

A bill for an act
relating to state government; appropriating money for environment and
natural resources; modifying meeting requirements of the Legislative-Citizen
Commission on Minnesota Resources; amending Minnesota Statutes 2006,
section 116P.08, subdivision 5.

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

Section 1. MINNESOTA RESOURCES APPROPRIATION.

The sums shown in the columns marked "Appropriations" are appropriated to the
agencies and for the purposes specified in this act. The appropriations are from the general
fund, or another named fund, and are available for the fiscal years indicated for each
purpose. The figures "2008" and "2009" used in this article mean that the appropriations
listed under them are available for the fiscal year ending June 30, 2008, or June 30, 2009,
respectively. "The first year" is fiscal year 2008. "The second year" is fiscal year 2009.
"The biennium" is fiscal years 2008 and 2009. Appropriations for the fiscal year ending
June 30, 2007, are effective the day following final enactment.

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2008</u>	<u>2009</u>

Sec. 2. MINNESOTA RESOURCES

<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>23,366,000</u>	<u>\$</u>	<u>-0-</u>
<u>Appropriations by Fund</u>				
<u>2008</u>		<u>2009</u>		

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2.1	<u>Environment and</u>		
2.2	<u>Natural Resources</u>		
2.3	<u>Trust</u>	<u>22,866,000</u>	<u>-0-</u>
2.4	<u>State Land and</u>		
2.5	<u>Water Conservation</u>		
2.6	<u>Account</u>		
2.7	<u>(LAWCON)</u>	<u>500,000</u>	<u>-0-</u>

2.8 Appropriations are available for either year
2.9 of the biennium. Any unencumbered balance
2.10 remaining in the first year does not cancel
2.11 and is available for the second year of the
2.12 biennium.

2.13 Subd. 2. **Definitions**

2.14 (a) "Trust fund" means the Minnesota
2.15 environment and natural resources trust fund
2.16 referred to in Minnesota Statutes, section
2.17 116P.02, subdivision 6.

2.18 (b) "State land and water conservation
2.19 account (LAWCON)" means the state land
2.20 and water conservation account in the natural
2.21 resources fund referred to in Minnesota
2.22 Statutes, section 116P.14.

2.23	<u>Subd. 3. LCCMR and Contract Administration</u>	<u>1,318,000</u>	<u>-0-</u>
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2.24 (a) Legislative-Citizen Commission on Minnesota
2.25 Resources (LCCMR)

2.26 \$1,278,000 is from the trust fund for fiscal
2.27 years 2008 and 2009 and is for administration
2.28 as provided in Minnesota Statutes, section
2.29 116P.09, subdivision 5.

2.30 Notwithstanding Minnesota Statutes, section
2.31 16A.281, the availability of up to \$50,000 of
2.32 the appropriation from Laws 2006, chapter
2.33 243, section 19, is extended to June 30, 2008,
2.34 for communications outreach.

2.35 (b) Contract Administration

3.1	<u>\$40,000 is from the trust fund to the</u>		
3.2	<u>commissioner of natural resources to</u>		
3.3	<u>complete contract management for duties</u>		
3.4	<u>assigned in Laws 2005, First Special Session</u>		
3.5	<u>chapter 1, article 2, section 11, subdivision</u>		
3.6	<u>3, paragraph (b), and additional duties as</u>		
3.7	<u>assigned in this section.</u>		
3.8	<u>Subd. 4. Land</u>	<u>14,835,000</u>	<u>-0-</u>
3.9	<u>Appropriations by Fund</u>		
3.10	<u>Environment and</u>		
3.11	<u>Natural Resources</u>		
3.12	<u>Trust</u>	<u>14,335,000</u>	<u>-0-</u>
3.13	<u>LAWCON</u>	<u>500,000</u>	<u>-0-</u>
3.14	<u>(a) Forest Legacy Conservation Easements</u>		
3.15	<u>\$2,000,000 is from the trust fund to the</u>		
3.16	<u>commissioner of natural resources to acquire</u>		
3.17	<u>permanent working forest conservation</u>		
3.18	<u>easements on private forests in northern</u>		
3.19	<u>Minnesota, the Mississippi blufflands, and</u>		
3.20	<u>other areas identified through the state forest</u>		
3.21	<u>legacy program. Priority must be given to</u>		
3.22	<u>acquiring easements on private lands within</u>		
3.23	<u>existing Minnesota state forest boundaries.</u>		
3.24	<u>Any easements acquired must have a</u>		
3.25	<u>sustainable forestry practice management</u>		
3.26	<u>plan. Land subject to easements acquired</u>		
3.27	<u>under this appropriation is not eligible for</u>		
3.28	<u>payment under Minnesota Statutes, section</u>		
3.29	<u>290C.07. The commissioner must report</u>		
3.30	<u>to the Legislative-Citizen Commission</u>		
3.31	<u>on Minnesota Resources with proposed</u>		
3.32	<u>minimum standards for forest conservation</u>		
3.33	<u>easements by June 1, 2007. The commission</u>		
3.34	<u>shall consider the proposed standards as</u>		
3.35	<u>part of the work program approval by June</u>		
3.36	<u>30, 2007. No funds shall be expended until</u>		

4.1 the commission has reviewed and approved
4.2 minimum standards for forest conservation
4.3 easements funded by the trust fund.
4.4 (b) Minnesota Habitat Corridors Partnership -
4.5 Phase IV

4.6 \$4,200,000 is from the trust fund to the
4.7 commissioner of natural resources for
4.8 acceleration of agency programs and
4.9 cooperative agreements with Pheasants
4.10 Forever; Minnesota Deer Hunters
4.11 Association; Ducks Unlimited, Inc.; National
4.12 Wild Turkey Federation; The Nature
4.13 Conservancy; Minnesota Land Trust; The
4.14 Trust for Public Land; Minnesota Valley
4.15 National Wildlife Refuge Trust, Inc.; United
4.16 States Fish and Wildlife Service; Red Lake
4.17 Band of Chippewa; Leech Lake Band of
4.18 Chippewa; Fond du Lac Band of Chippewa;
4.19 USDA-Natural Resources Conservation
4.20 Service; and the Board of Water and Soil
4.21 Resources to plan, restore, and acquire
4.22 fragmented landscape corridors that connect
4.23 areas of quality habitat to sustain fish,
4.24 wildlife, and plants. Expenditures are limited
4.25 to the project corridor areas as defined in
4.26 the work program. Land acquired with this
4.27 appropriation must be sufficiently improved
4.28 to meet at least minimum habitat and facility
4.29 management standards as determined by
4.30 the commissioner. This appropriation may
4.31 not be used for the purchase of residential
4.32 structures, unless expressly approved in the
4.33 work program. All conservation easements
4.34 must be perpetual and have a natural resource
4.35 management plan. Any land acquired in fee

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5.1 title by the commissioner with money from
5.2 this appropriation must be designated:
5.3 (1) as an outdoor recreation unit under
5.4 Minnesota Statutes, section 86A.07; or
5.5 (2) as provided in Minnesota Statutes,
5.6 sections 89.018, subdivision 2, paragraph (a);
5.7 97A.101; 97A.125; 97C.001; and 97C.011.
5.8 The commissioner may similarly designate
5.9 any lands acquired in less than fee title.
5.10 (c) Metro Conservation Corridors - Phase III
5.11 \$2,500,000 is from the trust fund to the
5.12 commissioner of natural resources for
5.13 acceleration of agency programs and
5.14 cooperative agreements with The Trust for
5.15 Public Land; Friends of the Mississippi
5.16 River; Great River Greening; Minnesota
5.17 Land Trust; Minnesota Valley National
5.18 Wildlife Refuge Trust, Inc.; Trout Unlimited;
5.19 and Friends of the Minnesota Valley for
5.20 the purposes of planning, restoring, and
5.21 protecting important natural areas in the
5.22 metropolitan region, as defined by Minnesota
5.23 Statutes, section 473.121, subdivision 2,
5.24 and portions of the surrounding counties,
5.25 through grants, contracted services,
5.26 conservation easements, and fee acquisition.
5.27 Land acquired with this appropriation
5.28 must be sufficiently improved to meet at
5.29 least minimum management standards
5.30 as determined by the commissioner.
5.31 Expenditures are limited to the identified
5.32 project corridor areas as defined in the work
5.33 program. This appropriation may not be used
5.34 for the purchase of residential structures,
5.35 unless expressly approved in the work

6.1 program. All conservation easements must
6.2 be perpetual and have a natural resource
6.3 management plan. Any land acquired in fee
6.4 title by the commissioner of natural resources
6.5 with money from this appropriation must be
6.6 designated:

6.7 (1) as an outdoor recreation unit under
6.8 Minnesota Statutes, section 86A.07; or

6.9 (2) as provided in Minnesota Statutes,
6.10 sections 89.018, subdivision 2, paragraph (a);
6.11 97A.101; 97A.125; 97C.001; and 97C.011.

6.12 The commissioner may similarly designate
6.13 any lands acquired in less than fee title.

6.14 (d) Prairie Stewardship Assistance for Private
6.15 Landowners

6.16 \$220,000 is from the trust fund to the
6.17 commissioner of natural resources to develop
6.18 stewardship plans and implement prairie
6.19 management on private prairie lands on a
6.20 cost-share basis with private or federal funds.

6.21 (e) State Park and Trail Land Acquisition

6.22 \$1,500,000 is from the trust fund to the
6.23 commissioner of natural resources to acquire
6.24 land for state trails and in-holdings for state
6.25 parks. Land acquired with this appropriation
6.26 must be sufficiently improved to meet at
6.27 least minimum management standards as
6.28 determined by the commissioner.

6.29 (f) Metropolitan Regional Park System Land
6.30 Acquisition

6.31 \$2,500,000 is from the trust fund to the
6.32 Metropolitan Council for subgrants for the
6.33 acquisition of lands within the approved park
6.34 unit boundaries of the metropolitan regional
6.35 park system. This appropriation may not

7.1 be used for the purchase of residential
7.2 structures. Subdivision 12 applies to grants
7.3 awarded in the approved work program. This
7.4 appropriation must be matched by at least
7.5 40 percent of nonstate money and must be
7.6 committed by December 31, 2007, or the
7.7 appropriation cancels. This appropriation
7.8 is available until June 30, 2010, at which
7.9 time the project must be completed and final
7.10 products delivered, unless an earlier date is
7.11 specified in the work program.

7.12 (g) Nonmetropolitan Regional Parks and Natural
7.13 and Scenic Area Acquisitions

7.14 \$1,000,000 is from the trust fund to the
7.15 commissioner of natural resources to provide
7.16 matching grants to local governments for
7.17 acquisition of natural and scenic areas, as
7.18 provided in Minnesota Statutes, section
7.19 85.019, subdivision 4a, and regional parks
7.20 outside of the metropolitan area, as defined
7.21 in Minnesota Statutes, section 473.121,
7.22 subdivision 2. The local match required for
7.23 a grant to acquire a regional park or regional
7.24 outdoor recreation area is \$2 of nonstate
7.25 money for each \$3 of state money. For the
7.26 purposes of this paragraph, the match may
7.27 be either cash or a qualifying land donation.
7.28 Recipients may receive funding for more
7.29 than one project in any given grant period.
7.30 Subdivision 12 applies to grants awarded in
7.31 the approved work program.

7.32 (h) LAWCON Federal Reimbursements

7.33 \$500,000 is from the state land and water
7.34 conservation account (LAWCON) in the
7.35 natural resources fund to the commissioner of

8.1 natural resources for priorities established by
8.2 the commissioner for eligible state projects
8.3 and administrative and planning activities
8.4 consistent with Minnesota Statutes, section
8.5 116P.14, and the federal Land and Water
8.6 Conservation Fund Act. Subdivision 12
8.7 applies to grants awarded in the approved
8.8 work program. This appropriation is
8.9 contingent upon receipt of the federal
8.10 obligation and remains available until June
8.11 30, 2010, at which time the project must
8.12 be completed and final products delivered,
8.13 unless an earlier date is specified in the work
8.14 program.

8.15 (i) Biological Control of European Buckthorn and
8.16 Garlic Mustard

8.17 \$300,000 is from the trust fund to the
8.18 commissioner of natural resources to
8.19 research potential insects for biological
8.20 control of invasive European buckthorn
8.21 species for the third biennium and to
8.22 introduce and evaluate insects for biological
8.23 control of garlic mustard for the second
8.24 biennium. This appropriation is available
8.25 until June 30, 2010, at which time the
8.26 project must be completed and final products
8.27 delivered, unless an earlier date is specified
8.28 in the work program.

8.29 (j) Neutralization of Reed Canary Grass Root
8.30 Exudates

8.31 \$115,000 is from the trust fund to Minnesota
8.32 State University, Mankato, to assess
8.33 plant-soil feedback contribution to the
8.34 invasiveness of reed canary grass through
8.35 identification and neutralization of inhibitory
8.36 root exudates.

9.1	<u>Subd. 5. Water Resources</u>	<u>5,051,000</u>	<u>-0-</u>
9.2	<u>(a) Local Water Management Matching Challenge</u>		
9.3	<u>Grants</u>		
9.4	<u>\$350,000 is from the trust fund to the Board</u>		
9.5	<u>of Water and Soil Resources to accelerate</u>		
9.6	<u>the local water management challenge</u>		
9.7	<u>grant program under Minnesota Statutes,</u>		
9.8	<u>sections 103B.3361 to 103B.3369, through</u>		
9.9	<u>matching grants to implement high priority</u>		
9.10	<u>activities in state-approved comprehensive</u>		
9.11	<u>water management plans. For the purposes</u>		
9.12	<u>of this paragraph, the match must be a</u>		
9.13	<u>nonstate contribution and may be either cash</u>		
9.14	<u>or qualifying in-kind. The grants may be</u>		
9.15	<u>provided on an advance basis as specified</u>		
9.16	<u>in the work program. This appropriation</u>		
9.17	<u>is available until June 30, 2010, at which</u>		
9.18	<u>time the project must be completed and final</u>		
9.19	<u>products delivered, unless an earlier date is</u>		
9.20	<u>specified in the work program.</u>		
9.21	<u>(b) Protection of Rare and Unique Rock Outcrop</u>		
9.22	<u>Wetlands</u>		
9.23	<u>\$563,000 is from the trust fund to the Board</u>		
9.24	<u>of Water and Soil Resources in cooperation</u>		
9.25	<u>with Renville and Redwood Soil and</u>		
9.26	<u>Water Conservation Districts for perpetual</u>		
9.27	<u>easements of unique wetland and riparian</u>		
9.28	<u>habitats associated with rock outcrops in the</u>		
9.29	<u>Minnesota River Valley.</u>		
9.30	<u>(c) Land Retirement Effects on Minnesota River</u>		
9.31	<u>Basin Streams</u>		
9.32	<u>\$275,000 is from the trust fund for the</u>		
9.33	<u>second biennium to the Board of Water and</u>		
9.34	<u>Soil Resources for a cooperative agreement</u>		
9.35	<u>with the United States Geological Survey to</u>		

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10.1 define the relation between land retirement
10.2 and water quality and biological integrity in
10.3 Minnesota River subbasins and to determine
10.4 if nutrient transport reductions improve
10.5 habitat and biodiversity in order to enhance
10.6 prioritization of future land retirements.

10.7 This appropriation must be matched by an
10.8 equal amount of nonstate money and must
10.9 be committed by December 31, 2007, or the
10.10 appropriation cancels.

10.11 (d) Demonstrating Benefits of Conservation
10.12 Grasslands on Water Quality

10.13 \$374,000 is from the trust fund to the
10.14 Science Museum of Minnesota to assess the
10.15 long-term benefits of conservation grasslands
10.16 in reducing sediment and nutrient loads
10.17 through quantitative lake sediment analysis
10.18 in small watersheds with different grassland
10.19 acreages. This appropriation is available
10.20 until June 30, 2010, at which time the
10.21 project must be completed and final products
10.22 delivered, unless an earlier date is specified
10.23 in the work program.

10.24 (e) Improved River Quality Monitoring Using
10.25 Airborne Remote Sensing

10.26 \$159,000 is from the trust fund to Minnesota
10.27 State University, Mankato, to monitor river
10.28 water quality and riparian habitat through
10.29 airborne dynamic hyperspectral remote
10.30 sensing on the Blue Earth River.

10.31 (f) Evaluating Riparian Timber Harvesting
10.32 Guidelines - Phase III

10.33 \$400,000 is from the trust fund to the
10.34 University of Minnesota to assess the timber
10.35 harvesting riparian management guidelines

- 11.1 for postharvest impacts on terrestrial, aquatic,
11.2 and wildlife habitats.
- 11.3 (g) Innovative Springshed Mapping for Trout
11.4 Stream Management
- 11.5 \$270,000 is from the trust fund to the
11.6 University of Minnesota to identify and
11.7 delineate supply areas and springsheds, for
11.8 springs serving as coldwater sources for
11.9 modern and historic trout streams, and to
11.10 assess the impacts from development and
11.11 groundwater appropriations.
- 11.12 (h) Intra-lake Zoning to Protect Sensitive
11.13 Lakeshore Areas
- 11.14 \$110,000 is from the trust fund to the
11.15 commissioner of natural resources in
11.16 cooperation with Cass County to identify
11.17 sensitive shorelines of the highest priority
11.18 lakes to protect water quality and near-shore
11.19 habitat through improved shoreland zoning
11.20 by Cass County.
- 11.21 (i) Water Resource Sustainability
- 11.22 \$292,000 is from the trust fund to the
11.23 University of Minnesota to quantify
11.24 sustainable supplies of surface and
11.25 groundwater by integrating surface water,
11.26 vadose zone, and groundwater systems into
11.27 defined hydrologic units.
- 11.28 (j) County Geologic Atlas Program Acceleration
- 11.29 \$400,000 is from the trust fund to the
11.30 University of Minnesota, Minnesota
11.31 Geologic Survey, to accelerate the production
11.32 of county geologic atlases that describe
11.33 location, size, boundaries, and vulnerability
11.34 of aquifers to enhance the protection and use
11.35 of groundwater.

12.1 (k) Minnesota's Water Resources: Impacts of
12.2 Climate Change - Phase II

12.3 \$300,000 is from the trust fund for the second
12.4 biennium to the University of Minnesota,
12.5 Natural Resources Research Institute, to
12.6 quantify climate, hydrologic, and ecological
12.7 variability and trends, along with economic
12.8 impacts of environmental fluctuation on
12.9 water resources, and to identify indicators
12.10 of future climate change effects on aquatic
12.11 systems. This appropriation is available until
12.12 June 30, 2010, at which time the project must
12.13 be completed and final products delivered,
12.14 unless an earlier date is specified in the work
12.15 program.

12.16 (l) Pharmaceutical and Microbiological Pollution

12.17 \$302,000 is from the trust fund to
12.18 the University of Minnesota to
12.19 develop technologies that eliminate
12.20 antibiotic-resistant bacteria, hormones,
12.21 and other pharmaceutical compounds from
12.22 Minnesota's surface waters.

12.23 (m) Threat of Emerging Contaminants to Upper
12.24 Mississippi Walleye

12.25 \$97,000 is from the trust fund to St. Cloud
12.26 State University to assess whether the genetic
12.27 diversity of walleye in the Upper Mississippi
12.28 is negatively impacted by emerging
12.29 contaminants at pollution hotspots where
12.30 feminized male fish have been identified.

12.31 (n) Cedar Creek Groundwater Project using
12.32 Prairie Biofuel Buffers

12.33 \$659,000 is from the trust fund to the
12.34 University of Minnesota, Cedar Creek
12.35 Natural History Area, to provide quantitative

13.1 data on the ability of diverse prairie buffers to
13.2 capture runoff pollutants, to produce biofuel
13.3 with minimal water requirements, and to
13.4 provide high carbon sequestration. This
13.5 appropriation is available until June 30, 2010,
13.6 at which time the project must be completed
13.7 and final products delivered, unless an earlier
13.8 date is specified in the work program.

13.9 (o) Pyrolysis Pilot Project

13.10 \$500,000 is from the trust fund to the
13.11 University of Minnesota in cooperation with
13.12 Rural Advantage to demonstrate a water-free
13.13 pyrolysis technology for converting biomass
13.14 feedstock to biofuels. This appropriation
13.15 is available until June 30, 2010, at which
13.16 time the project must be completed and final
13.17 products delivered, unless an earlier date is
13.18 specified in the work program.

13.19 Subd. 6. **Natural Resource Information**

2,002,000

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13.20 (a) Minnesota County Biological Survey

13.21 \$1,500,000 is from the trust fund to
13.22 the commissioner of natural resources to
13.23 accelerate the biological survey that identifies
13.24 significant natural areas and systematically
13.25 collects and interprets data on the distribution
13.26 and ecology of native plant communities,
13.27 rare plants, and rare animals.

13.28 (b) Soil Survey

13.29 \$400,000 is from the trust fund to the Board
13.30 of Water and Soil Resources to accelerate
13.31 the completion of soil survey mapping and
13.32 Web-based data delivery in five or more
13.33 counties. The new soil surveys must be done

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14.1 on a cost-share basis with local and federal
14.2 funds.
14.3 (c) Field Guide for Evaluating Vegetation of
14.4 Restored Wetlands

14.5 \$53,000 is from the trust fund to the Board of
14.6 Water and Soil Resources for an agreement
14.7 with Bonestroo, Rosene, Anderlik, &
14.8 Associates to develop a printed and
14.9 Web-based field guide to assist the evaluation
14.10 of the quality of wetland restorations in
14.11 Minnesota. This wetland guide must be
14.12 available for downloading free of charge on
14.13 the Internet.

14.14 (d) Natural Resource Data Collection and
14.15 Mapping

14.16 \$49,000 is from the trust fund to the
14.17 Legislative-Citizen Commission on
14.18 Minnesota Resources for analysis and
14.19 implementation of critical state natural
14.20 resource data collection and mapping.

14.21 **Subd. 7. Emerging Issues Account**

160,000

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14.22 \$160,000 is from the trust fund to an
14.23 emerging issues account as authorized
14.24 in Minnesota Statutes, section 116P.08,
14.25 subdivision 4, paragraph (d).

14.26 **Subd. 8. Availability of Appropriations**

14.27 Unless otherwise provided, the amounts in
14.28 this section are available until June 30, 2009,
14.29 when projects must be completed and final
14.30 products delivered. For acquisition of real
14.31 property, the amounts in this section are
14.32 available until June 30, 2010, if a binding
14.33 contract is entered into by June 30, 2009,
14.34 and closed not later than June 30, 2010. The
14.35 amounts available in this section may be

15.1 extended through an approved work program
15.2 by up to one year. If a project receives
15.3 a federal grant, the appropriation for the
15.4 project shall be extended to equal the federal
15.5 grant period.

15.6 **Subd. 9. Leveraged Funds for Real Property**
15.7 **Interest Requirement**

15.8 The work program for every appropriation
15.9 for acquisition of a real property interest
15.10 shall identify nonstate leveraged funds and a
15.11 plan for expenditure of funds to maximize
15.12 the benefit of the trust fund allocation. Any
15.13 work program that proposes materially less
15.14 leverage than the proposal shall be brought
15.15 to the Legislative-Citizen Commission
15.16 on Minnesota Resources for review and
15.17 approval or disapproval. The final report
15.18 of each project shall identify all leverage
15.19 obtained. Leveraged funds shall be spent
15.20 concurrently with trust fund appropriations
15.21 to the extent possible.

15.22 **Subd. 10. Data Availability Requirements**

15.23 (a) Data collected by the projects funded
15.24 under this section that have value for
15.25 planning and management of natural
15.26 resource, emergency preparedness, and
15.27 infrastructure investments must conform
15.28 to the enterprise technical architecture
15.29 maintained by the Office of Enterprise
15.30 Technology. Spatial data must conform to
15.31 geographic information system guidelines
15.32 and standards outlined in that architecture
15.33 and adopted by the Minnesota Geographic
15.34 Data Clearinghouse at the Land Management
15.35 Information Center. A description of spatial

16.1 data collected must adhere to Office of
16.2 Enterprise Technology geographic metadata
16.3 standards and must be submitted to the Land
16.4 Management Information Center to be made
16.5 available online through the clearinghouse
16.6 and the data themselves must be accessible
16.7 and free to the public unless made private
16.8 under the Data Practices Act, Minnesota
16.9 Statutes, chapter 13.

16.10 (b) To the extent practicable, summary data
16.11 and results of projects funded under this
16.12 section should be readily accessible on the
16.13 Internet and identified as an environment and
16.14 natural resources trust fund project.

16.15 **Subd. 11. Project Requirements**

16.16 It is a condition of acceptance of the
16.17 appropriations in this section that any agency
16.18 or entity receiving the appropriation must
16.19 comply with Minnesota Statutes, chapter
16.20 116P; vegetation planted must be of native
16.21 ecotypes to Minnesota, and preferably
16.22 of the local ecotype, unless expressly
16.23 approved in the work program; parties to an
16.24 easement must specify in the easement all
16.25 the provisions of their agreement that are
16.26 perpetual; an electronic copy of the terms
16.27 of an easement acquired must be sent to the
16.28 commission office; and in any acquisition of
16.29 land or interest in land, priority must be given
16.30 to lands with high quality natural resources
16.31 or conservation lands that provide natural
16.32 buffers to water resources.

16.33 **Subd. 12. Payment Conditions and Capital**
16.34 **Equipment Expenditures**

17.1 All agreements, grants, or contracts referred
17.2 to in this section must be administered on
17.3 a reimbursement basis unless otherwise
17.4 provided in this section. Notwithstanding
17.5 Minnesota Statutes, section 16A.41,
17.6 expenditures made on or after July 1,
17.7 2007, or the date the work program is
17.8 approved, whichever is later, are eligible for
17.9 reimbursement unless otherwise provided
17.10 in this section. Periodic payment must
17.11 be made upon receiving documentation
17.12 that the deliverable items articulated in
17.13 the approved work program have been
17.14 achieved, including partial achievements
17.15 as evidenced by approved progress reports.
17.16 Reasonable amounts may be advanced to
17.17 projects to accommodate cash flow needs or
17.18 match federal money. The advances must
17.19 be approved as part of the work program.
17.20 No expenditures for capital equipment are
17.21 allowed unless expressly authorized in the
17.22 project work program.
17.23 **Subd. 13. Purchase of Recycled and Recyclable**
17.24 **Materials**

17.25 A political subdivision, public or private
17.26 corporation, or other entity that receives
17.27 an appropriation in this section must use
17.28 the appropriation in compliance with
17.29 Minnesota Statutes, sections 16B.121 and
17.30 16B.122, requiring the purchase of recycled,
17.31 repairable, and durable materials; the
17.32 purchase of uncoated paper stock; and the
17.33 use of soy-based ink.

17.34 **Subd. 14. Energy Conservation and**
17.35 **Sustainable Building Guidelines**

18.1 A recipient to whom an appropriation is made
18.2 in this section for a capital improvement
18.3 project shall ensure that the project complies
18.4 with the applicable energy conservation and
18.5 sustainable building guidelines and standards
18.6 contained in law, including Minnesota
18.7 Statutes, sections 16B.325, 216C.19, and
18.8 216C.20, and rules adopted thereunder.

18.9 The recipient may use the energy planning,
18.10 advocacy, and state energy office units of
18.11 the Department of Commerce to obtain
18.12 information and technical assistance on
18.13 energy conservation and alternative energy
18.14 development relating to the planning and
18.15 construction of the capital improvement
18.16 project.

18.17 Subd. 15. **Accessibility**

18.18 Structural and nonstructural facilities must
18.19 meet the design standards in the federal
18.20 Americans with Disability Act (ADA)
18.21 accessibility guidelines.

18.22 Subd. 16. **Carryforward**

18.23 (a) The availability of the appropriations for
18.24 the following projects is extended to June
18.25 30, 2008:

18.26 (1) Laws 2005, First Special Session
18.27 chapter 1, article 2, section 11, subdivision
18.28 7, paragraph (j), improving impaired
18.29 watersheds: conservation drainage research;

18.30 (2) Laws 2005, First Special Session chapter
18.31 1, article 2, section 11, subdivision 8,
18.32 paragraph (d), open space planning and
18.33 protection; and

H.F. No. 293, 2nd Engrossment - 85th Legislative Session (2007-2008)

19.1 (3) Laws 2005, First Special Session chapter
19.2 1, article 2, section 11, subdivision 10,
19.3 paragraph (d), dairy farm digesters.

19.4 (b) The availability of the appropriation for
19.5 the following project is extended to June 30,
19.6 2009:

19.7 (1) Laws 2005, First Special Session
19.8 chapter 1, article 2, section 11, subdivision
19.9 9, paragraph (a), completing third-party
19.10 certification of DNR forest lands; and

19.11 (2) Laws 2005, First Special Session
19.12 chapter 1, article 2, section 11, subdivision
19.13 10, paragraph (e), wind to hydrogen
19.14 demonstration.

19.15 Sec. 3. Minnesota Statutes 2006, section 116P.08, subdivision 5, is amended to read:

19.16 Subd. 5. **Public meetings.** ~~Technical advisory committee and commission~~ (a)
19.17 Meetings of the commission, committees or subcommittees of the commission, technical
19.18 advisory committees, and peer review panels must be open to the public. The commission
19.19 shall attempt to meet throughout various regions of the state during each biennium. For
19.20 purposes of this subdivision, a meeting occurs when a quorum is present and action
19.21 is taken regarding a matter within the jurisdiction of the commission, a committee or
19.22 subcommittee of the commission, a technical advisory committee, or a peer review panel.

19.23 (b) For legislative members of the commission, enforcement of this subdivision is
19.24 governed by section 3.055, subdivision 2. For nonlegislative members of the commission,
19.25 enforcement of this subdivision is governed by section 13D.06, subdivisions 1 and 2.