight use.

192.3 Sec. 37. Minnesota Statutes 2020, section 85.052, subdivision 2, is amended to read:

192.4 Subd. 2. **State park pageants special events.** (a) The commissioner may stage state
192.5 park ~~pageants~~ special events in a state park, municipal park, or on other land near or adjoining
192.6 a state park and charge an entrance or use fee for the ~~pageant~~ special event. All receipts
192.7 from the ~~pageants~~ special events must be used in the same manner as though the ~~pageants~~
192.8 special events were conducted in a state park.

192.9 (b) The commissioner may establish, by written order, state park ~~pageant~~ special event
192.10 areas to hold historical or other ~~pageants~~ special events conducted by the commissioner of
192.11 a state agency or other public agency. Establishment of the areas is exempt from the
192.12 rulemaking provisions of chapter 14, and section 14.386 does not apply.

192.13 Sec. 38. Minnesota Statutes 2020, section 85.052, subdivision 6, is amended to read:

192.14 Subd. 6. **State park reservation system.** (a) The commissioner may, by written order,
192.15 develop reasonable reservation policies for campsites and other lodging. These policies are
192.16 exempt from rulemaking provisions under chapter 14 and section 14.386 does not apply.

192.17 (b) The revenue collected from the state park reservation fee established under subdivision
192.18 5, including interest earned, shall be deposited in the state park account in the natural
192.19 resources fund and is annually appropriated to the commissioner for the cost of operating
192.20 the state park reservation and point-of-sale system.

192.21 Sec. 39. Minnesota Statutes 2020, section 85.052, is amended by adding a subdivision to
192.22 read:

192.23 Subd. 7. **Special-use permits.** The commissioner may, by written order, develop
192.24 reasonable policies for special-use permits to use state parks, state recreation areas, and
192.25 state waysides. These policies are exempt from rulemaking provisions under chapter 14,
192.26 and section 14.386 does not apply.

192.27 Sec. 40. Minnesota Statutes 2020, section 85.053, subdivision 2, is amended to read:

192.28 Subd. 2. **Requirement.** Except as provided in section 85.054, a motor vehicle may not
192.29 enter a state park, state recreation area, or state wayside over 50 acres in area, without a
192.30 state park permit issued under this section or a state parks and trails plate issued under
192.31 section 168.1295. Except for vehicles permitted under subdivisions 7, paragraph (a), clause

193.1 (2), and 8, the state park permit must be affixed to the lower right corner windshield of the
193.2 motor vehicle and must be completely affixed by its own adhesive to the windshield, or the
193.3 commissioner may, by written order, provide an alternative means to display and validate
193.4 state park permits. A motor vehicle owner or lessee is responsible for ensuring the owner's
193.5 or lessee's vehicle has a state park permit, and the commissioner may issue warnings and
193.6 citations under section 84.0835 to the owner or lessee of a vehicle not in compliance.

193.7 Sec. 41. Minnesota Statutes 2020, section 85.053, is amended by adding a subdivision to
193.8 read:

193.9 Subd. 5a. **Free permit; members of federally recognized Tribes.** (a) The commissioner
193.10 must issue an annual state park permit for no charge to any member of the 11 federally
193.11 recognized Tribes in Minnesota. To qualify for a free state park permit under this subdivision,
193.12 an individual must present a qualifying Tribal identification, as determined by each of the
193.13 Tribal governments, to the park attendant on duty or other designee of the commissioner.

193.14 (b) For vehicles permitted under paragraph (a), the permit issued under this subdivision
193.15 is valid only when displayed on a vehicle owned and occupied by the person to whom the
193.16 permit is issued.

193.17 (c) The commissioner may issue a daily state park permit free of charge to an individual
193.18 who qualifies under paragraph (a) and does not own or operate a motor vehicle.

193.19 **EFFECTIVE DATE.** This section is effective January 1, 2022.

193.20 Sec. 42. Minnesota Statutes 2020, section 85.054, subdivision 1, is amended to read:

193.21 Subdivision 1. **State Park Open House Days.** (a) A state park permit is not required
193.22 for a motor vehicle to enter a state park, state monument, state recreation area, or state
193.23 wayside, on four days each calendar year at each park, which the commissioner shall
193.24 designate as State Park Open House Days. The commissioner may designate two consecutive
193.25 days as State Park Open House Days, if the open house is held in conjunction with a special
193.26 pageant event described in section 85.052, subdivision 2.

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

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

193.31 (d) On State Park Open House Days, registered overnight guests in state parks and state
193.32 recreation areas are exempt from the requirements for a state park permit under section

194.1 85.053 until after the camping or lodging check-out time of the following day in the park
194.2 where the overnight stay occurred.

194.3 Sec. 43. Minnesota Statutes 2020, section 85.055, subdivision 1, is amended to read:

194.4 Subdivision 1. **Fees.** (a) The fee for state park permits for:

194.5 (1) an annual use of state parks is ~~\$35~~ \$45;

194.6 (2) a second or subsequent vehicle state park permit is ~~\$26~~ \$35;

194.7 (3) a state park permit valid for one day is ~~\$7~~ \$10;

194.8 (4) a daily vehicle state park permit for groups is ~~\$5~~ \$8;

194.9 (5) an annual permit for motorcycles is ~~\$30~~ \$40;

194.10 (6) an employee's state park permit is without charge; and

194.11 (7) a state park permit for persons with disabilities under section 85.053, subdivision 7,
194.12 paragraph (a), clauses (1) to (3), is ~~\$12~~ \$20.

194.13 (b) The fees specified in this subdivision include any sales tax required by state law.

194.14 **EFFECTIVE DATE.** This section is effective July 1, 2022.

194.15 Sec. 44. Minnesota Statutes 2020, section 85.43, is amended to read:

194.16 **85.43 DISPOSITION OF RECEIPTS; PURPOSE.**

194.17 ~~(a)~~ Fees from cross-country-ski passes shall be deposited in the state treasury and credited
194.18 to a cross-country-ski account in the natural resources fund and, except for the electronic
194.19 licensing system commission established by the commissioner under section 84.027,
194.20 subdivision 15, are appropriated to the commissioner of natural resources for ~~the following~~
194.21 ~~purposes~~:

194.22 (1) grants-in-aid for cross-country-ski trails to:

194.23 (i) counties and municipalities for construction and maintenance of cross-country-ski
194.24 trails; and

194.25 (ii) special park districts as provided in section 85.44 for construction and maintenance
194.26 of cross-country-ski trails; ~~and~~

194.27 (2) ~~administration of~~ administering the cross-country-ski trail grant-in-aid program;
194.28 and

194.29 (3) developing and maintaining state cross-country-ski trails.

195.1 ~~(b) Development and maintenance of state cross-country-ski trails are eligible for funding~~
195.2 ~~from the cross-country-ski account if the money is appropriated by law.~~

195.3 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2019.

195.4 Sec. 45. Minnesota Statutes 2020, section 85.47, is amended to read:

195.5 **85.47 SPECIAL-USE SPECIAL-USE PERMITS; FEES.**

195.6 Subdivision 1. **Special-use permits.** The commissioner may, by written order, develop
195.7 reasonable policies for special-use permits to use state trails and state water access sites.

195.8 The policies are exempt from rulemaking provisions under chapter 14, and section 14.386
195.9 does not apply.

195.10 Subd. 2. **Disposition of fees.** Fees collected for ~~special-use~~ special-use permits to use
195.11 state trails and state water access sites not on state forest, state park, or state recreation area
195.12 lands and for use of state water access sites must be deposited in the natural resources fund
195.13 and are appropriated to the commissioner of natural resources for operating and maintaining
195.14 state trails and water access sites.

195.15 Sec. 46. Minnesota Statutes 2020, section 86B.415, subdivision 1, is amended to read:

195.16 Subdivision 1. **Watercraft 19 feet or less.** (a) Except as provided in paragraph (b) and
195.17 ~~subdivision~~ subdivisions 1a and 4, the fee for a watercraft license for watercraft 19 feet or
195.18 less in length is ~~\$27~~ \$39.

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

195.20 (1) for watercraft, other than personal watercraft, 19 feet in length or less that is offered
195.21 for rent or lease, the fee is ~~\$9~~ \$13;

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

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

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

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

195.29 and

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

196.3 Sec. 47. Minnesota Statutes 2020, section 86B.415, subdivision 1a, is amended to read:

196.4 Subd. 1a. **Canoes, kayaks, sailboards, paddleboards, paddleboats, or rowing**
196.5 **shells.** Except as provided under subdivision 4, the fee for a watercraft license for a canoe,
196.6 kayak, sailboard, paddleboard, paddleboat, or rowing shell over ten feet in length is ~~\$10.50~~
196.7 \$15.25.

196.8 Sec. 48. Minnesota Statutes 2020, section 86B.415, subdivision 2, is amended to read:

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

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

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

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

196.14 Sec. 49. Minnesota Statutes 2020, section 86B.415, subdivision 3, is amended to read:

196.15 Subd. 3. **Watercraft over 19 feet for hire.** Except as provided under subdivision 4, the
196.16 license fee for a watercraft more than 19 feet in length for hire with an operator is ~~\$75~~
196.17 \$108.75 each.

196.18 Sec. 50. Minnesota Statutes 2020, section 86B.415, subdivision 4, is amended to read:

196.19 Subd. 4. **Watercraft used by nonprofit corporation for teaching organization or**
196.20 **homestead resort.** (a) The watercraft license fee for a watercraft used by a nonprofit
196.21 organization for teaching boat and water safety is \$4.50 each.

196.22 (b) The following fees apply to watercraft owned and used by a homestead resort, as
196.23 defined under section 273.13, subdivision 22, paragraph (c), that contains ten rental units
196.24 or less, when the watercraft remains on a single water body:

196.25 (1) for a watercraft 40 feet in length or longer, \$90;

196.26 (2) for a watercraft 26 feet but less than 40 feet in length, \$67.50;

196.27 (3) for a watercraft more than 19 feet but less than 26 feet in length, \$45;

196.28 (4) for a watercraft more than 19 feet in length for hire with an operator, \$75;

- 197.1 (5) for a watercraft 17 to 19 feet in length, \$27, except as provided in clauses (6) to (10);
197.2 (6) for a watercraft, other than personal watercraft, 19 feet in length or less that is offered
197.3 for rent or lease, \$9;
197.4 (7) for a sailboat 19 feet in length or less, \$10.50;
197.5 (8) for a personal watercraft, \$37.50;
197.6 (9) for a canoe, kayak, sailboard, paddleboard, paddleboat, or rowing shell over ten feet
197.7 in length, \$10.50; and
197.8 (10) for a watercraft less than 17 feet in length, other than a watercraft listed in clauses
197.9 (6) to (9), \$18.

197.10 Sec. 51. Minnesota Statutes 2020, section 86B.415, subdivision 5, is amended to read:

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

197.13 Sec. 52. Minnesota Statutes 2020, section 86B.415, subdivision 7, is amended to read:

197.14 Subd. 7. **Watercraft surcharge.** (a) A ~~\$10.60~~ \$25 surcharge is placed on each watercraft
197.15 licensed under subdivisions 1 to 3, and 5 for control, public awareness, law enforcement,
197.16 monitoring, and research of aquatic invasive species such as zebra mussel, purple loosestrife,
197.17 and Eurasian watermilfoil in public waters and public wetlands.

197.18 (b) A \$5 surcharge is placed on each watercraft licensed under subdivision 4 for deposit
197.19 in the invasive species research account under section 84D.15.

197.20 Sec. 53. Minnesota Statutes 2020, section 88.79, subdivision 1, is amended to read:

197.21 Subdivision 1. **Employing competent foresters; service to private owners.** The
197.22 commissioner of natural resources may employ competent foresters to furnish owners of
197.23 forest lands within the state of Minnesota who own not more than 1,000 acres of forest land,
197.24 forest management services consisting of:

- 197.25 (1) advice in management and protection of timber, including written stewardship and
197.26 forest management plans;
197.27 (2) selection and marking of timber to be cut;
197.28 (3) measurement of products;
197.29 (4) aid in marketing harvested products;

- 198.1 (5) provision of tree-planting equipment;
- 198.2 (6) advice in community forest management; ~~and~~
- 198.3 (7) advice in tree selection and care for natural carbon sequestration and climate
- 198.4 resiliency; and
- 198.5 ~~(7)~~ (8) such other services as the commissioner of natural resources deems necessary or
- 198.6 advisable to promote maximum sustained yield of timber and other benefits upon such forest
- 198.7 lands.

198.8 Sec. 54. Minnesota Statutes 2020, section 89.001, subdivision 8, is amended to read:

198.9 Subd. 8. **Forest resources.** "Forest resources" means those natural assets of forest lands,

198.10 including timber and other forest crops; carbon sequestration for climate change mitigation;

198.11 biological diversity; recreation; fish and wildlife habitat; wilderness; rare and distinctive

198.12 flora and fauna; air; water; soil; climate; and educational, aesthetic, and historic values.

198.13 Sec. 55. Minnesota Statutes 2020, section 89.35, subdivision 2, is amended to read:

198.14 Subd. 2. **Purpose of planting.** The purposes for which trees may be produced, procured,

198.15 distributed, and planted under sections 89.35 to 89.39 ~~shall~~ include auxiliary forests,

198.16 woodlots, windbreaks, shelterbelts, erosion control, soil conservation, water conservation,

198.17 provision of permanent food and cover for wild life, environmental education, natural carbon

198.18 sequestration, species adaptation to climate change, and afforestation and reforestation on

198.19 public or private lands of any kind, but ~~shall~~ do not include ~~the~~ raising of fruit for human

198.20 consumption or planting for purely ornamental purposes. It is hereby declared that all such

198.21 authorized purposes are in furtherance of the public health, safety, and welfare.

198.22 Sec. 56. Minnesota Statutes 2020, section 89.37, subdivision 3, is amended to read:

198.23 Subd. 3. **Private lands.** The commissioner may supply only bare root seedlings, woody

198.24 cuttings, and transplant material for use on private land, provided that such material must

198.25 be sold in lots of not less than ~~500~~ 250 for a sum determined by the commissioner to be

198.26 equivalent to the cost of the materials and the expenses of their distribution. The

198.27 commissioner may not directly or indirectly supply any other planting stock for use on

198.28 private lands.

199.1 Sec. 57. Minnesota Statutes 2020, section 89A.03, subdivision 2, is amended to read:

199.2 Subd. 2. **Purpose.** The council must develop recommendations to the governor and to
199.3 federal, state, county, and local governments with respect to forest resource policies and
199.4 practices that result in the sustainable management, use, and protection of the state's forest
199.5 resources. The policies and practices must:

199.6 (1) acknowledge the interactions of complex sustainable forest resources, multiple
199.7 ownership patterns, and local to international economic forces;

199.8 (2) give equal consideration to the long-term economic, ecological, and social needs
199.9 and limits of the state's forest resources;

199.10 (3) foster the productivity of the state's forests to provide a diversity of sustainable
199.11 benefits at site levels and landscape levels;

199.12 (4) enhance the ability of the state's forest resources to provide future benefits and
199.13 services;

199.14 (5) foster no net loss of forest land in Minnesota;

199.15 (6) encourage appropriate mixes of forest cover types and age classes within landscapes
199.16 to promote biological diversity and viable forest-dependent fish and wildlife habitats;

199.17 (7) acknowledge the importance of the state's forest resources in providing natural carbon
199.18 storage and the role climate change will have on tree species selection and adaptation;

199.19 ~~(7)~~ (8) encourage collaboration and coordination with multiple constituencies in planning
199.20 and managing the state's forest resources; and

199.21 ~~(8)~~ (9) address the environmental impacts and implement mitigations as recommended
199.22 in the generic environmental impact statement on timber harvesting.

199.23 Sec. 58. Minnesota Statutes 2020, section 89A.11, is amended to read:

199.24 **89A.11 SUNSET.**

199.25 Sections 89A.01; 89A.02; 89A.03; 89A.04; 89A.05; 89A.06; 89A.07; 89A.08; 89A.09;
199.26 89A.10; 89A.105; and 89A.11 ~~are repealed~~ expire June 30, ~~2021~~ 2028.

199.27 Sec. 59. Minnesota Statutes 2020, section 97A.401, subdivision 1, is amended to read:

199.28 Subdivision 1. **Commissioner's authority.** The commissioner may issue special permits
199.29 for the activities in this section. A special permit may be issued in the form of a general

200.1 permit to a governmental subdivision or to the general public to conduct one or more
200.2 activities under subdivisions 2 to ~~7~~ 8.

200.3 Sec. 60. Minnesota Statutes 2020, section 97A.401, is amended by adding a subdivision
200.4 to read:

200.5 Subd. 8. **Snakes, lizards, and salamanders.** The commissioner must prescribe conditions
200.6 and may issue permits to breed, propagate, and sell native snakes, lizards, and salamanders.
200.7 A native snake, lizard, or salamander that is obtained from a permitted breeder or that was
200.8 possessed before August 1, 2021, may be possessed as a pet unless otherwise prohibited
200.9 under section 84.0895.

200.10 Sec. 61. Minnesota Statutes 2020, section 97A.421, subdivision 1, is amended to read:

200.11 Subdivision 1. **General.** (a) The annual license of a person convicted of a violation of
200.12 the game and fish laws relating to the license or wild animals covered by the license is void
200.13 when:

200.14 (1) a second conviction occurs within three years under a license to trap fur-bearing
200.15 animals, take small game, or to take fish by angling or spearing;

200.16 (2) a ~~third~~ second conviction occurs within ~~one year~~ three years under a minnow dealer's
200.17 license;

200.18 (3) a second conviction occurs within three years for violations of section 97A.425 that
200.19 do not involve falsifications or intentional omissions of information required to be recorded,
200.20 or attempts to conceal unlawful acts within the records;

200.21 (4) two or more misdemeanor convictions occur within a three-year period under a
200.22 private fish hatchery license;

200.23 (5) the conviction occurs under a license not described in clause (1), (2), or (4) or is for
200.24 a violation of section 97A.425 not described in clause (3); or

200.25 (6) the conviction is related to assisting a person in the illegal taking, transportation, or
200.26 possession of wild animals, when acting as a hunting or angling guide.

200.27 (b) Except for big-game licenses and as otherwise provided in this section, for one year
200.28 after the conviction the person may not obtain the kind of license or take wild animals under
200.29 a lifetime license, issued under section 97A.473 or 97A.474, relating to the game and fish
200.30 law violation.

201.1 Sec. 62. Minnesota Statutes 2020, section 97A.475, subdivision 41, is amended to read:

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

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

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

201.7 Sec. 63. Minnesota Statutes 2020, section 97A.505, subdivision 3b, is amended to read:

201.8 Subd. 3b. **Wild animals taken on Red Lake Reservation lands within Northwest**
201.9 **Angle.** Wild animals taken and tagged on the Red Lake Reservation lands in accordance
201.10 with the Red Lake Band's Conservation Code ~~on the Red Lake Reservation lands in~~
201.11 ~~Minnesota north of the 49th parallel shall be~~ and all applicable federal law are considered
201.12 lawfully taken and possessed under state law. Possessing wild animals harvested under this
201.13 subdivision is in addition to any state limits.

201.14 Sec. 64. Minnesota Statutes 2020, section 97A.505, subdivision 8, is amended to read:

201.15 Subd. 8. **Importing hunter-harvested Cervidae carcasses.** (a) Importing
201.16 ~~hunter-harvested~~ Cervidae carcasses procured by any means into Minnesota is prohibited
201.17 except for cut and wrapped meat, quarters or other portions of meat with no part of the
201.18 spinal column or head attached, antlers, hides, teeth, finished taxidermy mounts, and antlers
201.19 attached to skull caps that are cleaned of all brain tissue. ~~Hunter-harvested~~

201.20 (b) Cervidae carcasses ~~taken~~ originating from outside of Minnesota may be transported
201.21 on a direct route through the state by nonresidents.

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

201.23 Sec. 65. Minnesota Statutes 2020, section 97B.071, is amended to read:

201.24 **97B.071 CLOTHING AND GROUND BLIND REQUIREMENTS; BLAZE**
201.25 **ORANGE OR BLAZE PINK.**

201.26 (a) Except as provided in rules adopted under paragraph ~~(c)~~ (d), a person may not hunt
201.27 or trap during the open season where deer may be taken by firearms under applicable laws
201.28 and ordinances, unless the visible portion of the person's cap and outer clothing above the
201.29 waist, excluding sleeves and gloves, is blaze orange or blaze pink. Blaze orange or blaze
201.30 pink includes a camouflage pattern of at least 50 percent blaze orange or blaze pink within

202.1 each foot square. This section does not apply to migratory-waterfowl hunters on waters of
 202.2 this state or in a stationary shooting location or to trappers on waters of this state.

202.3 (b) Except as provided in rules adopted under paragraph (d) and in addition to the
 202.4 requirements under paragraph (a), during the open season where deer may be taken by
 202.5 firearms under applicable laws and ordinances, a person in a fabric or synthetic ground
 202.6 blind on public land must have:

202.7 (1) a blaze orange safety covering on the top of the blind visible for 360 degrees around
 202.8 the blind; or

202.9 (2) at least 144 square inches of blaze orange material on each side of the blind.

202.10 ~~(b)~~ (c) Except as provided in rules adopted under paragraph ~~(e)~~ (d), and in addition to
 202.11 the ~~requirement~~ requirements in ~~paragraph~~ paragraphs (a) and (b), a person may not take
 202.12 small game other than turkey, migratory birds, raccoons, and predators, except while trapping,
 202.13 unless a visible portion of at least one article of the person's clothing above the waist is
 202.14 blaze orange or blaze pink. This paragraph does not apply to a person when in a stationary
 202.15 location while hunting deer by archery or when hunting small game by falconry.

202.16 ~~(e)~~ (d) The commissioner may, by rule, prescribe an alternative color in cases where
 202.17 ~~paragraph~~ paragraphs (a) ~~or (b)~~ to (c) would violate the Religious Freedom Restoration Act
 202.18 of 1993, Public Law 103-141.

202.19 ~~(d)~~ (e) A violation of paragraph ~~(b)~~ (c) shall ~~not~~ does not result in a penalty, but is punishable
 202.20 only by a safety warning.

202.21 Sec. 66. **[97B.673] NONTOXIC SHOT REQUIRED FOR TAKING SMALL GAME**
 202.22 **IN CERTAIN AREAS.**

202.23 Subdivision 1. Nontoxic shot on wildlife management areas in farmland zone. After
 202.24 July 1, 2022, a person may not take small game, rails, or common snipe on any wildlife
 202.25 management area within the farmland zone with shot other than:

202.26 (1) steel shot;

202.27 (2) copper-plated, nickel-plated, or zinc-plated steel shot; or

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

202.30 Subd. 2. Farmland zone. For the purposes of this section, the farmland zone is the
 202.31 portion of the state that falls south and west of Minnesota Highway 70 westward from the
 202.32 Wisconsin border to Minnesota Highway 65 to Minnesota Highway 23 to U.S. Highway

203.1 169 at Milaca to Minnesota Highway 18 at Garrison to Minnesota Highway 210 at Brainerd
203.2 to U.S. Highway 10 at Motley to U.S. Highway 59 at Detroit Lakes northward to the
203.3 Canadian border.

203.4 Sec. 67. Minnesota Statutes 2020, section 97B.811, subdivision 4a, is amended to read:

203.5 Subd. 4a. **Restrictions on certain motorized decoys.** ~~From the opening day of the duck~~
203.6 ~~season through the Saturday nearest October 8, a person may not use a motorized decoy,~~
203.7 ~~or other motorized device designed to attract migratory waterfowl.~~ During the remainder
203.8 ~~of the~~ duck season, the commissioner may, by rule, designate all or any portion of a wetland
203.9 or lake closed to the use of motorized decoys or motorized devices designed to attract
203.10 migratory waterfowl. ~~On water bodies and lands fully contained within wildlife management~~
203.11 ~~area boundaries, a person may not use motorized decoys or motorized devices designed to~~
203.12 ~~attract migratory waterfowl at any time during the duck season.~~

203.13 Sec. 68. Minnesota Statutes 2020, section 97C.005, subdivision 3, is amended to read:

203.14 Subd. 3. **Seasons, limits, and other rules.** The commissioner may, in accordance with
203.15 the procedures in subdivision 2, paragraphs (c) and (e), or by rule under chapter 14, establish
203.16 open seasons, limits, methods, and other requirements for taking fish on special management
203.17 waters. The commissioner may, by written order published in the State Register, amend
203.18 daily, possession, or size limits to make midseason adjustments based on available harvest,
203.19 angling pressure, and population data to manage the fisheries in the 1837 Ceded Territory
203.20 in compliance with the court orders in Mille Lacs Band of Chippewa v. Minnesota, 119 S.
203.21 Ct. 1187 (1999) and in the state waters of Upper Red Lake. The midseason adjustments in
203.22 daily, possession, or size limits are not subject to the rulemaking provisions of chapter 14
203.23 and section 14.386 does not apply. Before the written order is effective, the commissioner
203.24 shall attempt to notify persons or groups of persons affected by the written order by public
203.25 announcement, posting, and other appropriate means as determined by the commissioner.

203.26 Sec. 69. Minnesota Statutes 2020, section 97C.081, subdivision 3, is amended to read:

203.27 Subd. 3. **Contests requiring permit.** (a) Unless subdivision 3a applies, a person must
203.28 have a permit from the commissioner to conduct a fishing contest if:

203.29 (1) there are more than 25 boats for open-water contests, more than 150 participants for
203.30 ice-fishing contests, or more than 100 participants for shore-fishing contests;

203.31 (2) entry fees are more than \$25 per person; or

203.32 (3) the contest is limited to trout species.

204.1 (b) The commissioner shall charge a fee for the permit that recovers the costs of issuing
 204.2 the permit and of monitoring the activities allowed by the permit. Notwithstanding section
 204.3 16A.1283, the commissioner may, by written order published in the State Register, establish
 204.4 contest permit fees. The fees are not subject to the rulemaking provisions of chapter 14, and
 204.5 section 14.386 does not apply.

204.6 (c) The commissioner may require the applicant to furnish evidence of financial
 204.7 responsibility in the form of a surety bond or bank letter of credit in the amount of \$25,000
 204.8 if entry fees are over \$25 per person, or total prizes are valued at more than \$25,000, and
 204.9 if the applicant has either:

204.10 (1) not previously conducted a fishing contest requiring a permit under this subdivision;

204.11 or

204.12 (2) ever failed to make required prize awards in a fishing contest conducted by the
 204.13 applicant.

204.14 (d) The permit fee for any individual contest may not exceed the following amounts:

204.15 (1) \$70 for an open-water contest not exceeding 50 boats and without off-site weigh-in;

204.16 (2) \$225 for an open-water contest with more than 50 boats and without off-site weigh-in;

204.17 (3) \$280 for an open-water contest not exceeding 50 boats with off-site weigh-in;

204.18 (4) \$560 for an open-water contest with more than 50 boats with off-site weigh-in; ~~or~~

204.19 (5) \$135 for an ice-fishing contest with more than 150 participants; or

204.20 (6) \$50 for a contest where all participants are age 18 years or under.

204.21 Sec. 70. Minnesota Statutes 2020, section 97C.081, subdivision 3a, is amended to read:

204.22 Subd. 3a. **No permit required.** A person may conduct a fishing contest without a permit
 204.23 from the commissioner if:

204.24 (1) the contest is not limited to specifically named waters;

204.25 ~~(2) all the contest participants are age 18 years or under;~~

204.26 ~~(3)~~ (2) the contest is limited to rough fish and participants are required to fish with a
 204.27 hook and line; or

204.28 ~~(4)~~ (3) the total prize value is \$500 or less.

205.1 Sec. 71. Minnesota Statutes 2020, section 97C.342, subdivision 2, is amended to read:

205.2 Subd. 2. **Bait restrictions.** (a) ~~Frozen or dead fish on the official list of viral hemorrhagic~~
205.3 ~~septicemia-susceptible species published by the United States Department of Agriculture,~~
205.4 ~~Animal and Plant Health Inspection Services~~ VHS-susceptible-species list under section
205.5 17.4982, subdivision 21b; cisco (all *Coregonus*, including lake herring and tullibee); and
205.6 smelt (all *Osmerus*, *Spirincus*, *Hypomesus*, and *Allosmerus*) being used as bait in waters of
205.7 the state must originate from water bodies certified disease-free. A water body is certified
205.8 as disease-free if:

205.9 (1) the water body has been tested for viral hemorrhagic septicemia and the testing
205.10 indicates the disease is not present; or

205.11 (2) the water body is located within a viral hemorrhagic septicemia-free zone posted on
205.12 the Department of Natural Resources website.

205.13 (b) Certification for these individually tested water bodies is valid for one year from the
205.14 date of test results. Certification of water bodies within a viral hemorrhagic septicemia-free
205.15 zone posted on the Department of Natural Resources website is valid for the dates included
205.16 in the posting. A viral hemorrhagic septicemia-free certification is also referred to as fish
205.17 health certification.

205.18 Sec. 72. Minnesota Statutes 2020, section 97C.515, subdivision 2, is amended to read:

205.19 Subd. 2. **Permit for transportation.** (a) A person may transport live minnows through
205.20 the state with a permit from the commissioner. The permit must state the name and address
205.21 of the person, the number and species of minnows, the point of entry into the state, the
205.22 destination, and the route through the state. The permit is not valid for more than 12 hours
205.23 after it is issued.

205.24 (b) Minnows transported under this subdivision must be in a tagged container. The tag
205.25 number must correspond with tag numbers listed on the minnow transportation permit.

205.26 (c) The commissioner may require the person transporting minnow species found on
205.27 ~~the official list of viral hemorrhagic septicemia-susceptible species published by the United~~
205.28 ~~States Department of Agriculture, Animal and Plant Health Inspection Services~~
205.29 VHS-susceptible-species list under section 17.4982, subdivision 21b, to provide health
205.30 certification for viral hemorrhagic septicemia. The certification must disclose any incidentally
205.31 isolated replicating viruses, and must be dated within the 12 months preceding transport.

206.1 Sec. 73. Minnesota Statutes 2020, section 97C.605, subdivision 1, is amended to read:

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

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

206.7 Sec. 74. Minnesota Statutes 2020, section 97C.605, subdivision 2c, is amended to read:

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

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

206.11 ~~(2) (1) when buying a turtle at a retail outlet; or~~

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

206.17 ~~(4) (2) to take, possess, and rent or sell up to 25 turtles greater than four inches in length~~
206.18 ~~for the purpose of providing the turtles to participants at a nonprofit turtle race, if the person~~
206.19 ~~is a resident under age 18. The person is responsible for the well-being of the turtles.~~

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

206.24 Sec. 75. Minnesota Statutes 2020, section 97C.605, subdivision 3, is amended to read:

206.25 Subd. 3. **Taking; methods prohibited.** ~~(a) A person may not take turtles in any manner,~~
206.26 ~~except by the use of using:~~

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

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

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

206.30 (4) commercial equipment, ~~except as provided in rules adopted under this section; or~~

207.1 (5) spears, harpoons, or any other implements that impale turtles.

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

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

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

207.7 Sec. 76. Minnesota Statutes 2020, section 97C.611, is amended to read:

207.8 **97C.611 SNAPPING TURTLES TURTLE SPECIES; LIMITS.**

207.9 Subdivision 1. **Snapping turtles.** A person may not possess more than three snapping
207.10 turtles of the species *Chelydra serpentina* ~~without a turtle seller's license~~. Until new rules
207.11 are adopted under section 97C.605, a person may not take snapping turtles of a size less
207.12 than ten inches wide including curvature, measured from side to side across the shell at
207.13 midpoint. After new rules are adopted under section 97C.605, a person may only take
207.14 snapping turtles of a size specified in the adopted rules.

207.15 Subd. 2. **Western painted turtles.** (a) A person may not possess more than three Western
207.16 painted turtles of the species *Chrysemys picta*. Western painted turtles must be between 4
207.17 and 5-1/2 inches in shell length.

207.18 (b) This subdivision does not apply to persons acting under section 97C.605, subdivision
207.19 2c, clause (4).

207.20 Subd. 3. **Spiny softshell.** A person may not possess spiny softshell turtles of the species
207.21 *Apalone spinifera* after December 1, 2021, without an aquatic farm or private fish hatchery
207.22 license with a turtle endorsement.

207.23 Subd. 4. **Other species.** A person may not possess any other species of turtle without
207.24 an aquatic farm or private fish hatchery license with a turtle endorsement or as specified
207.25 under section 97C.605, subdivision 2c.

207.26 Sec. 77. Minnesota Statutes 2020, section 97C.805, subdivision 2, is amended to read:

207.27 Subd. 2. **Restrictions.** (a) ~~The~~ Netting of lake whitefish and ciscoes is subject to the
207.28 restrictions in this subdivision.

207.29 (b) A person may not use:

207.30 (1) more than ~~two nets~~ one net;

208.1 (2) a net more than 100 feet long; or

208.2 (3) a net more than three feet wide.

208.3 (c) The mesh size of the ~~nets~~ net may not be less than:

208.4 (1) 1-3/4 inches, stretch measure, for nets used to take ciscoes; and

208.5 (2) 3-1/2 inches, stretch measure, for all other nets.

208.6 (d) A net may not be set in water, including ice thickness, deeper than six feet.

208.7 (e) The commissioner may designate waters where nets may be set so that portions of
208.8 the net extend into water deeper than six feet under conditions prescribed by the
208.9 commissioner to protect game fish. A pole or stake must project at least two feet above the
208.10 surface of the water or ice at one end of ~~each~~ the net.

208.11 (f) A net may not be set within 50 feet of another net.

208.12 (g) A person may not have angling equipment in possession while netting lake whitefish
208.13 or ciscoes.

208.14 Sec. 78. Minnesota Statutes 2020, section 97C.836, is amended to read:

208.15 **97C.836 LAKE SUPERIOR LAKE TROUT; EXPANDED ASSESSMENT**
208.16 **HARVEST.**

208.17 The commissioner shall provide for taking of lake trout by licensed commercial operators
208.18 in Lake Superior management zones MN-3 and MN-2 for expanded assessment and sale.
208.19 The commissioner shall authorize expanded assessment taking and sale of lake trout in Lake
208.20 Superior management zone MN-3 beginning annually in 2007 and zone MN-2 beginning
208.21 annually in 2010. Total assessment taking and sale may not exceed 3,000 lake trout in zone
208.22 MN-3 and 2,000 lake trout in zone MN-2 and may be reduced when necessary to protect
208.23 the lake trout population or to manage the effects of invasive species or fish disease. Taking
208.24 lake trout for expanded assessment and sale shall be allowed from June 1 to September 30,
208.25 but may end earlier in the respective zones if the quotas are reached. The quotas must be
208.26 reassessed at the expiration of the current ten-year Fisheries Management Plan for the
208.27 Minnesota Waters of Lake Superior ~~dated September 2006~~.

208.28 Sec. 79. Minnesota Statutes 2020, section 103G.255, is amended to read:

208.29 **103G.255 ALLOCATING AND CONTROLLING WATERS OF THE STATE.**

208.30 Both surface water and groundwater are public assets managed by the state for the benefit
208.31 of the public. Based on this paramount consideration, the commissioner shall administer:

- 209.1 (1) the use, allocation, and control of waters of the state;
- 209.2 (2) the establishment, maintenance, and control of lake levels and water storage reservoirs;
- 209.3 and
- 209.4 (3) the determination of the ordinary high-water level of waters of the state.

209.5 Sec. 80. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision

209.6 to read:

209.7 Subd. 2a. **Public meeting.** Before issuing a water-use permit or a plan for consumptive

209.8 use of more than 216,000 gallons per day average in a 30-day period, the commissioner

209.9 must hold a public meeting in the county affected most by the potential impact to the public

209.10 groundwater resource. At least 21 days before the public meeting, the commissioner must

209.11 publish notice of the meeting in a newspaper of general circulation in the county and must

209.12 mail the notice to persons who have registered their names with the commissioner for this

209.13 purpose.

209.14 Sec. 81. Minnesota Statutes 2020, section 103G.271, subdivision 4a, is amended to read:

209.15 Subd. 4a. **Mt. Simon-Hinckley aquifer.** ~~(a)~~ The commissioner may not issue new

209.16 water-use permits that will appropriate water from the Mt. Simon-Hinckley aquifer ~~in a~~

209.17 ~~metropolitan county, as defined in section 473.121, subdivision 4,~~ unless the appropriation

209.18 is for potable water use, there are no feasible or practical alternatives to this source, and a

209.19 water conservation plan is incorporated with the permit.

209.20 ~~(b) The commissioner shall terminate all permits authorizing appropriation and use of~~

209.21 ~~water from the Mt. Simon-Hinckley aquifer for once-through systems in a metropolitan~~

209.22 ~~county, as defined in section 473.121, subdivision 4, by December 31, 1992.~~

209.23 Sec. 82. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision

209.24 to read:

209.25 Subd. 4b. **Bulk transport or sale.** (a) To maintain the supply of drinking water for future

209.26 generations and except as provided under paragraph (b), the commissioner may not issue

209.27 a new water-use permit to appropriate water in excess of one million gallons per year for

209.28 bulk transport or sale of water for consumptive use to a location more than 50 miles from

209.29 the point of the proposed appropriation.

210.1 (b) Paragraph (a) does not apply to a water-use permit for a public water supply, as
210.2 defined under section 144.382, subdivision 4, issued to a local unit of government, rural
210.3 water district established under chapter 116A, or Tribal unit of government if:

210.4 (1) the use is solely for the public water supply;

210.5 (2) the local unit of government, rural water district established under chapter 116A, or
210.6 Tribal unit of government has a property interest at the point of the appropriation;

210.7 (3) the communities that will use the water are located within 100 miles of the point of
210.8 appropriation; and

210.9 (4) the requirements in sections 103G.265, 103G.285, and 103G.287 are met.

210.10 Sec. 83. Minnesota Statutes 2020, section 103G.287, subdivision 5, is amended to read:

210.11 **Subd. 5. Sustainability standard.** (a) The commissioner may issue water-use permits
210.12 for appropriation from groundwater only if the commissioner determines that the groundwater
210.13 use is sustainable to supply the needs of future generations and the proposed use will not
210.14 harm ecosystems, degrade water, or reduce water levels beyond the reach of public water
210.15 supply and private domestic wells constructed according to Minnesota Rules, chapter 4725.

210.16 (b) When determining whether a consumptive use of groundwater is sustainable, the
210.17 commissioner must make a determination that the level of recharge to the aquifer impacted
210.18 is sufficient to replenish the groundwater supply to meet the needs of future generations.

210.19 Sec. 84. Minnesota Statutes 2020, section 116G.07, is amended by adding a subdivision
210.20 to read:

210.21 **Subd. 4. Exemption; Mississippi River Corridor Critical Area.** Plans and regulations
210.22 of local units of government within the Mississippi River Corridor Critical Area are exempt
210.23 from subdivisions 1 to 3 and are subject to section 116G.15, subdivision 8.

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

210.25 Sec. 85. Minnesota Statutes 2020, section 116G.15, is amended by adding a subdivision
210.26 to read:

210.27 **Subd. 8. Reviewing and approving local plans and regulations.** (a) In the Mississippi
210.28 River Corridor Critical Area, the commissioner of natural resources is responsible for
210.29 carrying out the duties of the board and the Metropolitan Council is responsible for carrying
210.30 out the duties of the regional development commission under sections 116G.07 to 116G.10.
210.31 Notwithstanding sections 116G.07, subdivisions 2 and 3, and 116G.10, subdivision 3, the

211.1 responsibilities and procedures for reviewing and approving local plans and regulations in
211.2 the Mississippi River Corridor Critical Area, and amendments thereto, are subject to this
211.3 subdivision.

211.4 (b) Within 60 days of receiving a draft plan from a local unit of government, the
211.5 commissioner, in coordination with the Metropolitan Council, must review the plan to
211.6 determine the plan's consistency with:

211.7 (1) this section;

211.8 (2) Minnesota Rules, chapter 6106; and

211.9 (3) the local unit of government's comprehensive plan.

211.10 (c) Within 60 days of receiving draft regulations from a local unit of government, the
211.11 commissioner must review the regulations to determine the regulations' consistency with:

211.12 (1) Minnesota Rules, chapter 6106; and

211.13 (2) the commissioner-approved plan adopted by the local unit of government under
211.14 paragraph (b).

211.15 (d) Upon review of a draft plan and regulations under paragraphs (b) and (c), the
211.16 commissioner must:

211.17 (1) conditionally approve the draft plan and regulations by written decision; or

211.18 (2) return the draft plan and regulations to the local unit of government for modification,
211.19 along with a written explanation of the need for modification.

211.20 (i) When the commissioner returns a draft plan and regulations to the local unit of
211.21 government for modification, the local unit of government must revise the draft plan and
211.22 regulations within 60 days after receiving the commissioner's written explanation and must
211.23 resubmit the revised draft plan and regulations to the commissioner.

211.24 (ii) The Metropolitan Council and the commissioner must review the revised draft plan
211.25 and regulations upon receipt from the local unit of government as provided under paragraphs
211.26 (b) and (c).

211.27 (iii) If the local unit of government or the Metropolitan Council requests a meeting, a
211.28 final revision need not be made until a meeting is held with the commissioner on the draft
211.29 plan and regulations. The request extends the 60-day time limit specified in item (i) until
211.30 after the meeting is held.

212.1 (e) Only plans and regulations receiving final approval from the commissioner have the
212.2 force and effect of law. The commissioner must grant final approval under this section only
212.3 if:

212.4 (1) the plan is an element of a comprehensive plan that is authorized by the Metropolitan
212.5 Council according to sections 473.175 and 473.858; and

212.6 (2) the local unit of government adopts a plan and regulations that are consistent with
212.7 the draft plan and regulations conditionally approved under paragraph (d).

212.8 (f) The local unit of government must implement and enforce the commissioner-approved
212.9 plan and regulations after the plan and regulations take effect.

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

212.11 Sec. 86. Minnesota Statutes 2020, section 168.1295, subdivision 1, is amended to read:

212.12 Subdivision 1. **General requirements and procedures.** (a) The commissioner shall
212.13 issue state parks and trails plates to an applicant who:

212.14 (1) is a registered owner of a passenger automobile, recreational vehicle, one-ton pickup
212.15 truck, or motorcycle;

212.16 (2) pays a fee in the amount specified for special plates under section 168.12, subdivision
212.17 5;

212.18 (3) pays the registration tax required under section 168.013;

212.19 (4) pays the fees required under this chapter;

212.20 (5) contributes a minimum of ~~\$60~~ \$70 annually to the state parks and trails donation
212.21 account established in section 85.056; and

212.22 (6) complies with this chapter and rules governing registration of motor vehicles and
212.23 licensing of drivers.

212.24 (b) The state parks and trails plate application must indicate that the contribution specified
212.25 under paragraph (a), clause (5), is a minimum contribution to receive the plate and that the
212.26 applicant may make an additional contribution to the account.

212.27 (c) State parks and trails plates may be personalized according to section 168.12,
212.28 subdivision 2a.

213.1 Sec. 87. Minnesota Statutes 2020, section 290C.01, is amended to read:

213.2 **290C.01 PURPOSE.**

213.3 It is the policy of this state to promote sustainable forest resource management on the
213.4 state's public and private lands. The state's private forests comprise approximately one-half
213.5 of the state forest land resources. These forests play a critical role in protecting water quality
213.6 and soil resources, and provide extensive wildlife habitat, natural carbon sequestration,
213.7 diverse recreational experiences, and significant forest products that support the state's
213.8 economy. Ad valorem property taxes represent a significant annual cost that can discourage
213.9 long-term forest management investments. In order to foster silviculture investments and
213.10 retain these forests for their economic and ecological benefits, this chapter, hereafter referred
213.11 to as the "Sustainable Forest Incentive Act," is enacted to encourage the state's private forest
213.12 landowners to make a long-term commitment to sustainable forest management.

213.13 Sec. 88. **TIMBER PERMITS; CANCELLATION AND EXTENSION.**

213.14 Subdivision 1. Eligibility. (a) For the purposes of this section, an "eligible permit" is a
213.15 timber permit issued before July 1, 2020.

213.16 (b) In order to be eligible under this section, a permit holder must not be delinquent or
213.17 have an active willful trespass with the state.

213.18 (c) In order to be eligible under subdivisions 2, 4, and 5, a permit holder must submit
213.19 the written request to the commissioner of natural resources before the expiration of the
213.20 permit or by July 1, 2021, whichever is earlier.

213.21 Subd. 2. Extensions. Upon written request to the commissioner of natural resources by
213.22 the holder of an eligible permit with more than 30 percent of the total permit volume in any
213.23 combination of spruce or balsam fir, the commissioner may grant an extension of the permit
213.24 for two years without penalty or interest.

213.25 Subd. 3. Unused balsam fir. The commissioner of natural resources may cancel any
213.26 provision in a timber sale that requires the security payment for or removal of all or part of
213.27 the balsam fir when the permit contains more than 50 cords of balsam fir. The commissioner
213.28 may require the permit holder to fell or pile the balsam fir to meet management objectives.

213.29 Subd. 4. Refunds. (a) Upon written request to the commissioner of natural resources
213.30 by the holder of an eligible permit that is inactive and intact with more than 30 percent of
213.31 the total permit volume in any combination of spruce or balsam fir, the commissioner may
213.32 cancel the permit and refund the sale security, advance payments, or bid guarantee as
213.33 applicable for the permit to the permit holder.

214.1 (b) Upon written request to the commissioner of natural resources by the holder of an
214.2 eligible active permit with more than 30 percent of the total permit volume in any
214.3 combination of spruce or balsam fir and a previously existing cutting block agreement, the
214.4 commissioner may cancel any intact cutting block designated in the permit that was not
214.5 bonded or bonded before July 1, 2020, and refund security, as applicable, for the cutting
214.6 block to the permit holder. Any partially harvested cutting block is ineligible to be canceled
214.7 under this paragraph. The remaining provisions of the permit remain in effect.

214.8 Subd. 5. **Good Neighbor Authority.** The commissioner of natural resources, in
214.9 consultation with the United States Forest Service, may negotiate and provide holders of
214.10 eligible permits with more than 30 percent of the total permit volume in any combination
214.11 of spruce or balsam fir a method to voluntarily return intact cutting blocks designated in
214.12 Good Neighbor Authority permits. Upon written request by the eligible permit holder, the
214.13 commissioner may cancel any intact cutting block designated in the permit that was not
214.14 bonded or bonded before July 1, 2020, and refund applicable security for the cutting block
214.15 to the permit holder. Any partially harvested cutting block is ineligible to be canceled under
214.16 this subdivision. The remaining provisions of the permit remain in effect.

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

214.18 Sec. 89. **TURTLE SELLER'S LICENSES; TRANSFER AND RENEWAL.**

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

214.21 Sec. 90. **CARBON SEQUESTRATION IN FORESTS OF THE STATE; GOALS.**

214.22 The commissioner of natural resources must establish goals for increasing carbon
214.23 sequestration in public and private forests in the state. To achieve the goals, the commissioner
214.24 must identify sustainable forestry strategies that increase the ability of forests to sequester
214.25 atmospheric carbon while enhancing other ecosystem services, such as improved soil and
214.26 water quality. By January 15, 2023, the commissioner must submit a report with the goals
214.27 and recommended forestry strategies to the chairs and ranking minority members of the
214.28 legislative committees and divisions with jurisdiction over natural resources policy.

214.29 Sec. 91. **STATE PARK PERMIT FEES; FISCAL YEAR 2022.**

214.30 (a) Notwithstanding Minnesota Statutes, section 85.055, subdivision 1, the fees for state
214.31 park permits from July 1, 2021, to June 30, 2022, are as follows:

214.32 (1) \$40 for an annual state park permit;

- 215.1 (2) \$31 for a second or subsequent vehicle state park permit;
- 215.2 (3) \$8.50 for a state park permit valid for one day;
- 215.3 (4) \$6.50 for a daily vehicle state park permit for groups;
- 215.4 (5) \$35 for an annual permit for motorcycles; and
- 215.5 (6) \$16 for a state park permit for persons with disabilities under Minnesota Statutes,
- 215.6 section 85.053, subdivision 7, paragraph (a), clauses (1) to (3).
- 215.7 (b) Employee state park permits remain free as provided under Minnesota Statutes,
- 215.8 section 85.055, subdivision 1, clause (6).

215.9 **Sec. 92. REPEALER.**

- 215.10 Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507; 85.054, subdivision
- 215.11 19; and 97C.605, subdivisions 2, 2a, 2b, and 5, and Minnesota Rules, part 6256.0500,
- 215.12 subparts 2, 2a, 2b, 4, 5, 6, 7, and 8, are repealed.

215.13 **ARTICLE 6**

215.14 **WATER AND SOIL RESOURCES**

- 215.15 Section 1. Minnesota Statutes 2020, section 103B.103, is amended to read:

215.16 **103B.103 EASEMENT STEWARDSHIP ACCOUNTS.**

- 215.17 Subdivision 1. **Accounts established; sources.** (a) The water and soil conservation
- 215.18 easement stewardship account and the mitigation easement stewardship account are created
- 215.19 in the special revenue fund. The accounts consist of money credited to the accounts and
- 215.20 interest and other earnings on money in the accounts. The State Board of Investment must
- 215.21 manage the accounts to maximize long-term gain.

- 215.22 (b) Revenue from contributions and money appropriated for any purposes of the account
- 215.23 as described in subdivision 2 must be deposited in the water and soil conservation easement
- 215.24 stewardship account. Revenue from contributions, wetland banking mitigation fees designated
- 215.25 for stewardship purposes by the board, easement stewardship payments authorized under
- 215.26 subdivision 3, and money appropriated for any purposes of the account as described in
- 215.27 subdivision 2 must be deposited in the mitigation easement stewardship account.

- 215.28 Subd. 2. **Appropriation; purposes of accounts.** (a) Five percent of the balance on July
- 215.29 1 each year in the water and soil conservation easement stewardship account and five percent
- 215.30 of the balance on July 1 each year in the mitigation easement stewardship account are

216.1 annually appropriated to the board and may be spent only to cover the costs of managing
216.2 easements held by the board, including costs associated with:

216.3 (1) repairing or replacing structures;

216.4 (2) maintaining vegetation and hydrology;

216.5 (3) monitoring;

216.6 (4) landowner contacts;

216.7 (5) records storage and management;

216.8 (6) processing landowner notices;

216.9 (7) requests for approval or amendments;

216.10 (8) enforcement; and

216.11 (9) legal services associated with easement management activities.

216.12 (b) When the amount appropriated under paragraph (a) is not sufficient to cover the
216.13 costs of easements held by the board, the board may use money from the mitigation easement
216.14 stewardship account and the water and soil conservation easement stewardship account to
216.15 cover costs associated with:

216.16 (1) legal compliance costs;

216.17 (2) repairing or replacing structures; and

216.18 (3) maintaining vegetation and hydrology.

216.19 (c) In addition to the amounts appropriated under paragraph (a), up to 25 percent of the
216.20 balance on July 1 each year in the water and soil conservation easement stewardship account
216.21 and 25 percent of the balance on July 1 each year in the mitigation easement stewardship
216.22 account are annually appropriated to the board for the purposes of paragraph (b). In
216.23 consultation with the commissioner of management and budget, the board must establish a
216.24 process, including criteria, for the use of money appropriated under this paragraph. The
216.25 board must include a summary of how money appropriated under this paragraph in the prior
216.26 two fiscal years was used in the report required under section 103B.101, subdivision 9,
216.27 paragraph (a), clause 7.

216.28 Subd. 3. **Financial contributions.** The board shall seek a financial contribution to the
216.29 water and soil conservation easement stewardship account for each conservation easement
216.30 acquired by the board. The board shall seek a financial contribution or assess an easement
216.31 stewardship payment to the mitigation easement stewardship account for each wetland

217.1 ~~banking~~ mitigation easement acquired by the board. Unless otherwise provided by law, the
 217.2 board shall determine the amount of the contribution or payment, which must be an amount
 217.3 calculated to earn sufficient money to meet the costs of managing the easement at a level
 217.4 that neither significantly overrecovers nor underrecovers the costs. In determining the
 217.5 amount of the financial contribution, the board shall consider:

217.6 (1) the estimated annual staff hours needed to manage the conservation easement, taking
 217.7 into consideration factors such as easement type, size, location, and complexity;

217.8 (2) the average hourly wages for the class or classes of state and local employees expected
 217.9 to manage the easement;

217.10 (3) the estimated annual travel expenses to manage the easement;

217.11 (4) the estimated annual miscellaneous costs to manage the easement, including supplies
 217.12 and equipment, information technology support, and aerial flyovers;

217.13 (5) the estimated annualized costs of legal services, including the cost to enforce the
 217.14 easement in the event of a violation; ~~and~~

217.15 (6) the estimated annualized costs for repairing or replacing structures and maintaining
 217.16 vegetation and hydrology; and

217.17 ~~(6)~~ (7) the expected rate of return on investments in the account.

217.18 Sec. 2. **[103B.104] LAWNS TO LEGUMES PROGRAM.**

217.19 The Board of Water and Soil Resources must establish a program to provide grants or
 217.20 payments to plant residential lawns with native vegetation and pollinator-friendly forbs and
 217.21 legumes to protect a diversity of pollinators. The board must establish criteria for grants or
 217.22 payments awarded under this section. Grants or payments awarded under this section may
 217.23 be made for up to 75 percent of the costs of the project, except that in areas identified by
 217.24 the United States Fish and Wildlife Service as areas where there is a high potential for rusty
 217.25 patched bumble bees to be present, grants may be awarded for up to 90 percent of the costs
 217.26 of the project.

217.27 Sec. 3. **[103C.237] SOIL AND WATER CONSERVATION DISTRICT FEE.**

217.28 Subdivision 1. Fee. (a) A county that contains at least one soil and water conservation
 217.29 district must impose an additional fee of \$25 per transaction on the recording or registration
 217.30 of a mortgage subject to the tax under section 287.035 and an additional fee of \$25 on the
 217.31 recording or registration of a deed subject to the tax under section 287.21.

218.1 (b) A county that does not contain at least one soil and water conservation district, but
218.2 carries out the duties of a soil and water conservation district must impose the fee described
218.3 in paragraph (a).

218.4 Subd. 2. **Fee deposited; account.** The fee described in subdivision 1 must be deposited
218.5 in a special soil and water conservation district account in the county general revenue fund.

218.6 Subd. 3. **Distribution to soil and water conservation districts.** (a) The county treasurer
218.7 must transfer money from the special soil and water conservation district account to existing
218.8 soil and water conservation districts within the county in May, October, and December each
218.9 year. If a county contains more than one soil and water conservation district, money must
218.10 be allocated equally among each district.

218.11 (b) A county imposing a fee under subdivision 1, paragraph (b), must use money in the
218.12 special soil and water conservation account on soil and water conservations duties within
218.13 the county.

218.14 **EFFECTIVE DATE.** This section is effective July 1, 2021.

218.15 Sec. 4. Minnesota Statutes 2020, section 103C.315, subdivision 4, is amended to read:

218.16 Subd. 4. **Compensation.** A supervisor shall receive compensation for services up to \$75
218.17 \$125 per day, and may be reimbursed for expenses, including traveling expenses, necessarily
218.18 incurred in the discharge of duties. A supervisor may be reimbursed for the use of the
218.19 supervisor's own automobile in the performance of official duties at a rate up to the maximum
218.20 tax-deductible mileage rate permitted under the federal Internal Revenue Code.

218.21 Sec. 5. **[103F.05] WATER QUALITY AND STORAGE PROGRAM.**

218.22 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision
218.23 have the meanings given them.

218.24 (b) "Board" means the Board of Water and Soil Resources.

218.25 (c) "Local units of government" has the meaning given under section 103B.305,
218.26 subdivision 5.

218.27 Subd. 2. **Establishment.** (a) The board must establish a program to provide financial
218.28 assistance to local units of government to control water volume and rates to protect
218.29 infrastructure, improve water quality and related public benefits, and mitigate climate change
218.30 impacts.

219.1 (b) In establishing a water quality and storage program, the board must give priority to
219.2 the Minnesota River Basin.

219.3 Subd. 3. **Financial assistance.** (a) The board may provide financial assistance to local
219.4 units of government to cover the costs of water storage projects and other water quality
219.5 practices consistent with a plan approved according to chapter 103B, 103C, or 103D. Eligible
219.6 costs include costs for property and equipment acquisition, design, engineering, construction,
219.7 and management. The board may acquire conservation easements under sections 103F.501
219.8 to 103F.531 as necessary to implement a project or practice under this section.

219.9 (b) The board must enter into agreements with local units of government receiving
219.10 financial assistance under this section. The agreements must specify the terms of state and
219.11 local cooperation, including the financing arrangement for constructing any structures and
219.12 assuring maintenance of the structures after completion.

219.13 Subd. 4. **Matching contribution.** The board must require a matching contribution when
219.14 providing financial assistance under this section and may adjust matching requirements if
219.15 federal funds are available for the project.

219.16 Subd. 5. **Technical assistance.** (a) The board may employ or contract with an engineer
219.17 or hydrologist to work on the technical implementation of the program established under
219.18 this section.

219.19 (b) When implementing the program, the board must:

219.20 (1) assist local units of government in achieving the goals of the program;

219.21 (2) review and analyze projects and project sites; and

219.22 (3) evaluate the effectiveness of completed projects constructed under the program.

219.23 (c) The board must cooperate with the commissioner of natural resources, the United
219.24 States Department of Agriculture Natural Resources Conservation Service, and other agencies
219.25 as needed to analyze hydrological, climate, and engineering information on proposed sites.

219.26 Subd. 6. **Requirements.** (a) A local unit of government applying for financial assistance
219.27 under this section must provide a copy of a resolution or other documentation of the local
219.28 unit of government's support for the project. The documentation must include provisions
219.29 for local funding and management, the proposed method of obtaining necessary land rights
219.30 for the proposed project, and an assignment of responsibility for maintaining any structures
219.31 or practices upon completion.

220.1 (b) A local unit of government, with the assistance of the board, must evaluate the public
220.2 benefits that are reasonably expected upon completing the proposed project. The evaluation
220.3 must be submitted to the board before the final design.

220.4 Subd. 7. **Interstate cooperation.** The board may enter into or approve working
220.5 agreements with neighboring states or their political subdivisions to accomplish projects
220.6 consistent with the program established under this section.

220.7 Subd. 8. **Federal aid availability.** The board must regularly analyze the availability of
220.8 federal funds and programs to supplement or complement state and local efforts consistent
220.9 with the purposes of this section.

220.10 **Sec. 6. [103F.06] SOIL HEALTH COST-SHARE PROGRAM.**

220.11 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision
220.12 have the meanings given them.

220.13 (b) "Board" means the Board of Water and Soil Resources.

220.14 (c) "Local units of government" has the meaning given under section 103B.305,
220.15 subdivision 5.

220.16 (d) "Soil health" has the meaning given under section 103C.101, subdivision 10a.

220.17 (e) "Soil health practices" are those practices which sustain or improve soil health,
220.18 including but not limited to:

220.19 (1) no-till or strip-till;

220.20 (2) mulching;

220.21 (3) cover cropping;

220.22 (4) perennial cropping;

220.23 (5) stand diversification;

220.24 (6) contour, field edge, pollinator, wildlife, or buffer strips planted with perennials;

220.25 (7) agroforestry;

220.26 (8) managed rotational grazing; and

220.27 (9) management practices that minimize soil compaction or increase aeration.

220.28 Subd. 2. **Establishment.** The board must establish a cost-share program consistent with
220.29 the provisions of section 103C.501 for the purpose of establishing soil health practices to
220.30 mitigate climate change impacts and improve water quality and related public benefits.

221.1 Subd. 3. **Financial assistance.** (a) The board may provide financial assistance to local
221.2 units of government for the costs of soil health and related water quality practices consistent
221.3 with a plan approved according to chapter 103B, 103C, or 103D. The board must establish
221.4 costs eligible for financial assistance under this section, including costs for conservation
221.5 planning, cover crop seeding, equipment acquisition or use, and other practices to improve
221.6 soil health.

221.7 (b) The board must enter into agreements with local units of government receiving
221.8 financial assistance under this section.

221.9 Subd. 4. **Technical assistance.** (a) The board may employ or contract with agronomists,
221.10 biologists, or hydrologists in implementing the cost-share program.

221.11 (b) When implementing the program, the board must:

221.12 (1) assist local units of government in achieving the goals of the program;

221.13 (2) review and assess practice standards; and

221.14 (3) evaluate the effectiveness of completed practices constructed with assistance from
221.15 the cost-share program.

221.16 (c) The board shall cooperate with the Minnesota Office for Soil Health at the University
221.17 of Minnesota, the United States Department of Agriculture Natural Resources Conservation
221.18 Service, and other agencies and private sector organizations as needed to enhance program
221.19 effectiveness.

221.20 Subd. 5. **Federal aid availability.** The board shall regularly complete an analysis of the
221.21 availability of federal funds and programs to supplement or complement state and local
221.22 efforts consistent with the purposes of this section.

221.23 Sec. 7. **SOIL HEALTH COST-SHARE PROGRAM; REPORT.**

221.24 By January 15, 2024, the Board of Water and Soil Resources must evaluate the
221.25 effectiveness of the soil health cost-share program under Minnesota Statutes, section 103F.06,
221.26 and submit a report with the results and recommendations to the chairs and ranking minority
221.27 members of the house of representatives and senate committees and divisions with jurisdiction
221.28 over the environment and natural resources. The report must include an assessment of the
221.29 applicability and viability of tools to assist farm operators and landowners in evaluating
221.30 nutrient, soil organic matter, and soil loss management practices on individual fields.

ARTICLE 7

FARMED CERVIDAE

222.1

222.2

222.3 Section 1. Minnesota Statutes 2020, section 35.155, subdivision 1, is amended to read:

222.4 Subdivision 1. **Running at large prohibited.** (a) An owner may not allow farmed
222.5 Cervidae to run at large. The owner must make all reasonable efforts to return escaped
222.6 farmed Cervidae to their enclosures as soon as possible. The owner must immediately notify
222.7 the commissioner of natural resources of the escape of farmed Cervidae if the farmed
222.8 Cervidae are not returned or captured by the owner within 24 hours of their escape.

222.9 (b) An owner is liable for expenses of another person in capturing, caring for, and
222.10 returning farmed Cervidae that have left their enclosures if the person capturing the farmed
222.11 Cervidae contacts the owner as soon as possible.

222.12 (c) If an owner is unwilling or unable to capture escaped farmed Cervidae, the
222.13 commissioner of natural resources may destroy the escaped farmed Cervidae. The
222.14 commissioner of natural resources must allow the owner to attempt to capture the escaped
222.15 farmed Cervidae prior to destroying the farmed Cervidae. Farmed Cervidae that are not
222.16 captured by 24 hours after escape may be destroyed.

222.17 (d) A hunter licensed by the commissioner of natural resources under chapter 97A may
222.18 kill and possess escaped farmed Cervidae in a lawful manner and is not liable to the owner
222.19 for the loss of the animal.

222.20 (e) Escaped farmed Cervidae killed by a hunter or destroyed by the commissioner of
222.21 natural resources must be tested for chronic wasting disease at the owner's expense.

222.22 **EFFECTIVE DATE.** This section is effective September 1, 2021.

222.23 Sec. 2. Minnesota Statutes 2020, section 35.155, subdivision 4, is amended to read:

222.24 Subd. 4. **Fencing.** Farmed Cervidae must be confined in a manner designed to prevent
222.25 escape. Except as provided in subdivision 4a, all perimeter fences for farmed Cervidae must
222.26 be at least 96 inches in height and be constructed and maintained in a way that prevents the
222.27 escape of farmed Cervidae or, entry into the premises by free-roaming Cervidae, or physical
222.28 contact between farmed Cervidae and free-roaming Cervidae. ~~After July 1, 2019, All new~~
222.29 ~~fencing installed and all fencing used to repair deficiencies must be high tensile. By~~
222.30 ~~December 1, 2019, All entry areas for farmed Cervidae enclosure areas must have two~~
222.31 ~~redundant gates, which must be maintained to prevent the escape of animals through an~~
222.32 ~~open gate. If a fence deficiency allows entry or exit by farmed or wild Cervidae, the owner~~

223.1 must repair the deficiency within a reasonable time, as determined by the Board of Animal
223.2 Health, not to exceed 45 days. If a fence deficiency is detected during an inspection, the
223.3 facility must be reinspected at least once in the subsequent three months. The farmed
223.4 Cervidae owner must pay a reinspection fee equal to one-half the applicable annual inspection
223.5 fee under subdivision 7a for each reinspection related to a fence violation. If the facility
223.6 experiences more than one escape incident in any six-month period or fails to correct a
223.7 deficiency found during an inspection, the board may revoke the facility's registration and
223.8 order the owner to remove or destroy the animals as directed by the board. If the board
223.9 revokes a facility's registration, the commissioner of natural resources may seize and destroy
223.10 animals at the facility.

223.11 **EFFECTIVE DATE.** This section is effective September 1, 2022.

223.12 Sec. 3. Minnesota Statutes 2020, section 35.155, is amended by adding a subdivision to
223.13 read:

223.14 Subd. 4a. **Fencing; commercial herds.** In addition to the requirements in subdivision
223.15 4, commercially farmed white-tailed deer must be confined by two or more perimeter fences,
223.16 with each perimeter fence at least 120 inches in height.

223.17 **EFFECTIVE DATE.** This section is effective September 1, 2022.

223.18 Sec. 4. Minnesota Statutes 2020, section 35.155, subdivision 6, is amended to read:

223.19 Subd. 6. **Identification.** (a) Farmed Cervidae must be identified by means approved by
223.20 the Board of Animal Health. The identification must include a distinct number that has not
223.21 been used during the previous three years and must be visible to the naked eye during
223.22 daylight under normal conditions at a distance of 50 yards. The identification for white-tailed
223.23 deer must also include contact information with a phone number or address that enables the
223.24 reader to readily identify the owner of escaped deer. This contact information does not need
223.25 to be visible from a distance of 50 yards. White-tailed deer must be identified before October
223.26 31 of the year in which the animal is born, at the time of weaning, or before movement from
223.27 the premises, whichever occurs first. Elk and other cervids must be identified by December
223.28 31 of the year in which the animal is born or before movement from the premises, whichever
223.29 occurs first. As coordinated by the board, the commissioner of natural resources may destroy
223.30 any animal that is not identified as required under this subdivision.

223.31 (b) The Board of Animal Health shall register farmed Cervidae. The owner must submit
223.32 the registration request on forms provided by the board. The forms must include sales
223.33 receipts or other documentation of the origin of the Cervidae. The board must provide copies

224.1 of the registration information to the commissioner of natural resources upon request. The
224.2 owner must keep written records of the acquisition and disposition of registered farmed
224.3 Cervidae.

224.4 **EFFECTIVE DATE.** This section is effective September 1, 2022.

224.5 Sec. 5. Minnesota Statutes 2020, section 35.155, subdivision 10, is amended to read:

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

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

224.13 (c) The board must not allow new registrations under this section for possessing
224.14 white-tailed deer.

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

224.16 Sec. 6. Minnesota Statutes 2020, section 35.155, subdivision 11, is amended to read:

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

224.20 (b) Movement of farmed Cervidae from any premises to another location must be reported
224.21 to the Board of Animal Health within 14 days of the movement on forms approved by the
224.22 Board of Animal Health. A person must not move farmed white-tailed deer from any premises
224.23 to another location.

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

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

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

- 225.1 (2) maintain the fencing required under ~~subdivision~~ subdivisions 4 and 4a on the premises
 225.2 for ~~five~~ ten years after the date of detection; ~~and~~
- 225.3 (3) post the fencing on the premises with biohazard signs as directed by the board; and
 225.4 (4) not raise farmed Cervidae on the premises for at least ten years.

225.5 **Sec. 7. TRANSFER OF DUTIES; FARMED CERVIDAE.**

225.6 (a) Except as provided in paragraph (b), the responsibilities for administering and
 225.7 enforcing the statutes and rules listed in clauses (1) and (2) are transferred pursuant to
 225.8 Minnesota Statutes, section 15.039, from the Board of Animal Health to the commissioner
 225.9 of natural resources:

225.10 (1) Minnesota Statutes, sections 35.153 and 35.155; and

225.11 (2) Minnesota Rules, parts 1721.0370 to 1721.0420.

225.12 (b) Notwithstanding Minnesota Statutes, section 15.039, subdivision 7, the transfer of
 225.13 personnel will not take place. The commissioner of natural resources must contract with
 225.14 the Board of Animal Health for any veterinary services required to administer this program.

225.15 **EFFECTIVE DATE.** This section is effective July 1, 2023.

225.16 **Sec. 8. REVISOR INSTRUCTION.**

225.17 The revisor of statutes must recodify the relevant sections in Minnesota Statutes, chapter
 225.18 35, and Minnesota Rules, chapter 1721, as necessary to conform with section 7. The revisor
 225.19 must also change the responsible agency and make necessary cross-reference changes
 225.20 consistent with section 8 and the renumbering.

225.21 **ARTICLE 8**

225.22 **DRIVING UNDER THE INFLUENCE UNIFORMITY**

225.23 **Section 1. [84.765] OPERATING OFF-ROAD RECREATIONAL VEHICLES**
 225.24 **WHILE IMPAIRED.**

225.25 Subdivision 1. **Definitions.** As used in this section, "controlled substance," "intoxicating
 225.26 substance," and "off-road recreational vehicle" have the meanings given in section 169A.03.

225.27 Subd. 2. **Acts prohibited.** (a) An owner or other person having charge or control of an
 225.28 off-road recreational vehicle must not authorize or allow an individual the person knows
 225.29 or has reason to believe is under the influence of alcohol, a controlled substance, or an

226.1 intoxicating substance to operate the off-road recreational vehicle anywhere in the state or
226.2 on the ice of a boundary water of the state.

226.3 (b) A person who operates or is in physical control of an off-road recreational vehicle
226.4 anywhere in the state or on the ice of a boundary water of the state is subject to chapter
226.5 169A.

226.6 (c) The provisions of chapters 169A, 171, and 609 relating to revoking, suspending, or
226.7 canceling a driver's license, an instruction permit, or a nonresident operating privilege for
226.8 alcohol, controlled substance, or intoxicating substance violations apply to operators of
226.9 off-road recreational vehicles and operating privileges for off-road recreational vehicles.

226.10 (d) The commissioner of public safety must notify a person of the period during which
226.11 the person is prohibited from operating an off-road recreational vehicle under section
226.12 169A.52, 169A.54, or 171.177.

226.13 (e) The court must promptly forward to the commissioner of public safety copies of all
226.14 convictions and criminal and civil sanctions imposed under chapter 169A and section
226.15 171.177.

226.16 (f) If the person operating or in physical control of an off-road recreational vehicle is a
226.17 program participant in the ignition interlock device program described in section 171.306,
226.18 the off-road recreational vehicle may be operated only if it is equipped with an approved
226.19 ignition interlock device and all requirements of section 171.306 are satisfied. For purposes
226.20 of this paragraph, "program participant" and "ignition interlock device" have the meanings
226.21 given in section 171.306, subdivision 1.

226.22 Subd. 3. **Penalties.** (a) A person who violates subdivision 2, paragraph (a), or an
226.23 ordinance conforming to subdivision 2, paragraph (a), is guilty of a misdemeanor.

226.24 (b) A person who operates an off-road recreational vehicle during the period the person
226.25 is prohibited from operating an off-road recreational vehicle under subdivision 2, paragraph
226.26 (d), is subject to the penalty provided in section 171.24.

226.27 Sec. 2. Minnesota Statutes 2020, section 84.795, subdivision 5, is amended to read:

226.28 **Subd. 5. Operating under influence of alcohol or controlled substance.** A person
226.29 may not operate or be in control of an off-highway motorcycle anywhere in this state or on
226.30 the ice of any boundary water of this state while under the influence of alcohol or a controlled
226.31 substance, as provided in section 169A.20, and is subject to sections 169A.50 to 169A.53
226.32 or 171.177. ~~A conservation officer of the Department of Natural Resources is a peace officer~~
226.33 ~~for the purposes of sections 169A.20 and 169A.50 to 169A.53 or 171.177 as applied to the~~

227.1 ~~operation of an off-highway motorcycle in a manner not subject to registration under chapter~~
227.2 ~~168.~~

227.3 Sec. 3. Minnesota Statutes 2020, section 84.83, subdivision 5, is amended to read:

227.4 Subd. 5. **Fines and forfeited bail.** ~~The disposition of Fines and forfeited bail collected~~
227.5 ~~from prosecutions of violations of sections 84.81 to 84.91~~ 84.90 ~~or rules adopted thereunder,~~
227.6 ~~and violations of section 169A.20 that involve off-road recreational vehicles, as defined in~~
227.7 ~~section 169A.03, subdivision 16, are governed by section 97A.065.~~ must be deposited in
227.8 the state treasury. Half the receipts must be credited to the general fund, and half the receipts
227.9 must be credited to the snowmobile trails and enforcement account in the natural resources
227.10 fund.

227.11 Sec. 4. **[86B.33] OPERATING WHILE IMPAIRED.**

227.12 Subdivision 1. Definitions. For purposes of this section, "controlled substance,"
227.13 "intoxicating substance," and "motorboat in operation" have the meanings given under
227.14 section 169A.03.

227.15 Subd. 2. Acts prohibited. (a) An owner or other person having charge or control of a
227.16 motorboat must not authorize or allow an individual the person knows or has reason to
227.17 believe is under the influence of alcohol, a controlled substance, or an intoxicating substance
227.18 to operate the motorboat in operation on waters of the state.

227.19 (b) A person who operates or is in physical control of a motorboat on waters of the state
227.20 is subject to chapter 169A.

227.21 (c) The provisions of chapters 169A, 171, and 609 relating to revoking, suspending, or
227.22 canceling a driver's license, an instruction permit, or a nonresident operating privilege for
227.23 alcohol, controlled substance, or intoxicating substance violations apply to motorboat
227.24 operators and to operating privileges for motorboats.

227.25 (d) The commissioner of public safety must notify a person of the period during which
227.26 the person is prohibited from operating a motorboat under section 169A.52, 169A.54, or
227.27 171.177.

227.28 (e) The court must promptly forward to the commissioner of public safety copies of all
227.29 convictions and criminal and civil sanctions imposed under chapter 169A and section
227.30 171.177.

227.31 (f) If the person operating or in physical control of a motorboat is a program participant
227.32 in the ignition interlock device program described in section 171.306, the motorboat may

228.1 be operated only if it is equipped with an approved ignition interlock device and all
 228.2 requirements of section 171.306 are satisfied. For purposes of this paragraph, "program
 228.3 participant" and "ignition interlock device" have the meanings given in section 171.306,
 228.4 subdivision 1.

228.5 Subd. 3. **Penalties.** (a) A person who violates subdivision 2, paragraph (a), or an
 228.6 ordinance conforming with subdivision 2, paragraph (a), is guilty of a misdemeanor.

228.7 (b) A person who operates a motorboat during the period the person is prohibited from
 228.8 operating a motorboat under subdivision 2, paragraph (d), is guilty of a misdemeanor.

228.9 Sec. 5. Minnesota Statutes 2020, section 86B.705, subdivision 2, is amended to read:

228.10 Subd. 2. **Fines and bail money.** (a) All fines, installment payments, and forfeited bail
 228.11 money collected from persons convicted of ~~violations of~~ violating this chapter or rules
 228.12 adopted thereunder; ~~or of a violation of section 169A.20 involving a motorboat, shall~~ must
 228.13 be deposited in the state treasury.

228.14 (b) ~~One-half of~~ Half the receipts ~~shall~~ must be credited to the general revenue fund. ~~The~~
 228.15 ~~other one-half of, and half the receipts shall~~ must be ~~transmitted to the commissioner of~~
 228.16 ~~natural resources and~~ credited to the water recreation account for the purpose of boat and
 228.17 water safety.

228.18 Sec. 6. Minnesota Statutes 2020, section 97A.065, subdivision 2, is amended to read:

228.19 Subd. 2. **Fines and forfeited bail.** ~~(a)~~ Fines and forfeited bail collected from prosecutions
 228.20 of violations of: the game and fish laws or rules adopted thereunder; sections 84.091 to
 228.21 84.15 or rules adopted thereunder; ~~sections 84.81 to 84.91 or rules adopted thereunder;~~
 228.22 ~~section 169A.20, when the violation involved an off-road recreational vehicle as defined~~
 228.23 ~~in section 169A.03, subdivision 16; chapter 348; and any other law relating to wild animals~~
 228.24 ~~or aquatic vegetation, must be paid to the treasurer of the county where the violation is~~
 228.25 ~~prosecuted. The county treasurer shall submit one-half of~~ deposited in the state treasury.
 228.26 Half the receipts ~~to the commissioner and credit the balance to the county general revenue~~
 228.27 ~~fund except as provided in paragraphs (b) and (c). In a county in a judicial district under~~
 228.28 ~~section 480.181, subdivision 1, paragraph (b), the share that would otherwise go to the~~
 228.29 ~~county under this paragraph must be submitted to the commissioner of management and~~
 228.30 ~~budget for deposit in the state treasury and credited to the general fund~~ must be credited to
 228.31 the general fund, and half the receipts must be credited to the game and fish fund under
 228.32 section 97A.055.

229.1 ~~(b) The county treasurer shall submit one-half of the receipts collected under paragraph~~
229.2 ~~(a) from prosecutions of violations of sections 84.81 to 84.91 or rules adopted thereunder,~~
229.3 ~~and 169A.20, except receipts that are surcharges imposed under section 357.021, subdivision~~
229.4 ~~6, to the commissioner and credit the balance to the county general fund. The commissioner~~
229.5 ~~shall credit these receipts to the snowmobile trails and enforcement account in the natural~~
229.6 ~~resources fund.~~

229.7 ~~(c) The county treasurer shall indicate the amount of the receipts that are surcharges~~
229.8 ~~imposed under section 357.021, subdivision 6, and shall submit all of those receipts to the~~
229.9 ~~commissioner of management and budget.~~

229.10 Sec. 7. Minnesota Statutes 2020, section 169A.20, subdivision 1, is amended to read:

229.11 Subdivision 1. **Driving while impaired crime; motor vehicle.** It is a crime for any
229.12 person to drive, operate, or be in physical control of any motor vehicle, as defined in section
229.13 169A.03, subdivision 15, ~~except for motorboats in operation and off-road recreational~~
229.14 ~~vehicles,~~ within this state or on any boundary water of this state when:

229.15 (1) the person is under the influence of alcohol;

229.16 (2) the person is under the influence of a controlled substance;

229.17 (3) the person is under the influence of an intoxicating substance and the person knows
229.18 or has reason to know that the substance has the capacity to cause impairment;

229.19 (4) the person is under the influence of a combination of any two or more of the elements
229.20 named in clauses (1) to (3);

229.21 (5) the person's alcohol concentration at the time, or as measured within two hours of
229.22 the time, of driving, operating, or being in physical control of the motor vehicle is 0.08 or
229.23 more;

229.24 (6) the vehicle is a commercial motor vehicle and the person's alcohol concentration at
229.25 the time, or as measured within two hours of the time, of driving, operating, or being in
229.26 physical control of the commercial motor vehicle is 0.04 or more; or

229.27 (7) the person's body contains any amount of a controlled substance listed in Schedule
229.28 I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

230.1 Sec. 8. Minnesota Statutes 2020, section 169A.52, is amended by adding a subdivision to
230.2 read:

230.3 Subd. 9. **Off-road recreational vehicles and motorboats.** (a) The provisions of this
230.4 section for revoking a driver's license, permit, or nonresident operating privilege also apply
230.5 to the operating privilege for an off-road recreational vehicle and a motorboat.

230.6 (b) Upon certification by a peace officer under subdivision 3, paragraph (a), or subdivision
230.7 4, paragraph (a) or (c), the commissioner must notify a person that the person is prohibited
230.8 from operating off-road recreational vehicles and motorboats for the period provided in
230.9 subdivision 3, paragraph (a), or subdivision 4, paragraph (a).

230.10 Sec. 9. Minnesota Statutes 2020, section 169A.54, is amended by adding a subdivision to
230.11 read:

230.12 Subd. 12. **Off-road recreational vehicles and motorboats.** (a) The provisions of this
230.13 section for revoking a driver's license or nonresident operating privilege also apply to the
230.14 operating privilege for an off-road recreational vehicle and a motorboat.

230.15 (b) Upon conviction, the commissioner must notify a person that the person is prohibited
230.16 from operating off-road recreational vehicles and motorboats for the same period that the
230.17 person's driver's license or operating privilege is revoked or canceled under this section.

230.18 Sec. 10. **[171.188] DRIVING WHILE IMPAIRED REVOCATION AND**
230.19 **PROHIBITION; OFF-ROAD RECREATIONAL VEHICLES AND MOTORBOATS.**

230.20 (a) The provisions of this chapter for revoking or canceling a driver's license or
230.21 nonresident driving privilege for alcohol, controlled substance, or intoxicating substance
230.22 violations also apply to the operating privileges for off-road recreational vehicles and
230.23 motorboats.

230.24 (b) Upon conviction, the commissioner must notify a person that the person is prohibited
230.25 from operating off-road recreational vehicles and motorboats for the same period that the
230.26 person's driver's license or driving privilege is revoked or canceled for the alcohol, controlled
230.27 substance, or intoxicating substance conviction.

230.28 Sec. 11. Minnesota Statutes 2020, section 171.306, is amended by adding a subdivision
230.29 to read:

230.30 Subd. 3a. **Off-road recreational vehicles and motorboats.** A program participant in
230.31 the ignition interlock device program may operate an off-road recreational vehicle or a

231.1 motorboat only if it is equipped with an approved ignition interlock device as provided
231.2 under this section and sections 84.765, subdivision 2, and 86B.33, subdivision 2.

231.3 Sec. 12. **REVISOR INSTRUCTION.**

231.4 The revisor of statutes shall make necessary changes to statutory cross-references to
231.5 reflect the changes made in sections 1 to 11. If necessary, the revisor shall prepare a bill for
231.6 introduction in the 2022 legislative session to make other necessary conforming changes
231.7 that are beyond the scope of the revisor's authority to make editorial changes under this
231.8 section or other law.

231.9 Sec. 13. **REPEALER.**

231.10 Minnesota Statutes 2020, sections 84.91, subdivision 1; 86B.331, subdivision 1; and
231.11 169A.20, subdivisions 1a, 1b, and 1c, are repealed.

231.12 **ARTICLE 9**

231.13 **ELECTRIC-ASSISTED BICYCLES**

231.14 Section 1. Minnesota Statutes 2020, section 84.787, subdivision 7, is amended to read:

231.15 Subd. 7. **Off-highway motorcycle.** (a) "Off-highway motorcycle" means a motorized,
231.16 off-highway vehicle traveling on two wheels and having a seat or saddle designed to be
231.17 straddled by the operator and handlebars for steering control, including a vehicle that is
231.18 registered under chapter 168 for highway use if it is also used for off-highway operation on
231.19 trails or unimproved terrain.

231.20 (b) Off-highway motorcycle does not include an electric-assisted bicycle as defined in
231.21 section 169.011, subdivision 27.

231.22 Sec. 2. Minnesota Statutes 2020, section 84.797, subdivision 7, is amended to read:

231.23 Subd. 7. **Off-road vehicle.** (a) "Off-road vehicle" or "vehicle" means a motor-driven
231.24 recreational vehicle capable of cross-country travel on natural terrain without benefit of a
231.25 road or trail.

231.26 (b) Off-road vehicle does not include a snowmobile; an all-terrain vehicle; a motorcycle;
231.27 an electric-assisted bicycle as defined in section 169.011, subdivision 27; a watercraft; a
231.28 farm vehicle being used for farming; a vehicle used for military, fire, emergency, or law
231.29 enforcement purposes; a construction or logging vehicle used in the performance of its
231.30 common function; a motor vehicle owned by or operated under contract with a utility,

232.1 whether publicly or privately owned, when used for work on utilities; a commercial vehicle
232.2 being used for its intended purpose; snow-grooming equipment when used for its intended
232.3 purpose; or an aircraft.

232.4 Sec. 3. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

232.5 Subd. 8. **All-terrain vehicle or vehicle.** (a) "All-terrain vehicle" or "vehicle" means a
232.6 motorized vehicle with: (1) not less than three, but not more than six low pressure or
232.7 non-pneumatic tires; (2) a total dry weight of 2,000 pounds or less; and (3) a total width
232.8 from outside of tire rim to outside of tire rim that is 65 inches or less. All-terrain vehicle
232.9 includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle.

232.10 (b) All-terrain vehicle does not include ~~a~~ an electric-assisted bicycle as defined in section
232.11 169.011, subdivision 27, golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed
232.12 and used specifically for lawn maintenance, agriculture, logging, or mining purposes.

232.13 Sec. 4. Minnesota Statutes 2020, section 168.002, subdivision 18, is amended to read:

232.14 Subd. 18. **Motor vehicle.** (a) "Motor vehicle" means any self-propelled vehicle designed
232.15 and originally manufactured to operate primarily on highways, and not operated exclusively
232.16 upon railroad tracks. It includes any vehicle propelled or drawn by a self-propelled vehicle
232.17 and includes vehicles known as trackless trolleys that are propelled by electric power obtained
232.18 from overhead trolley wires but not operated upon rails. ~~It does not include snowmobiles,~~
232.19 ~~manufactured homes, or park trailers.~~

232.20 (b) "Motor vehicle" includes an all-terrain vehicle only if the all-terrain vehicle (1) has
232.21 at least four wheels, (2) is owned and operated by a physically disabled person, and (3)
232.22 displays both disability plates and a physically disabled certificate issued under section
232.23 169.345.

232.24 (c) "Motor vehicle" does not include an all-terrain vehicle except (1) an all-terrain vehicle
232.25 described in paragraph (b), or (2) an all-terrain vehicle licensed as a motor vehicle before
232.26 August 1, 1985. The owner may continue to license an all-terrain vehicle described in clause
232.27 (2) as a motor vehicle until it is conveyed or otherwise transferred to another owner, is
232.28 destroyed, or fails to comply with the registration and licensing requirements of this chapter.

232.29 (d) "Motor vehicle" does not include a snowmobile; a manufactured home; a park trailer;
232.30 an electric personal assistive mobility device as defined in section 169.011, subdivision 26;

233.1 ~~(e) "Motor vehicle" does not include~~ a motorized foot scooter as defined in section
233.2 169.011, subdivision 46; or an electric-assisted bicycle as defined in section 169.011,
233.3 subdivision 27.

233.4 ~~(f)~~ (e) "Motor vehicle" includes an off-highway motorcycle modified to meet the
233.5 requirements of chapter 169 according to section 84.788, subdivision 12.

233.6 Sec. 5. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to
233.7 read:

233.8 Subd. 15a. **Class 1 electric-assisted bicycle.** "Class 1 electric-assisted bicycle" means
233.9 an electric-assisted bicycle equipped with an electric motor that provides assistance only
233.10 when the rider is pedaling and ceases to provide assistance when the bicycle reaches the
233.11 speed of 20 miles per hour.

233.12 Sec. 6. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to
233.13 read:

233.14 Subd. 15b. **Class 2 electric-assisted bicycle.** "Class 2 electric-assisted bicycle" means
233.15 an electric-assisted bicycle equipped with an electric motor that is capable of propelling the
233.16 bicycle without the rider pedaling and ceases to provide assistance when the bicycle reaches
233.17 the speed of 20 miles per hour.

233.18 Sec. 7. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to
233.19 read:

233.20 Subd. 15c. **Class 3 electric-assisted bicycle.** "Class 3 electric-assisted bicycle" means
233.21 an electric-assisted bicycle equipped with an electric motor that provides assistance only
233.22 when the rider is pedaling and ceases to provide assistance when the bicycle reaches the
233.23 speed of 28 miles per hour.

233.24 Sec. 8. Minnesota Statutes 2020, section 169.011, subdivision 27, is amended to read:

233.25 Subd. 27. **Electric-assisted bicycle.** "Electric-assisted bicycle" means a bicycle with
233.26 two or three wheels that:

233.27 (1) has a saddle and fully operable pedals for human propulsion;

233.28 (2) meets the requirements:

233.29 ~~(i) of federal motor vehicle safety standards for a motor-driven cycle in Code of Federal~~
233.30 ~~Regulations, title 49, sections 571.1 et seq.; or~~

234.1 (ii) for bicycles under Code of Federal Regulations, title 16, part 1512, or successor
234.2 requirements; ~~and~~

234.3 (3) ~~has~~ is equipped with an electric motor that ~~(i)~~ has a power output of not more than
234.4 ~~1,000~~ 750 watts, ~~(ii) is incapable of propelling the vehicle at a speed of more than 20 miles~~
234.5 ~~per hour, (iii) is incapable of further increasing the speed of the device when human power~~
234.6 ~~alone is used to propel the vehicle at a speed of more than 20 miles per hour, and (iv)~~
234.7 ~~disengages or ceases to function when the vehicle's brakes are applied; and~~ and

234.8 (4) meets the requirements of a class 1, class 2, or class 3 electric-assisted bicycle.

234.9 Sec. 9. Minnesota Statutes 2020, section 169.011, subdivision 42, is amended to read:

234.10 Subd. 42. **Motor vehicle.** (a) "Motor vehicle" means every vehicle which is self-propelled
234.11 and every vehicle which is propelled by electric power obtained from overhead trolley wires.

234.12 (b) Motor vehicle does not include an electric-assisted bicycle; an electric personal
234.13 assistive mobility device; or a vehicle moved solely by human power.

234.14 Sec. 10. Minnesota Statutes 2020, section 169.222, subdivision 4, is amended to read:

234.15 Subd. 4. **Riding rules.** (a) Every person operating a bicycle upon a roadway shall ride
234.16 as close as practicable to the right-hand curb or edge of the roadway except under any of
234.17 the following situations:

234.18 (1) when overtaking and passing another vehicle proceeding in the same direction;

234.19 (2) when preparing for a left turn at an intersection or into a private road or driveway;

234.20 (3) when reasonably necessary to avoid conditions, including fixed or moving objects,
234.21 vehicles, pedestrians, animals, surface hazards, or narrow width lanes, that make it unsafe
234.22 to continue along the right-hand curb or edge; or

234.23 (4) when operating on the shoulder of a roadway or in a bicycle lane.

234.24 (b) If a bicycle is traveling on a shoulder of a roadway, the bicycle shall travel in the
234.25 same direction as adjacent vehicular traffic.

234.26 (c) Persons riding bicycles upon a roadway or shoulder shall not ride more than two
234.27 abreast and shall not impede the normal and reasonable movement of traffic and, on a laned
234.28 roadway, shall ride within a single lane.

234.29 (d) A person operating a bicycle upon a sidewalk, or across a roadway or shoulder on a
234.30 crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal

235.1 when necessary before overtaking and passing any pedestrian. No person shall ride a bicycle
235.2 upon a sidewalk within a business district unless permitted by local authorities. Local
235.3 authorities may prohibit the operation of bicycles on any sidewalk or crosswalk under their
235.4 jurisdiction.

235.5 (e) An individual operating a bicycle or other vehicle on a bikeway shall leave a safe
235.6 distance when overtaking a bicycle or individual proceeding in the same direction on the
235.7 bikeway, and shall maintain clearance until safely past the overtaken bicycle or individual.

235.8 (f) A person lawfully operating a bicycle on a sidewalk, or across a roadway or shoulder
235.9 on a crosswalk, shall have all the rights and duties applicable to a pedestrian under the same
235.10 circumstances.

235.11 ~~(g) A person may operate an electric-assisted bicycle on the shoulder of a roadway, on~~
235.12 ~~a bikeway, or on a bicycle trail if not otherwise prohibited under section 85.015, subdivision~~
235.13 ~~1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2, paragraph (b), as~~
235.14 ~~applicable.~~

235.15 Sec. 11. Minnesota Statutes 2020, section 169.222, subdivision 6a, is amended to read:

235.16 Subd. 6a. **Operator age Electric-assisted bicycle; riding rules.** (a) A person may
235.17 operate an electric-assisted bicycle in the same manner as provided for operation of other
235.18 bicycles, including but not limited to operation on the shoulder of a roadway, a bicycle lane,
235.19 and a bicycle route, and operation without the motor engaged on a bikeway or bicycle trail.

235.20 (b) A person may operate a class 1 or class 2 electric-assisted bicycle with the motor
235.21 engaged on a bicycle path, bicycle trail, or shared use path unless prohibited under section
235.22 85.015, subdivision 1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2,
235.23 paragraph (b), as applicable.

235.24 (c) A person may operate a class 3 electric-assisted bicycle with the motor engaged on
235.25 a bicycle path, bicycle trail, or shared use path unless the local authority or state agency
235.26 having jurisdiction over the bicycle path or trail prohibits the operation.

235.27 (d) The local authority or state agency having jurisdiction over a trail that is designated
235.28 as nonmotorized, and that has a natural surface tread made by clearing and grading the
235.29 native soil with no added surfacing materials, may regulate the operation of an
235.30 electric-assisted bicycle.

235.31 (e) No person under the age of 15 shall operate an electric-assisted bicycle.

236.1 Sec. 12. Minnesota Statutes 2020, section 169.222, is amended by adding a subdivision
236.2 to read:

236.3 Subd. 6b. **Electric-assisted bicycle; equipment.** (a) The manufacturer or distributor of
236.4 an electric-assisted bicycle must apply a label to the bicycle that is permanently affixed in
236.5 a prominent location. The label must contain the classification number, top assisted speed,
236.6 and motor wattage of the electric-assisted bicycle, and must be printed in a legible font with
236.7 at least 9-point type.

236.8 (b) A person must not modify an electric-assisted bicycle to change the motor-powered
236.9 speed capability or motor engagement unless the person replaces the label required in
236.10 paragraph (a) with revised information.

236.11 (c) An electric-assisted bicycle must operate in a manner so that the electric motor is
236.12 disengaged or ceases to function when the rider stops pedaling or when the brakes are
236.13 applied.

236.14 (d) A class 3 electric-assisted bicycle must be equipped with a speedometer that displays
236.15 the speed at which the bicycle is traveling in miles per hour.

236.16 **EFFECTIVE DATE.** Paragraph (a) is effective January 1, 2022. Paragraphs (b) to (d)
236.17 are effective August 1, 2021.

236.18 **ARTICLE 10**

236.19 **STATE LANDS**

236.20 Section 1. Minnesota Statutes 2020, section 84.415, is amended by adding a subdivision
236.21 to read:

236.22 Subd. 8. **Reimbursing costs.** In addition to fees specified in this section or in rules
236.23 adopted by the commissioner, the applicant must reimburse the state for costs incurred for
236.24 cultural resources review, monitoring, or other services provided by the Minnesota Historical
236.25 Society under contract with the commissioner of natural resources or the State Historic
236.26 Preservation Office of the Department of Administration in connection with the license
236.27 application, preparing the license terms, or constructing the utility line.

237.1 Sec. 2. Minnesota Statutes 2020, section 84.63, is amended to read:

237.2 **84.63 CONVEYANCE OF INTERESTS IN LANDS TO STATE ~~AND~~, FEDERAL,**
237.3 **AND TRIBAL GOVERNMENTS.**

237.4 (a) Notwithstanding any existing law to the contrary, the commissioner of natural
237.5 resources is hereby authorized on behalf of the state to convey to the United States, to a
237.6 federally recognized Indian Tribe, or to the state of Minnesota or any of its subdivisions,
237.7 upon state-owned lands under the administration of the commissioner of natural resources,
237.8 permanent or temporary easements for specified periods or otherwise for trails, highways,
237.9 roads including limitation of right of access from the lands to adjacent highways and roads,
237.10 flowage for development of fish and game resources, stream protection, flood control, and
237.11 necessary appurtenances thereto, such conveyances to be made upon such terms and
237.12 conditions including provision for reversion in the event of non-user as the commissioner
237.13 of natural resources may determine.

237.14 (b) In addition to the fee for the market value of the easement, the commissioner of
237.15 natural resources shall assess the applicant the following fees:

237.16 (1) an application fee of \$2,000 to cover reasonable costs for reviewing the application
237.17 and preparing the easement; and

237.18 (2) a monitoring fee to cover the projected reasonable costs for monitoring the
237.19 construction of the improvement for which the easement was conveyed and preparing special
237.20 terms and conditions for the easement. The commissioner must give the applicant an estimate
237.21 of the monitoring fee before the applicant submits the fee.

237.22 (c) The applicant shall pay these fees to the commissioner of natural resources. The
237.23 commissioner shall not issue the easement until the applicant has paid in full the application
237.24 fee, the monitoring fee, and the market value payment for the easement.

237.25 (d) Upon completion of construction of the improvement for which the easement was
237.26 conveyed, the commissioner shall refund the unobligated balance from the monitoring fee
237.27 revenue. The commissioner shall not return the application fee, even if the application is
237.28 withdrawn or denied.

237.29 (e) Money received under paragraph (b) must be deposited in the land management
237.30 account in the natural resources fund and is appropriated to the commissioner of natural
237.31 resources to cover the reasonable costs incurred for issuing and monitoring easements.

237.32 (f) A county or joint county regional railroad authority is exempt from all fees specified
237.33 under this section for trail easements on state-owned land.

238.1 (g) In addition to fees specified in this section, the applicant must reimburse the state
238.2 for costs incurred for cultural resources review, monitoring, or other services provided by
238.3 the Minnesota Historical Society under contract with the commissioner of natural resources
238.4 or the State Historic Preservation Office of the Department of Administration in connection
238.5 with the easement application, preparing the easement terms, or constructing the trail,
238.6 highway, road, or other improvements.

238.7 **EFFECTIVE DATE.** This section is effective the day following final enactment, except
238.8 that paragraph (g) is effective July 1, 2021.

238.9 Sec. 3. Minnesota Statutes 2020, section 84.631, is amended to read:

238.10 **84.631 ROAD EASEMENTS ACROSS STATE LANDS.**

238.11 (a) Except as provided in section 85.015, subdivision 1b, the commissioner of natural
238.12 resources, on behalf of the state, may convey a road easement across state land under the
238.13 commissioner's jurisdiction to a private person requesting an easement for access to property
238.14 owned by the person only if the following requirements are met: (1) there are no reasonable
238.15 alternatives to obtain access to the property; and (2) the exercise of the easement will not
238.16 cause significant adverse environmental or natural resource management impacts.

238.17 (b) The commissioner shall:

238.18 (1) require the applicant to pay the market value of the easement;

238.19 (2) limit the easement term to 50 years if the road easement is across school trust land;

238.20 (3) provide that the easement reverts to the state in the event of nonuse; and

238.21 (4) impose other terms and conditions of use as necessary and appropriate under the
238.22 circumstances.

238.23 (c) An applicant shall submit an application fee of \$2,000 with each application for a
238.24 road easement across state land. The application fee is nonrefundable, even if the application
238.25 is withdrawn or denied.

238.26 (d) In addition to the payment for the market value of the easement and the application
238.27 fee, the commissioner of natural resources shall assess the applicant a monitoring fee to
238.28 cover the projected reasonable costs for monitoring the construction of the road and preparing
238.29 special terms and conditions for the easement. The commissioner must give the applicant
238.30 an estimate of the monitoring fee before the applicant submits the fee. The applicant shall
238.31 pay the application and monitoring fees to the commissioner of natural resources. The

239.1 commissioner shall not issue the easement until the applicant has paid in full the application
239.2 fee, the monitoring fee, and the market value payment for the easement.

239.3 (e) Upon completion of construction of the road, the commissioner shall refund the
239.4 unobligated balance from the monitoring fee revenue.

239.5 (f) Fees collected under paragraphs (c) and (d) must be credited to the land management
239.6 account in the natural resources fund and are appropriated to the commissioner of natural
239.7 resources to cover the reasonable costs incurred under this section.

239.8 (g) In addition to fees specified in this section, the applicant must reimburse the state
239.9 for costs incurred for cultural resources review, monitoring, or other services provided by
239.10 the Minnesota Historical Society under contract with the commissioner of natural resources
239.11 or the State Historic Preservation Office of the Department of Administration in connection
239.12 with the easement application, preparing the easement terms, or constructing the road.

239.13 Sec. 4. Minnesota Statutes 2020, section 89.021, is amended by adding a subdivision to
239.14 read:

239.15 Subd. 42a. Riverlands State Forest.

239.16 Sec. 5. Minnesota Statutes 2020, section 89.17, is amended to read:

239.17 **89.17 LEASES AND PERMITS.**

239.18 (a) Notwithstanding the permit procedures of chapter 90, the commissioner may grant
239.19 and execute, in the name of the state, leases and permits for the use of any forest lands under
239.20 the authority of the commissioner for any purpose that in the commissioner's opinion is not
239.21 inconsistent with the maintenance and management of the forest lands, on forestry principles
239.22 for timber production. Every such lease or permit is revocable at the discretion of the
239.23 commissioner at any time subject to such conditions as may be agreed on in the lease. The
239.24 approval of the commissioner of administration is not required upon any such lease or
239.25 permit. No such lease or permit for a period exceeding 21 years shall be granted except with
239.26 the approval of the Executive Council.

239.27 (b) Public access to the leased land for outdoor recreation is the same as access would
239.28 be under state management.

239.29 (c) Notwithstanding section 16A.125, subdivision 5, after deducting the reasonable costs
239.30 incurred for preparing and issuing the lease, all remaining proceeds from leasing school
239.31 trust land and university land for roads on forest lands must be deposited into the respective
239.32 permanent fund for the lands.

240.1 (d) The commissioner may require a performance bond, security deposit, or other form
240.2 of security for removing any improvements or personal property left on the leased premises
240.3 by the lessee upon termination or cancellation of the lease.

240.4 (e) In addition to other payments required by this section, the applicant must reimburse
240.5 the state for costs incurred for cultural resources review, monitoring, or other services
240.6 provided by the Minnesota Historical Society under contract with the commissioner of
240.7 natural resources or the State Historic Preservation Office of the Department of
240.8 Administration in connection with reviewing the lease request, preparing the lease terms,
240.9 or monitoring construction of improvements on the leased premises.

240.10 Sec. 6. Minnesota Statutes 2020, section 92.50, is amended by adding a subdivision to
240.11 read:

240.12 Subd. 4. **Reimbursing costs.** In addition to other payments required by this section, the
240.13 applicant must reimburse the state for costs incurred for cultural resources review, monitoring,
240.14 or other services provided by the Minnesota Historical Society under contract with the
240.15 commissioner of natural resources or the State Historic Preservation Office of the Department
240.16 of Administration in connection with reviewing the lease request, preparing the lease terms,
240.17 or constructing improvements on the leased premises.

240.18 Sec. 7. Minnesota Statutes 2020, section 92.502, is amended to read:

240.19 **92.502 LEASE OF TAX-FORFEITED AND STATE LANDS.**

240.20 (a) Notwithstanding section 282.04 or other law to the contrary, St. Louis County may
240.21 enter a 30-year lease of tax-forfeited land for a wind energy project.

240.22 (b) The commissioner of natural resources may enter a 30-year lease of land administered
240.23 by the commissioner for a wind energy project.

240.24 (c) The commissioner of natural resources may enter a 30-year lease of land administered
240.25 by the commissioner for recreational trails and facilities. The commissioner may assess the
240.26 lease applicant a monitoring fee to cover the projected reasonable costs of monitoring
240.27 construction of the recreational trail or facility and preparing special terms and conditions
240.28 of the license to ensure proper construction. The commissioner must give the applicant an
240.29 estimate of the monitoring fee before the applicant is required to submit the fee. Upon
240.30 completion of construction of the trail or facility, the commissioner must refund the
240.31 unobligated balance from the monitoring fee revenue.

241.1 (d) Notwithstanding section 282.04 or other law to the contrary, Lake and St. Louis
241.2 Counties may enter into 30-year leases of tax-forfeited land for recreational trails and
241.3 facilities.

241.4 Sec. 8. Minnesota Statutes 2020, section 94.3495, subdivision 3, is amended to read:

241.5 Subd. 3. **Valuation of land.** (a) In an exchange of class 1 land for class 2 or 3 land, the
241.6 value of all the land shall be determined by the commissioner of natural resources, but the
241.7 county board must approve the value determined for the class 2 land, and the governmental
241.8 subdivision of the state must approve the value determined for the class 3 land. In an
241.9 exchange of class 2 land for class 3 land, the value of all the land shall be determined by
241.10 the county board of the county in which the land lies, but the governmental subdivision of
241.11 the state must approve the value determined for the class 3 land.

241.12 (b) To determine the value of the land, the parties to the exchange may either (1) cause
241.13 the land to be appraised, or (2) determine the value for each 40-acre tract or lot, or a portion
241.14 thereof, using the ~~most current~~ township or county assessment schedules within the preceding
241.15 two years for similar land types from the county assessor of the county in which the lands
241.16 are located. Merchantable timber value should be considered in finalizing valuation of the
241.17 lands.

241.18 (c) Except for school trust lands and university lands, the lands exchanged under this
241.19 section shall be exchanged only for lands of at least substantially equal value. For the
241.20 purposes of this subdivision, "substantially equal value" has the meaning given under section
241.21 94.343, subdivision 3, paragraph (b). No payment is due either party if the lands, other than
241.22 school trust lands or university lands, are of substantially equal value but are not of the same
241.23 value.

241.24 (d) School trust lands and university lands exchanged under this section must be
241.25 exchanged only for lands of equal or greater value.

241.26 Sec. 9. Laws 2016, chapter 154, section 16, is amended to read:

241.27 Sec. 16. **EXCHANGE OF STATE LAND; AITKIN, BELTRAMI, AND**
241.28 **KOOCHICHING COUNTIES.**

241.29 (a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342,
241.30 subdivision 3, and subject to the valuation restrictions described in paragraph (c), the
241.31 commissioner of natural resources may, with the approval of the Land Exchange Board as
241.32 required under the Minnesota Constitution, article XI, section 10, and according to the

242.1 remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the
242.2 state-owned land leased for farming wild rice described in paragraph (b).

242.3 (b) The state land that may be exchanged is held under the following state leases for
242.4 farming of wild rice:

242.5 (1) Lease LAGR001305, covering 175.1 acres in Aitkin County;

242.6 (2) Lease LMIS010040, covering 107.1 acres in Beltrami County;

242.7 (3) Lease LMIS010096, covering 137.4 acres in Beltrami County; and

242.8 (4) Lease LAGR001295, covering 264.40 acres in Koochiching County.

242.9 (c) For the appraisal of the land, no improvements paid for by the lessee shall be included
242.10 in the estimate of market value.

242.11 (d) Additional adjoining state lands may be added to the exchanges if mutually agreed
242.12 upon by the commissioner and the exchange partner to avoid leaving unmanageable parcels
242.13 of land in state ownership after an exchange or to meet county zoning standards or other
242.14 regulatory needs for the wild rice farming operations.

242.15 (e) The state land administered by the commissioner of natural resources in Koochiching
242.16 County borders the Lost River. The lands to be exchanged are not required to provide at
242.17 least equal opportunity for access to waters by the public, but the lands must be at least
242.18 equal in value and have the potential to generate revenue for the school trust lands.

242.19 (f) Notwithstanding Minnesota Statutes, section 94.343, subdivision 8a, lessees must
242.20 pay to the commissioner all costs, as determined by the commissioner, that are associated
242.21 with each exchange transaction, including valuation expenses; legal fees; survey expenses;
242.22 costs of title work, advertising, and public hearings; transactional staff costs; and closing
242.23 costs.

242.24 Sec. 10. Laws 2016, chapter 154, section 48, is amended to read:

242.25 Sec. 48. **EXCHANGE OF STATE LAND; ST. LOUIS COUNTY.**

242.26 Subdivision 1. Exchange of land. (a) Notwithstanding the riparian restrictions in
242.27 Minnesota Statutes, section 94.342, subdivision 3, the commissioner of natural resources
242.28 may, with the approval of the Land Exchange Board as required under the Minnesota
242.29 Constitution, article XI, section 10, and according to the remaining provisions of Minnesota
242.30 Statutes, sections 94.342 to 94.347, exchange the riparian land described in paragraph (b).

243.1 (b) The state land that may be exchanged is located in St. Louis County and is described
243.2 as: Government Lot 5, Section 35, Township 64 North, Range 12 West.

243.3 (c) The state land administered by the commissioner of natural resources borders Low
243.4 Lake. The land to be exchanged is forest land that includes areas bordering the Whiteface
243.5 River. While the land does not provide at least equal opportunity for access to waters by
243.6 the public, the land to be acquired by the commissioner in the exchange will improve access
243.7 to adjacent state forest lands.

243.8 Subd. 2. **Gifts of land.** Notwithstanding Minnesota Statutes, section 94.342 or 94.343,
243.9 or any other law to the contrary, the Land Exchange Board may consider a gift of land from
243.10 the exchange partner pursuant to Minnesota Statutes, section 84.085, subdivision 1, paragraph
243.11 (d), in addition to land proposed for exchange with the state land referenced in subdivision
243.12 1, paragraph (b), in determining whether the proposal is in the best interests of the school
243.13 trust.

243.14 Sec. 11. **ADDITIONS TO STATE PARKS.**

243.15 Subdivision 1. **[85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The
243.16 following areas are added to Fort Snelling State Park, Dakota County:

243.17 (1) that part of Section 28, Township 28 North, Range 23 West, Dakota County,
243.18 Minnesota, bounded by the Dakota County line along the Minnesota River and the following
243.19 described lines:

243.20 Beginning at the intersection of the south line of Lot 18 of Auditor's Subdivision Number
243.21 29 of Mendota, according to the plat on file in the Office of the Dakota County Recorder,
243.22 with the westerly right-of-way line of the existing Sibley Memorial Highway; thence
243.23 northerly along said westerly right-of-way line to the north line of said Lot 18; thence
243.24 westerly along the north line of said Lot 18 to the easterly right-of-way line of the
243.25 Chicago and Northwestern Railroad; thence northerly and northeasterly along said
243.26 easterly right-of-way to the east line of said Section 28;

243.27 (2) that part of Section 33, Township 28 North, Range 23 West, Dakota County,
243.28 Minnesota, lying westerly of the easterly right-of-way of the Chicago and Northwestern
243.29 Railroad;

243.30 (3) that part of Government Lot 6 of Section 33, Township 28 North, Range 23 West,
243.31 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
243.32 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway
243.33 and North of the South 752 feet of said Government Lot 6;

244.1 (4) the North 152 feet of the South 752 feet of that part of Government Lot 6 of Section
244.2 33, Township 28 North, Range 23 West, Dakota County, Minnesota, lying East of the
244.3 easterly right-of-way of the Chicago and Northwestern Railroad and West of the westerly
244.4 right-of-way of Sibley Memorial Highway;

244.5 (5) the North 270 feet of the South 600 feet of that part of Government Lot 6 lying
244.6 between the westerly right-of-way of Sibley Memorial Highway and the easterly right-of-way
244.7 of the Chicago and Northwestern Railroad in Section 33, Township 28 North, Range 23
244.8 West, Dakota County, Minnesota;

244.9 (6) that part of the South 20 rods of Government Lot 6 of Section 33, Township 28
244.10 North, Range 23 West, Dakota County, Minnesota, lying East of the easterly right-of-way
244.11 of the Chicago and Northwestern Railroad and West of the westerly right-of-way of Sibley
244.12 Memorial Highway, excepting therefrom that part described as follows:

244.13 Commencing at the southeast corner of said Government Lot 6; thence North 89 degrees
244.14 56 minutes 54 seconds West assumed bearing along the south line of said Government
244.15 Lot 6 a distance of 260.31 feet to the point of beginning of the property to be described;
244.16 thence continue North 89 degrees 56 minutes 54 seconds West a distance of 71.17 feet;
244.17 thence northwesterly a distance of 37.25 feet along a nontangential curve concave to
244.18 the East having a radius of 4,098.00 feet and a central angle of 00 degrees 31 minutes
244.19 15 seconds the chord of said curve bears North 23 degrees 31 minutes 27 seconds West;
244.20 thence northerly a distance of 127.39 feet along a compound curve concave to the East
244.21 having a radius of 2,005.98 feet and a central angle of 03 degrees 38 minutes 19 seconds;
244.22 thence North 70 degrees 22 minutes 29 seconds East not tangent to said curve a distance
244.23 of 65.00 feet; thence southerly a distance of 123.26 feet along a nontangential curve
244.24 concave to the East having a radius of 1,940.98 feet and a central angle of 03 degrees
244.25 38 minutes 19 seconds the chord of said curve bears South 21 degrees 26 minutes 40
244.26 seconds East; thence southerly a distance of 65.42 feet to the point of beginning along
244.27 a compound curve concave to the East having a radius of 4,033.00 feet and a central
244.28 angle of 00 degrees 55 minutes 46 seconds;

244.29 (7) that part of Government Lot 5 of Section 33, Township 28 North, Range 23 West,
244.30 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
244.31 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway,
244.32 excepting therefrom that part described as follows:

244.33 Commencing at the southeast corner of said Government Lot 5; thence North 89 degrees
244.34 56 minutes 18 seconds West assumed bearing along the south line of said Government

245.1 Lot 5 a distance of 70.48 feet to the point of beginning of the property to be described;
245.2 thence continue North 89 degrees 56 minutes 18 seconds West along said south line of
245.3 Government Lot 5 a distance of 40.01 feet; thence North 01 degree 30 minutes 25 seconds
245.4 East a distance of 6.08 feet; thence northerly a distance of 185.58 feet along a tangential
245.5 curve concave to the West having a radius of 4,427.00 feet and a central angle of 02
245.6 degrees 24 minutes 07 seconds; thence South 89 degrees 06 minutes 18 seconds West
245.7 not tangent to said curve a distance of 25.00 feet; thence North 00 degrees 53 minutes
245.8 42 seconds West a distance of 539.13 feet; thence northerly a distance of 103.77 feet
245.9 along a tangential curve concave to the West having a radius of 1,524.65 feet and a
245.10 central angle of 03 degrees 53 minutes 59 seconds; thence northerly a distance of 159.33
245.11 feet along a compound curve concave to the West having a radius of 522.45 feet and a
245.12 central angle of 17 degrees 28 minutes 23 seconds; thence northwesterly a distance of
245.13 86.78 feet along a tangential curve concave to the West having a radius of 1,240.87 feet
245.14 and a central angle of 04 degrees 00 minutes 25 seconds; thence North 26 degrees 16
245.15 minutes 30 seconds West tangent to said curve a distance of 92.39 feet; thence
245.16 northwesterly a distance of 178.12 feet along a tangential curve concave to the East
245.17 having a radius of 4,098.00 feet and a central angle of 02 degrees 29 minutes 25 seconds
245.18 to a point on the north line of said Government Lot 5 which is 331.48 feet from the
245.19 northeast corner thereof as measured along said north line; thence South 89 degrees 56
245.20 minutes 54 seconds East along said north line of Government Lot 5 a distance of 71.17
245.21 feet; thence southeasterly a distance of 146.53 feet along a nontangential curve concave
245.22 to the East having a radius of 4,033.00 feet and a central angle of 02 degrees 04 minutes
245.23 54 seconds the chord of said curve bears South 25 degrees 14 minutes 03 seconds East;
245.24 thence South 26 degrees 16 minutes 30 seconds East tangent to said curve a distance of
245.25 92.39 feet; thence southerly a distance of 91.33 feet along a tangential curve concave
245.26 to the West having a radius of 1,305.87 feet and a central angle of 04 degrees 00 minutes
245.27 25 seconds; thence southerly a distance of 179.15 feet along a tangential curve concave
245.28 to the West having a radius of 587.45 feet and a central angle of 17 degrees 28 minutes
245.29 23 seconds; thence southerly a distance of 108.20 feet along a compound curve concave
245.30 to the West having a radius of 1,589.65 feet and a central angle of 03 degrees 53 minutes
245.31 59 seconds; thence South 00 degrees 53 minutes 42 seconds East tangent to said curve
245.32 a distance of 539.13 feet; thence southerly a distance of 187.26 feet along a tangential
245.33 curve concave to the West having a radius of 4,467.00 feet and a central angle of 02
245.34 degrees 24 minutes 07 seconds; thence South 01 degree 30 minutes 25 seconds West
245.35 tangent to said curve a distance of 5.07 feet to the point of beginning; and

246.1 (8) that part of Government Lot 4 of Section 33, Township 28 North, Range 23 West,
246.2 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
246.3 Northwestern Railroad and northerly of the following described line:

246.4 Commencing at the southeast corner of said Government Lot 4; thence North 89 degrees
246.5 55 minutes 42 seconds West assumed bearing along the south line of said Government
246.6 Lot 4 a distance of 312.44 feet to corner B205, MNDOT Right-of-Way Plat No. 19-93,
246.7 according to the recorded map thereof; thence continue North 89 degrees 55 minutes 42
246.8 seconds West along said south line of Government Lot 4 a distance of 318.00 feet to the
246.9 easterly right-of-way of Chicago and Northwestern Railroad; thence northerly along
246.10 said railroad right-of-way a distance of 387.97 feet along a nontangential curve concave
246.11 to the West having a radius of 2,963.54 feet and a central angle of 07 degrees 30 minutes
246.12 03 seconds, the chord of said curve bears North 00 degrees 42 minutes 41 seconds East;
246.13 thence North 03 degrees 02 minutes 21 seconds West tangent to said curve along said
246.14 railroad right-of-way a distance of 619.45 feet to the point of beginning of the line to
246.15 be described; thence North 89 degrees 35 minutes 27 seconds East a distance of 417.92
246.16 feet; thence North 18 degrees 18 minutes 58 seconds East a distance of 317.52 feet to a
246.17 point on the north line of said Government Lot 4 which is 135.00 feet from the northeast
246.18 corner thereof as measured along said north line and there terminating.

246.19 Subd. 2. [85.012] [Subd. 38A.] Lake Vermilion-Soudan Underground Mine State
246.20 Park, St. Louis County. The following areas are added to Lake Vermilion-Soudan
246.21 Underground Mine State Park, St. Louis County, and are designated as the Granelda Unit:

246.22 (1) Lot 3 of Section 28 and Lot 5 of Section 29 in Township 63 North of Range 17, all
246.23 West of the 4th Principal Meridian, according to the United States Government Survey
246.24 thereof;

246.25 (2) the Northeast Quarter of the Southwest Quarter, the Northwest Quarter, the Southeast
246.26 Quarter of the Northeast Quarter, the Northeast Quarter of the Northeast Quarter, and Lots
246.27 numbered 1, 2, 3, and 4 of Section 29 in Township 63 North of Range 17, all West of the
246.28 4th Principal Meridian, according to the United States Government survey thereof;

246.29 (3) Lots 1 and 2 of Section 32 in Township 63 North of Range 17, all West of the 4th
246.30 Principal Meridian, according to the United States Government Survey thereof; and

246.31 (4) Lot 4 of Section 23 in Township 63 North of Range 18, all West of the 4th Principal
246.32 Meridian, according to the United States Government Survey thereof.

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

247.1 Sec. 12. ADDITION TO STATE RECREATION AREA.

247.2 [85.013] [Subd. 12a.] Iron Range Off-Highway Vehicle Recreation Area, St. Louis
247.3 County. The following area is added to Iron Range Off-Highway Vehicle Recreation Area,
247.4 St. Louis County: that part of the South Half of the Northwest Quarter of Section 15,
247.5 Township 58 North, Range 17 West, St. Louis County, Minnesota, lying northerly of the
247.6 following described line:

247.7 Commencing at the West quarter corner of said Section 15; thence North 01 degree 24
247.8 minutes 27 seconds West, bearing assumed, along the west line of said South Half of
247.9 the Northwest Quarter a distance of 1,034.09 feet to a 3/4-inch rebar with plastic cap
247.10 stamped "MN DNR LS 44974" (DM) and the point of beginning; thence South 62 degrees
247.11 44 minutes 07 seconds East 405.24 feet to a DM; thence South 82 degrees 05 minutes
247.12 24 seconds East 314.95 feet to a DM; thence South 86 degrees 18 minutes 01 second
247.13 East 269.23 feet to a DM; thence North 81 degrees 41 minutes 24 seconds East 243.61
247.14 feet to a DM; thence North 71 degrees 48 minutes 05 seconds East 478.17 feet to a DM;
247.15 thence North 60 degrees 53 minutes 38 seconds East 257.32 feet to a DM; thence South
247.16 09 degrees 16 minutes 07 seconds East 179.09 feet to a DM; thence South 49 degrees
247.17 16 minutes 00 seconds East 127.27 feet to a DM; thence South 50 degrees 16 minutes
247.18 11 seconds East 187.13 feet to a DM; thence South 67 degrees 11 minutes 35 seconds
247.19 East 189.33 feet to a DM; thence South 67 degrees 13 minutes 16 seconds East 209.43
247.20 feet to a DM; thence South 80 degrees 39 minutes 19 seconds East 167.59 feet to a DM
247.21 on the east line of said South Half of the Northwest Quarter, and there terminating.

247.22 Sec. 13. DELETIONS FROM STATE PARKS.

247.23 Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County. The
247.24 following areas are deleted from Fort Snelling State Park, Dakota County:

247.25 (1) all of Section 33, Township 28 North, Range 23 West of the 4th Principal Meridian
247.26 lying westerly of the westerly right-of-way line of the existing Minnesota Trunk Highway
247.27 No. 13, excepting the right-of-way owned by the Chicago and Northwestern railway
247.28 company; and

247.29 (2) all of Section 28, Township 28 North, Range 23 West of the 4th Principal Meridian
247.30 bounded by the Dakota County line along the Minnesota River and the following described
247.31 lines: Beginning at the south line of said Section 28 at its intersection with the westerly
247.32 right-of-way line of the existing Minnesota Trunk Highway No. 13; thence northerly along
247.33 the said westerly right-of-way line of existing Minnesota Trunk Highway No. 13 to the
247.34 southerly right-of-way line of existing Minnesota Trunk Highway Nos. 55 and 100; thence

248.1 along the existing southerly right-of-way line of Minnesota Trunk Highway Nos. 55 and
248.2 100 to the westerly right-of-way line owned by the Chicago and Northwestern railway
248.3 company; thence northeasterly along the said westerly right-of-way line of the Chicago and
248.4 Northwestern railway to the east line of said Section 28, excepting therefrom the right-of-way
248.5 owned by the Chicago and Northwestern railway company.

248.6 Subd. 2. [85.012] [Subd. 43.] **Minneopa State Park, Blue Earth County.** The following
248.7 area is deleted from Minneopa State Park, Blue Earth County: a tract of land located in the
248.8 Northwest Quarter of the Northwest Quarter of Section 21, Township 108 North, Range 27
248.9 West of the Fifth Principal Meridian, Blue Earth County, Minnesota, more particularly
248.10 described as follows:

248.11 Commencing at the northwest corner of said Section 21; thence on an assumed bearing
248.12 of South 01 degree 31 minutes 27 seconds East, along the west line of the Northwest
248.13 Quarter of the Northwest Quarter of said Section 21, a distance of 545.00 feet, to the
248.14 south line of the North 545.00 feet of the Northwest Quarter of the Northwest Quarter
248.15 of said Section 21, also being the south line of Minneopa Cemetery and the point of
248.16 beginning of the tract to be herein described; thence North 88 degrees 22 minutes 26
248.17 seconds East, along said south line of Minneopa Cemetery, a distance of 228.95 feet;
248.18 thence southwesterly 58.5 feet, more or less, to the intersection of the west line of Block
248.19 188 and the northerly line of the railroad right-of-way, said point of intersection being
248.20 31.90 feet distant, measured at right angles from the south line of said Minneopa
248.21 Cemetery; thence continue southwesterly along said railroad right-of-way 187 feet, more
248.22 or less, to a point on the west line of the Northwest Quarter of the Northwest Quarter of
248.23 said Section 21; thence North 01 degree 31 minutes 27 seconds West, along said west
248.24 line to the point of beginning.

248.25 Subd. 3. [85.012] [Subd. 60.] **William O'Brien State Park, Washington County.** The
248.26 following areas are deleted from William O'Brien State Park, Washington County:

248.27 (1) those parts of Section 25, Township 32 North, Range 20 West, Washington County,
248.28 Minnesota, described as follows:

248.29 The West two rods of the Southwest Quarter of the Northeast Quarter, the West two
248.30 rods of the North two rods of the Northwest Quarter of the Southeast Quarter, and the
248.31 East two rods of the Southeast Quarter of the Northwest Quarter; and

248.32 (2) the East two rods over and across the Northeast Quarter of the Northwest Quarter,
248.33 excepting therefrom the North 200 feet of said Northeast Quarter of the Northwest Quarter.
248.34 Also, the West 2 rods of the Northwest Quarter of the Northeast Quarter, excepting therefrom

249.1 the North 266 feet of said Northwest Quarter of the Northeast Quarter. Also, the South 66
249.2 feet of the North 266 feet of that part of said Northwest Quarter of the Northeast Quarter
249.3 lying southwesterly of the existing public road known as 199th Street North.

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

249.5 Sec. 14. **RIVERLANDS STATE FOREST; BOUNDARIES.**

249.6 **[89.021] [Subd. 42a.] Riverlands State Forest.** The following areas are designated as
249.7 the Riverlands State Forest:

249.8 (1) those parts of Carlton County in Township 49 North, Range 16 West, described as
249.9 follows:

249.10 (i) Government Lots 4, 5, and 6, the westerly 50 feet of Government Lot 3, the easterly
249.11 50 feet of Government Lot 8, and Government Lot 7 except that part conveyed to the State
249.12 of Minnesota for highway right-of-way, Section 30;

249.13 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 and all of Government Lot
249.14 14 except the North 890 feet of the West 765 feet and except the railroad right-of-way,
249.15 Section 31; and

249.16 (iii) the South Half of the Northwest Quarter and the Southwest Quarter of Section 32;

249.17 (2) those parts of St. Louis County in Township 50 North, Range 17 West, described as
249.18 follows:

249.19 (i) Government Lots 1, 2, 3, and 6 and the Southeast Quarter of the Northwest Quarter
249.20 of Section 7;

249.21 (ii) Government Lots 1, 2, and 3, that part of the Northeast Quarter of the Northeast
249.22 Quarter lying south of Township Road 5703, the Northwest Quarter of the Northwest
249.23 Quarter, the Northeast Quarter of the Southeast Quarter, the Southwest Quarter of the
249.24 Southeast Quarter, the Southeast Quarter of the Northeast Quarter, the Northwest Quarter
249.25 of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter, Section 15;

249.26 (iii) Government Lots 1, 2, 3, and 4, Section 16;

249.27 (iv) Government Lots 1, 2, 3, and 4, Section 17;

249.28 (v) Government Lots 1 and 2, Section 18;

249.29 (vi) Government Lots 3, 7, 8, and 9, Section 22;

249.30 (vii) that part of the Southwest Quarter of the Southwest Quarter lying within 50 feet of
249.31 the St. Louis River in Section 23;

250.1 (viii) Government Lots 11 and 12 and that part of Government Lot 6 lying South of the
250.2 North 700 feet except the railroad right-of-way, Section 26; and

250.3 (ix) Government Lot 3 in Section 27;

250.4 (3) those parts of St. Louis County in Township 50 North, Range 18 West, described as
250.5 follows:

250.6 (i) Government Lots 2, 3, 4, 7, 9, and 10, the Southwest Quarter of the Northeast Quarter,
250.7 the Southeast Quarter of the Northwest Quarter, the Northwest Quarter of the Southeast
250.8 Quarter, the Northeast Quarter of the Southwest Quarter, reserving a 66-foot-wide access
250.9 easement across Government Lot 2 for access to Grantor's property in Section 31, Township
250.10 51 North, Range 17 West, and that part of Government Lot 6, Section 1, and Government
250.11 Lot 6, Section 2, described as follows:

250.12 Commencing at an iron pin at the centerline curve point of Trunk Highway No. 2, being
250.13 the Minnesota Department of Transportation Station No. 2637 + 00, said point bears
250.14 North 76 degrees 18 minutes 00 seconds West, assumed bearing 762.00 feet from the
250.15 point of intersection of the tangent of said Trunk Highway No. 2, being an
250.16 aluminum-capped monument on the cap of which are stamped the figures "2644 62.0"
250.17 and the letters "PI," "Minn Highway Dept. Monument," thence South 13 degrees 42
250.18 minutes 00 seconds West 100.00 feet along the prolongation of the radial line from said
250.19 curve point, to the southerly right-of-way line of said Trunk Highway No. 2, the point
250.20 of beginning of the tract to be herein described; thence easterly 622.50 feet along said
250.21 southerly right-of-way line, along a nontangential curve, concave to the North, having
250.22 a radius of 5,830.00 feet, a central angle of 6 degrees 07 minutes 04 seconds, and the
250.23 chord of said curve bears South 79 degrees 21 minutes 32 seconds East; thence South
250.24 26 degrees 25 minutes 57 seconds West 284.19 feet; thence South 88 degrees 07 minutes
250.25 14 seconds West 769 feet, more or less, to the shore of the St. Louis River; thence
250.26 northerly along said shore to its intersection with a line that bears North 76 degrees 18
250.27 minutes 00 seconds West from the point of beginning; thence South 76 degrees 18
250.28 minutes 00 seconds East 274 feet, more or less, to the point of beginning, Section 1; and

250.29 (ii) Government Lot 1, Section 12;

250.30 (4) those parts of St. Louis County in Township 51 North, Range 17 West, described as
250.31 follows:

250.32 (i) Government Lots 3, 4, 5, 6, and 8, Section 3;

- 251.1 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Northwest Quarter of the
251.2 Northeast Quarter, Southeast Quarter of the Northwest Quarter, and East Half of the Southeast
251.3 Quarter, Section 9;
- 251.4 (iii) Government Lots 1, 2, 5, and 8 and the Southwest Quarter of the Southeast Quarter,
251.5 Section 16;
- 251.6 (iv) Government Lots 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the Southeast
251.7 Quarter of the Northwest Quarter of the Northwest Quarter, Section 20;
- 251.8 (v) Government Lot 1 and the Southwest Quarter of the Southwest Quarter, Section 29;
- 251.9 (vi) Government Lots 4, 5, 6, 7, 8, 9, 10, 11, and 12 and the Northeast Quarter of
251.10 Southwest Quarter, Section 30; and
- 251.11 (vii) Government Lots 1, 2, 3, 4, 5, and 6, Section 31;
- 251.12 (5) those parts of St. Louis County in Township 51 North, Range 18 West, described as
251.13 follows:
- 251.14 (i) Government Lots 1 and 2, Section 27;
- 251.15 (ii) Government Lot 1, Section 28, except railroad right-of-way;
- 251.16 (iii) Government Lots 2, 3, and 4, Section 28;
- 251.17 (iv) Government Lots 3 and 4, Section 29;
- 251.18 (v) Government Lots 2, 3, and 4, Section 30;
- 251.19 (vi) Government Lots 3 and 4, Section 35; and
- 251.20 (vii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
251.21 Quarter, Northeast Quarter of the Southeast Quarter, Southeast Quarter of the Southeast
251.22 Quarter, and Southwest Quarter of the Southeast Quarter, Section 36, reserving a
251.23 66-foot-wide access easement across Government Lots 5 and 6 and the Southwest Quarter
251.24 of the Southeast Quarter for access to Grantor's property in Section 31, Township 51 North,
251.25 Range 17 West;
- 251.26 (6) those parts of St. Louis County in Township 51 North, Range 19 West, described as
251.27 follows:
- 251.28 (i) that part of Government Lots 1, 2, and 3, Section 26, lying North of the St. Louis
251.29 River and Government Lot 7, Section 28;
- 251.30 (ii) Government Lot 8, Section 28, lying northerly of G.N. right-of-way and Government
251.31 Lot 5, Section 30;

- 252.1 (iii) Government Lots 7 and 10, Section 30, except right-of-way;
- 252.2 (iv) Government Lot 9, Section 30; and
- 252.3 (v) Government Lot 1, Section 31, lying northerly of the northerly railroad right-of-way
- 252.4 line;
- 252.5 (7) those parts of St. Louis County in Township 51 North, Range 20 West, described as
- 252.6 follows:
- 252.7 (i) Government Lot 2, Section 16;
- 252.8 (ii) Government Lot 8, Section 22;
- 252.9 (iii) Government Lot 3, Section 26;
- 252.10 (iv) Government Lots 1, 2, 3, and 4, Section 36; and
- 252.11 (v) Government Lots 6, 7, and 8, Section 36, except railroad right-of-way;
- 252.12 (8) those parts of St. Louis County in Township 52 North, Range 15 West, described as
- 252.13 follows:
- 252.14 (i) Government Lots 3, 4, 5, and 6, Section 16;
- 252.15 (ii) Government Lots 1, 2, 3, 4, 5, 7, and 8, Section 17, and Government Lot 6, Section
- 252.16 17, except the West 330 feet; and
- 252.17 (iii) Government Lots 3, 4, 5, 6, and 7, Section 19;
- 252.18 (9) those parts of St. Louis County in Township 52 North, Range 16 West, described as
- 252.19 follows:
- 252.20 (i) Government Lots 1, 2, 3, 4, and 5 and the Southeast Quarter of the Southeast Quarter,
- 252.21 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,
- 252.22 Section 21;
- 252.23 (ii) Government Lots 2, 3, 4, 5, 6, 7, 8, 9, and 10 and the Northeast Quarter of the
- 252.24 Northwest Quarter and Northwest Quarter of the Northwest Quarter, Section 22;
- 252.25 (iii) Government Lot 3, Section 23;
- 252.26 (iv) Government Lot 2, Section 24;
- 252.27 (v) Government Lots 1, 4, 5, 6, 7, 8, 9, and 10, Section 25;
- 252.28 (vi) Government Lot 1, Section 26;
- 252.29 (vii) Government Lots 2 and 7, Section 26;

253.1 (viii) Government Lots 3 and 4, Section 27, reserving unto Grantor and Grantor's
253.2 successors and assigns a 66-foot-wide access road easement across said Government Lot 3
253.3 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's
253.4 presently owned land that may be sold, assigned, or transferred in Government Lot 1, Section
253.5 27, said access road being measured 33 feet from each side of the centerline of that road
253.6 that is presently existing at various widths and running in a generally
253.7 southwesterly-northeasterly direction;

253.8 (ix) Government Lots 1 and 2, Section 28;

253.9 (x) Government Lots 1, 2, 3, and 5 and the Northeast Quarter of the Northeast Quarter
253.10 and Southwest Quarter of the Northeast Quarter, Section 29;

253.11 (xi) Government Lots 1, 2, 3, and 4, Section 31, reserving unto Grantor and Grantor's
253.12 successors and assigns a 66-foot-wide access road easement across said Government Lots
253.13 1, 2, and 3 for the purpose of access to Grantor's or Grantor's successors or assigns land and
253.14 Grantor's presently owned lands that may be sold, assigned, or transferred in Government
253.15 Lot 4, Section 29, said access road being measured 33 feet from each side of the centerline
253.16 of that road that is presently existing at various widths and running in a generally East-West
253.17 direction and any future extensions thereof as may be reasonably necessary to provide the
253.18 access contemplated herein;

253.19 (xii) Government Lots 5, 7, 8, and 9, Section 31;

253.20 (xiii) Government Lots 1 and 2, an undivided two-thirds interest in the Northeast Quarter
253.21 of the Northwest Quarter, an undivided two-thirds interest in the Southeast Quarter of the
253.22 Northwest Quarter, and an undivided two-thirds interest in the Southwest Quarter of the
253.23 Northwest Quarter, Section 32, reserving unto Grantor and Grantor's successors and assigns
253.24 an access road easement across the West 66 feet of the North 66 feet of said Government
253.25 Lot 1 for the purpose of access to Grantor's or Grantor's successors or assigns land and
253.26 Grantor's presently owned land that may be sold, assigned, or transferred in Government
253.27 Lot 4, Section 29; and

253.28 (xiv) Northeast Quarter of Northeast Quarter, Section 35;

253.29 (10) those parts of St. Louis County in Township 52 North, Range 17 West, described
253.30 as follows:

253.31 (i) the Southwest Quarter of the Southeast Quarter and Southeast Quarter of the Southwest
253.32 Quarter, Section 24, reserving unto Grantor and Grantor's successors and assigns a
253.33 66-foot-wide access road easement across said Southwest Quarter of the Southeast Quarter

254.1 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's
254.2 presently owned land that may be sold, assigned, or transferred in Government Lot 4, Section
254.3 29, Township 52 North, Range 16 West, said access road being measured 33 feet from each
254.4 side of the centerline of that road that is presently existing at various widths and running in
254.5 a generally North-South direction;

254.6 (ii) Government Lots 2, 3, 4, 5, and 7 and the Southwest Quarter of the Northeast Quarter,
254.7 Section 25, reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide
254.8 access road easement across said Government Lots 2 and 5 for the purpose of access to
254.9 Grantor's or Grantor's successors or assigns land and Grantor's presently owned land that
254.10 may be sold, assigned, or transferred in Government Lot 6, Section 25, said access road
254.11 being measured 33 feet from each side of the centerline of that road that is presently existing
254.12 at various widths and running in a generally northwesterly-southeasterly direction and any
254.13 future extensions thereof as may be reasonably necessary to provide the access contemplated
254.14 herein;

254.15 (iii) Government Lots 2, 4, 5, and 6 and all that part of Government Lot 3 lying East of
254.16 U.S. Highway 53, Section 26, reserving unto Grantor and Grantor's successors and assigns
254.17 a 66-foot-wide access road easement across said Government Lots 2 and 3 for the purpose
254.18 of access to Grantor's or Grantor's successors or assigns land and Grantor's presently owned
254.19 land that may be sold, assigned, or transferred in Government Lot 1, Section 26, said access
254.20 road being measured 33 feet from each side of the centerline of that road that is presently
254.21 existing at various widths and running in a generally southwesterly-northeasterly direction
254.22 and reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide access road
254.23 easement across said Government Lots 4, 5, and 6 for the purpose of access to Grantor's or
254.24 Grantor's successors or assigns land and Grantor's presently owned land that may be sold,
254.25 assigned, or transferred in Government Lot 6, Section 25, said access road being measured
254.26 33 feet from each side of the centerline of that road that is presently existing at various
254.27 widths and running in a generally southwesterly-northeasterly direction and any future
254.28 extensions thereof as may be reasonably necessary to provide the access contemplated
254.29 herein; and

254.30 (iv) Government Lots 1, 2, and 3, Section 36, reserving unto Grantor and Grantor's
254.31 successors and assigns an access road easement across the West 66 feet of said Government
254.32 Lot 2 for the purpose of access to Grantor's or Grantor's successors or assigns land and
254.33 Grantor's presently owned land that may be sold, assigned, or transferred in the Southwest
254.34 Quarter of the Northeast Quarter, Section 36;

255.1 (11) those parts of St. Louis County in Township 52 North, Range 19 West, described
255.2 as follows:

255.3 (i) Government Lot 1, Section 16;

255.4 (ii) Government Lots 1 and 2, Section 17; and

255.5 (iii) Government Lot 1, Section 19;

255.6 (12) those parts of St. Louis County in Township 52 North, Range 20 West, described
255.7 as follows:

255.8 (i) Government Lots 2, 3, and 4, Section 13;

255.9 (ii) Government Lot 6, Section 24;

255.10 (iii) that part of Government Lot 8, Section 24, described as follows:

255.11 Commencing at the West Quarter corner of said Section 24, which is also the northwest
255.12 corner of Government Lot 8; thence South 01 degree 36 minutes 01 second East (bearing
255.13 assigned) 1,230.11 feet along the west line of Government Lot 8 to the centerline of St.
255.14 Louis County Highway 29 and the point of beginning; thence North 46 degrees 59
255.15 minutes 59 seconds East along said centerline 445.91 feet; thence South 43 degrees 00
255.16 minutes 01 second East 82.57 feet to an iron pipe monument on the westerly bank of
255.17 the St. Louis River; thence continuing South 43 degrees 00 minutes 01 second East 30
255.18 feet, more or less, to the water's edge of the St. Louis River; thence southwesterly along
255.19 said water's edge to the west line of said Government Lot 8; thence North 01 degree 36
255.20 minutes 01 second West along the west line of said Government Lot 8 to the point of
255.21 beginning;

255.22 (iv) Government Lots 3, 4, and 5 and the Southeast Quarter of the Southwest Quarter,
255.23 Section 26; and

255.24 (v) Government Lots 1, 2, 3, and 4, Section 34;

255.25 (13) those parts of St. Louis County in Township 53 North, Range 13 West, described
255.26 as follows:

255.27 (i) all that part of the Northwest Quarter of the Northwest Quarter lying North and West
255.28 of the Little Cloquet River, Section 4;

255.29 (ii) Government Lots 1, 2, 3, 4, and 5, the Northeast Quarter of the Northeast Quarter,
255.30 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,
255.31 Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter,

- 256.1 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Northwest Quarter,
256.2 Section 5;
- 256.3 (iii) Government Lots 1, 2, and 4 and the Northwest Quarter of the Southeast Quarter,
256.4 Southeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter,
256.5 Southeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,
256.6 Section 6;
- 256.7 (iv) Government Lots 1, 2, 3, 4, 5, 6, and 7 and the Northwest Quarter of the Northeast
256.8 Quarter, Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest
256.9 Quarter, Southeast Quarter of the Northwest Quarter, Southwest Quarter of the Northwest
256.10 Quarter, Southeast Quarter of the Southeast Quarter, and Northeast Quarter of the Southwest
256.11 Quarter, Section 7;
- 256.12 (v) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,
256.13 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,
256.14 Southwest Quarter of the Northeast Quarter, Northeast Quarter of the Southwest Quarter,
256.15 Northwest Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest
256.16 Quarter, Section 8;
- 256.17 (vi) the Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest
256.18 Quarter, Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest
256.19 Quarter, Section 17;
- 256.20 (vii) Government Lots 1 and 4, Section 29;
- 256.21 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,
256.22 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,
256.23 Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest Quarter,
256.24 Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest Quarter,
256.25 Section 30; and
- 256.26 (ix) Government Lots 1, 2, 3, and 4, Section 31;
- 256.27 (14) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, Section 36, Township 53 North,
256.28 Range 14 West, St. Louis County;
- 256.29 (15) those parts of St. Louis County in Township 53 North, Range 18 West, described
256.30 as follows:
- 256.31 (i) Government Lots 3, 6, 7, and 8, Section 6; and
- 256.32 (ii) Government Lots 1 and 2, Section 7;

257.1 (16) those parts of St. Louis County in Township 53 North, Range 19 West, described
257.2 as follows:

257.3 (i) all that part of Government Lot 5 lying within 50 feet of the St. Louis River, Section
257.4 5, and Government Lots 1, 2, 5, 6, 7, and 8, Section 12;

257.5 (ii) Government Lots 1, 2, 3, 5, 8, and 9, Section 13;

257.6 (iii) all that portion of Government Lot 1, Section 23, that lies within 50 feet of the East
257.7 bank of the Whiteface River at mean stage of water;

257.8 (iv) all that portion of Government Lots 2, 4, and 5, Section 23, that lies within 50 feet
257.9 of the West bank of the Whiteface River at mean stage of water;

257.10 (v) all that part of Government Lot 7, Section 23, lying West of the former DM&IR
257.11 railroad right-of-way;

257.12 (vi) Government Lots 8 and 10, Section 23;

257.13 (vii) all that part of the Northwest Quarter of the Southeast Quarter, Section 23, lying
257.14 West of the former DM&IR railroad right-of-way;

257.15 (viii) Government Lots 5, 7, and 8, Section 31; and

257.16 (ix) Government Lot 5, Section 33;

257.17 (17) those parts of St. Louis County in Township 54 North, Range 13 West, described
257.18 as follows:

257.19 (i) Government Lots 1, 4, 5, 6, and 7, Section 20;

257.20 (ii) Government Lots 3, 4, 6, 7, and 8 and the Southeast Quarter of the Southwest Quarter,
257.21 Section 21;

257.22 (iii) Government Lots 1, 2, 3, 4, 5, and 7, Section 29;

257.23 (iv) Government Lots 1, 2, 3, 4, 9, and 10, Section 30; and

257.24 (v) Government Lots 5, 6, and 7 and the Northeast Quarter of the Northeast Quarter,
257.25 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,
257.26 Southeast Quarter of the Northwest Quarter, and Northwest Quarter of the Southeast Quarter,
257.27 Section 31;

257.28 (18) those parts of St. Louis County in Township 54 North, Range 16 West, described
257.29 as follows:

258.1 (i) Government Lots 2, 3, and 4 and the Northwest Quarter of the Southwest Quarter,
258.2 Southeast Quarter of the Northwest Quarter, Southeast Quarter of the Northeast Quarter,
258.3 and Southwest Quarter of the Northeast Quarter, Section 1;

258.4 (ii) Government Lots 1, 2, 3, 4, 6, 7, and 8 and the Northwest Quarter of the Southeast
258.5 Quarter, Northeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast
258.6 Quarter, Southeast Quarter of the Southeast Quarter, Southeast Quarter of the Southwest
258.7 Quarter, and Southeast Quarter of the Northeast Quarter, Section 2;

258.8 (iii) all that part of Government Lot 9 lying South of the Whiteface River and West of
258.9 County Road 547, also known as Comstock Lake Road, Section 3; and

258.10 (iv) Government Lots 3 and 4 and the Southeast Quarter of the Northeast Quarter and
258.11 Southwest Quarter of the Northeast Quarter, Section 10;

258.12 (19) those parts of St. Louis County in Township 54 North, Range 18 West, described
258.13 as follows:

258.14 (i) the South Half of the Southwest Quarter, except the railroad right-of-way, Section
258.15 15;

258.16 (ii) Government Lot 2, except the North 660 feet of the East 990 feet, Section 16;

258.17 (iii) Government Lots 1, 3, 4, 5, 6, 7, and 8, Section 16;

258.18 (iv) Government Lot 3, Section 20;

258.19 (v) Government Lots 1, 2, 3, 4, and 5, Section 21;

258.20 (vi) Government Lots 1, 4, 5, and 7, Section 22;

258.21 (vii) those parts of Government Lots 2 and 9, except railroad right-of-way, Section 22;

258.22 (viii) all that part of Government Lot 6, Section 22, lying West of the Duluth Mesaba
258.23 and Northern Railway Company's right-of-way;

258.24 (ix) Government Lot 9, Section 22, except the following parcels:

258.25 (A) beginning at a point where the south line of company road, called Kelsey Road,
258.26 intersects with the west line of the right-of-way of the Duluth, Missabe and Northern Railway
258.27 on the Northeast Quarter of the Southeast Quarter, Section 22, Township 54, Range 18;
258.28 thence West along the south line of said company road 627 feet; thence South 348 1/3 feet;
258.29 thence East 627 feet to the west line of the right-of-way of the Duluth, Missabe and Northern
258.30 Railway; thence North on the west line of said right-of-way 348 1/3 feet to commencement;

259.1 (B) beginning at the quarter corner between Sections 22 and 23, Township 54, Range
259.2 18; thence running North along the section line 114 feet, 6 inches, to the south line of Kelsey
259.3 Road; thence northwesterly along the south line of Kelsey Road 348 feet, 8 inches, to the
259.4 boundary of the right-of-way of the Duluth, Missabe and Northern Railway, thence South
259.5 along the easterly boundary of the right-of-way of the Duluth, Missabe and Northern Railway
259.6 274 feet to the quarter line on Section 22; thence easterly along said quarter line 304 feet,
259.7 6 inches, to the point of beginning; and

259.8 (C) commencing at the southwest corner of Riverside Cemetery as recorded in "P" of
259.9 Plats, Page 15; thence easterly along the south line of said cemetery to a point where said
259.10 cemetery line intersects the westerly line of Highway No. 7, also known as Mesaba Trunk
259.11 Highway; thence southerly along the westerly line of said Highway No. 7 to a point where
259.12 said westerly line of said Highway No. 7 intersects the south line of Lot 9, Section 22,
259.13 Township 54, Range 18; thence westerly along the southerly line of said Lot 9 to a point
259.14 where the southerly line intersects the easterly line of the DM & N Railway Company's
259.15 right-of-way; thence northerly along the easterly side of said DM & N Railway Company's
259.16 right-of-way to beginning;

259.17 (x) Government Lots 2, 3, 4, 5, 6, 7, and 8, Section 29;

259.18 (xi) Government Lots 5 and 6, Section 30; and

259.19 (xii) Government Lots 3, 4, 5, 6, 9, 10, 11, and 12, Section 31;

259.20 (20) those parts of St. Louis County in Township 54 North, Range 19 West, described
259.21 as follows:

259.22 (i) Government Lots 5, 6, 7, 8, and 9, Section 5;

259.23 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 8;

259.24 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 20;

259.25 (iv) Government Lots 2 and 3, Section 29;

259.26 (v) Government Lot 1, Section 32;

259.27 (vi) Government Lot 5, except the South 1,320 feet, Section 32; and

259.28 (vii) Government Lot 2, Section 33;

259.29 (21) those parts of St. Louis County in Township 55 North, Range 15 West, described
259.30 as follows:

259.31 (i) Governments Lot 1 and 2, Section 11;

- 260.1 (ii) Government Lot 9, except Highway 4 right-of-way, Section 11;
- 260.2 (iii) Government Lot 10, except Highway 4 right-of-way, Section 11;
- 260.3 (iv) Government Lots 2, 3, 4, 5, 6, and 7, Section 15;
- 260.4 (v) Government Lots 2, 3, 5, 6, 7, and 8 and the Northeast Quarter of Southwest Quarter,
260.5 Section 21;
- 260.6 (vi) the Southwest Quarter of the Northeast Quarter, reserving unto Grantor and Grantor's
260.7 successors and assigns a 66-foot-wide access easement across said Southwest Quarter of
260.8 the Northeast Quarter for the purpose of access to Grantor's or Grantor's successors or
260.9 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred
260.10 in Government Lot 4, Section 21, Township 55 North, Range 15 West, said access road
260.11 being measured 33 feet on each side of the centerline of that road that is presently existing
260.12 and known as the Whiteface Truck Trail, Section 21;
- 260.13 (vii) Government Lots 1, 2, and 3, Section 22;
- 260.14 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northwest Quarter,
260.15 Section 28;
- 260.16 (ix) Government Lots 1, 4, 6, 8, and 9 and the Northeast Quarter of the Northeast Quarter,
260.17 Northeast Quarter of the Southeast Quarter, and Northwest Quarter of the Southwest Quarter,
260.18 Section 29;
- 260.19 (x) Government Lots 3 and 4 and the Northeast Quarter of the Southeast Quarter,
260.20 Northeast Quarter of the Southwest Quarter, and Southeast Quarter of the Southwest Quarter,
260.21 Section 30;
- 260.22 (xi) Government Lots 2, 3, 4, 5, 6, 8, 9, 10, and 11 and the Northeast Quarter of the
260.23 Southwest Quarter, Section 31; and
- 260.24 (xii) Government Lot 1, Section 32;
- 260.25 (22) those parts of St. Louis County in Township 55 North, Range 16 West, described
260.26 as follows:
- 260.27 (i) the Southwest Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's
260.28 successors and assigns a 66-foot-wide access road easement across said Southwest Quarter
260.29 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or
260.30 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred
260.31 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35; and

261.1 (ii) the Southeast Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's
261.2 successors and assigns a 66-foot-wide access road easement across said Southeast Quarter
261.3 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or
261.4 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred
261.5 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35;

261.6 (23) those parts of St. Louis County in Township 55 North, Range 19 West, described
261.7 as follows:

261.8 (i) an undivided two-thirds interest in Government Lot 1, Section 2;

261.9 (ii) Government Lots 2, 9, 10, and 12, Section 2;

261.10 (iii) Government Lot 11, Section 2, except railroad right-of-way;

261.11 (iv) Government Lots 1, 2, 3, 4, and 6, Section 10;

261.12 (v) Government Lot 4, Section 11;

261.13 (vi) Government Lots 1, 2, 6, 7, and 13, Section 15;

261.14 (vii) Government Lots 1 and 2, Section 16;

261.15 (viii) Government Lots 1 and 3 and the Southeast Quarter of the Northeast Quarter and
261.16 Southwest Quarter of the Northeast Quarter, Section 22;

261.17 (ix) Government Lots 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
261.18 Quarter, Section 29;

261.19 (x) Government Lot 6, Section 30; and

261.20 (xi) Government Lots 4, 7, 8, 9, and 10, Section 31;

261.21 (24) those parts of St. Louis County in Township 56 North, Range 17 West, described
261.22 as follows:

261.23 (i) Government Lots 2 and 8 and the Northwest Quarter of the Southeast Quarter and
261.24 Northeast Quarter of the Southwest Quarter, Section 3;

261.25 (ii) Government Lots 4, 5, 6, 7, and 9, Section 3; and

261.26 (iii) Government Lots 6 and 9, that part of Government Lot 8 lying North of Highway
261.27 No. 53, and that part of Government Lot 7 lying West of Highway No. 53, Section 4;

261.28 (25) those parts of St. Louis County in Township 56 North, Range 18 West, described
261.29 as follows:

261.30 (i) Government Lots 5 and 6, Section 2;

262.1 (ii) Government Lots 5, 7, and 9 and the Northeast Quarter of the Southwest Quarter,
262.2 Section 3;

262.3 (iii) all that part of Government Lot 11, except the following described parcel of land:

262.4 Beginning at a point that is located 958 feet North of the southeast corner of said
262.5 Government Lot 11, which corner is also the southeast corner of said Section 3, and 33
262.6 feet West of the east line of said Lot 11; thence running North parallel with the east line
262.7 of said Lot 11 a distance of 700.5 feet to a point; thence southwesterly to a point that is
262.8 331.5 feet West and 1226 feet North of the southeast corner of said Lot 11; thence
262.9 southerly parallel with the east line of said lot, a distance of 268 feet to a point; thence
262.10 easterly a distance of 298.5 feet to the place of beginning, Section 3;

262.11 (iv) Government Lot 12, Section 3, except the following described parcels of land:

262.12 (A) commencing at a point along the East and West One-Quarter line of said Section 3,
262.13 which point is 33 feet West of the East One-Quarter corner of said Section 3, said point
262.14 being on the west right-of-way line of County Highway No. 7; thence westerly along said
262.15 quarter line for a distance of 300 feet to a point; thence southerly at right angles and parallel
262.16 to the highway right-of-way in question for a distance of 300 feet to a point; thence easterly
262.17 for a distance of 300 feet to a point in the west right-of-way line of County Highway No.
262.18 7; thence northerly along the west right-of-way line of County Highway No. 7 for a distance
262.19 of 300 feet to the point of beginning;

262.20 (B) commencing at the East Quarter corner of said Section 3; thence westerly along the
262.21 East/West Quarter line of said Section 3 a distance of 33.00 feet to the westerly right-of-way
262.22 line of County Highway No. 7; thence continuing westerly along said East/West Quarter
262.23 line a distance of 300.00 feet to the point of beginning; thence southerly, parallel with the
262.24 westerly right-of-way line of County Highway No. 7 a distance of 400.00 feet; thence
262.25 westerly, parallel with said East/West Quarter line to the easterly right-of-way line of the
262.26 DM&IR Railroad; thence northerly along said easterly right-of-way line to said East/West
262.27 Quarter line; thence easterly along said East/West Quarter line to the point of beginning;
262.28 and

262.29 (C) the East 33 feet of the North 300 feet of said Government Lot 12;

262.30 (v) the Southeast Quarter of the Southeast Quarter, Section 4;

262.31 (vi) the Southeast Quarter of the Southeast Quarter, Section 7;

262.32 (vii) Government Lots 6 and 7, Section 8;

262.33 (viii) Government Lots 1 and 2, Section 9;

- 263.1 (ix) Government Lots 2 and 3, Section 17;
- 263.2 (x) Government Lots 5, 6, 7, 9, 10, 11, 12, and 13 and the Southeast Quarter of the
263.3 Northwest Quarter, Section 18;
- 263.4 (xi) Government Lots 6, 7, 8, 9, 11, and 12 and the Northeast Quarter of the Northwest
263.5 Quarter, Section 19;
- 263.6 (xii) Government Lots 1, 5, 8, and 9, Section 20;
- 263.7 (xiii) Government Lots 4, 5, 6, 7, and 8 and Government Lot 3, except for 1.0 acre for
263.8 cemetery, Section 29;
- 263.9 (xiv) Government Lot 9, Section 30;
- 263.10 (xv) Government Lots 1, 2, 3, 6, 8, 9, 10, and 11, Section 31; and
- 263.11 (xvi) Government Lots 1 and 2, Section 32;
- 263.12 (26) those parts of St. Louis County in Township 56 North, Range 19 West, described
263.13 as follows:
- 263.14 (i) Government Lot 1, Section 35;
- 263.15 (ii) Government Lot 2, Section 35; and
- 263.16 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the
263.17 Southeast Quarter and Southwest Quarter of the Northeast Quarter, Section 36;
- 263.18 (27) those parts of St. Louis County in Township 57 North, Range 16 West, described
263.19 as follows:
- 263.20 (i) the Southeast Quarter of the Northwest Quarter, Northwest Quarter of the Northeast
263.21 Quarter, Southwest Quarter of the Southwest Quarter, and Northeast Quarter of the Southwest
263.22 Quarter, Section 12; and
- 263.23 (ii) the Southeast Quarter of the Northwest Quarter, Section 15; and
- 263.24 (28) those parts of St. Louis County in Township 57 North, Range 17 West, described
263.25 as follows:
- 263.26 (i) the Northeast Quarter of the Southwest Quarter and Southwest Quarter of the
263.27 Southwest Quarter, Section 25; and
- 263.28 (ii) the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the
263.29 Southeast Quarter, Section 26.

264.1 **Sec. 15. PRIVATE SALE OF TAX-FORFEITED LAND; AITKIN COUNTY.**

264.2 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
264.3 other law to the contrary, Aitkin County may sell by private sale the tax-forfeited land
264.4 described in paragraph (c).

264.5 (b) The conveyance must be in a form approved by the attorney general. The attorney
264.6 general may make changes to the land description to correct errors and ensure accuracy.

264.7 (c) The land to be sold is located in Aitkin County and is described as:

264.8 The North Half of the Northeast Quarter of the Northeast Quarter lying East of 275th
264.9 Avenue in Section 11, Township 47 North, Range 25 West, Aitkin County, Minnesota
264.10 (part of parcel 15-0-017700).

264.11 (d) The county has determined that the county's land management interests would best
264.12 be served if the land was returned to private ownership.

264.13 **Sec. 16. PRIVATE SALE OF TAX-FORFEITED LAND; BELTRAMI COUNTY.**

264.14 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
264.15 other law to the contrary, Beltrami County may sell by private sale the tax-forfeited lands
264.16 described in paragraph (c).

264.17 (b) The conveyances must be in a form approved by the attorney general. The attorney
264.18 general may make changes to the land descriptions to correct errors and ensure accuracy.

264.19 (c) The lands to be sold are located in Beltrami County and are described as:

264.20 (1) the East 285 feet of the North 55 feet of the South Half of the Southeast Quarter,
264.21 Section 13, Township 149 North, Range 32 West of the Fifth Principle Meridian (parcel
264.22 identification number 16.00170.00);

264.23 (2) Lot 6, Block 12, Plat of Redby, Section 19, Township 151 North, Range 33 West
264.24 (parcel identification number 36.00027.00);

264.25 (3) Lot 7, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West
264.26 (parcel identification number 36.00052.00);

264.27 (4) Lot 8, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West
264.28 (parcel identification number 36.00053.00);

264.29 (5) Lot 9, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West
264.30 (parcel identification number 36.00054.00);

265.1 (6) Lots 10, 11, and 12, Block 16, Plat of Redby, Section 20, Township 151 North,
265.2 Range 33 West (parcel identification number 36.00055.00);

265.3 (7) the southerly 200 feet of vacated Block 28, Plat of Redby, less the northerly 75 feet
265.4 of the westerly 150 feet thereof and less the easterly 170 feet thereof, Section 20, Township
265.5 151 North, Range 33 West (parcel identification number 36.00077.00);

265.6 (8) Lot 4, Block 29, Plat of Redby, Section 20, Township 151 North, Range 33 West
265.7 (parcel identification number 36.00081.00); and

265.8 (9) Lot 1, Block 62, Plat of Redby, Section 19, Township 151 North, Range 33 West
265.9 (parcel identification number 36.00148.00).

265.10 (d) The county has determined that the county's land management interests would best
265.11 be served if the lands were returned to private ownership.

265.12 **Sec. 17. PRIVATE SALE OF SURPLUS STATE LAND; CASS COUNTY.**

265.13 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
265.14 natural resources may sell by private sale the surplus land that is described in paragraph (c).

265.15 (b) The commissioner may make necessary changes to the legal description to correct
265.16 errors and ensure accuracy.

265.17 (c) The land to be conveyed is located in Cass County and is described as: the westerly
265.18 20.00 feet of the West Half of the Northeast Quarter, Section 16, Township 139 North,
265.19 Range 30 West, Cass County, Minnesota. The Grantor, its employees and agents only,
265.20 reserves a perpetual easement for ingress and egress over and across the above described
265.21 land.

265.22 (d) The Department of Natural Resources has determined that the land is not needed for
265.23 natural resource purposes and that the state's land management interests would best be
265.24 served if the land was returned to private ownership.

265.25 **Sec. 18. GOODHUE COUNTY; LAND TRANSFERS.**

265.26 Subdivision 1. **Land transfers.** (a) Notwithstanding Minnesota Statutes, section 373.01,
265.27 subdivision 1, paragraph (a), clause (3), Goodhue County may sell, lease, or otherwise
265.28 convey county-owned land that abuts Lake Byllesby to adjoining property owners who after
265.29 the transfer will have direct access to Lake Byllesby. Any sale, lease, or other conveyance
265.30 must be for the market value of the property as appraised by the county. A sale, lease, or
265.31 other conveyance under this section must reserve to the county mineral rights according to

266.1 Minnesota Statutes, section 373.01, and flowage easements relating to water levels of Lake
266.2 Byllesby.

266.3 (b) This section does not apply to any county-owned land that has been developed by
266.4 the county as public parkland.

266.5 Subd. 2. **Effective date; local approval.** This section is effective the day after the
266.6 governing body of Goodhue County and its chief clerical officer comply with Minnesota
266.7 Statutes, section 645.021, subdivisions 2 and 3.

266.8 Sec. 19. **PRIVATE SALE OF TAX-FORFEITED LANDS; ITASCA COUNTY.**

266.9 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
266.10 other law to the contrary, Itasca County may sell by private sale the tax-forfeited lands
266.11 described in paragraph (c).

266.12 (b) The conveyances must be in a form approved by the attorney general. The attorney
266.13 general may make changes to the land descriptions to correct errors and ensure accuracy.

266.14 (c) The lands to be sold are located in Itasca County and are described as:

266.15 (1) all that part of Government Lot 2, Section 27, Township 145 North, Range 26 West,
266.16 lying northeasterly of the northeasterly right-of-way line of CSAH 39 and northwesterly of
266.17 the following described line: Commencing at the northwest corner of said Government Lot
266.18 2; thence South 89 degrees 21 minutes East, along the north line of said Government Lot
266.19 2 a distance of 286 feet, more or less, to a point on the northeasterly right-of-way line of
266.20 the CSAH 39 right-of-way; thence South 51 degrees 01 minute East, 260.41 feet to the point
266.21 of beginning of the line to be described; thence North 42 degrees 11 minutes East to intersect
266.22 the water's edge of Ball Club Lake and there said line terminates; and

266.23 (2) the South two rods of the East 16 rods of Government Lot 14, Section 4, Township
266.24 60 North, Range 26 West of the Fourth Principle Meridian, containing approximately 0.20
266.25 acres.

266.26 (d) The county has determined that the county's land management interests would best
266.27 be served if the lands were returned to private ownership.

266.28 Sec. 20. **PRIVATE SALE OF SURPLUS STATE LAND; LAKE OF THE WOODS**
266.29 **COUNTY.**

266.30 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
266.31 natural resources may sell by private sale the surplus land that is described in paragraph (c).

267.1 (b) The commissioner may make necessary changes to the legal description to correct
267.2 errors and ensure accuracy.

267.3 (c) The land to be conveyed is located in Lake of the Woods County and is described
267.4 as: a strip of land lying in Government Lot 3, Section 5, Township 163 North, Range 34
267.5 West of the Fifth Principal Meridian, Lake of the Woods County, Minnesota; said strip of
267.6 land being 33.00 feet in width lying 16.50 feet on each side of the following described
267.7 centerline:

267.8 Commencing at the southeast corner of said Government Lot 3; thence North 00 degrees
267.9 09 minutes 28 seconds West, assumed bearing, along the east line of said Government
267.10 Lot 3, a distance of 690 feet, more or less, to the south line of that particular tract of land
267.11 deeded to the State of Minnesota according to Document No. 75286, on file and of record
267.12 in the Office of the Recorder, Lake of the Woods County, Minnesota; thence South 89
267.13 degrees 50 minutes 32 seconds West, along said south line of that particular tract of
267.14 land, a distance of 200.00 feet; thence South 00 degrees 09 minutes 28 seconds East,
267.15 parallel with the east line of said Government Lot 3, a distance of 40.00 feet; thence
267.16 South 89 degrees 50 minutes 32 seconds West, a distance of 16.50 feet to the point of
267.17 beginning of the centerline to be herein described; thence South 00 degrees 09 minutes
267.18 28 seconds East, parallel with the east line of said Government Lot 3, a distance of 650.5
267.19 feet, more or less, to the south line of said Government Lot 3 and said centerline there
267.20 terminating.

267.21 (d) The Department of Natural Resources has determined that the land is not needed for
267.22 natural resource purposes and that the state's land management interests would best be
267.23 served if the land was returned to private ownership.

267.24 Sec. 21. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATERS;
267.25 ROSEAU COUNTY.

267.26 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
267.27 commissioner of natural resources may sell by private sale the surplus island located in
267.28 public water that is described in paragraph (d) to a local unit of government for less than
267.29 market value.

267.30 (b) The commissioner may make necessary changes to the legal description to correct
267.31 errors and ensure accuracy.

267.32 (c) The land described in paragraph (d) may be sold by quitclaim deed and the conveyance
267.33 must provide that the land described in paragraph (d) be used for the public and reverts to

268.1 the state if the local unit of government fails to provide for public use or abandons the public
268.2 use of the land. The conveyance is subject to a flowage easement held by the United States
268.3 of America.

268.4 (d) The land that may be conveyed is located in Roseau County and is described as: an
268.5 unsurveyed island located in the approximate center of the South Half of the Southeast
268.6 Quarter of Section 29, Township 163 North, Range 36 West, Roseau County, Minnesota;
268.7 said island contains 6.7 acres, more or less (parcel identification number 563199100).

268.8 (e) The island is located in Warroad River and was created after statehood when dredge
268.9 spoils were deposited on a sandbar in the Warroad River. The Department of Natural
268.10 Resources has determined that the land is not needed for natural resource purposes, the
268.11 conveyance would further the public interest, and the state's land management interests
268.12 would best be served if the land was conveyed to a local unit of government for a public
268.13 park and other public use.

268.14 **Sec. 22. PRIVATE SALE OF SURPLUS STATE LAND; ST. LOUIS COUNTY.**

268.15 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
268.16 natural resources may convey the surplus land that is described in paragraph (c) to a local
268.17 unit of government for no consideration.

268.18 (b) The commissioner may make necessary changes to the legal description to correct
268.19 errors and ensure accuracy.

268.20 (c) The land to be conveyed is located in St. Louis County and is described as: that part
268.21 of the Southwest Quarter of the Northwest Quarter of Section 27, Township 52 North, Range
268.22 17 West, St. Louis County, Minnesota, described as follows:

268.23 Commencing at the quarter corner between Sections 27 and 28 of said Township 52
268.24 North, Range 17 West; thence running East 624 feet; thence North 629 feet to the point
268.25 of beginning; thence North 418 feet; thence East 208 feet; thence South 418 feet; thence
268.26 West 208 feet to the point of beginning.

268.27 (d) The Department of Natural Resources has determined that the land is not needed for
268.28 natural resource purposes and that the state's land management interests would best be
268.29 served if the land were conveyed to a local unit of government.

269.1 **Sec. 23. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

269.2 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
269.3 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
269.4 described in paragraph (c).

269.5 (b) The conveyances must be in a form approved by the attorney general. The attorney
269.6 general may make changes to the land descriptions to correct errors and ensure accuracy.

269.7 (c) The lands to be sold are located in St. Louis County and are described as:

269.8 (1) Lot 5, Block 9, including part of vacated Seafield Street adjacent, Bristol Beach 1st
269.9 Division, Duluth (parcel 010-0300-01030); and

269.10 (2) that part of the Southeast Quarter of the Northwest Quarter, Township 58, Range
269.11 15, Section 5, lying northerly of the northerly right-of-way line of the town of White road
269.12 running in an east-west direction connecting County Road No. 138 with State Highway No.
269.13 135 and lying westerly of the following described line: commencing at the northeast corner
269.14 of Government Lot 3; thence South 89 degrees 46 minutes 22 seconds West along the north
269.15 line of Government Lot 3 558.28 feet; thence South 27 degrees 50 minutes 01 second West
269.16 102.75 feet; thence South 41 degrees 51 minutes 46 seconds West 452.29 feet; thence South
269.17 28 degrees 19 minutes 22 seconds West 422.74 feet; thence South 30 degrees 55 minutes
269.18 42 seconds West 133.79 feet; thence southwesterly 210.75 feet along a tangential curve
269.19 concave to the southeast having a radius of 300 feet and a central angle of 40 degrees 15
269.20 minutes 00 seconds; thence South 09 degrees 19 minutes 19 seconds East tangent to said
269.21 curve 100.30 feet, more or less, to the north line of said Southeast Quarter of the Northwest
269.22 Quarter; thence North 89 degrees 09 minutes 31 seconds East along said north line 40.44
269.23 feet to the point of beginning of the line; thence South 09 degrees 19 minutes 19 seconds
269.24 East 148 feet, more or less, to said right-of-way line and said line there terminating. Surface
269.25 only (parcel 570-0021-00112).

269.26 (d) The county has determined that the county's land management interests would best
269.27 be served if the lands were returned to private ownership.

269.28 **Sec. 24. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

269.29 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
269.30 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
269.31 described in paragraph (c).

269.32 (b) The conveyances must be in a form approved by the attorney general. The attorney
269.33 general may make changes to the land descriptions to correct errors and ensure accuracy.

270.1 (c) The lands to be sold are located in St. Louis County and are described as:

270.2 (1) the South Half of the North Half of the South Half of the Southwest Quarter of the
270.3 Northwest Quarter, except the East 470 feet and except the part taken for a road, Township
270.4 50 North, Range 15 West, Section 29 (parcel identification number 395-0010-08713);

270.5 (2) the East 271 feet of the West 371 feet of the North 669.94 feet of the Northwest
270.6 Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15 West of the
270.7 Fourth Principal Meridian. Together with the West 100 feet of the North 669.94 feet of the
270.8 Northwest Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15
270.9 West of the Fourth Principal Meridian, which lies South of the North 300 feet thereof (part
270.10 of parcel identification number 410-0024-00550);

270.11 (3) the West 371 feet of the Northwest Quarter of the Northwest Quarter of Section 34,
270.12 Township 61 North, Range 15 West of the Fourth Principal Meridian, which lies South of
270.13 the North 669.94 feet thereof (part of parcel identification number 410-0024-00550); and

270.14 (4) the Northeast Quarter, except the Southwest Quarter, and the North Half of the
270.15 Northwest Quarter, Township 52 North, Range 19 West, Section 24 (part of parcel
270.16 identification number 470-0010-03830).

270.17 (d) The county has determined that the county's land management interests would best
270.18 be served if the lands were returned to private ownership.

270.19 **Sec. 25. ST. LOUIS COUNTY; LAND LEASE.**

270.20 Subdivision 1. **St. Louis County; lease.** Notwithstanding Minnesota Statutes, sections
270.21 16A.695 and 282.04, St. Louis County may lease property legally described as part of
270.22 Government Lot 5 except the lake portion of Embarrass Mine, Township 58, Range 15
270.23 West, Section 5, for use as a water intake and water treatment project under Laws 2018,
270.24 chapter 214, article 1, section 22, subdivision 6, for consideration of more than \$12,000 per
270.25 year and for a period exceeding ten years.

270.26 Subd. 2. **Department of Natural Resources; lease.** Notwithstanding Minnesota Statutes,
270.27 section 92.50, or other law to the contrary, the commissioner may lease property in Township
270.28 58, Range 15, Section 5, for use as a water intake and water treatment project under Laws
270.29 2018, chapter 214, article 1, section 22, subdivision 6, for a period exceeding 21 years,
270.30 including a lease term of 40 years.

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

271.1 **Sec. 26. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATER;**
271.2 **SHERBURNE COUNTY.**

271.3 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
271.4 commissioner of natural resources may sell by private sale the surplus land bordering public
271.5 water that is described in paragraph (c) to a local unit of government for less than market
271.6 value.

271.7 (b) The commissioner may make necessary changes to the legal description to correct
271.8 errors and ensure accuracy.

271.9 (c) The land that may be sold is located in Sherburne County and is described as: that
271.10 part of Government Lot 3, Section 24, Township 33 North, Range 28 West, described as
271.11 follows:

271.12 The East 400 feet of Government Lot 3, Section 24, Township 33 North, Range 28 West,
271.13 according to the United States Government survey thereof.

271.14 (d) The land borders Big Lake. The Department of Natural Resources has determined
271.15 that the land is not needed for natural resource purposes and that the state's land management
271.16 interests would best be served if the land were conveyed to a local unit of government.

271.17 **Sec. 27. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
271.18 **WATER; WADENA COUNTY.**

271.19 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
271.20 resources may sell by public sale the surplus land bordering public water that is described
271.21 in paragraph (c).

271.22 (b) The commissioner may make necessary changes to the legal description to correct
271.23 errors and ensure accuracy.

271.24 (c) The land that may be sold is located in Wadena County and is described as: the
271.25 Northeast Quarter of the Southwest Quarter of Section 26, Township 136 North, Range 34
271.26 West, Wadena County, Minnesota, except that part described as follows:

271.27 Beginning at the northeast corner of said Northeast Quarter of the Southwest Quarter;
271.28 thence West 10 rods; thence South 8 rods; thence East 10 rods; thence North 8 rods to
271.29 the point of beginning and there terminating.

271.30 (d) The land borders the Redeye River. The Department of Natural Resources has
271.31 determined that the land is not needed for natural resource purposes and that the state's land
271.32 management interests would best be served if the land were returned to private ownership."

272.1 Amend the title accordingly