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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3531

02/19/2020

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The bill was read for the first time and referred to the Environment and Natural Resources Finance Division

1.1A bill for an act

1.2relating to natural resources; modifying previous appropriations for all-terrain

1.3vehicle trails; appropriating money for all-terrain vehicle trails; amending Laws

1.42016, chapter 189, article 3, section 3, subdivision 5; Laws 2019, First Special

1.5Session chapter 4, article 1, section 3, subdivision 5.

1.6BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7Section 1. Laws 2016, chapter 189, article 3, section 3, subdivision 5, is amended to read:

1.8Subd. 5. **Parks and Trails Management** -0- 6,459,000

1.9Appropriations by Fund

1.102016 2017

1.11General -0- 2,929,000

1.12Natural Resources -0- 3,530,000

1.13\$2,800,000 the second year is a onetime

1.14appropriation.

1.15\$2,300,000 the second year is from the state

1.16parks account in the natural resources fund.

1.17Of this amount, \$1,300,000 is onetime, of

1.18which \$1,150,000 is for strategic park

1.19acquisition.

1.20\$20,000 the second year is from the natural

1.21resources fund to design and erect signs

1.22marking the David Dill trail designated in this

1.23act. Of this amount, \$10,000 is from the

2.1 snowmobile trails and enforcement account
2.2 and \$10,000 is from the all-terrain vehicle
2.3 account. This is a onetime appropriation.

2.4 \$100,000 the second year is for the
2.5 improvement of the infrastructure for sanitary
2.6 sewer service at the Woodenfrog Campground
2.7 in Kabetogama State Forest. This is a onetime
2.8 appropriation.

2.9 \$29,000 the second year is for computer
2.10 programming related to the transfer-on-death
2.11 title changes for watercraft. This is a onetime
2.12 appropriation.

2.13 \$210,000 the first year is from the water
2.14 recreation account in the natural resources
2.15 fund for implementation of Minnesota
2.16 Statutes, section 86B.532, established in this
2.17 act. This is a onetime appropriation. The
2.18 commissioner of natural resources shall seek
2.19 federal and other nonstate funds to reimburse
2.20 the department for the initial costs of
2.21 producing and distributing carbon monoxide
2.22 boat warning labels. All amounts collected
2.23 under this paragraph shall be deposited into
2.24 the water recreation account.

2.25 \$1,000,000 the second year is from the natural
2.26 resources fund for a grant to Lake County for
2.27 construction, including bridges, of the
2.28 Prospectors ATV Trail System linking the
2.29 communities of Ely, Babbitt, Embarrass, and
2.30 Tower; Bear Head Lake and Lake
2.31 Vermilion-Soudan Underground Mine State
2.32 Parks; the Taconite State Trail; and the Lake
2.33 County Regional ATV Trail System. Of this
2.34 amount, \$900,000 is from the all-terrain
2.35 vehicle account, \$50,000 is from the

3.1 off-highway motorcycle account, and \$50,000
 3.2 is from the off-road vehicle account. This is
 3.3 a onetime appropriation and is available until
 3.4 June 30, 2023.

3.5 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2018.

3.6 Sec. 2. Laws 2019, First Special Session chapter 4, article 1, section 3, subdivision 5, is
 3.7 amended to read:

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

3.9 Appropriations by Fund

3.10		2020	2021
3.11	General	26,968,000	27,230,000
3.12	Natural Resources	61,598,000	58,664,000
3.13	Game and Fish	2,292,000	2,300,000

3.14 (a) \$1,075,000 the first year and \$1,075,000
 3.15 the second year are from the water recreation
 3.16 account in the natural resources fund for
 3.17 maintaining and enhancing public
 3.18 water-access facilities.

3.19 (b) \$6,344,000 the first year and \$6,435,000
 3.20 the second year are from the natural resources
 3.21 fund for state trail, park, and recreation area
 3.22 operations. This appropriation is from revenue
 3.23 deposited in the natural resources fund under
 3.24 Minnesota Statutes, section 297A.94,
 3.25 paragraph (h), clause (2).

3.26 (c) \$18,552,000 the first year and \$18,828,000
 3.27 the second year are from the state parks
 3.28 account in the natural resources fund to
 3.29 operate and maintain state parks and state
 3.30 recreation areas.

3.31 (d) \$890,000 the first year and \$890,000 the
 3.32 second year are from the natural resources
 3.33 fund for park and trail grants to local units of

government on land to be maintained for at least 20 years for parks or trails. This appropriation is from revenue deposited in the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (h), clause (4). Any unencumbered balance does not cancel at the end of the first year and is available for the second year.

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

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

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

(h) \$266,000 the first year and \$269,000 the second year are from the state land and water conservation account in the natural resources fund for priorities established by the

5.1 commissioner for eligible state projects and
5.2 administrative and planning activities
5.3 consistent with Minnesota Statutes, section
5.4 84.0264, and the federal Land and Water
5.5 Conservation Fund Act. Any unencumbered
5.6 balance does not cancel at the end of the first
5.7 year and is available for the second year.

5.8 (i) \$250,000 the first year and \$250,000 the
5.9 second year are for matching grants for local
5.10 parks and outdoor recreation areas under
5.11 Minnesota Statutes, section 85.019,
5.12 subdivision 2.

5.13 (j) \$250,000 the first year and \$250,000 the
5.14 second year are for matching grants for local
5.15 trail connections under Minnesota Statutes,
5.16 section 85.019, subdivision 4c.

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

5.20 (1) \$200,000 is for a contract with a project
5.21 administrator to assist the commissioner in
5.22 planning, designing, and providing a system
5.23 of state touring routes and trails for off-road
5.24 vehicles by identifying sustainable, legal
5.25 routes suitable for licensed four-wheel drive
5.26 vehicles and a system of recreational trails for
5.27 registered off-road vehicles. Any portion of
5.28 this appropriation not used for the project
5.29 administrator is available for signage or
5.30 promotion and implementation of the system.
5.31 This is a onetime appropriation.

5.32 (2) \$200,000 is for a contract and related work
5.33 to prepare a comprehensive, statewide,
5.34 strategic master plan for off-road vehicle

6.1 touring routes and trails. This is a onetime
6.2 appropriation and is available until June 30,
6.3 2022. Any portion of this appropriation not
6.4 used for the master plan is returned to the
6.5 off-road vehicle account. At a minimum, the
6.6 plan must: identify opportunities to develop
6.7 or enhance new, high-quality, comprehensive
6.8 touring routes and trails for off-road vehicles
6.9 in a system that serves regional and tourist
6.10 destinations; enhance connectivity with
6.11 touring routes and trails for off-road vehicles;
6.12 provide opportunities for promoting economic
6.13 development in greater Minnesota; help people
6.14 connect with the outdoors in a safe and
6.15 environmentally sustainable manner; create
6.16 new and support existing opportunities for
6.17 social, economic, and cultural benefits and
6.18 meaningful and mutually beneficial
6.19 relationships for users of off-road vehicles and
6.20 the communities that host trails for off-road
6.21 vehicles; and promote cooperation with local,
6.22 state, tribal, and federal governments;
6.23 organizations; and other interested partners.

6.24 (3) \$200,000 is to share the cost by
6.25 reimbursing federal, tribal, state, county, and
6.26 township entities for additional needs on roads
6.27 under their jurisdiction when the needs are a
6.28 result of increased use by off-road vehicles
6.29 and are attributable to a border-to-border
6.30 touring route established by the commissioner.
6.31 This paragraph applies to roads that are
6.32 operated by a public road authority as defined
6.33 in Minnesota Statutes, section 160.02,
6.34 subdivision 25. This is a onetime appropriation
6.35 and is available until June 30, 2023. To be
6.36 eligible for reimbursement under this

7.1 paragraph, the claimant must demonstrate that:
7.2 the needs result from additional traffic
7.3 generated by the border-to-border touring
7.4 route; and increased use attributable to a
7.5 border-to-border touring route has caused at
7.6 least a 50 percent increase in maintenance
7.7 costs for roads under the claimant's
7.8 jurisdiction, based on a ten-year maintenance
7.9 average. The commissioner may accept an
7.10 alternative to the ten-year maintenance average
7.11 if a jurisdiction does not have sufficient
7.12 maintenance records. The commissioner has
7.13 discretion to accept an alternative based on a
7.14 good-faith effort by the jurisdiction. Any
7.15 alternative should include baseline
7.16 maintenance costs for at least two years before
7.17 the year the route begins operating. The
7.18 ten-year maintenance average or any
7.19 alternative must be calculated from the years
7.20 immediately preceding the year the route
7.21 begins operating. Before reimbursing a claim
7.22 under this paragraph, the commissioner must
7.23 consider whether the claim is consistent with
7.24 claims made by other entities that administer
7.25 roads on the touring route, in terms of the
7.26 amount requested for reimbursement and the
7.27 frequency of claims made.

7.28 (l) \$600,000 the first year is from the
7.29 all-terrain vehicle account in the natural
7.30 resources fund for grants to St. Louis County.
7.31 Of this amount, \$100,000 is for a grant to St.
7.32 Louis County for an environmental assessment
7.33 worksheet for the overall construction of the
7.34 Voyageur Country ATV Trail system and
7.35 connections, and \$500,000 is for a grant to St.
7.36 Louis County to design, plan, permit, acquire

8.1 right-of-way for, and construct Voyageur
8.2 Country ATV Trail from Buyck to Holmes
8.3 Logging Road and to Shuster Road toward
8.4 Cook. This is a onetime appropriation.

8.5 (m) \$2,400,000 the first year is from the
8.6 all-terrain vehicle account in the natural
8.7 resources fund. Of this amount, \$1,300,000 is
8.8 for a grant to Lake County to match other
8.9 funding sources to develop the Prospector
8.10 Loop Trail system and \$1,100,000 is for
8.11 acquisition, design, environmental review,
8.12 permitting, and construction for all-terrain
8.13 vehicle use on the Taconite State Trail
8.14 between Ely and Purvis Forest Management
8.15 Road. This is a onetime appropriation and is
8.16 available until June 30, 2023.

8.17 (n) \$950,000 the first year and \$950,000 the
8.18 second year are from the all-terrain vehicle
8.19 account in the natural resources fund for grants
8.20 to St. Louis County for the Quad Cities ATV
8.21 Club trail construction program for planning,
8.22 design, environmental permitting, right-of-way
8.23 acquisition, and construction of up to 24 miles
8.24 of trail connecting the cities of Mountain Iron,
8.25 Virginia, Eveleth, Gilbert, Hibbing, and
8.26 Chisholm to the Laurentian Divide, County
8.27 Road 303, the Taconite State Trail, and
8.28 Biwabik and from Pfeiffer Lake Forest Road
8.29 to County Road 361. This is a onetime
8.30 appropriation.

8.31 (o) \$75,000 the first year is from the general
8.32 fund for signage and interpretative resources
8.33 necessary for naming state park assets and a
8.34 segment of the St. Croix River State Water

9.1 Trail after Walter F. Mondale as provided in
9.2 this act.

9.3 (p) \$150,000 the first year is from the
9.4 all-terrain vehicle account in the natural
9.5 resources fund for a grant to Crow Wing
9.6 County to plan and design a multipurpose
9.7 bridge on the Mississippi River Northwoods
9.8 Trail across Sand Creek located five miles
9.9 northeast of Brainerd along the Mississippi
9.10 River.

9.11 (q) \$75,000 the first year is from the
9.12 off-highway motorcycle account in the natural
9.13 resources fund to complete a master plan for
9.14 off-highway motorcycle trail planning and
9.15 development.

9.16 Sec. 3. **APPROPRIATION.**

9.17 \$2,005,000 in fiscal year 2021 is appropriated from the all-terrain vehicle account in the
9.18 natural resources fund to the commissioner of natural resources. Of this amount, \$1,000,000
9.19 is for a grant to St. Louis County for planning, design, engineering, permitting, and partial
9.20 construction of the Voyageur Country ATV trail system linking St. Louis and Koochiching
9.21 Counties; \$255,000 is for a grant to St. Louis County for planning, design, engineering,
9.22 permitting, and partial construction of the Prospector Loop trail system in St. Louis and
9.23 Lake Counties; \$200,000 is for a statewide all-terrain vehicle trails master plan by regional
9.24 offices of the Department of Natural Resources; and \$50,000 is for an all-terrain vehicle
9.25 trails and routes inventory from all cooperating agencies within each region of the Department
9.26 of Natural Resources. The master plan and inventory must be completed by February 1,
9.27 2022.