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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1113

03/04/2013 Authored by Wagenius, Persell, Torkelson, Fabian and Lillie

The bill was read for the first time and referred to the Committee on Environment, Natural Resources and Agriculture Finance

03/13/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to natural resources; appropriating money from environment and natural
1.3 resources trust fund; modifying provisions for Legislative-Citizen Commission
1.4 on Minnesota Resources; modifying requirements for land acquisition with trust
1.5 fund money; amending Minnesota Statutes 2012, sections 116P.05, subdivisions
1.6 1, 2; 116P.09, subdivision 2; 116P.15; 116P.16; 116P.17; proposing coding for
1.7 new law in Minnesota Statutes, chapter 116P.

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

1.9 Section 1. APPROPRIATIONS.

1.10 The sums shown in the columns marked "Appropriations" are appropriated to
1.11 the agencies and for the purposes specified in this act. The appropriations are from
1.12 the environment and natural resources trust fund and are available for the fiscal years
1.13 indicated for each purpose. The figures "2014" and "2015" used in this act mean that the
1.14 appropriations listed under them are available for the fiscal year ending June 30, 2014,
1.15 or June 30, 2015, respectively. "The first year" is fiscal year 2014. "The second year" is
1.16 fiscal year 2015. "The biennium" is fiscal years 2014 and 2015. The appropriations in
1.17 this act are onetime.

Table with 2 columns: Year (2014, 2015) and Appropriations Available for the Year Ending June 30.

1.22 Sec. 2. MINNESOTA RESOURCES

1.23 Subdivision 1. Total Appropriation \$ 33,810,000 \$ 4,350,000

2.1	<u>Appropriations by Fund</u>	
2.2	<u>2014</u>	<u>2015</u>
2.3	<u>Environment and</u>	
2.4	<u>natural resources</u>	
2.5	<u>33,810,000</u>	<u>4,350,000</u>
2.5	<u>trust fund</u>	

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

2.9 Appropriations are available for two
 2.10 years beginning July 1, 2013, unless
 2.11 otherwise stated in the appropriation. Any
 2.12 unencumbered balance remaining in the first
 2.13 year does not cancel and is available for the
 2.14 second year.

2.15 **Subd. 2. Definition**

2.16 "Trust fund" means the Minnesota
 2.17 environment and natural resources trust fund
 2.18 referred to in Minnesota Statutes, section
 2.19 116P.02, subdivision 6.

2.20 **Subd. 3. Natural Resource Data and**
 2.21 **Information**

8,076,000

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2.22 **(a) Minnesota Biological Survey**

2.23 \$2,650,000 the first year is from the
 2.24 trust fund to the commissioner of natural
 2.25 resources for continuation of the Minnesota
 2.26 biological survey to provide a foundation
 2.27 for conserving biological diversity by
 2.28 systematically collecting, interpreting,
 2.29 monitoring, and delivering data on plant and
 2.30 animal distribution and ecology, native plant
 2.31 communities, and functional landscapes.

2.32 **(b) County Geologic Atlases - Part A**

2.33 \$1,200,000 the first year is from the trust fund
 2.34 to the Board of Regents of the University
 2.35 of Minnesota to continue the acceleration

3.1 of the production of county geologic atlases
3.2 that define aquifer boundaries and the
3.3 connection of aquifers to the land surface and
3.4 surface water resources for the purpose of
3.5 sustainable management of surface water and
3.6 groundwater resources. This appropriation
3.7 is available until June 30, 2016, by which
3.8 time the project must be completed and final
3.9 products delivered.

3.10 **(c) County Geologic Atlases - Part B**

3.11 \$1,200,000 the first year is from the trust
3.12 fund to the commissioner of natural resources
3.13 to continue the analysis and compilation
3.14 of groundwater data for the production
3.15 of county geologic atlases, publication of
3.16 geospatial groundwater data, and continued
3.17 mapping of springsheds and karst features
3.18 for Winona and Houston Counties. This
3.19 appropriation is available until June 30,
3.20 2016, by which time the project must be
3.21 completed and final products delivered.

3.22 **(d) Updating National Wetland Inventory for**
3.23 **Minnesota - Phase IV**

3.24 \$1,000,000 the first year is from the trust
3.25 fund to the commissioner of natural resources
3.26 to continue the update and enhancement
3.27 of wetland inventory maps for Minnesota.
3.28 This appropriation is available until June
3.29 30, 2016, by which time the project must be
3.30 completed and final products delivered.

3.31 **(e) Conservation Easement Stewardship**
3.32 **Program - Phase III**

3.33 \$200,000 the first year is from the trust fund
3.34 to the commissioner of natural resources
3.35 for the final phase to bring conservation

4.1 easements held by the Department of Natural
4.2 Resources up to minimum conservation
4.3 standards, through monitoring, baseline data
4.4 collection, and baseline report preparation.

4.5 **(f) Harnessing Soudan Mine Microbes:**
4.6 **Bioremediation, Bioenergy, and Biocontrol**

4.7 \$838,000 the first year is from the trust fund
4.8 to the Board of Regents of the University of
4.9 Minnesota to continue the characterization of
4.10 unique microbes discovered in the Soudan
4.11 Underground Mine State Park that have
4.12 potential applications for metal remediation
4.13 in water resources, microbial electrofuels,
4.14 and biocontrol of white-nose bat syndrome.

4.15 This appropriation is available until June
4.16 30, 2016, by which time the project must be
4.17 completed and final products delivered.

4.18 **(g) Improved Rapid Forest Ecosystem and**
4.19 **Habitat Inventory**

4.20 \$262,000 the first year is from the trust fund
4.21 to the Board of Regents of the University
4.22 of Minnesota to evaluate a new approach to
4.23 forest inventory, based on statewide forest
4.24 inventory and analysis (FIA) data.

4.25 **(h) Finding Disease Resistant Elm Trees in**
4.26 **Minnesota**

4.27 \$200,000 the first year is from the trust fund
4.28 to the Board of Regents of the University
4.29 of Minnesota to evaluate and identify
4.30 native Minnesota elms resistant to Dutch
4.31 elm disease to assist with limiting the
4.32 susceptibility of the state's elms to Dutch elm
4.33 disease. This appropriation is available until
4.34 June 30, 2016, by which time the project must
4.35 be completed and final products delivered.

5.1 **(i) Enhancing Timber Sale Program**
 5.2 **Environmental and Economic Sustainability**

5.3 \$336,000 the first year is from the trust fund
 5.4 to the Board of Regents of the University
 5.5 of Minnesota to evaluate the impacts of
 5.6 timber payment methods on postharvest
 5.7 forest ecological conditions and net revenue
 5.8 generated from public timber sale programs.

5.9 This appropriation is available until June
 5.10 30, 2016, by which time the project must be
 5.11 completed and final products delivered.

5.12 **(j) Enhancing Environmental and Economic**
 5.13 **Benefits of Woodland Grazing**

5.14 \$190,000 the first year is from the trust fund
 5.15 to the Board of Regents of the University of
 5.16 Minnesota to evaluate management options
 5.17 for woodlands used for grazing to improve
 5.18 ecological and economic benefits. This
 5.19 appropriation is available until June 30,
 5.20 2016, by which time the project must be
 5.21 completed and final products delivered.

5.22 **Subd. 4. Land, Habitat, Restoration, and**
 5.23 **Recreation**

13,522,000

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5.24 **(a) State Parks and Trails Land Acquisition**

5.25 \$1,000,000 the first year is from the trust
 5.26 fund to the commissioner of natural resources
 5.27 to acquire authorized state trails and critical
 5.28 parcels within the statutory boundaries
 5.29 of state parks. State park land acquired
 5.30 with this appropriation must be sufficiently
 5.31 improved to meet at least minimum
 5.32 management standards, as determined by the
 5.33 commissioner of natural resources. A list
 5.34 of proposed acquisitions must be provided
 5.35 as part of the required work plan. This

6.1 appropriation is available until June 30,
6.2 2016, by which time the project must be
6.3 completed and final products delivered.

6.4 **(b) Scientific and Natural Area Restoration,**
6.5 **Enhancement, and Citizen Engagement**

6.6 \$1,500,000 the first year is from the
6.7 trust fund to the commissioner of natural
6.8 resources to conserve sites of biodiversity
6.9 significance by restoring and enhancing
6.10 lands established as scientific and natural
6.11 areas as provided in Minnesota Statutes,
6.12 section 86A.05, subdivision 5, and providing
6.13 volunteer engagement and outreach. This
6.14 appropriation is available until June 30,
6.15 2016, by which time the project must be
6.16 completed and final products delivered.

6.17 **(c) Native Prairie Stewardship and Native**
6.18 **Prairie Bank Easement Acquisition**

6.19 \$750,000 the first year is from the trust fund
6.20 to the commissioner of natural resources
6.21 to acquire native prairie bank easements,
6.22 prepare baseline property assessments,
6.23 restore and enhance native prairie sites, and
6.24 provide technical assistance to landowners.
6.25 This appropriation is available until June
6.26 30, 2016, by which time the project must be
6.27 completed and final products delivered.

6.28 **(d) Metropolitan Conservation Corridors**
6.29 **(MeCC) - Phase VII**

6.30 \$2,000,000 the first year is from the trust
6.31 fund for the acceleration of agency programs
6.32 and cooperative agreements. Of this
6.33 appropriation, \$10,000 is to the commissioner
6.34 of natural resources for agency programs
6.35 and \$1,990,000 is to the commissioner of ...
6.36 for agreements as follows: \$304,000 with

7.1 Friends of the Mississippi River; \$368,000
7.2 with Dakota County; \$208,000 with Great
7.3 River Greening; \$310,000 with Minnesota
7.4 Land Trust; \$400,000 with Minnesota Valley
7.5 National Wildlife Refuge Trust, Inc.; and
7.6 \$400,000 with the Trust for Public Land for
7.7 planning, restoring, and protecting priority
7.8 natural areas in the metropolitan area, as
7.9 defined under Minnesota Statutes, section
7.10 473.121, subdivision 2, and portions of the
7.11 surrounding counties, through contracted
7.12 services, technical assistance, conservation
7.13 easements, and fee title acquisition. Land
7.14 acquired with this appropriation must
7.15 be sufficiently improved to meet at least
7.16 minimum management standards, as
7.17 determined by the commissioner of natural
7.18 resources. Expenditures are limited to the
7.19 identified project corridor areas as defined in
7.20 the work plan. This appropriation may not be
7.21 used for the purchase of habitable residential
7.22 structures, unless expressly approved in the
7.23 work plan. All conservation easements must
7.24 be perpetual and have a natural resource
7.25 management plan. Any land acquired in fee
7.26 title by the commissioner of natural resources
7.27 with money from this appropriation must
7.28 be designated as an outdoor recreation unit
7.29 under Minnesota Statutes, section 86A.07.
7.30 The commissioner may similarly designate
7.31 any lands acquired in less than fee title. A
7.32 list of proposed restorations and fee title
7.33 and easement acquisitions must be provided
7.34 as part of the required work plan. Lands
7.35 that would require payments in lieu of taxes
7.36 under Minnesota Statutes, section 97A.061

8.1 or 477A.12, shall not be acquired with money
8.2 from this appropriation. Up to \$54,000 is for
8.3 use by Minnesota Land Trust in a monitoring
8.4 and enforcement fund as approved in the
8.5 work plan and subject to subdivision 16. An
8.6 entity that acquires a conservation easement
8.7 with appropriations from the trust fund
8.8 must have a long-term stewardship plan
8.9 for the easement and a fund established for
8.10 monitoring and enforcing the agreement.
8.11 Money appropriated from the trust fund for
8.12 easement acquisition may be used to establish
8.13 a monitoring, management, and enforcement
8.14 fund as approved in the work plan. An
8.15 annual financial report is required for any
8.16 monitoring, management, and enforcement
8.17 fund established, including expenditures
8.18 from the fund. This appropriation is available
8.19 until June 30, 2016, by which time the
8.20 project must be completed and final products
8.21 delivered.

8.22 **(e) Landscape Arboretum Acquisition - Lake**
8.23 **Tamarack**

8.24 \$2,000,000 the first year is from the trust fund
8.25 to the Board of Regents of the University
8.26 of Minnesota to acquire land surrounding
8.27 Lake Tamarack in Carver County as part of
8.28 the acquisition of approximately 80 acres.
8.29 This appropriation is available until June
8.30 30, 2016, by which time the project must be
8.31 completed and final products delivered.

8.32 **(f) Conservation Program Technical Assistance**
8.33 **Grants**

8.34 \$3,000,000 the first year is from the trust fund
8.35 to the Board of Water and Soil Resources to
8.36 continue providing grants to soil and water

9.1 conservation districts and other units of local
9.2 and state government for the employment
9.3 of staff to reenroll expiring lands into
9.4 programs for conservation purposes. This
9.5 appropriation is available until June 30,
9.6 2016, by which time the project must be
9.7 completed and final products delivered.

9.8 **(g) Moose Habitat Restoration in Northeastern**
9.9 **Minnesota**

9.10 \$200,000 the first year is from the trust fund
9.11 to the Board of Regents of the University
9.12 of Minnesota for the Natural Resources
9.13 Research Institute to develop best practices
9.14 guidelines for creating moose foraging
9.15 habitat efficiently and cost-effectively. This
9.16 appropriation is available until June 30,
9.17 2016, by which time the project must be
9.18 completed and final products delivered.

9.19 **(h) Bee Pollinator Habitat Enhancement**

9.20 \$200,000 the first year is from the trust
9.21 fund to the Board of Regents of the
9.22 University of Minnesota to assess the
9.23 potential to supplement traditional turf grass
9.24 by providing critical floral plant resources
9.25 to enhance bee pollinator habitat. This
9.26 appropriation is available until June 30,
9.27 2016, by which time the project must be
9.28 completed and final products delivered.

9.29 **(i) Conservation Grazing to Improve Wildlife**
9.30 **Habitat on Wildlife Management Areas**

9.31 \$600,000 the first year is from the trust fund
9.32 to the commissioner of natural resources
9.33 to develop grazing plans and provide
9.34 infrastructure to support conservation
9.35 grazing on approximately 10,000 acres

10.1 of targeted wildlife management areas in
10.2 partnership with local livestock producers.

10.3 Any revenue generated as a result of
10.4 this appropriation must be reinvested in
10.5 producing plans, conducting maintenance,
10.6 or building infrastructure for new or
10.7 existing conservation grazing efforts. This
10.8 appropriation is available until June 30,
10.9 2016, by which time the project must be
10.10 completed and final products delivered.

10.11 **(j) Preserving the Avon Hills Landscape -**
10.12 **Phase II**

10.13 \$772,000 the first year is from the trust fund
10.14 to the commissioner of natural resources for
10.15 an agreement with Saint John's University in
10.16 cooperation with the Minnesota Land Trust
10.17 to secure permanent conservation easements
10.18 on high quality habitat in Stearns County,
10.19 prepare conservation management plans, and
10.20 provide public outreach. A list of proposed
10.21 easement acquisitions must be provided
10.22 as part of the required work plan. Up to
10.23 \$80,000 is for use by Minnesota Land Trust
10.24 in a monitoring and enforcement fund as
10.25 approved in the work plan and subject to
10.26 subdivision 16. An entity that acquires a
10.27 conservation easement with appropriations
10.28 from the trust fund must have a long-term
10.29 stewardship plan for the easement and a fund
10.30 established for monitoring and enforcing the
10.31 agreement. Money appropriated from the
10.32 trust fund for easement acquisition may be
10.33 used to establish a monitoring, management,
10.34 and enforcement fund as approved in the
10.35 work plan. An annual financial report is
10.36 required for any monitoring, management,

11.1 and enforcement fund established,
 11.2 including expenditures from the fund. This
 11.3 appropriation is available until June 30,
 11.4 2016, by which time the project must be
 11.5 completed and final products delivered.

11.6 **(k) Frogtown Farm and Park Acquisition**

11.7 \$1,500,000 the first year is from the trust fund
 11.8 to the commissioner of natural resources for
 11.9 an agreement with the Trust for Public Land
 11.10 to acquire a portion of 12 acres for Frogtown
 11.11 Farm and Park to be established as a St. Paul
 11.12 city park.

11.13 **(l) Restoration Evaluations**

11.14 \$200,000 from Laws 2009, chapter
 11.15 143, section 2, subdivision 8, paragraph
 11.16 (b), Legislative-Citizen Commission on
 11.17 Minnesota Resources, as amended by Laws
 11.18 2011, First Special Session, chapter 2, article
 11.19 3, section 2, subdivision 18, paragraph (a),
 11.20 clause (8), is transferred to the Board of
 11.21 Regents of the University of Minnesota
 11.22 for evaluation of lands restored using
 11.23 money from the trust fund. The lands to be
 11.24 evaluated shall be identified and prioritized
 11.25 in consultation with the Legislative-Citizen
 11.26 Commission on Minnesota Resources.

11.27 **Subd. 5. Water Resources**

3,819,000

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11.28 **(a) Sustaining Lakes in Changing Environment**
 11.29 **- Phase II**

11.30 \$1,200,000 the first year is from the
 11.31 trust fund to the commissioner of natural
 11.32 resources in cooperation with the United
 11.33 States Geological Survey, the University of
 11.34 Minnesota, and the University of St. Thomas
 11.35 to continue development and implementation

12.1 of monitoring, modeling, and reporting
12.2 protocols for Minnesota lakes to be used
12.3 in water and fisheries management. This
12.4 appropriation is available until June 30,
12.5 2016, by which time the project must be
12.6 completed and final products delivered.

12.7 **(b) Assessment of Natural Copper-Nickel**
12.8 **Bedrocks on Water Quality**

12.9 \$585,000 the first year is from the trust fund
12.10 to the Board of Regents of the University of
12.11 Minnesota in cooperation with the United
12.12 States Geological Survey to assess impacts
12.13 of existing mineralization and potential
12.14 mining on northeastern Minnesota regional
12.15 water quality, including impacts from copper,
12.16 nickel, and other metal concentrations in
12.17 rocks, streambed sediments, and soils in
12.18 areas of potential base-metal mining. This
12.19 appropriation is available until June 30,
12.20 2016, by which time the project must be
12.21 completed and final products delivered.

12.22 **(c) Heron Lake Sediment and Phosphorus**
12.23 **Reduction Implementation Projects**

12.24 \$122,000 the first year is from the trust fund
12.25 to the Board of Water and Soil Resources for
12.26 an agreement with the Heron Lake Watershed
12.27 District for public outreach and installation
12.28 and monitoring of water quality improvement
12.29 projects. This appropriation is available until
12.30 June 30, 2016, by which time the project must
12.31 be completed and final products delivered.

12.32 **(d) Southern Minnesota Lakes Restoration**

12.33 \$463,000 the first year is from the trust fund
12.34 to the Board of Water and Soil Resources for
12.35 an agreement with Le Sueur County to install

13.1 shoreland and agricultural best management
13.2 practices to improve water quality for up
13.3 to 14 lakes in a tri-county area in southern
13.4 Minnesota. This appropriation is available
13.5 until June 30, 2016, by which time the
13.6 project must be completed and final products
13.7 delivered.

13.8 **(e) Measuring Hydrologic Benefits from**
13.9 **Glacial Ridge Habitat Restoration**

13.10 \$400,000 the first year is from the trust fund
13.11 to the commissioner of natural resources for
13.12 an agreement with the Red Lake Watershed
13.13 District in cooperation with the United States
13.14 Geological Survey to compare the hydrology
13.15 of habitats before and after restorations to
13.16 evaluate and quantify the impacts on flood
13.17 reduction and water quality in order to inform
13.18 improvements to restoration techniques.
13.19 This appropriation is available until June
13.20 30, 2016, by which time the project must be
13.21 completed and final products delivered.

13.22 **(f) Evaluation of Lake Superior Water Quality**
13.23 **Health**

13.24 \$600,000 the first year is from the trust fund
13.25 to the Board of Regents of the University
13.26 of Minnesota to evaluate impacts to Lake
13.27 Superior from a changing thermal structure
13.28 and invasive species in order to implement
13.29 lake water quality management strategies.
13.30 This appropriation is available until June
13.31 30, 2016, by which time the project must be
13.32 completed and final products delivered.

13.33 **(g) Membranes for Wastewater-Generated**
13.34 **Hydrogen and Clean Water**

13.35 \$246,000 the first year is from the trust fund
13.36 to the Board of Regents of the University

14.1 of Minnesota to develop, optimize, and test
 14.2 membranes made of thin film polymers
 14.3 embedded with selected bacteria to
 14.4 generate clean water and energy in the
 14.5 form of hydrogen from wastewater. This
 14.6 appropriation is available until June 30,
 14.7 2016, by which time the project must be
 14.8 completed and final products delivered.

14.9 **(h) Antibiotics in Minnesota Waters - Phase II**
 14.10 **Mississippi River**

14.11 \$203,000 the first year is from the trust fund
 14.12 to the commissioner of natural resources
 14.13 for an agreement with the University of St.
 14.14 Thomas to measure antibiotic concentrations
 14.15 and antibiotic resistance levels and assess the
 14.16 contributions of farm runoff and wastewater
 14.17 treatment in a portion of the Mississippi
 14.18 River. This appropriation is available until
 14.19 June 30, 2016, by which time the project must
 14.20 be completed and final products delivered.

14.21 **Subd. 6. Aquatic and Terrestrial Invasive**
 14.22 **Species**

6,632,000

4,350,000

14.23 **(a) Aquatic Invasive Species Research Center**

14.24 \$4,350,000 the first year and \$4,350,000
 14.25 the second year are from the trust fund to
 14.26 the Board of Regents of the University of
 14.27 Minnesota to develop and support an aquatic
 14.28 invasive species (AIS) research center at the
 14.29 University of Minnesota that will develop
 14.30 new techniques to control aquatic invasive
 14.31 species including Asian carp, zebra mussels,
 14.32 and plant species. This appropriation is
 14.33 available until June 30, 2019, by which time
 14.34 the project must be completed and final
 14.35 products delivered.

15.1 **(b) Detecting and Monitoring Asian Carp**
15.2 **Populations**

15.3 \$540,000 the first year is from the trust fund
15.4 to the commissioner of natural resources to
15.5 accelerate a search and monitoring program
15.6 directly targeting Asian carp to be used in the
15.7 development of potential control strategies.

15.8 **(c) Improving Emerald Ash Borer Detection**
15.9 **Efficacy for Control**

15.10 \$600,000 the first year is from the trust
15.11 fund to evaluate and implement options for
15.12 effective detection of the presence of emerald
15.13 ash borer. Of this appropriation, \$240,000
15.14 is to the commissioner of agriculture and
15.15 \$360,000 is to the Board of Regents of the
15.16 University of Minnesota. This appropriation
15.17 is available until June 30, 2016, by which
15.18 time the project must be completed and final
15.19 products delivered.

15.20 **(d) Elimination of Target Invasive Plant Species**

15.21 \$350,000 the first year is from the trust fund
15.22 to the commissioner of agriculture to train
15.23 volunteers and professionals to find, control,
15.24 and monitor targeted newly emergent
15.25 invasive species. This appropriation is
15.26 available until June 30, 2016, by which time
15.27 the project must be completed and final
15.28 products delivered.

15.29 **(e) Biological Control of Garlic Mustard**

15.30 \$140,000 the first year is from the trust fund
15.31 to the commissioner of natural resources in
15.32 cooperation with the University of Minnesota
15.33 to continue the implementation of biological
15.34 control for invasive garlic mustard plants.
15.35 This appropriation is available until June

16.1 30, 2016, by which time the project must be
 16.2 completed and final products delivered.

16.3 **(f) Zebra Mussel Control Research and**
 16.4 **Evaluation in Minnesota Waters**

16.5 \$600,000 the first year is from the trust
 16.6 fund to the commissioner of natural
 16.7 resources for an agreement with the United
 16.8 States Geological Survey, Upper Midwest
 16.9 Environmental Sciences Center, to assess
 16.10 the ecological impacts of a commercially
 16.11 available molluscicide formulation on the
 16.12 reproduction and development of native fish,
 16.13 as well as impacts on larval aquatic insect
 16.14 survival, and to evaluate the effectiveness
 16.15 of these treatment options for detection and
 16.16 control of zebra mussels. This appropriation
 16.17 is available until June 30, 2016, by which
 16.18 time the project must be completed and final
 16.19 products delivered.

16.20 **(g) Controlling Terrestrial Invasive Plants with**
 16.21 **Grazing Animals**

16.22 \$52,000 the first year is from the trust fund to
 16.23 the commissioner of natural resources for an
 16.24 agreement with Hiawatha Valley Resource
 16.25 Conservation and Development, Inc. to
 16.26 develop cost effective best management
 16.27 practices to control invasive terrestrial
 16.28 species through planned grazing. This
 16.29 appropriation is available until June 30,
 16.30 2016, by which time the project must be
 16.31 completed and final products delivered.

16.32 **Subd. 7. Environmental Education**

636,000

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16.33 **(a) Minnesota Conservation Apprentice**
 16.34 **Academy**

17.1 \$186,000 the first year is from the trust fund
 17.2 to the Board of Water and Soil Resources
 17.3 in cooperation with the Conservation
 17.4 Corps Minnesota to continue a program
 17.5 to train and mentor future conservation
 17.6 professionals by providing apprenticeship
 17.7 service opportunities with soil and water
 17.8 conservation districts.

17.9 **(b) Youth Outdoors: Mississippi River**
 17.10 **Education and Employment Opportunities**

17.11 \$450,000 the first year is from the trust fund
 17.12 to the commissioner of natural resources
 17.13 for an agreement with Wilderness Inquiry
 17.14 to provide outdoor education, recreation,
 17.15 and youth employment on the Mississippi
 17.16 River from Grand Rapids to St. Cloud, the
 17.17 Twin Cities, Hastings, and Red Wing. This
 17.18 appropriation is available until June 30,
 17.19 2016, by which time the project must be
 17.20 completed and final products delivered.

17.21 **Subd. 8. Administration and Contract**
 17.22 **Agreement Reimbursement**

1,125,000

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17.23 **(a) Legislative-Citizen Commission on**
 17.24 **Minnesota Resources (LCCMR)**

17.25 \$990,000 the first year is from the trust fund to
 17.26 the LCCMR for administration in fiscal years
 17.27 2014 and 2015 as provided in Minnesota
 17.28 Statutes, section 116P.09, subdivision 5.

17.29 **(b) Contract Agreement Reimbursement**

17.30 \$135,000 the first year is from the trust fund
 17.31 to the commissioner of natural resources
 17.32 at the direction of the Legislative-Citizen
 17.33 Commission on Minnesota Resources for
 17.34 expenses incurred for contract agreement
 17.35 reimbursement for the agreements specified

18.1 in this section. The commissioner
18.2 shall provide documentation to the
18.3 Legislative-Citizen Commission on
18.4 Minnesota Resources on the expenditure of
18.5 these funds.

18.6 **Subd. 9. Availability of Appropriations**

18.7 Money appropriated in this section may
18.8 not be spent on activities unless they are
18.9 directly related to and necessary for a specific
18.10 appropriation and are specified in the work
18.11 plan approved by the Legislative-Citizen
18.12 Commission on Minnesota Resources.

18.13 Money appropriated in this section must
18.14 not be spent on indirect costs or other
18.15 institutional overhead charges that are
18.16 not directly related to and necessary for
18.17 a specific appropriation. Costs that are
18.18 directly related to and necessary for an
18.19 appropriation, including financial services,
18.20 human resources, information services, rent,
18.21 and utilities, are eligible only if the costs
18.22 can be clearly justified and individually
18.23 documented specific to the appropriation's
18.24 purpose and would not be generated by
18.25 the recipient but for the receipt of the
18.26 appropriation. No broad allocations for costs
18.27 in either dollars or percentages are allowed.

18.28 Unless otherwise provided, the amounts in
18.29 this section are available until June 30, 2015,
18.30 when projects must be completed and final
18.31 products delivered. For acquisition of real
18.32 property, the appropriations in this section
18.33 are available for an additional fiscal year if a
18.34 binding contract for acquisition of the real
18.35 property is entered into before the original
18.36 expiration date of the appropriation. If a

19.1 project receives a federal grant, the time
19.2 period of the appropriation is extended to
19.3 equal the federal grant period.

19.4 **Subd. 10. Data Availability Requirements**

19.5 Data collected by the projects funded under
19.6 this section must conform to guidelines
19.7 and standards adopted by MN.IT Services.
19.8 Spatial data also must conform to additional
19.9 guidelines and standards designed to support
19.10 data coordination and distribution that have
19.11 been published by the Minnesota Geospatial
19.12 Information Office. Descriptions of spatial
19.13 data must be prepared as specified in
19.14 the state's geographic metadata guideline
19.15 and must be submitted to the Minnesota
19.16 Geospatial Information Office. All data must
19.17 be accessible and free to the public unless
19.18 made private under the Data Practices Act,
19.19 Minnesota Statutes, chapter 13.

19.20 To the extent practicable, summary data and
19.21 results of projects funded under this section
19.22 should be readily accessible on the Internet
19.23 and identified as having received funding
19.24 from the environment and natural resources
19.25 trust fund.

19.26 **Subd. 11. Project Requirements**

19.27 (a) As a condition of accepting an
19.28 appropriation under this section, any agency
19.29 or entity receiving an appropriation or a
19.30 party to an agreement from an appropriation
19.31 must comply with paragraphs (b) to (k)
19.32 and Minnesota Statutes, chapter 116P, and
19.33 must submit a work plan and semiannual
19.34 progress reports in the form determined
19.35 by the Legislative-Citizen Commission on

20.1 Minnesota Resources for any project funded
20.2 in whole or in part with funds from the
20.3 appropriation. Modifications to the approved
20.4 work plan and budget expenditures shall
20.5 be made through the amendment process
20.6 established by the Legislative-Citizen
20.7 Commission on Minnesota Resources.

20.8 (b) For all restorations conducted with
20.9 money appropriated under this section,
20.10 a recipient must prepare an ecological
20.11 restoration and management plan that, to
20.12 the degree practicable, is consistent with the
20.13 highest quality conservation and ecological
20.14 goals for the restoration site. Consideration
20.15 should be given to soil, geology, topography,
20.16 and other relevant factors that would provide
20.17 the best chance for long-term success of the
20.18 restoration projects. The plan must include
20.19 the proposed timetable for implementing
20.20 the restoration, including site preparation,
20.21 establishment of diverse plant species,
20.22 maintenance, and additional enhancement to
20.23 establish the restoration; identify long-term
20.24 maintenance and management needs of
20.25 the restoration and how the maintenance,
20.26 management, and enhancement will be
20.27 financed; and take advantage of the best
20.28 available science and include innovative
20.29 techniques to achieve the best restoration.

20.30 (c) Any entity receiving an appropriation in
20.31 this section for restoration activities must
20.32 provide an initial restoration evaluation
20.33 at the completion of the appropriation
20.34 and an evaluation three years beyond the
20.35 completion of the expenditure. Restorations
20.36 must be evaluated relative to the stated

21.1 goals and standards in the restoration plan,
21.2 current science, and, when applicable, the
21.3 Board of Water and Soil Resources' native
21.4 vegetation establishment and enhancement
21.5 guidelines. The evaluation shall determine
21.6 whether the restorations are meeting planned
21.7 goals, identify any problems with the
21.8 implementation of the restorations, and,
21.9 if necessary, give recommendations on
21.10 improving restorations. The evaluation shall
21.11 be focused on improving future restorations.

21.12 (d) Except as otherwise provided in this
21.13 section, all restoration and enhancement
21.14 projects funded with money appropriated in
21.15 this section must be on land permanently
21.16 protected by a conservation easement or
21.17 public ownership or in public waters as
21.18 defined in Minnesota Statutes, section
21.19 103G.005, subdivision 15.

21.20 (e) A recipient of money from an
21.21 appropriation under this section must
21.22 give consideration to contracting with
21.23 Conservation Corps Minnesota for contract
21.24 restoration and enhancement services.

21.25 (f) All conservation easements acquired with
21.26 money appropriated under this section must:

21.27 (1) be perpetual;

21.28 (2) specify the parties to an easement in the
21.29 easement;

21.30 (3) specify all of the provisions of an
21.31 agreement that are perpetual;

21.32 (4) be sent to the Legislative-Citizen
21.33 Commission on Minnesota Resources in an
21.34 electronic format prior to closing;

22.1 (5) include a long-term monitoring and
22.2 enforcement plan and funding for monitoring
22.3 and enforcing the easement agreement; and
22.4 (6) include requirements in the easement
22.5 document to address specific water quality
22.6 protection activities such as keeping water
22.7 on the landscape, reducing nutrient and
22.8 contaminant loading, protecting groundwater,
22.9 and not permitting artificial hydrological
22.10 modifications.

22.11 (g) For any acquisition of land or interest in
22.12 land, a recipient of money appropriated under
22.13 this section must give priority to high quality
22.14 natural resources or conservation lands that
22.15 provide natural buffers to water resources.

22.16 (h) For new lands acquired with money
22.17 appropriated under this section, a
22.18 recipient must prepare a restoration and
22.19 management plan in compliance with
22.20 paragraph (b), including sufficient funding
22.21 for implementation unless the work plan
22.22 addresses why a portion of the money is
22.23 not necessary to achieve a high quality
22.24 restoration.

22.25 (i) To the extent an appropriation is used to
22.26 acquire an interest in real property, a recipient
22.27 of an appropriation under this section
22.28 must provide to the Legislative-Citizen
22.29 Commission on Minnesota Resources and
22.30 the commissioner of management and budget
22.31 an analysis of increased operation and
22.32 maintenance costs likely to be incurred by
22.33 public entities as a result of the acquisition
22.34 and how these costs are to be paid.

23.1 (j) To ensure public accountability for the
23.2 use of public funds, a recipient of money
23.3 appropriated under this section must provide
23.4 to the Legislative-Citizen Commission on
23.5 Minnesota Resources documentation of the
23.6 selection process used to identify parcels
23.7 acquired and provide documentation of all
23.8 related transaction costs, including but not
23.9 limited to appraisals, legal fees, recording
23.10 fees, commissions, other similar costs,
23.11 and donations. This information must be
23.12 provided for all parties involved in the
23.13 transaction. The recipient must also report
23.14 to the Legislative-Citizen Commission on
23.15 Minnesota Resources any difference between
23.16 the acquisition amount paid to the seller
23.17 and the state-certified or state-reviewed
23.18 appraisal, if a state-certified or state-reviewed
23.19 appraisal was conducted. Acquisition data
23.20 such as appraisals may remain private during
23.21 negotiations but must ultimately be made
23.22 public according to Minnesota Statutes,
23.23 chapter 13. The commission may waive the
23.24 application of this paragraph for specific
23.25 projects.

23.26 (k) A recipient of an appropriation from
23.27 the trust fund under this section must
23.28 acknowledge financial support from
23.29 the Minnesota environment and natural
23.30 resources trust fund in project publications,
23.31 signage, and other public communications
23.32 and outreach related to work completed
23.33 using the appropriation. Acknowledgement
23.34 may occur, as appropriate, through use of
23.35 the trust fund logo or inclusion of language
23.36 attributing support from the trust fund. Each

24.1 direct recipient of money appropriated in
24.2 this section, as well as each recipient of a
24.3 grant awarded pursuant to this section, must
24.4 satisfy all reporting and other requirements
24.5 incumbent upon constitutionally dedicated
24.6 funding recipients as provided in Minnesota
24.7 Statutes, section 3.303, subdivision 10, and
24.8 chapter 116P.

24.9 **Subd. 12. Payment Conditions and Capital**
24.10 **Equipment Expenditures**

24.11 All agreements, grants, or contracts referred
24.12 to in this section must be administered on
24.13 a reimbursement basis unless otherwise
24.14 provided in this section. Notwithstanding
24.15 Minnesota Statutes, section 16A.41,
24.16 expenditures made on or after July 1, 2013, or
24.17 the date the work plan is approved, whichever
24.18 is later, are eligible for reimbursement unless
24.19 otherwise provided in this section. Periodic
24.20 payment must be made upon receiving
24.21 documentation that the deliverable items
24.22 articulated in the approved work plan
24.23 have been achieved, including partial
24.24 achievements as evidenced by approved
24.25 progress reports. Reasonable amounts may
24.26 be advanced to projects to accommodate
24.27 cash flow needs or match federal money.
24.28 The advances must be approved as part of
24.29 the work plan. No expenditures for capital
24.30 equipment are allowed unless expressly
24.31 authorized in the project work plan.

24.32 **Subd. 13. Purchase of Recycled and Recyclable**
24.33 **Materials**

24.34 A political subdivision, public or private
24.35 corporation, or other entity that receives an
24.36 appropriation under this section must use the

25.1 appropriation in compliance with Minnesota
 25.2 Statutes, section 16B.121, regarding
 25.3 purchase of recycled, repairable, and durable
 25.4 materials; and Minnesota Statutes, section
 25.5 16B.122, regarding purchase and use of
 25.6 paper stock and printing.

25.7 **Subd. 14. Energy Conservation and**
 25.8 **Sustainable Building Guidelines**

25.9 A recipient to whom an appropriation is made
 25.10 under this section for a capital improvement
 25.11 project must ensure that the project complies
 25.12 with the applicable energy conservation and
 25.13 sustainable building guidelines and standards
 25.14 contained in law, including Minnesota
 25.15 Statutes, sections 16B.325, 216C.19, and
 25.16 216C.20, and rules adopted under those
 25.17 sections. The recipient may use the energy
 25.18 planning, advocacy, and State Energy Office
 25.19 units of the Department of Commerce to
 25.20 obtain information and technical assistance
 25.21 on energy conservation and alternative
 25.22 energy development relating to the planning
 25.23 and construction of the capital improvement
 25.24 project.

25.25 **Subd. 15. Accessibility**

25.26 Structural and nonstructural facilities must
 25.27 meet the design standards in the Americans
 25.28 with Disabilities Act (ADA) accessibility
 25.29 guidelines.

25.30 **Subd. 16. Easement Monitoring and**
 25.31 **Enforcement Requirements**

25.32 Money appropriated under this section for
 25.33 easement monitoring and enforcement may
 25.34 be spent only on activities included in an
 25.35 easement monitoring and enforcement plan

26.1 contained within the work plan. Money
26.2 received for monitoring and enforcement,
26.3 including earnings on the money received,
26.4 shall be kept in a monitoring and enforcement
26.5 fund held by the organization and dedicated
26.6 to monitoring and enforcing conservation
26.7 easements within Minnesota. Within 120
26.8 days after the close of the entity's fiscal
26.9 year, an entity receiving appropriations
26.10 for easement monitoring and enforcement
26.11 must provide an annual financial report
26.12 to the Legislative-Citizen Commission on
26.13 Minnesota Resources or its successor on
26.14 the easement monitoring and enforcement
26.15 fund as specified in the work plan.
26.16 Money appropriated under this section for
26.17 monitoring and enforcement of easements
26.18 and earnings on the money appropriated
26.19 shall revert to the state if: (1) the easement
26.20 transfers to the state; (2) the holder of the
26.21 easement fails to file an annual report and
26.22 then fails to cure that default within 30 days
26.23 of notification of the default by the state;
26.24 or (3) the holder of the easement fails to
26.25 comply with the terms of the monitoring and
26.26 enforcement plan contained within the work
26.27 plan and fails to cure that default within 90
26.28 days of notification of the default by the state.

26.29 Subd. 17. **Carryforward**

26.30 The availability of the appropriations for the
26.31 following projects are extended to June 30,
26.32 2014:
26.33 (1) Laws 2010, chapter 362, section 2,
26.34 subdivision 4, paragraph (h), Conserving

- 27.1 Sensitive and Priority Shorelands in Cass
27.2 County;
- 27.3 (2) Laws 2010, chapter 362, section 2,
27.4 subdivision 5, paragraph (a), Understanding
27.5 Sources of Aquatic Contaminants of
27.6 Emerging Concern;
- 27.7 (3) Laws 2010, chapter 362, section 2,
27.8 subdivision 3, paragraph (b), Updating
27.9 Minnesota Wetlands Inventory: Phase 2;
- 27.10 (4) Laws 2010, chapter 362, section 2,
27.11 subdivision 4, paragraph (b), Scientific and
27.12 Natural Areas and Native Prairie Restoration,
27.13 Enhancement, and Acquisition;
- 27.14 (5) Laws 2010, chapter 362, section 2,
27.15 subdivision 4, paragraph (i), Reconnecting
27.16 Fragmented Prairie Landscapes;
- 27.17 (6) Laws 2010, chapter 362, section 2,
27.18 subdivision 6, paragraph (a), Biological
27.19 Control of European Buckthorn and Garlic
27.20 Mustard;
- 27.21 (7) Laws 2010, chapter 362, section 2,
27.22 subdivision 8, paragraph (e), Get Outside –
27.23 Urban Woodland for Kids; and
- 27.24 (8) Laws 2010, chapter 362, section 2,
27.25 subdivision 5, paragraph (e), Assessing
27.26 Septic System Discharge to Lakes.

27.27 Sec. 3. Minnesota Statutes 2012, section 116P.05, subdivision 1, is amended to read:

27.28 Subdivision 1. **Membership.** (a) A Legislative-Citizen Commission on Minnesota
27.29 Resources of 17 members is created in the legislative branch, consisting of the chairs
27.30 of the house of representatives and senate committees on environment and natural
27.31 resources finance or designees appointed for the terms of the chairs, four members of the
27.32 senate appointed by the Subcommittee on Committees of the Committee on Rules and
27.33 Administration, and four members of the house of representatives appointed by the speaker.

28.1 At least two members from the senate and two members from the house of
28.2 representatives must be from the minority caucus. Members are entitled to reimbursement
28.3 for per diem expenses plus travel expenses incurred in the services of the commission.

28.4 Seven citizens are members of the commission, five appointed by the governor, one
28.5 appointed by the Senate Subcommittee on Committees of the Committee on Rules and
28.6 Administration, and one appointed by the speaker of the house. The citizen members
28.7 are selected and recommended to the appointing authorities according to subdivision
28.8 1a and must:

28.9 (1) have experience or expertise in the science, policy, or practice of the protection,
28.10 conservation, preservation, and enhancement of the state's air, water, land, fish, wildlife,
28.11 and other natural resources;

28.12 (2) have strong knowledge in the state's environment and natural resource issues
28.13 around the state; and

28.14 (3) have demonstrated ability to work in a collaborative environment.

28.15 (b) Members shall develop procedures to elect a chair that rotates between legislative
28.16 and citizen members. The chair shall preside and convene meetings as often as necessary
28.17 to conduct duties prescribed by this chapter.

28.18 (c) Appointed legislative members shall serve on the commission for two-year
28.19 terms, beginning in January of each odd-numbered year and continuing through the end
28.20 of December of the next even-numbered year. Appointed citizen members shall serve
28.21 four-year terms, beginning in January of the first year and continuing through the end
28.22 of December of the final year. Citizen and legislative members continue to serve until
28.23 their successors are appointed.

28.24 (d) A citizen member may be removed by an appointing authority for cause.
28.25 Vacancies occurring on the commission shall not affect the authority of the remaining
28.26 members of the commission to carry out their duties, and vacancies shall be filled for the
28.27 remainder of the term in the same manner under paragraph (a).

28.28 (e) Citizen members shall be initially appointed according to the following schedule
28.29 of terms:

28.30 (1) two members appointed by the governor for a term ending the first Monday in
28.31 January 2010;

28.32 (2) one member appointed by the senate Subcommittee on Committees of the
28.33 Committee on Rules and Administration for a term ending the first Monday in January
28.34 2010 and one member appointed by the speaker of the house for a term ending the first
28.35 Monday in January 2010;

29.1 (3) two members appointed by the governor for a term ending the first Monday in
29.2 January 2009; and

29.3 (4) one member appointed by the governor for a term ending the first Monday in
29.4 January 2008.

29.5 (f) Citizen members are entitled to per diem and reimbursement for expenses
29.6 incurred in the services of the commission, as provided in section 15.059, subdivision 3.

29.7 (g) The governor's appointments are subject to the advice and consent of the senate.

29.8 Sec. 4. Minnesota Statutes 2012, section 116P.05, subdivision 2, is amended to read:

29.9 Subd. 2. **Duties.** (a) The commission shall recommend an annual or biennial
29.10 legislative bill for appropriations from the environment and natural resources trust fund and
29.11 shall adopt a strategic plan as provided in section 116P.08. Approval of the recommended
29.12 legislative bill requires an affirmative vote of at least 12 members of the commission.

29.13 (b) It is a condition of acceptance of the appropriations made from the Minnesota
29.14 environment and natural resources trust fund, and oil overcharge money under section
29.15 4.071, subdivision 2, that the agency or entity receiving the appropriation must submit
29.16 a work ~~program~~ plan and semiannual progress reports in the form determined by the
29.17 Legislative-Citizen Commission on Minnesota Resources, and comply with applicable
29.18 reporting requirements under section 116P.16. None of the money provided may be spent
29.19 unless the commission has approved the pertinent work ~~program~~ plan. Modifications to
29.20 the approved work plan and budget expenditures shall be made through the amendment
29.21 process established by the commission.

29.22 (c) The peer review panel created under section 116P.08 must also review, comment,
29.23 and report to the commission on research proposals applying for an appropriation from the
29.24 oil overcharge money under section 4.071, subdivision 2.

29.25 (d) The commission may adopt operating procedures to fulfill its duties under this
29.26 chapter.

29.27 (e) As part of the operating procedures, the commission shall:

29.28 (1) ensure that members' expectations are to participate in all meetings related to
29.29 funding decision recommendations;

29.30 (2) recommend adequate funding for increased citizen outreach and communications
29.31 for trust fund expenditure planning;

29.32 (3) allow administrative expenses as part of individual project expenditures based
29.33 on need;

29.34 (4) provide for project outcome evaluation;

30.1 (5) keep the grant application, administration, and review process as simple as
 30.2 possible; and

30.3 (6) define and emphasize the leveraging of additional sources of money that project
 30.4 proposers should consider when making trust fund proposals.

30.5 Sec. 5. Minnesota Statutes 2012, section 116P.09, subdivision 2, is amended to read:

30.6 Subd. 2. **Liaison officers.** The commission ~~shall~~ may request each department or
 30.7 agency head of all state agencies with a direct interest and responsibility in any phase of
 30.8 environment and natural resources to appoint, and the latter shall appoint for the agency, a
 30.9 liaison officer who shall work closely with the commission and its staff.

30.10 Sec. 6. Minnesota Statutes 2012, section 116P.15, is amended to read:

30.11 **116P.15 LAND ACQUISITION RESTRICTIONS.**

30.12 Subdivision 1. **Scope.** A recipient of an appropriation from the trust fund or the
 30.13 Minnesota future resources fund who acquires an interest in real property with the
 30.14 appropriation must comply with this section. ~~If the recipient fails to comply with the~~
 30.15 ~~terms of this section, ownership of the interest in real property transfers to the state.~~ For
 30.16 the purposes of this section, "interest in real property" includes, but is not limited to, an
 30.17 easement or fee title to property.

30.18 Subd. 2. **Restrictions; modification procedure.** (a) An interest in real property
 30.19 acquired with an appropriation from the trust fund or the Minnesota future resources fund
 30.20 must be used in perpetuity or for the specific term of an easement interest for the purpose
 30.21 for which the appropriation was made. The ownership of the interest in real property
 30.22 transfers to the state if: (1) the holder of the interest in real property fails to comply with
 30.23 the terms and conditions of the grant agreement or work plan; or (2) restrictions are placed
 30.24 on the land that preclude its use for the intended purpose as specified in the appropriation.

30.25 (b) A recipient of funding who acquires an interest in real property subject to this
 30.26 section may not alter the intended use of the interest in real property or convey any interest
 30.27 in the real property acquired with the appropriation without the prior review and approval
 30.28 of the commission or its successor. The commission shall notify the chairs and ranking
 30.29 minority members of the legislative committees and divisions with jurisdiction over the
 30.30 trust fund or Minnesota future resources fund at least 15 business days before approval
 30.31 under this paragraph. The commission shall establish procedures to review requests from
 30.32 recipients to alter the use of or convey an interest in real property. These procedures shall
 30.33 allow for the replacement of the interest in real property with another interest in real
 30.34 property meeting the following criteria:

31.1 (1) the interest ~~is~~ must be at least equal in fair market value, as certified by the
 31.2 commissioner of natural resources, to the interest being replaced; and

31.3 (2) the interest ~~is~~ must be in a reasonably equivalent location, and ~~has~~ have a
 31.4 reasonably equivalent ~~usefulness~~ useful conservation purpose compared to the interest
 31.5 being replaced, taking into consideration all effects from fragmentation of the whole habitat.

31.6 (c) A recipient of funding who acquires an interest in real property under paragraph
 31.7 (a) must separately record a notice of funding restrictions in the appropriate local
 31.8 government office where the conveyance of the interest in real property is filed. The
 31.9 notice of funding agreement must contain:

31.10 (1) a legal description of the interest in real property covered by the funding
 31.11 agreement;

31.12 (2) a reference to the underlying funding agreement;

31.13 (3) a reference to this section; and

31.14 (4) the following statement:

31.15 "This interest in real property shall be administered in accordance with the terms,
 31.16 conditions, and purposes of the grant agreement ~~or work program~~ controlling the
 31.17 acquisition of the property. The interest in real property, or any portion of the interest in
 31.18 real property, shall not be sold, transferred, pledged, or otherwise disposed of or further
 31.19 encumbered without obtaining the prior written approval of the Legislative-Citizen
 31.20 Commission on Minnesota Resources or its successor. The ownership of the interest in
 31.21 real property transfers to the state if: (1) the holder of the interest in real property fails to
 31.22 comply with the terms and conditions of the grant agreement or work program, ownership
 31.23 of the interest in real property shall transfer to this state plan; or (2) restrictions are placed
 31.24 on the land that preclude its use for the intended purpose as specified in the appropriation."

31.25 Sec. 7. Minnesota Statutes 2012, section 116P.16, is amended to read:

31.26 **116P.16 REAL PROPERTY INTEREST REPORT.**

31.27 By December 1 each year, a recipient of an appropriation from the trust fund, that is
 31.28 used for the acquisition of an interest in real property, including, but not limited to, an
 31.29 easement or fee title, must submit annual reports on the status of the real property to
 31.30 the Legislative-Citizen Commission on Minnesota Resources or its successor in a form
 31.31 determined by the commission. The responsibility for reporting under this section may be
 31.32 transferred by the recipient of the appropriation to another person who holds the interest
 31.33 in the real property. To complete the transfer of reporting responsibility, the recipient of
 31.34 the appropriation must:

32.1 (1) inform the person to whom the responsibility is transferred of that person's
32.2 reporting responsibility;

32.3 (2) inform the person to whom the responsibility is transferred of the property
32.4 restrictions under section 116P.15; and

32.5 (3) provide written notice to the commission of the transfer of reporting responsibility,
32.6 including contact information for the person to whom the responsibility is transferred.

32.7 After the transfer, the person who holds the interest in the real property is responsible for
32.8 reporting requirements under this section.

32.9 Sec. 8. Minnesota Statutes 2012, section 116P.17, is amended to read:

32.10 **116P.17 ACQUISITION OF LANDS ~~TO BE CONVEYED TO THE STATE~~**
32.11 **OR INTEREST IN LANDS; COMMISSIONER APPROVAL.**

32.12 (a) A recipient of an appropriation from the trust fund who acquires an interest in
32.13 real property must receive written approval from the commissioner of natural resources
32.14 prior to the acquisition, if the interest:

32.15 ~~(1) is acquired in whole or in part with the appropriation; and~~

32.16 ~~(2) will be conveyed to the state for management by the commissioner.~~ Conservation
32.17 easements to be held by the Board of Water and Soil Resources are not subject to
32.18 commissioner approval under this section.

32.19 (b) The commissioner shall approve acquisitions under this section only when the
32.20 interest in real property:

32.21 (1) is identified as a high priority by the commissioner and meets the objectives and
32.22 criteria identified in the applicable acquisition plan for the intended management status
32.23 of the property; or

32.24 ~~(2) meets the objectives and criteria identified in the applicable acquisition plan~~
32.25 ~~for the intended management status of the property~~ is otherwise identified by the
32.26 commissioner as a priority for state financing.

32.27 Sec. 9. **[116P.18] LANDS IN PUBLIC DOMAIN.**

32.28 Money appropriated from the trust fund must not be used to purchase any land in
32.29 fee title or a permanent conservation easement if the land in question is fully or partially
32.30 owned by the state or a political subdivision of the state or was acquired fully or partially
32.31 with state money, unless:

32.32 (1) the purchase creates additional direct benefit to the protection, conservation,
32.33 preservation, and enhancement of the state's air, water, land, fish, wildlife, and other
32.34 natural resources; and

- 33.1 (2) the purchase is approved, prior to the acquisition, by an affirmative vote of
33.2 at least 12 members of the commission.