

1.1 moves to amend H.F. No. 2719 as follows:

1.2 Page 1, after line 4, insert:

1.3 "Section 1. Minnesota Statutes 2020, section 103B.103, is amended to read:

1.4 **103B.103 EASEMENT STEWARDSHIP ACCOUNTS.**

1.5 Subdivision 1. **Accounts established; sources.** (a) The water and soil conservation
1.6 easement stewardship account and the mitigation easement stewardship account are created
1.7 in the special revenue fund. The accounts consist of money credited to the accounts and
1.8 interest and other earnings on money in the accounts. The State Board of Investment must
1.9 manage the accounts to maximize long-term gain.

1.10 (b) Revenue from contributions and money appropriated for any purposes of the account
1.11 as described in subdivision 2 must be deposited in the water and soil conservation easement
1.12 stewardship account. Revenue from contributions, wetland ~~banking~~ mitigation fees designated
1.13 for stewardship purposes by the board, easement stewardship payments authorized under
1.14 subdivision 3, and money appropriated for any purposes of the account as described in
1.15 subdivision 2 must be deposited in the mitigation easement stewardship account.

1.16 Subd. 2. **Appropriation; purposes of accounts.** (a) Five percent of the balance on July
1.17 1 each year in the water and soil conservation easement stewardship account and five percent
1.18 of the balance on July 1 each year in the mitigation easement stewardship account are
1.19 annually appropriated to the board and may be spent only to cover the costs of managing
1.20 easements held by the board, including costs associated with:

1.21 (1) repairing or replacing water control structures;

1.22 (2) monitoring;

1.23 (3) landowner contacts;

2.1 (4) records storage and management;

2.2 (5) processing landowner notices;

2.3 (6) requests for approval or amendments;

2.4 (7) enforcement; and

2.5 (8) legal services associated with easement management activities.

2.6 (b) In addition to the amounts appropriated under paragraph (a), up to ten percent of the
2.7 balance on July 1 each year in the water and soil conservation easement stewardship account
2.8 and up to ten percent of the balance on July 1 each year in the mitigation easement
2.9 stewardship account are annually appropriated to the board for emergency repair and
2.10 replacement of water control structures when the amount appropriated in paragraph (a) is
2.11 insufficient to cover the costs. The board must include a summary of how money appropriated
2.12 under this paragraph in the prior two fiscal years was used in the report required under
2.13 section 103B.101, subdivision 9, paragraph (a), clause (7).

2.14 **Subd. 3. Financial contributions.** The board shall seek a financial contribution to the
2.15 water and soil conservation easement stewardship account for each conservation easement
2.16 acquired by the board. The board shall seek a financial contribution or assess an easement
2.17 stewardship payment to the mitigation easement stewardship account for each wetland
2.18 ~~banking~~ mitigation easement acquired by the board. Unless otherwise provided by law, the
2.19 board shall determine the amount of the contribution or payment, which must be an amount
2.20 calculated to earn sufficient money to meet the costs of managing the easement at a level
2.21 that neither significantly overrecovers nor underrecovers the costs. In determining the
2.22 amount of the financial contribution, the board shall consider:

2.23 (1) the estimated annual staff hours needed to manage the conservation easement, taking
2.24 into consideration factors such as easement type, size, location, and complexity;

2.25 (2) the average hourly wages for the class or classes of state and local employees expected
2.26 to manage the easement;

2.27 (3) the estimated annual travel expenses to manage the easement;

2.28 (4) the estimated annual miscellaneous costs to manage the easement, including supplies
2.29 and equipment, information technology support, and aerial flyovers;

2.30 (5) the estimated annualized costs of legal services, including the cost to enforce the
2.31 easement in the event of a violation; ~~and~~

- 3.1 (6) the estimated annualized costs for repairing or replacing water control structures;
- 3.2 and
- 3.3 ~~(6)~~ (7) the expected rate of return on investments in the account."
- 3.4 Renumber the sections in sequence and correct the internal references
- 3.5 Amend the title accordingly