

SENATE

STATE OF MINNESOTA

EIGHTY-EIGHTH SESSION

S.F. No. 2098

(SENATE AUTHORS: SAXHAUG, Ingebrigtsen, Hoffman, Cohen and Sparks)

DATE	D-PG	OFFICIAL STATUS
02/27/2014	5898	Introduction and first reading Referred to Finance
04/10/2014	8033a 8056 8057	Comm report: To pass as amended Second reading Author added Cohen
04/22/2014 04/29/2014	8207	HF substituted on General Orders HF1926 Author added Sparks

A bill for an act  
relating to natural resources; modifying restrictions on use of money appropriated  
from the outdoor heritage fund; modifying previous parks and trails fund  
appropriation; appropriating money from outdoor heritage fund; amending  
Minnesota Statutes 2012, section 97A.056, subdivision 1.

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

ARTICLE 1

OUTDOOR HERITAGE FUND

Section 1. OUTDOOR HERITAGE APPROPRIATION.

The sums shown in the columns marked "Appropriations" are appropriated to the  
agencies and for the purposes specified in this article. The appropriations are from the  
outdoor heritage fund for the fiscal year indicated for each purpose. The figures "2014"  
and "2015" used in this article mean that the appropriations listed under them are available  
for the fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is  
fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years  
2014 and 2015. The appropriations in this act are onetime.

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2014</u>	<u>2015</u>

Sec. 2. OUTDOOR HERITAGE FUND

<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>-0-</u>	<u>\$</u>	<u>109,320,000</u>
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This appropriation is from the outdoor  
heritage fund. The amounts that may be

2.1 spent for each purpose are specified in the  
 2.2 following subdivisions.

2.3 Subd. 2. **Prairies** -0- 37,435,000

2.4 **(a) DNR Wildlife Management Area and**  
 2.5 **Scientific and Natural Area Acquisition -**  
 2.6 **Phase VI**

2.7 \$8,145,000 in the second year is to the  
 2.8 commissioner of natural resources to acquire  
 2.9 land in fee for wildlife management area  
 2.10 purposes under Minnesota Statutes, section  
 2.11 86A.05, subdivision 8, and to acquire  
 2.12 land in fee for scientific and natural area  
 2.13 purposes under Minnesota Statutes, section  
 2.14 86A.05, subdivision 5. Of this amount,  
 2.15 \$4,250,000 is for the Vermillion River  
 2.16 Wildlife Management Area addition in  
 2.17 Dakota County. Any funds not spent on  
 2.18 the Vermillion River Wildlife Management  
 2.19 Area addition must be used for acquisition of  
 2.20 land in the seven-county metropolitan area.  
 2.21 Development of a recreational trail on land  
 2.22 acquired under this paragraph constitutes an  
 2.23 alteration of the intended use of the interest in  
 2.24 real property and must be handled according  
 2.25 to Minnesota Statutes, section 97A.056,  
 2.26 subdivision 15. The trail alignment and  
 2.27 type for the development of a recreational  
 2.28 trail must be submitted to the Lessard-Sams  
 2.29 Outdoor Heritage Council for approval. No  
 2.30 recreational trail development or recreational  
 2.31 trail use is allowed unless it is approved by  
 2.32 the Lessard-Sams Outdoor Heritage Council.  
 2.33 Lands acquired with this appropriation  
 2.34 may not be used for emergency haying and  
 2.35 grazing in response to federal or state disaster

3.1 declarations. Conservation grazing or haying  
3.2 under a management plan that is already  
3.3 being implemented may continue. Subject  
3.4 to the evaluation criteria under Minnesota  
3.5 Rules, part 6136.0900, priority must be  
3.6 given to acquisition of lands that are eligible  
3.7 for the native prairie bank under Minnesota  
3.8 Statutes, section 84.96, or lands adjacent to  
3.9 protected native prairie. A list of proposed  
3.10 land and permanent conservation easement  
3.11 acquisitions must be provided as part of the  
3.12 required accomplishment plan.

3.13 **(b) Accelerating Wildlife Management**

3.14 **Area Acquisition - Phase VI**

3.15 \$10,350,000 in the second year is to the  
3.16 commissioner of natural resources for an  
3.17 agreement with Pheasants Forever to acquire  
3.18 land in fee for wildlife management area  
3.19 purposes under Minnesota Statutes, section  
3.20 86A.05, subdivision 8. Lands acquired  
3.21 with this appropriation may not be used for  
3.22 emergency haying and grazing in response  
3.23 to federal or state disaster declarations.

3.24 Conservation grazing or haying under a  
3.25 management plan that is already being  
3.26 implemented may continue. Subject to the  
3.27 evaluation criteria under Minnesota Rules,  
3.28 part 6136.0900, priority must be given to  
3.29 acquisition of lands that are eligible for  
3.30 the native prairie bank under Minnesota  
3.31 Statutes, section 84.96, or lands adjacent to  
3.32 protected native prairie. A list of proposed  
3.33 land acquisitions must be provided as part of  
3.34 the required accomplishment plan.

4.1 **(c) Minnesota Prairie Recovery Project -**  
4.2 **Phase V**

4.3 \$3,940,000 in the second year is to the  
4.4 commissioner of natural resources for a  
4.5 contract with The Nature Conservancy  
4.6 to acquire native prairie, wetlands, and  
4.7 savanna and restore and enhance grasslands,  
4.8 wetlands, and savanna. A list of proposed  
4.9 land acquisitions must be provided as part of  
4.10 the required accomplishment plan and must  
4.11 be consistent with the priorities identified  
4.12 in the Minnesota Prairie Conservation Plan.  
4.13 Lands acquired with this appropriation  
4.14 may not be used for emergency haying  
4.15 and grazing in response to federal or state  
4.16 disaster declarations. Conservation grazing  
4.17 or haying under a management plan that is  
4.18 already being implemented may continue.  
4.19 Subject to the evaluation criteria under  
4.20 Minnesota Rules, part 6136.0900, priority  
4.21 must be given to acquisition of lands that  
4.22 are eligible for the native prairie bank under  
4.23 Minnesota Statutes, section 84.96, or lands  
4.24 adjacent to protected native prairie. Annual  
4.25 income statements and balance sheets for  
4.26 income and expenses from land acquired  
4.27 with this appropriation must be submitted to  
4.28 the Lessard-Sams Outdoor Heritage Council  
4.29 no later than 180 days following the close of  
4.30 The Nature Conservancy's fiscal year.

4.31 **(d) Northern Tallgrass Prairie National**  
4.32 **Wildlife Refuge Land Acquisition - Phase**  
4.33 **V**

4.34 \$2,450,000 in the second year is to the  
4.35 commissioner of natural resources for a

5.1 contract with The Nature Conservancy in  
5.2 cooperation with the United States Fish  
5.3 and Wildlife Service to acquire land in  
5.4 fee or permanent conservation easements  
5.5 within the Northern Tallgrass Prairie Habitat  
5.6 Preservation Area in western Minnesota for  
5.7 addition to the Northern Tallgrass Prairie  
5.8 National Wildlife Refuge. Lands acquired  
5.9 with this appropriation may not be used for  
5.10 emergency haying and grazing in response  
5.11 to federal or state disaster declarations.  
5.12 Conservation grazing or haying under a  
5.13 management plan that is already being  
5.14 implemented may continue. Subject to the  
5.15 evaluation criteria under Minnesota Rules,  
5.16 part 6136.0900, priority must be given to  
5.17 acquisition of lands that are eligible for  
5.18 the native prairie bank under Minnesota  
5.19 Statutes, section 84.96, or lands adjacent to  
5.20 protected native prairie. A list of proposed  
5.21 land acquisitions must be provided as part  
5.22 of the required accomplishment plan and  
5.23 must be consistent with the priorities in the  
5.24 Minnesota Prairie Conservation Plan.

5.25 **(e) Accelerated Protection of Grassland**  
5.26 **and Prairie Habitat with Reinvest in**  
5.27 **Minnesota and Native Prairie Bank**  
5.28 **Easements**

5.29 \$3,000,000 in the second year is to the  
5.30 commissioner of natural resources and  
5.31 \$2,450,000 in the second year is to the Board  
5.32 of Water and Soil Resources to implement  
5.33 the Minnesota Prairie Conservation  
5.34 Plan through acquisition of permanent  
5.35 conservation easements to protect native  
5.36 prairie and grasslands. Of these amounts,

6.1 up to \$112,000 to the Department of  
6.2 Natural Resources and up to \$65,000 to the  
6.3 Board of Water and Soil Resources are for  
6.4 establishing monitoring and enforcement  
6.5 funds as approved in the accomplishment  
6.6 plan and subject to Minnesota Statutes,  
6.7 section 97A.056, subdivision 17. Lands with  
6.8 easements acquired with this appropriation  
6.9 may not be used for emergency haying and  
6.10 grazing in response to federal or state disaster  
6.11 declarations. Conservation grazing or haying  
6.12 under a management plan that is already  
6.13 being implemented may continue. Subject  
6.14 to the evaluation criteria under Minnesota  
6.15 Rules, part 6136.0900, priority must be  
6.16 given to acquisition of lands that are eligible  
6.17 for the native prairie bank under Minnesota  
6.18 Statutes, section 84.96, or lands adjacent to  
6.19 protected native prairie. A list of permanent  
6.20 conservation easements must be provided as  
6.21 part of the final report.

6.22 **(f) Minnesota Buffers for Wildlife and**  
6.23 **Water - Phase IV**

6.24 \$2,200,000 in the second year is to the Board  
6.25 of Water and Soil Resources to acquire  
6.26 permanent conservation easements to protect  
6.27 and enhance habitat by expanding the clean  
6.28 water fund riparian buffer program for at  
6.29 least equal wildlife benefits from buffers  
6.30 on private land. Up to \$112,500 is for  
6.31 establishing a monitoring and enforcement  
6.32 fund as approved in the accomplishment  
6.33 plan and subject to Minnesota Statutes,  
6.34 section 97A.056, subdivision 17. Lands with  
6.35 easements acquired with this appropriation  
6.36 may not be used for emergency haying and

7.1 grazing in response to federal or state disaster  
7.2 declarations. Conservation grazing or haying  
7.3 under a management plan that is already  
7.4 being implemented may continue. A list of  
7.5 permanent conservation easements must be  
7.6 provided as part of the final report.

7.7 **(g) Cannon River Headwaters Habitat**  
7.8 **Complex - Phase IV**

7.9 \$1,430,000 in the second year is to the  
7.10 commissioner of natural resources for an  
7.11 agreement with The Trust for Public Land  
7.12 to acquire and restore lands in the Cannon  
7.13 River watershed for wildlife management  
7.14 area purposes under Minnesota Statutes,  
7.15 section 86A.05, subdivision 8. Lands  
7.16 acquired with this appropriation may not  
7.17 be used for emergency haying and grazing  
7.18 in response to federal or state disaster  
7.19 declarations. Conservation grazing or haying  
7.20 under a management plan that is already  
7.21 being implemented may continue. Subject  
7.22 to the evaluation criteria under Minnesota  
7.23 Rules, part 6136.0900, priority must be  
7.24 given to acquisition of lands that are eligible  
7.25 for the native prairie bank under Minnesota  
7.26 Statutes, section 84.96, or lands adjacent to  
7.27 protected native prairie. A list of proposed  
7.28 land acquisitions must be provided as part of  
7.29 the required accomplishment plan.

7.30 **(h) Accelerated Prairie Restoration and**  
7.31 **Enhancement on DNR Lands - Phase VI**

7.32 \$1,530,000 in the second year is to  
7.33 the commissioner of natural resources to  
7.34 accelerate the restoration and enhancement of  
7.35 prairie communities in wildlife management

8.1 areas, scientific and natural areas, aquatic  
8.2 management areas, state forest land, and land  
8.3 under native prairie bank easements. A list of  
8.4 proposed land restorations and enhancements  
8.5 must be provided as part of the required  
8.6 accomplishment plan.

8.7 **(i) Anoka Sandplain Habitat Restoration**  
8.8 **and Enhancement - Phase III**

8.9 \$1,190,000 in the second year is to the  
8.10 commissioner of natural resources for  
8.11 agreements to restore and enhance wildlife  
8.12 habitat on public lands in Anoka, Benton,  
8.13 Isanti, Morrison, Sherburne, and Stearns  
8.14 Counties as follows: \$155,000 is to Anoka  
8.15 Conservation District; \$79,000 is to Isanti  
8.16 County Parks Department; \$901,000 is to  
8.17 Great River Greening; and \$55,000 is to  
8.18 Stearns County Soil and Water Conservation  
8.19 District. A list of proposed land restorations  
8.20 and enhancements must be provided as part  
8.21 of the required accomplishment plan.

8.22 **(j) Crow-Hassen Prairie Complex**  
8.23 **Restoration and Enhancement**

8.24 \$370,000 in the second year is to the  
8.25 commissioner of natural resources for an  
8.26 agreement with Three Rivers Park District  
8.27 to restore and enhance prairie habitat  
8.28 within the Crow-Hassen Park Reserve.  
8.29 A restoration and enhancement plan and  
8.30 a list of proposed land restorations and  
8.31 enhancements must be provided as part of  
8.32 the required accomplishment plan.

8.33 **(k) Prairie and Oak Savanna Restoration**  
8.34 **along Mississippi and Rum Rivers**



9.1 \$380,000 in the second year is to the  
 9.2 commissioner of natural resources for an  
 9.3 agreement with Anoka County to restore  
 9.4 and enhance riparian and upland habitat in  
 9.5 the Rum River Central Regional Park/Cedar  
 9.6 Creek Conservation Area complex and  
 9.7 in the Mississippi West Regional Park.  
 9.8 A restoration and enhancement plan and  
 9.9 a list of proposed land restorations and  
 9.10 enhancements must be provided as part of  
 9.11 the required accomplishment plan.

9.12 Subd. 3. Forests

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16,100,000

9.13 **(a) Preventing Forest Fragmentation**  
 9.14 **and Protecting and Restoring Lake and**  
 9.15 **Stream Habitat in St. Louis River**

9.16 \$2,800,000 in the second year is to the  
 9.17 commissioner of natural resources for a  
 9.18 contract with the Fond du Lac Band of Lake  
 9.19 Superior Chippewa to acquire lands in fee in  
 9.20 the St. Louis River watershed to be managed  
 9.21 for fish and wildlife purposes. A list of  
 9.22 proposed land acquisitions must be provided  
 9.23 as part of the required accomplishment plan.

9.24 **(b) Northeastern Minnesota Sharp-Tailed**  
 9.25 **Grouse Habitat Program - Phase V**

9.26 \$3,150,000 in the second year is to the  
 9.27 commissioner of natural resources for  
 9.28 an agreement with Pheasants Forever in  
 9.29 cooperation with the Minnesota Sharp-Tailed  
 9.30 Grouse Society to acquire and enhance lands  
 9.31 in Aitkin, Carlton, Kanabec, Pine, and St.  
 9.32 Louis Counties for wildlife management  
 9.33 area purposes under Minnesota Statutes,  
 9.34 section 86A.05, subdivision 8. Lands  
 9.35 acquired with this appropriation may not

10.1 be used for emergency haying and grazing  
 10.2 in response to federal or state disaster  
 10.3 declarations. Conservation grazing or haying  
 10.4 under a management plan that is already  
 10.5 being implemented may continue. A list of  
 10.6 proposed land acquisitions must be provided  
 10.7 as part of the required accomplishment plan.

10.8 **(c) Protecting Pineland Sands Aquifer**

10.9 **Forest Lands**

10.10 \$1,050,000 in the second year is to the  
 10.11 commissioner of natural resources to acquire  
 10.12 forest lands in Cass, Hubbard, and Wadena  
 10.13 Counties for wildlife management area  
 10.14 purposes under Minnesota Statutes, section  
 10.15 86A.05, subdivision 8; to acquire land in  
 10.16 fee for scientific and natural area purposes  
 10.17 under Minnesota Statutes, section 86A.05,  
 10.18 subdivision 5; or to acquire land in fee  
 10.19 for state forests under Minnesota Statutes,  
 10.20 section 86A.05, subdivision 7. A list of  
 10.21 proposed land acquisitions must be provided  
 10.22 as part of the required accomplishment plan.

10.23 **(d) Protecting Key Forest Lands in Cass**

10.24 **County - Phase V**

10.25 \$880,000 in the second year is to the  
 10.26 commissioner of natural resources for a  
 10.27 contract with Cass County to acquire land in  
 10.28 fee in Cass County for forest wildlife habitat  
 10.29 or to prevent forest fragmentation. A list of  
 10.30 proposed land acquisitions must be provided  
 10.31 as part of the required accomplishment plan.

10.32 **(e) State Forest Acquisitions - Phase II**

10.33 \$950,000 in the second year is to the  
 10.34 commissioner of natural resources to acquire  
 10.35 lands in fee and permanent management

11.1 easements, including for habitat purposes,  
11.2 in the Richard J. Dorer State Forest under  
11.3 Minnesota Statutes, section 86A.05,  
11.4 subdivision 7. A list of proposed land  
11.5 acquisitions must be provided as part of the  
11.6 required accomplishment plan.

11.7 **(f) Southeast Minnesota Protection and**  
11.8 **Restoration - Phase II**

11.9 \$5,770,000 in the second year is to the  
11.10 commissioner of natural resources for  
11.11 agreements to acquire land in fee for wildlife  
11.12 management area purposes under Minnesota  
11.13 Statutes, section 86A.05, subdivision 8; to  
11.14 acquire land in fee for scientific and natural  
11.15 areas under Minnesota Statutes, section  
11.16 86A.05, subdivision 5; to acquire land in fee  
11.17 for state forest purposes under Minnesota  
11.18 Statutes, section 86A.05, subdivision 7; for  
11.19 permanent conservation easements; and  
11.20 to restore and enhance habitat on publicly  
11.21 protected lands as follows: \$4,800,000 to  
11.22 The Nature Conservancy; and \$970,000  
11.23 to Minnesota Land Trust, of which up to  
11.24 \$160,000 to Minnesota Land Trust is for  
11.25 establishing a monitoring and enforcement  
11.26 fund as approved in the accomplishment plan  
11.27 and subject to Minnesota Statutes, section  
11.28 97A.056, subdivision 17. Lands acquired  
11.29 or lands with easements acquired with this  
11.30 appropriation may not be used for emergency  
11.31 hay and grazing in response to federal  
11.32 or state disaster declarations. Conservation  
11.33 grazing or haying under a management  
11.34 plan that is already being implemented may  
11.35 continue. A list of proposed acquisitions,  
11.36 permanent conservation easements, and

12.1 restorations and enhancements must  
 12.2 be provided as part of the required  
 12.3 accomplishment plan.

12.4 **(g) Camp Ripley Partnership - Phase IV**

12.5 \$1,200,000 in the second year is to the  
 12.6 Board of Water and Soil Resources in  
 12.7 cooperation with the Morrison County Soil  
 12.8 and Water Conservation District to acquire  
 12.9 permanent conservation easements within  
 12.10 the boundaries of the Minnesota National  
 12.11 Guard Compatible Use Buffer to protect  
 12.12 forest wildlife habitat. Up to \$45,000 is for  
 12.13 establishing a monitoring and enforcement  
 12.14 fund as approved in the accomplishment plan  
 12.15 and subject to Minnesota Statutes, section  
 12.16 97A.056, subdivision 17. A list of permanent  
 12.17 conservation easements must be provided as  
 12.18 part of the final report.

12.19 **(h) Floodplain Forest Enhancement on**  
 12.20 **Mississippi River**

12.21 \$300,000 is to the commissioner of natural  
 12.22 resources for an agreement with National  
 12.23 Audubon Society to enhance floodplain forest  
 12.24 habitat for wildlife on public lands along the  
 12.25 Mississippi River. A list of restorations and  
 12.26 enhancements must be provided as part of  
 12.27 the required accomplishment plan.

12.28 **Subd. 4. Wetlands**

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24,010,000

12.29 **(a) Reinvest in Minnesota Wetlands**  
 12.30 **Partnership - Phase VI**

12.31 \$9,710,000 in the second year is to the  
 12.32 Board of Soil and Water Resources to  
 12.33 acquire permanent conservation easements  
 12.34 and restore wetlands and associated upland

13.1 habitat in cooperation with the United  
13.2 States Department of Agriculture and  
13.3 Ducks Unlimited, including \$645,000  
13.4 for an agreement with Ducks Unlimited  
13.5 to provide technical and bioengineering  
13.6 assistance. Up to \$190,000 to the Board of  
13.7 Water and Soil Resources is for establishing  
13.8 a monitoring and enforcement fund as  
13.9 approved in the accomplishment plan and  
13.10 subject to Minnesota Statutes, section  
13.11 97A.056, subdivision 17. A list of permanent  
13.12 conservation easements must be provided as  
13.13 part of the final report. The appropriations  
13.14 in Laws 2012, chapter 264, article 1, section  
13.15 2, subdivision 4, paragraph (a), and Laws  
13.16 2013, chapter 137, article 1, section 2,  
13.17 subdivision 4, paragraph (a), may be used for  
13.18 the purposes of this appropriation.

13.19 **(b) Accelerating Waterfowl Production**

13.20 **Area Acquisition - Phase VI**

13.21 \$7,280,000 in the second year is to the  
13.22 commissioner of natural resources for a  
13.23 contract with Pheasants Forever to acquire  
13.24 land in fee to be designated and managed as  
13.25 waterfowl production areas in Minnesota,  
13.26 in cooperation with the United States Fish  
13.27 and Wildlife Service. A list of proposed land  
13.28 acquisitions must be provided as part of the  
13.29 required accomplishment plan.

13.30 **(c) Living Shallow Lakes and Wetland**

13.31 **Initiative - Phase IV**

13.32 \$4,910,000 in the second year is to the  
13.33 commissioner of natural resources for  
13.34 an agreement with Ducks Unlimited to  
13.35 assess, enhance, and restore shallow lakes

14.1 and wetlands, including bioengineering,  
14.2 technical assistance, feasibility investigation,  
14.3 survey, and design to develop new  
14.4 enhancement and restoration projects for  
14.5 future implementation. A list of proposed  
14.6 enhancements and restorations to be  
14.7 constructed through this appropriation  
14.8 must be provided as part of the required  
14.9 accomplishment plan.

14.10 **(d) Wild Rice Shoreland Protection**

14.11 **Program - Phase III**

14.12 \$198,000 in the second year is to the  
14.13 commissioner of natural resources for  
14.14 acquisition of land in fee and \$862,000 is to  
14.15 the Board of Water and Soil Resources to  
14.16 acquire permanent conservation easements  
14.17 on wild rice lake shoreland habitat for native  
14.18 wild rice bed protection. Of this amount, up  
14.19 to \$70,000 to the Board of Water and Soil  
14.20 Resources is for establishing a monitoring  
14.21 and enforcement fund as approved in  
14.22 the accomplishment plan and subject to  
14.23 Minnesota Statutes, section 97A.056,  
14.24 subdivision 17. A list of proposed fee land  
14.25 acquisitions must be included as part of  
14.26 the required accomplishment plan by the  
14.27 Department of Natural Resources and a list  
14.28 of permanent conservation easements must  
14.29 be provided as part of the final report by the  
14.30 Board of Water and Soil Resources.

14.31 **(e) Accelerated Shallow Lakes and**

14.32 **Wetlands Enhancement - Phase VI**

14.33 \$1,050,000 in the second year is to the  
14.34 commissioner of natural resources to enhance  
14.35 and restore shallow lakes statewide. A list of

15.1 proposed land restorations and enhancements  
 15.2 must be provided as part of the required  
 15.3 accomplishment plan.

15.4 Subd. 5. **Habitats** -0- 30,890,000

15.5 **(a) DNR Aquatic Habitat - Phase VI**

15.6 \$2,560,000 in the second year is to the  
 15.7 commissioner of natural resources to  
 15.8 acquire interests in land in fee for aquatic  
 15.9 management purposes under Minnesota  
 15.10 Statutes, sections 86A.05, subdivision 14,  
 15.11 and 97C.02, and to restore and enhance  
 15.12 aquatic habitat. A list of proposed  
 15.13 land acquisitions and restorations and  
 15.14 enhancements must be provided as part of  
 15.15 the required accomplishment plan.

15.16 **(b) Fisheries Habitat Protection on**  
 15.17 **Strategic North Central Minnesota Lakes**

15.18 \$2,130,000 in the second year is to the  
 15.19 commissioner of natural resources for  
 15.20 agreements with the Leech Lake Area  
 15.21 Watershed Foundation and Minnesota Land  
 15.22 Trust to acquire land in fee and permanent  
 15.23 conservation easements to sustain healthy  
 15.24 fish habitat on lakes in Aitkin, Cass, Crow  
 15.25 Wing, and Hubbard Counties as follows:  
 15.26 \$1,150,300 to Leech Lake Area Watershed  
 15.27 Foundation; and \$979,700 to Minnesota  
 15.28 Land Trust, of which up to \$120,000 to  
 15.29 Minnesota Land Trust is for establishing  
 15.30 a monitoring and enforcement fund as  
 15.31 approved in the accomplishment plan and  
 15.32 subject to Minnesota Statutes, section  
 15.33 97A.056, subdivision 17. A list of proposed  
 15.34 land acquisitions must be provided as part of  
 15.35 the required accomplishment plan.

16.1 **(c) Habitat Protection in Dakota County**

16.2 **- Phase V**

16.3 \$1,190,000 in the second year is to the  
16.4 commissioner of natural resources for a  
16.5 contract with Dakota County to acquire  
16.6 permanent conservation easements and land  
16.7 in fee and to restore and enhance habitats in  
16.8 rivers and lake watersheds in Dakota County.

16.9 Up to \$15,000 to Dakota County is for  
16.10 establishing a monitoring and enforcement  
16.11 fund as approved in the accomplishment  
16.12 plan and subject to Minnesota Statutes,  
16.13 section 97A.056, subdivision 17. Lands  
16.14 acquired or lands with easements acquired  
16.15 with this appropriation may not be used for  
16.16 emergency haying and grazing in response  
16.17 to federal or state disaster declarations.  
16.18 Conservation grazing or haying under a  
16.19 management plan that is already being  
16.20 implemented may continue. A list of  
16.21 proposed land acquisitions and restorations  
16.22 and enhancements must be provided as part  
16.23 of the required accomplishment plan.

16.24 **(d) Metro Big Rivers - Phase V**

16.25 \$2,650,000 in the second year is to the  
16.26 commissioner of natural resources for  
16.27 agreements to acquire land in fee and  
16.28 permanent conservation easements and  
16.29 to restore and enhance natural systems  
16.30 associated with the Mississippi, Minnesota,  
16.31 and St. Croix Rivers as follows: \$600,000  
16.32 to Minnesota Valley National Wildlife  
16.33 Refuge Trust, Inc.; \$160,000 to Friends of  
16.34 the Mississippi River; \$400,000 to Great  
16.35 River Greening; \$590,000 to Minnesota



17.1 Land Trust, of which up to \$77,000 is for  
17.2 establishing a monitoring and enforcement  
17.3 fund as approved in the accomplishment plan  
17.4 and subject to Minnesota Statutes, section  
17.5 97A.056, subdivision 17; and \$900,000 to  
17.6 The Trust for Public Land. Lands acquired  
17.7 or lands with easements acquired with this  
17.8 appropriation may not be used for emergency  
17.9 hay and grazing in response to federal  
17.10 or state disaster declarations. Conservation  
17.11 grazing or hay and grazing under a management  
17.12 plan that is already being implemented may  
17.13 continue. A list of proposed land acquisitions  
17.14 and permanent conservation easements  
17.15 must be provided as part of the required  
17.16 accomplishment plan.

17.17 **(e) Mustinka River Fish and Wildlife**

17.18 **Habitat Corridor Rehabilitation**

17.19 \$2,440,000 in the second year is to the  
17.20 commissioner of natural resources for an  
17.21 agreement with the Bois de Sioux Watershed  
17.22 District to acquire land in fee and to  
17.23 restore natural systems associated with the  
17.24 Mustinka River located within the Bois de  
17.25 Sioux Watershed. Lands acquired with this  
17.26 appropriation may not be used for emergency  
17.27 hay and grazing in response to federal  
17.28 or state disaster declarations. Conservation  
17.29 grazing or hay and grazing under a management  
17.30 plan that is already being implemented may  
17.31 continue. A list of proposed land acquisitions  
17.32 must be provided as part of the required  
17.33 accomplishment plan.

18.1 **(f) Minnesota Trout Unlimited Coldwater**  
18.2 **Fish Habitat Enhancement and**  
18.3 **Restoration - Phase VI**

18.4 \$1,900,000 in the second year is to the  
18.5 commissioner of natural resources for an  
18.6 agreement with Minnesota Trout Unlimited  
18.7 to restore and enhance habitat for trout  
18.8 and other species in and along coldwater  
18.9 rivers and streams in Minnesota. A list of  
18.10 proposed land restorations and enhancements  
18.11 must be provided as part of the required  
18.12 accomplishment plan.

18.13 **(g) St. Louis River Restoration Initiative -**  
18.14 **Phase II**

18.15 \$2,290,000 in the second year is to the  
18.16 commissioner of natural resources to restore  
18.17 habitat in the lower St. Louis River estuary.  
18.18 Of this appropriation, up to \$500,000 is for  
18.19 an agreement with Minnesota Land Trust. A  
18.20 list of proposed restorations must be provided  
18.21 as part of the required accomplishment plan.

18.22 **(h) Knife River Habitat Rehabilitation -**  
18.23 **Phase II**

18.24 \$1,410,000 in the second year is to the  
18.25 commissioner of natural resources for an  
18.26 agreement with the Lake Superior Steelhead  
18.27 Association to enhance trout habitat in the  
18.28 Knife River watershed. A list of proposed  
18.29 enhancements must be provided as part of  
18.30 the required accomplishment plan.

18.31 **(i) Restoration and Enhancement of**  
18.32 **Washington County Public Lands**

18.33 \$430,000 in the second year is to the  
18.34 commissioner of natural resources for an

19.1 agreement with Washington County to  
19.2 restore and enhance habitat on public lands  
19.3 in Washington County. A restoration and  
19.4 enhancement plan and a list of proposed  
19.5 land restorations and enhancements  
19.6 must be provided as part of the required  
19.7 accomplishment plan.

19.8 **(j) Wirth Park Enhancements**

19.9 \$600,000 in the second year is to the  
19.10 commissioner of natural resources for an  
19.11 agreement with the Minneapolis Park Board  
19.12 to enhance riparian and upland habitat  
19.13 within Wirth Park in Hennepin County.  
19.14 A restoration and enhancement plan and  
19.15 a list of proposed land restorations and  
19.16 enhancements must be provided as part of  
19.17 the required accomplishment plan.

19.18 **(k) Evaluate Effectiveness of Aquatic**

19.19 **Invasive Species Prevention Strategies**

19.20 \$4,040,000 in the second year is to the  
19.21 commissioner of natural resources for an  
19.22 agreement with the Central Minnesota  
19.23 Initiative Fund to develop a series of pilot  
19.24 projects to enhance aquatic habitat by  
19.25 preventing the spread of aquatic invasive  
19.26 species. All pilot projects must be conducted  
19.27 on a reimbursement basis and require a  
19.28 match of nonoutdoor heritage fund dollars. A  
19.29 required evaluation of results must be funded  
19.30 with nonoutdoor heritage fund dollars. A  
19.31 list of pilot projects must be included in the  
19.32 required final report.

19.33 **(l) Albert Lea Lake Management and Invasive**  
19.34 **Species Control Structure - Supplement**

20.1 \$700,000 in the second year is added to  
20.2 the appropriation contained in Laws 2013,  
20.3 chapter 137, article 1, section 2, subdivision  
20.4 5, paragraph (h), to the commissioner of  
20.5 natural resources for an agreement with  
20.6 the Shell Rock River Watershed District to  
20.7 construct structural deterrents and lake level  
20.8 controls.

20.9 **(m) Conservation Partners Legacy Grant**  
20.10 **Program - Phase V**

20.11 \$4,550,000 in the second year is to the  
20.12 commissioner of natural resources for a  
20.13 program to provide competitive, matching  
20.14 grants of up to \$400,000 to local, regional,  
20.15 state, and national organizations for  
20.16 enhancing, restoring, or protecting forests,  
20.17 wetlands, prairies, or habitat for fish, game,  
20.18 or wildlife in Minnesota. Grants shall not  
20.19 be made for activities required to fulfill  
20.20 the duties of owners of lands subject to  
20.21 conservation easements. Grants shall not be  
20.22 made from the appropriation in this paragraph  
20.23 for projects that have a total project cost  
20.24 exceeding \$575,000. Of this appropriation,  
20.25 \$460,000 may be spent for personnel costs  
20.26 and other direct and necessary administrative  
20.27 costs. Grantees may acquire land or interests  
20.28 in land. Easements must be permanent.  
20.29 Grants may not be used to establish easement  
20.30 stewardship accounts. Land acquired in fee  
20.31 must be open to hunting and fishing during  
20.32 the open season unless otherwise provided  
20.33 by state law. Lands acquired or lands with  
20.34 easements acquired with this appropriation  
20.35 may not be used for emergency haying  
20.36 and grazing in response to federal or state

21.1 disaster declarations. Conservation grazing  
21.2 or haying under a management plan that is  
21.3 already being implemented may continue.  
21.4 The program shall require a match of at  
21.5 least ten percent from nonstate sources  
21.6 for all grants. The match may be cash or  
21.7 in-kind resources. For grant applications  
21.8 of \$25,000 or less, the commissioner shall  
21.9 provide a separate, simplified application  
21.10 process. Subject to Minnesota Statutes, the  
21.11 commissioner of natural resources shall,  
21.12 when evaluating projects of equal value,  
21.13 give priority to organizations that have a  
21.14 history of receiving or charter to receive  
21.15 private contributions for local conservation  
21.16 or habitat projects. If acquiring land or a  
21.17 conservation easement, priority shall be  
21.18 given to projects associated with or within  
21.19 one mile of existing wildlife management  
21.20 areas under Minnesota Statutes, section  
21.21 86A.05, subdivision 8; scientific and natural  
21.22 areas under Minnesota Statutes, sections  
21.23 84.033 and 86A.05, subdivision 5; or aquatic  
21.24 management areas under Minnesota Statutes,  
21.25 sections 86A.05, subdivision 14, and 97C.02.  
21.26 All restoration or enhancement projects  
21.27 must be on land permanently protected by  
21.28 a permanent covenant ensuring perpetual  
21.29 maintenance and protection of restored  
21.30 and enhanced habitat, by a conservation  
21.31 easement, or by public ownership or in public  
21.32 waters as defined in Minnesota Statutes,  
21.33 section 103G.005, subdivision 15. Priority  
21.34 shall be given to restoration and enhancement  
21.35 projects on public lands. Minnesota Statutes,  
21.36 section 97A.056, subdivision 13, applies

22.1 to grants awarded under this paragraph.  
22.2 This appropriation is available until June  
22.3 30, 2018. No less than five percent of the  
22.4 amount of each grant must be held back from  
22.5 reimbursement until the grant recipient has  
22.6 completed a grant accomplishment report by  
22.7 the deadline and in the form prescribed by  
22.8 and satisfactory to the Lessard-Sams Outdoor  
22.9 Heritage Council. The commissioner shall  
22.10 provide notice of the grant program in  
22.11 the game and fish law summary prepared  
22.12 under Minnesota Statutes, section 97A.051,  
22.13 subdivision 2.

22.14 **(n) Conservation Partners Legacy Metro**  
22.15 **Grant Program**

22.16 \$4,000,000 in the second year is to the  
22.17 commissioner of natural resources for a  
22.18 program to provide competitive, matching  
22.19 grants of up to \$400,000 to local, regional,  
22.20 state, and national organizations for  
22.21 enhancing, restoring, or protecting forests,  
22.22 wetlands, prairies, or habitat for fish, game,  
22.23 or wildlife in the seven-county metropolitan  
22.24 area and cities with a population of 50,000 or  
22.25 greater. Grants shall not be made for activities  
22.26 required to fulfill the duties of owners of lands  
22.27 subject to conservation easements. Grants  
22.28 shall not be made from the appropriation  
22.29 in this paragraph for projects that have a  
22.30 total project cost exceeding \$575,000. Of  
22.31 this appropriation, \$70,000 may be spent for  
22.32 direct and necessary administrative costs.  
22.33 Grantees may acquire land or interests in  
22.34 land. Easements must be permanent. Grants  
22.35 may not be used to establish easement  
22.36 stewardship accounts. Land acquired in fee

23.1 must be open to hunting and fishing during  
23.2 the open season unless otherwise provided  
23.3 by state law. Lands acquired or lands with  
23.4 easements acquired with this appropriation  
23.5 may not be used for emergency haying  
23.6 and grazing in response to federal or state  
23.7 disaster declarations. Conservation grazing  
23.8 or haying under a management plan that is  
23.9 already being implemented may continue.  
23.10 The program shall require a match of at  
23.11 least ten percent from nonstate sources  
23.12 for all grants. The match may be cash or  
23.13 in-kind resources. For grant applications  
23.14 of \$25,000 or less, the commissioner shall  
23.15 provide a separate, simplified application  
23.16 process. Subject to Minnesota Statutes, the  
23.17 commissioner of natural resources shall,  
23.18 when evaluating projects of equal value,  
23.19 give priority to organizations that have a  
23.20 history of receiving or charter to receive  
23.21 private contributions for local conservation  
23.22 or habitat projects. If acquiring land or a  
23.23 conservation easement, priority shall be  
23.24 given to projects associated with or within  
23.25 one mile of existing wildlife management  
23.26 areas under Minnesota Statutes, section  
23.27 86A.05, subdivision 8; scientific and natural  
23.28 areas under Minnesota Statutes, sections  
23.29 84.033 and 86A.05, subdivision 5; or aquatic  
23.30 management areas under Minnesota Statutes,  
23.31 sections 86A.05, subdivision 14, and 97C.02.  
23.32 All restoration or enhancement projects  
23.33 must be on land permanently protected by  
23.34 a permanent covenant ensuring perpetual  
23.35 maintenance and protection of restored  
23.36 and enhanced habitat, by a conservation

24.1 easement, or by public ownership or in public  
 24.2 waters as defined in Minnesota Statutes,  
 24.3 section 103G.005, subdivision 15. Priority  
 24.4 shall be given to restoration and enhancement  
 24.5 projects on public lands. Minnesota Statutes,  
 24.6 section 97A.056, subdivision 13, applies  
 24.7 to grants awarded under this paragraph.  
 24.8 This appropriation is available until June  
 24.9 30, 2018. No less than five percent of the  
 24.10 amount of each grant must be held back from  
 24.11 reimbursement until the grant recipient has  
 24.12 completed a grant accomplishment report by  
 24.13 the deadline and in the form prescribed by  
 24.14 and satisfactory to the Lessard-Sams Outdoor  
 24.15 Heritage Council. The commissioner shall  
 24.16 provide notice of the grant program in  
 24.17 the game and fish law summary prepared  
 24.18 under Minnesota Statutes, section 97A.051,  
 24.19 subdivision 2.

24.20 Subd. 6. **Administration**

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885,000

24.21 **(a) Contract Management**

24.22 \$150,000 in the second year is to the  
 24.23 commissioner of natural resources for  
 24.24 contract management duties assigned in this  
 24.25 section. The commissioner shall provide an  
 24.26 accomplishment plan in the form specified by  
 24.27 the Lessard-Sams Outdoor Heritage Council  
 24.28 on the expenditure of this appropriation.  
 24.29 The accomplishment plan must include  
 24.30 a copy of the grant contract template  
 24.31 and reimbursement manual. No money  
 24.32 may be expended prior to Lessard-Sams  
 24.33 Outdoor Heritage Council approval of the  
 24.34 accomplishment plan.

24.35 **(b) Legislative Coordinating Commission**



25.1 \$570,000 in the second year is to the  
25.2 Legislative Coordinating Commission for  
25.3 administrative expenses of the Lessard-Sams  
25.4 Outdoor Heritage Council and for  
25.5 compensation and expense reimbursement  
25.6 of council members. This appropriation is  
25.7 available until June 30, 2015. Minnesota  
25.8 Statutes, section 16A.281, applies to this  
25.9 appropriation.

25.10 **(c) Technical Evaluation Panel**

25.11 \$100,000 in the second year is to the  
25.12 commissioner of natural resources for a  
25.13 technical evaluation panel to conduct up to  
25.14 ten restoration evaluations under Minnesota  
25.15 Statutes, section 97A.056, subdivision 10.

25.16 **(d) High Priority Pre-Transaction Service**  
25.17 **Acceleration for Lessard-Sams Outdoor**  
25.18 **Heritage Council**

25.19 \$50,000 in the second year is to the  
25.20 commissioner of natural resources to provide  
25.21 land acquisition pre-transaction services  
25.22 including but not limited to appraisals,  
25.23 surveys, or title research for acquisition  
25.24 proposals under consideration by the  
25.25 Lessard-Sams Outdoor Heritage Council. A  
25.26 list of activities must be included in the final  
25.27 accomplishment plan.

25.28 **(e) Legacy Web Site**

25.29 \$15,000 in the second year is to the  
25.30 Legislative Coordinating Commission for  
25.31 the Web site required in Minnesota Statutes,  
25.32 section 3.303, subdivision 10.

25.33 **Subd. 7. Availability of Appropriation**

26.1 Money appropriated in this section may  
26.2 not be spent on activities unless they are  
26.3 directly related to and necessary for a  
26.4 specific appropriation and are specified in  
26.5 the accomplishment plan approved by the  
26.6 Lessard-Sams Outdoor Heritage Council.  
26.7 Money appropriated in this section must  
26.8 not be spent on indirect costs or other  
26.9 institutional overhead charges that are not  
26.10 directly related to and necessary for a specific  
26.11 appropriation. Unless otherwise provided,  
26.12 the amounts in this section are available  
26.13 until June 30, 2017. For acquisition of real  
26.14 property, the amounts in this section are  
26.15 available until June 30, 2018, if a binding  
26.16 agreement with a landowner or purchase  
26.17 agreement is entered into by June 30, 2017,  
26.18 and closed no later than June 30, 2018. Funds  
26.19 for restoration or enhancement are available  
26.20 until June 30, 2019, or five years after  
26.21 acquisition, whichever is later, in order to  
26.22 complete initial restoration or enhancement  
26.23 work. If a project receives federal funds, the  
26.24 time period of the appropriation is extended  
26.25 to equal the availability of federal funding.  
26.26 Funds appropriated for fee title acquisition  
26.27 of land may be used to restore, enhance, and  
26.28 provide for public use of the land acquired  
26.29 with the appropriation. Public use facilities  
26.30 must have a minimal impact on habitat in  
26.31 acquired lands.  
26.32 **Subd. 8. Payment Conditions and Capital**  
26.33 **Equipment Expenditures**  
  
26.34 All agreements referred to in this section must  
26.35 be administered on a reimbursement basis  
26.36 unless otherwise provided in this section.

27.1 Notwithstanding Minnesota Statutes, section  
27.2 16A.41, expenditures directly related  
27.3 to each appropriation's purpose made  
27.4 on or after July 1, 2014, or the date of  
27.5 accomplishment plan approval, whichever is  
27.6 later, are eligible for reimbursement unless  
27.7 otherwise provided in this section. For the  
27.8 purposes of administering appropriations  
27.9 and legislatively authorized agreements  
27.10 paid out of the outdoor heritage fund, an  
27.11 expense must be considered reimbursable  
27.12 by the administering agency when the  
27.13 recipient presents the agency with an invoice  
27.14 or binding agreement with the landowner  
27.15 and the recipient attests that the goods have  
27.16 been received or the landowner agreement  
27.17 is binding. Periodic reimbursement must  
27.18 be made upon receiving documentation that  
27.19 the items articulated in the accomplishment  
27.20 plan approved by the Lessard-Sams Outdoor  
27.21 Heritage Council have been achieved,  
27.22 including partial achievements as evidenced  
27.23 by progress reports approved by the  
27.24 Lessard-Sams Outdoor Heritage Council.  
27.25 Reasonable amounts may be advanced to  
27.26 projects to accommodate cash flow needs,  
27.27 support future management of acquired  
27.28 lands, or match a federal share. The  
27.29 advances must be approved as part of the  
27.30 accomplishment plan. Capital equipment  
27.31 expenditures for specific items in excess of  
27.32 \$10,000 must be itemized in and approved as  
27.33 part of the accomplishment plan.  
27.34 Subd. 9. **Mapping**  
27.35 Each direct recipient of money appropriated  
27.36 in this section, as well as each recipient of

28.1 a grant awarded pursuant to this section,  
28.2 must provide geographic information to  
28.3 the Department of Natural Resources for  
28.4 mapping of any lands acquired in fee with  
28.5 funds appropriated in this section and open  
28.6 to public taking of fish and game. The  
28.7 commissioner of natural resources shall  
28.8 include the lands acquired in fee with  
28.9 money appropriated in this section on maps  
28.10 showing public recreation opportunities.  
28.11 Maps shall include information on and  
28.12 acknowledgement of the outdoor heritage  
28.13 fund, including a notation of any restrictions.

28.14 Sec. 3. Minnesota Statutes 2012, section 97A.056, subdivision 1, is amended to read:

28.15 Subdivision 1. **Outdoor heritage fund.** An outdoor heritage fund, under article  
28.16 XI, section 15, of the Minnesota Constitution, is established as an account in the state  
28.17 treasury. All money earned by the outdoor heritage fund must be credited to the fund. At  
28.18 least 99 percent of the money appropriated from the fund must be expended to restore,  
28.19 protect, and enhance wetlands, prairies, forests, and habitat for fish, game, and wildlife.  
28.20 Money appropriated from the outdoor heritage fund shall not be spent to acquire property  
28.21 by eminent domain or to acquire property that has previously been acquired by eminent  
28.22 domain.

## 28.23 ARTICLE 2

### 28.24 PARKS AND TRAILS FUND

28.25 Section 1. **CARVER COUNTY PARKS AND TRAILS GRANT MODIFICATION.**

28.26 The fiscal year 2015 appropriation from the parks and trails fund to the Metropolitan  
28.27 Council for grants to Carver County contained in Laws 2013, chapter 137, article 3,  
28.28 section 4, paragraph (d), may be used for a park programmer position, roads, parking lots,  
28.29 and paving construction at Lake Minnewashta Regional Park.

APPENDIX  
Article locations in S2098-1

ARTICLE 1    OUTDOOR HERITAGE FUND ..... Page.Ln 1.7  
ARTICLE 2    PARKS AND TRAILS FUND ..... Page.Ln 28.23