

**SENATE**  
**STATE OF MINNESOTA**  
**NINETY-SECOND SESSION**

**S.F. No. 959**

(SENATE AUTHORS: INGEBRIGTSEN and Ruud)

DATE	D-PG	OFFICIAL STATUS
02/11/2021	339	Introduction and first reading Referred to Environment and Natural Resources Finance
04/12/2021	1724a	Comm report: To pass as amended and re-refer to Finance
04/15/2021	2843a	Comm report: To pass as amended
	2848	Second reading
04/19/2021	2959	Author added Ruud
	2992a	Special Order: Amended
	3011	Third reading Passed
04/26/2021	3081	Returned from House with amendment
	3082	Senate not concur, conference committee of 5 requested
	3237	Senate conferees Ingebrigtsen; Ruud; Eichorn; Tomassoni; Westrom
04/27/2021	3962	House conferees Hansen, R.; Wazlawik; Morrison; Fischer; Heintzeman
	4796	Joint rule 3.02, conference committee discharged Laid on table See First Special Session 2021, SF20, Art. 1-12

1.1 A bill for an act

1.2 relating to state government; appropriating money for environment and natural

1.3 resources and tourism; modifying fees and programs; creating accounts; authorizing

1.4 sales and conveyances of certain state land; modifying forestry provisions;

1.5 modifying game and fish laws; modifying water law; modifying natural resource

1.6 and environment provisions; requiring reports; making technical corrections;

1.7 amending Minnesota Statutes 2020, sections 17.4982, subdivisions 6, 8, 9, 12, by

1.8 adding subdivisions; 17.4985, subdivisions 2, 3, 5; 17.4986, subdivisions 2, 4;

1.9 17.4991, subdivision 3; 17.4992, subdivision 2; 17.4993, subdivision 1; 84.027,

1.10 subdivisions 13a, 18, by adding a subdivision; 84.415, by adding a subdivision;

1.11 84.63; 84.631; 84.82, subdivisions 1a, 7a; 84.92, subdivision 8; 84.943, subdivisions

1.12 3, 5; 84.944, subdivision 1; 84.946, subdivision 4; 84D.02, subdivision 3; 84D.11,

1.13 subdivision 1a; 85.052, subdivisions 1, 2, 6; 85.053, subdivision 2, by adding a

1.14 subdivision; 85.054, subdivision 1; 85.43; 89.021, by adding a subdivision; 89.17;

1.15 89A.11; 92.50, by adding a subdivision; 92.502; 94.3495, subdivision 3; 97A.015,

1.16 subdivision 29; 97A.075, subdivisions 1, 7; 97A.126, by adding a subdivision;

1.17 97A.137, subdivision 5; 97A.401, subdivision 1, by adding a subdivision; 97A.421,

1.18 subdivision 1, by adding a subdivision; 97A.475, subdivisions 2, 3, 3a, 4; 97A.505,

1.19 subdivision 3b; 97B.022, by adding a subdivision; 97B.036; 97B.055, subdivision

1.20 2; 97B.071; 97B.086; 97B.311; 97B.415; 97B.645, subdivision 9; 97B.715,

1.21 subdivision 1; 97B.801; 97B.811, subdivision 4a; 97C.005, subdivision 3; 97C.081,

1.22 subdivisions 3, 3a; 97C.211, subdivision 2a; 97C.342, subdivision 2; 97C.515,

1.23 subdivision 2; 97C.605, subdivisions 2, 3; 97C.611; 97C.805, subdivision 2;

1.24 97C.836; 103A.212; 103C.315, subdivision 4; 103G.201; 103G.223; 103G.271,

1.25 subdivisions 4a, 7, by adding subdivisions; 103G.287, subdivisions 4, 5; 103G.289;

1.26 103G.401; 115.03, subdivision 1; 115.455; 115.77, subdivision 1; 115.84,

1.27 subdivisions 2, 3; 115A.03, subdivisions 25, 25d, 27, 28, 34, 35, 36, by adding

1.28 subdivisions; 115A.565, subdivision 1; 115B.40, subdivision 1; 116.03, subdivision

1.29 2b; 116.06, subdivision 22; 116.07, subdivisions 2, 4d, 7, by adding a subdivision;

1.30 116.155, by adding a subdivision; 116D.04, subdivision 2a; 116G.07, by adding

1.31 a subdivision; 116G.15, by adding a subdivision; 127A.353, subdivision 4; 282.08;

1.32 290C.04; Laws 2016, chapter 154, sections 16; 48; Laws 2016, chapter 186, section

1.33 2, subdivision 9, as amended; Laws 2017, chapter 96, section 2, subdivision 9, as

1.34 amended; Laws 2018, chapter 214, article 4, section 2, subdivision 6; Laws 2019,

1.35 First Special Session chapter 4, article 1, section 2, subdivision 9; article 3, section

1.36 109, as amended; proposing coding for new law in Minnesota Statutes, chapters

1.37 11A; 84; 92; 103F; 103G; 115A; 115B; 116; 116P; repealing Minnesota Statutes

1.38 2020, sections 85.0505, subdivision 3; 85.0507; 85.054, subdivision 19; 97C.515,



3.1 agency division, including the proposed  
 3.2 budget bill and presentations of the budget to  
 3.3 committees and divisions with jurisdiction  
 3.4 over the agency's budget.

3.5 **Subd. 2. Environmental Analysis and Outcomes**                      15,407,000                      13,906,000

3.6                                      Appropriations by Fund

3.7	<u>2022</u>	<u>2023</u>
3.8 <u>General</u>	<u>115,000</u>	<u>115,000</u>
3.9 <u>Environmental</u>	<u>15,091,000</u>	<u>13,590,000</u>
3.10 <u>Remediation</u>	<u>201,000</u>	<u>201,000</u>

3.11 (a) \$89,000 the first year and \$89,000 the  
 3.12 second year are from the environmental fund  
 3.13 for:

3.14 (1) a municipal liaison to assist municipalities  
 3.15 in implementing and participating in the  
 3.16 rulemaking process for water quality standards  
 3.17 and navigating the NPDES/SDS permitting  
 3.18 process;

3.19 (2) enhanced economic analysis in the  
 3.20 rulemaking process for water quality  
 3.21 standards, including more-specific analysis  
 3.22 and identification of cost-effective permitting;

3.23 (3) developing statewide economic analyses  
 3.24 and templates to reduce the amount of  
 3.25 information and time required for  
 3.26 municipalities to apply for variances from  
 3.27 water quality standards; and

3.28 (4) coordinating with the Public Facilities  
 3.29 Authority to identify and advocate for the  
 3.30 resources needed for municipalities to achieve  
 3.31 permit requirements.

3.32 (b) \$205,000 the first year and \$205,000 the  
 3.33 second year are from the environmental fund

- 4.1 for air monitoring programs under Minnesota  
4.2 Statutes, section 116.454.
- 4.3 (c) \$115,000 the first year and \$115,000 the  
4.4 second year are for monitoring water quality  
4.5 and operating assistance programs.
- 4.6 (d) \$347,000 the first year and \$347,000 the  
4.7 second year are from the environmental fund  
4.8 for monitoring ambient air for hazardous  
4.9 pollutants.
- 4.10 (e) \$90,000 the first year and \$90,000 the  
4.11 second year are from the environmental fund  
4.12 for duties related to harmful chemicals in  
4.13 children's products under Minnesota Statutes,  
4.14 sections 116.9401 to 116.9407. Of this  
4.15 amount, \$57,000 each year is transferred to  
4.16 the commissioner of health.
- 4.17 (f) \$109,000 the first year and \$109,000 the  
4.18 second year are from the environmental fund  
4.19 for registering wastewater laboratories.
- 4.20 (g) \$926,000 the first year and \$926,000 the  
4.21 second year are from the environmental fund  
4.22 to continue perfluorochemical biomonitoring  
4.23 in eastern metropolitan communities, as  
4.24 recommended by the Environmental Health  
4.25 Tracking and Biomonitoring Advisory Panel,  
4.26 and to address other environmental health  
4.27 risks, including air quality. The communities  
4.28 must include Hmong and other immigrant  
4.29 farming communities. Of this amount, up to  
4.30 \$689,000 the first year and \$689,000 the  
4.31 second year are for transfer to the Department  
4.32 of Health.
- 4.33 (h) \$51,000 the first year and \$51,000 the  
4.34 second year are from the environmental fund

5.1 for the listing procedures for impaired waters  
5.2 required under this act.

5.3 (i) \$141,000 the first year and \$141,000 the  
5.4 second year are from the environmental fund  
5.5 to implement and enforce Minnesota Statutes,  
5.6 section 325F.071. Of this amount, up to  
5.7 \$65,000 each year may be transferred to the  
5.8 commissioner of health.

5.9 (j) \$350,000 the first year is from the  
5.10 environmental fund for completing the St.  
5.11 Louis River Mercury Total Maximum Daily  
5.12 Load study. This is a onetime appropriation.

5.13 (k) \$500,000 the first year is from the  
5.14 environmental fund to develop and implement  
5.15 an initiative to reduce sources of  
5.16 perfluoroalkyl and polyfluoroalkyl substances  
5.17 (PFAS) in the environment that are eventually  
5.18 conveyed to municipal wastewater treatment  
5.19 facilities. In developing and implementing the  
5.20 initiative, the commissioner must work in  
5.21 cooperation with the Department of Health  
5.22 and with an advisory group consisting of one  
5.23 representative designated by each of the  
5.24 following: the League of Minnesota Cities;  
5.25 the Coalition of Greater Minnesota Cities; the  
5.26 Minnesota Environmental Science and  
5.27 Economic Review Board; the Minnesota  
5.28 Municipal Utilities Association; Metropolitan  
5.29 Council Environmental Services; Minnesota  
5.30 Association of Small Cities; National Waste  
5.31 and Recycling Association; Minnesota Rural  
5.32 Water Association; Association of Minnesota  
5.33 Counties; Solid Waste Administrators  
5.34 Association; Partnership on Waste and Energy;  
5.35 Minnesota Resource Recovery Association;

6.1 Minnesota InterCounty Association;  
6.2 Minnesota Manufacturer's Coalition; and the  
6.3 Association of Metropolitan Municipalities.  
6.4 In developing and implementing the municipal  
6.5 initiative, the commissioner must:  
6.6 (1) identify sources of PFAS introduced into  
6.7 the environment that are eventually conveyed  
6.8 to municipal wastewater treatment facilities  
6.9 and contained in solid waste that are disposed  
6.10 at solid waste facilities;  
6.11 (2) identify source reduction strategies that  
6.12 can effectively reduce the amount of PFAS  
6.13 entering the environment that are eventually  
6.14 conveyed to municipal wastewater treatment  
6.15 facilities or are disposed at solid waste  
6.16 facilities;  
6.17 (3) publish and distribute throughout the state  
6.18 guidance documents for local governments  
6.19 that include education materials about  
6.20 effective strategies to reduce PFAS sources;  
6.21 (4) identify issues for future study; and  
6.22 (5) by January 31, 2023, report to the chairs  
6.23 and ranking minority members of the house  
6.24 of representatives and senate committees and  
6.25 divisions with jurisdiction over the  
6.26 environment and natural resources on the  
6.27 development and implementation of the  
6.28 initiative. This is a onetime appropriation.  
6.29 (l) \$128,000 the first year is from the  
6.30 environmental fund for an analysis of the  
6.31 Green Tier Program under article 2, section  
6.32 157. This is a onetime appropriation.  
6.33 (m) \$248,000 the first year and \$248,000 the  
6.34 second year are from the environmental fund

7.1 for the state implementation plan revisions  
 7.2 under article 2, section 158. This is a onetime  
 7.3 appropriation.

7.4 (n) \$96,000 the first year and \$96,000 the  
 7.5 second year are from the environmental fund  
 7.6 for agency oversight of the mattress recycling  
 7.7 program.

7.8 (o) \$671,000 the first year and \$41,000 the  
 7.9 second year are from the environmental fund  
 7.10 for whole effluent toxicity rulemaking under  
 7.11 article 2, section 155.

7.12 Subd. 3. **Industrial** 15,604,000 15,773,000

7.13	<u>Appropriations by Fund</u>	
7.14	<u>2022</u>	<u>2023</u>
7.15	<u>Environmental</u>	<u>14,603,000</u> <u>14,772,000</u>
7.16	<u>Remediation</u>	<u>1,001,000</u> <u>1,001,000</u>

7.17 (a) \$1,001,000 the first year and \$1,001,000  
 7.18 the second year are from the remediation fund  
 7.19 for the leaking underground storage tank  
 7.20 program to investigate, clean up, and prevent  
 7.21 future releases from underground petroleum  
 7.22 storage tanks and for the petroleum  
 7.23 remediation program for vapor assessment  
 7.24 and remediation. These same annual amounts  
 7.25 are transferred from the petroleum tank fund  
 7.26 to the remediation fund.

7.27 (b) \$393,000 the first year and \$393,000 the  
 7.28 second year are from the environmental fund  
 7.29 to further evaluate the use and reduction of  
 7.30 trichloroethylene around Minnesota and  
 7.31 identify its potential health effects on  
 7.32 communities. Of this amount, up to \$121,000  
 7.33 each year may be transferred to the  
 7.34 commissioner of health.

8.1	<u>Subd. 4. Municipal</u>		<u>8,611,000</u>	<u>8,611,000</u>
8.2	<u>Appropriations by Fund</u>			
8.3		<u>2022</u>	<u>2023</u>	
8.4	<u>Environmental</u>	<u>8,536,000</u>	<u>8,536,000</u>	
8.5	<u>State Government</u>			
8.6	<u>Special Revenue</u>	<u>75,000</u>	<u>75,000</u>	
8.7	<u>(a) \$164,000 the first year and \$164,000 the</u>			
8.8	<u>second year are from the environmental fund</u>			
8.9	<u>for:</u>			
8.10	<u>(1) a municipal liaison to assist municipalities</u>			
8.11	<u>in implementing and participating in the</u>			
8.12	<u>rulemaking process for water quality standards</u>			
8.13	<u>and navigating the NPDES/SDS permitting</u>			
8.14	<u>process;</u>			
8.15	<u>(2) enhanced economic analysis in the</u>			
8.16	<u>rulemaking process for water quality</u>			
8.17	<u>standards, including more-specific analysis</u>			
8.18	<u>and identification of cost-effective permitting;</u>			
8.19	<u>(3) developing statewide economic analyses</u>			
8.20	<u>and templates to reduce the amount of</u>			
8.21	<u>information and time required for</u>			
8.22	<u>municipalities to apply for variances from</u>			
8.23	<u>water quality standards; and</u>			
8.24	<u>(4) coordinating with the Public Facilities</u>			
8.25	<u>Authority to identify and advocate for the</u>			
8.26	<u>resources needed for municipalities to achieve</u>			
8.27	<u>permit requirements.</u>			
8.28	<u>(b) \$50,000 the first year and \$50,000 the</u>			
8.29	<u>second year are from the environmental fund</u>			
8.30	<u>for transfer to the Office of Administrative</u>			
8.31	<u>Hearings to establish sanitary districts.</u>			
8.32	<u>(c) \$952,000 the first year and \$952,000 the</u>			
8.33	<u>second year are from the environmental fund</u>			
8.34	<u>for subsurface sewage treatment system</u>			

9.1 (SSTS) program administration and  
 9.2 community technical assistance and education,  
 9.3 including grants and technical assistance to  
 9.4 communities for water-quality protection. Of  
 9.5 this amount, \$129,000 each year is for  
 9.6 assistance to counties through grants for SSTS  
 9.7 program administration. A county receiving  
 9.8 a grant from this appropriation must submit  
 9.9 the results achieved with the grant to the  
 9.10 commissioner as part of its annual SSTS  
 9.11 report. Any unexpended balance in the first  
 9.12 year does not cancel but is available in the  
 9.13 second year.

9.14 (d) \$784,000 the first year and \$784,000 the  
 9.15 second year are from the environmental fund  
 9.16 to address the need for continued increased  
 9.17 activity in new technology review, technical  
 9.18 assistance for local governments, and  
 9.19 enforcement under Minnesota Statutes,  
 9.20 sections 115.55 to 115.58, and to complete the  
 9.21 requirements of Laws 2003, chapter 128,  
 9.22 article 1, section 165.

9.23 (e) Notwithstanding Minnesota Statutes,  
 9.24 section 16A.28, the appropriations  
 9.25 encumbered on or before June 30, 2023, as  
 9.26 grants or contracts for subsurface sewage  
 9.27 treatment systems, surface water and  
 9.28 groundwater assessments, storm water, and  
 9.29 water-quality protection in this subdivision  
 9.30 are available until June 30, 2026.

9.31 Subd. 5. Operations 10,015,000 9,928,000

9.32 Appropriations by Fund

9.33	<u>2022</u>	<u>2023</u>
9.34 <u>General</u>	<u>2,156,000</u>	<u>2,056,000</u>

10.1	<u>Environmental</u>	<u>5,778,000</u>	<u>5,791,000</u>
10.2	<u>Remediation</u>	<u>2,081,000</u>	<u>2,081,000</u>

10.3 (a) \$1,003,000 the first year and \$1,003,000  
10.4 the second year are from the remediation fund  
10.5 for the leaking underground storage tank  
10.6 program to investigate, clean up, and prevent  
10.7 future releases from underground petroleum  
10.8 storage tanks and for the petroleum  
10.9 remediation program for vapor assessment  
10.10 and remediation. These same annual amounts  
10.11 are transferred from the petroleum tank fund  
10.12 to the remediation fund.

10.13 (b) \$2,056,000 the first year and \$2,056,000  
10.14 the second year are to support agency  
10.15 information technology services provided at  
10.16 the enterprise and agency level.

10.17 (c) \$800,000 the first year and \$800,000 the  
10.18 second year are from the environmental fund  
10.19 to develop and maintain systems to support  
10.20 permitting and regulatory business processes  
10.21 and agency data.

10.22 (d) \$100,000 the first year is for transfer to the  
10.23 commissioner of management and budget to  
10.24 prepay and defease any outstanding general  
10.25 obligation bonds used to acquire property,  
10.26 finance improvements and betterments, or pay  
10.27 any other associated financing costs at the  
10.28 Anoka-Ramsey closed landfill. This amount  
10.29 may be deposited, invested, and applied to  
10.30 accomplish the purposes of this paragraph as  
10.31 provided in Minnesota Statutes, section  
10.32 475.67, subdivisions 5 to 10 and 13. Upon the  
10.33 prepayment and defeasance of all associated  
10.34 debt on the real property and improvements,  
10.35 all conditions set forth in Minnesota Statutes,

11.1 section 16A.695, subdivision 3, shall be  
11.2 deemed to have been satisfied and the real  
11.3 property and improvements shall no longer  
11.4 constitute state bond financed property under  
11.5 Minnesota Statutes, section 16A.695. Any  
11.6 funds appropriated under this section that  
11.7 remain unexpended after the purposes in this  
11.8 paragraph have been met cancel to the general  
11.9 fund.

11.10 (e) Once the purposes in paragraph (d) have  
11.11 been met, the commissioner of the Pollution  
11.12 Control Agency may take actions and execute  
11.13 agreements to facilitate the beneficial reuse of  
11.14 the Anoka-Ramsey closed landfill, and may  
11.15 specifically authorize the installation of a solar  
11.16 energy generating system, as defined in  
11.17 Minnesota Statutes, section 216E.01,  
11.18 subdivision 9a, as a pilot project at the closed  
11.19 landfill, to be owned and operated by a  
11.20 cooperative electric association that has more  
11.21 than 130,000 customers in Minnesota. The  
11.22 appropriation in paragraph (d) may not be used  
11.23 to finance the pilot project, procure land rights,  
11.24 or to manage the solar energy generating  
11.25 system.

11.26 (f) Upon completion of the pilot project  
11.27 described in paragraph (d), or by January 15,  
11.28 2023, whichever is earlier, the commissioner  
11.29 of the Pollution Control Agency, in  
11.30 cooperation with the electric cooperative  
11.31 association, must report to the chairs and  
11.32 ranking minority members of the legislative  
11.33 committees with jurisdiction over capital  
11.34 investment, energy, and environment on the  
11.35 following:

- 12.1 (1) project accomplishments and milestones  
 12.2 including any project growth, developments,  
 12.3 or agreements that resulted from the project;  
 12.4 (2) challenges or barriers faced during  
 12.5 development or after completion of the  
 12.6 project;  
 12.7 (3) project financials, including expenses,  
 12.8 utility agreements, and project viability; and  
 12.9 (4) replicability of the pilot project to other  
 12.10 future closed landfill projects.

12.11 **Subd. 6. Remediation** 14,881,000 13,281,000

12.12	<u>Appropriations by Fund</u>	
12.13	<u>2022</u>	<u>2023</u>
12.14	<u>508,000</u>	<u>508,000</u>
12.15	<u>10,773,000</u>	<u>10,773,000</u>
12.16		
12.17	<u>3,600,000</u>	<u>2,000,000</u>

- 12.18 (a) All money for environmental response,  
 12.19 compensation, and compliance in the  
 12.20 remediation fund not otherwise appropriated  
 12.21 is appropriated to the commissioners of the  
 12.22 Pollution Control Agency and agriculture for  
 12.23 purposes of Minnesota Statutes, section  
 12.24 115B.20, subdivision 2, clauses (1), (2), (3),  
 12.25 (6), and (7). At the beginning of each fiscal  
 12.26 year, the two commissioners must jointly  
 12.27 submit to the commissioner of management  
 12.28 and budget an annual spending plan that  
 12.29 maximizes resource use and appropriately  
 12.30 allocates the money between the two  
 12.31 departments. This appropriation is available  
 12.32 until June 30, 2023.  
 12.33 (b) \$363,000 the first year and \$363,000 the  
 12.34 second year are from the environmental fund

13.1 to manage contaminated sediment projects at  
 13.2 multiple sites identified in the St. Louis River  
 13.3 remedial action plan to restore water quality  
 13.4 in the St. Louis River Area of Concern.

13.5 (c) \$3,198,000 the first year and \$3,198,000  
 13.6 the second year are from the remediation fund  
 13.7 for the leaking underground storage tank  
 13.8 program to investigate, clean up, and prevent  
 13.9 future releases from underground petroleum  
 13.10 storage tanks and for the petroleum  
 13.11 remediation program for vapor assessment  
 13.12 and remediation. These same annual amounts  
 13.13 are transferred from the petroleum tank fund  
 13.14 to the remediation fund.

13.15 (d) \$257,000 the first year and \$257,000 the  
 13.16 second year are from the remediation fund for  
 13.17 transfer to the commissioner of health for  
 13.18 private water-supply monitoring and health  
 13.19 assessment costs in areas contaminated by  
 13.20 unpermitted mixed municipal solid waste  
 13.21 disposal facilities and drinking water  
 13.22 advisories and public information activities  
 13.23 for areas contaminated by hazardous releases.

13.24 (e) \$2,000,000 the first year and \$2,000,000  
 13.25 the second year are from the closed landfill  
 13.26 investment fund for the closed landfill  
 13.27 program. This is a onetime appropriation.

13.28 (f) \$1,600,000 the first year is from the closed  
 13.29 landfill investment fund for the closed landfill  
 13.30 emergency account under Minnesota Statutes,  
 13.31 section 115B.422. This is a onetime  
 13.32 appropriation.

13.33 **Subd. 7. Resource Management and Assistance**

40,267,000

40,296,000

14.1	<u>Appropriations by Fund</u>	
14.2	<u>2022</u>	<u>2023</u>
14.3	<u>Environmental</u>	<u>40,267,000</u> <u>40,296,000</u>
14.4	<u>(a) Up to \$150,000 the first year and \$150,000</u>	
14.5	<u>the second year may be transferred from the</u>	
14.6	<u>environmental fund to the small business</u>	
14.7	<u>environmental improvement loan account</u>	
14.8	<u>under Minnesota Statutes, section 116.993.</u>	
14.9	<u>(b) \$700,000 the first year and \$700,000 the</u>	
14.10	<u>second year are from the environmental fund</u>	
14.11	<u>for competitive recycling grants under</u>	
14.12	<u>Minnesota Statutes, section 115A.565. This</u>	
14.13	<u>appropriation is available until June 30, 2025.</u>	
14.14	<u>Any unencumbered grant balances in the first</u>	
14.15	<u>year do not cancel but are available for grants</u>	
14.16	<u>in the second year.</u>	
14.17	<u>(c) \$694,000 the first year and \$694,000 the</u>	
14.18	<u>second year are from the environmental fund</u>	
14.19	<u>for emission-reduction activities and grants to</u>	
14.20	<u>small businesses and other</u>	
14.21	<u>nonpoint-emission-reduction efforts. Of this</u>	
14.22	<u>amount, \$100,000 the first year and \$100,000</u>	
14.23	<u>the second year are to continue work with</u>	
14.24	<u>Clean Air Minnesota, and the commissioner</u>	
14.25	<u>may enter into an agreement with</u>	
14.26	<u>Environmental Initiative to support this effort.</u>	
14.27	<u>Any unencumbered grant balances in the first</u>	
14.28	<u>year do not cancel but are available for grants</u>	
14.29	<u>in the second year.</u>	
14.30	<u>(d) \$20,550,000 the first year and \$20,550,000</u>	
14.31	<u>the second year are from the environmental</u>	
14.32	<u>fund for SCORE block grants to counties. Any</u>	
14.33	<u>unencumbered grant balances in the first year</u>	
14.34	<u>do not cancel but are available for grants in</u>	
14.35	<u>the second year.</u>	

- 15.1 (e) \$119,000 the first year and \$119,000 the  
15.2 second year are from the environmental fund  
15.3 for environmental assistance grants or loans  
15.4 under Minnesota Statutes, section 115A.0716.  
15.5 Any unencumbered grant and loan balances  
15.6 in the first year do not cancel but are available  
15.7 for grants and loans in the second year.
- 15.8 (f) \$400,000 the first year and \$400,000 the  
15.9 second year are from the environmental fund  
15.10 for grants to develop and expand recycling  
15.11 markets for Minnesota businesses.
- 15.12 (g) \$750,000 the first year and \$750,000 the  
15.13 second year are from the environmental fund  
15.14 for reducing and diverting food waste,  
15.15 redirecting edible food for consumption, and  
15.16 removing barriers to collecting and recovering  
15.17 organic waste. Of this amount, \$500,000 each  
15.18 year is for grants to increase food rescue and  
15.19 waste prevention. This appropriation is  
15.20 available until June 30, 2025. Any  
15.21 unencumbered grant balances in the first year  
15.22 do not cancel but are available for grants in  
15.23 the second year.
- 15.24 (h) \$2,719,000 the first year and \$2,719,000  
15.25 the second year are from the environmental  
15.26 fund for the purposes of Minnesota Statutes,  
15.27 section 473.844.
- 15.28 (i) Notwithstanding Minnesota Statutes,  
15.29 section 16A.28, the appropriations  
15.30 encumbered on or before June 30, 2023, as  
15.31 contracts or grants for environmental  
15.32 assistance awarded under Minnesota Statutes,  
15.33 section 115A.0716; technical and research  
15.34 assistance under Minnesota Statutes, section  
15.35 115A.152; technical assistance under

16.1 Minnesota Statutes, section 115A.52; and  
 16.2 pollution prevention assistance under  
 16.3 Minnesota Statutes, section 115D.04, are  
 16.4 available until June 30, 2025.

16.5 **Subd. 8. Watershed** 9,158,000 9,158,000

16.6 Appropriations by Fund

	<u>2022</u>	<u>2023</u>
16.7		
16.8	<u>1,959,000</u>	<u>1,959,000</u>
16.9	<u>6,965,000</u>	<u>6,965,000</u>
16.10	<u>234,000</u>	<u>112,000</u>

16.11 (a) \$1,959,000 the first year and \$1,959,000  
 16.12 the second year are for grants to delegated  
 16.13 counties to administer the county feedlot  
 16.14 program under Minnesota Statutes, section  
 16.15 116.0711, subdivisions 2 and 3. Money  
 16.16 remaining after the first year is available for  
 16.17 the second year.

16.18 (b) \$208,000 the first year and \$208,000 the  
 16.19 second year are from the environmental fund  
 16.20 for the costs of implementing general  
 16.21 operating permits for feedlots over 1,000  
 16.22 animal units.

16.23 (c) \$122,000 the first year and \$122,000 the  
 16.24 second year are from the remediation fund for  
 16.25 the leaking underground storage tank program  
 16.26 to investigate, clean up, and prevent future  
 16.27 releases from underground petroleum storage  
 16.28 tanks and for the petroleum remediation  
 16.29 program for vapor assessment and  
 16.30 remediation. These same annual amounts are  
 16.31 transferred from the petroleum tank fund to  
 16.32 the remediation fund.

16.33 **Subd. 9. Environmental Quality Board** 1,177,000 1,177,000

17.1	<u>Appropriations by Fund</u>				
17.2		<u>2022</u>	<u>2023</u>		
17.3	<u>General</u>	<u>984,000</u>	<u>984,000</u>		
17.4	<u>Environmental</u>	<u>193,000</u>	<u>193,000</u>		
17.5	<u>Subd. 10. Transfers</u>				
17.6	<u>The commissioner must transfer up to</u>				
17.7	<u>\$44,000,000 from the environmental fund to</u>				
17.8	<u>the remediation fund for purposes of the</u>				
17.9	<u>remediation fund under Minnesota Statutes,</u>				
17.10	<u>section 116.155, subdivision 2.</u>				
17.11	<u>Sec. 3. NATURAL RESOURCES</u>				
17.12	<u>Subdivision 1. Total Appropriation</u>			<u>\$ 311,932,000</u>	<u>\$ 307,882,000</u>
17.13	<u>Appropriations by Fund</u>				
17.14		<u>2022</u>	<u>2023</u>		
17.15	<u>General</u>	<u>84,598,000</u>	<u>83,579,000</u>		
17.16	<u>Natural Resources</u>	<u>109,352,000</u>	<u>107,697,000</u>		
17.17	<u>Game and Fish</u>	<u>116,853,000</u>	<u>115,477,000</u>		
17.18	<u>Remediation</u>	<u>111,000</u>	<u>111,000</u>		
17.19	<u>Permanent School</u>	<u>1,018,000</u>	<u>1,018,000</u>		
17.20	<u>The amounts that may be spent for each</u>				
17.21	<u>purpose are specified in the following</u>				
17.22	<u>subdivisions.</u>				
17.23	<u>Subd. 2. Land and Mineral Resources</u>				
17.24	<u>Management</u>			<u>6,404,000</u>	<u>6,404,000</u>
17.25	<u>Appropriations by Fund</u>				
17.26		<u>2022</u>	<u>2023</u>		
17.27	<u>General</u>	<u>1,685,000</u>	<u>1,685,000</u>		
17.28	<u>Natural Resources</u>	<u>4,157,000</u>	<u>4,157,000</u>		
17.29	<u>Game and Fish</u>	<u>344,000</u>	<u>344,000</u>		
17.30	<u>Permanent School</u>	<u>218,000</u>	<u>218,000</u>		
17.31	<u>(a) \$319,000 the first year and \$319,000 the</u>				
17.32	<u>second year are from the minerals</u>				
17.33	<u>management account in the natural resources</u>				

18.1 fund for environmental research relating to  
 18.2 mine permitting.

18.3 (b) \$3,083,000 the first year and \$3,083,000  
 18.4 the second year are from the minerals  
 18.5 management account in the natural resources  
 18.6 fund for use as provided under Minnesota  
 18.7 Statutes, section 93.2236, paragraph (c), for  
 18.8 mineral resource management, projects to  
 18.9 enhance future mineral income, and projects  
 18.10 to promote new mineral-resource  
 18.11 opportunities.

18.12 (c) \$218,000 the first year and \$218,000 the  
 18.13 second year are from the state forest suspense  
 18.14 account in the permanent school fund to secure  
 18.15 maximum long-term economic return from  
 18.16 the school trust lands consistent with fiduciary  
 18.17 responsibilities and sound natural resources  
 18.18 conservation and management principles.

18.19 (d) \$338,000 the first year and \$338,000 the  
 18.20 second year are from the water management  
 18.21 account in the natural resources fund for  
 18.22 mining hydrology.

18.23 **Subd. 3. Ecological and Water Resources** 35,814,000 35,489,000

18.24	<u>Appropriations by Fund</u>	
18.25	<u>2022</u>	<u>2023</u>
18.26	<u>General</u>	<u>16,647,000</u> <u>16,547,000</u>
18.27	<u>Natural Resources</u>	<u>12,281,000</u> <u>12,281,000</u>
18.28	<u>Game and Fish</u>	<u>6,886,000</u> <u>6,661,000</u>

18.29 (a) \$4,222,000 the first year and \$4,222,000  
 18.30 the second year are from the invasive species  
 18.31 account in the natural resources fund,  
 18.32 \$2,331,000 the first year and \$2,331,000 the  
 18.33 second year are from the general fund, and  
 18.34 \$500,000 the first year and \$500,000 the

- 19.1 second year are from the heritage enhancement  
19.2 account in the game and fish fund for  
19.3 management, public awareness, assessment  
19.4 and monitoring research, and water access  
19.5 inspection to prevent the spread of invasive  
19.6 species; management of invasive plants in  
19.7 public waters; and management of terrestrial  
19.8 invasive species on state-administered lands.
- 19.9 (b) \$5,556,000 the first year and \$5,556,000  
19.10 the second year are from the water  
19.11 management account in the natural resources  
19.12 fund for only the purposes specified in  
19.13 Minnesota Statutes, section 103G.27,  
19.14 subdivision 2.
- 19.15 (c) \$124,000 the first year and \$124,000 the  
19.16 second year are for a grant to the Mississippi  
19.17 Headwaters Board for up to 50 percent of the  
19.18 cost of implementing the comprehensive plan  
19.19 for the upper Mississippi within areas under  
19.20 the board's jurisdiction.
- 19.21 (d) \$10,000 the first year and \$10,000 the  
19.22 second year are for payment to the Leech Lake  
19.23 Band of Chippewa Indians to implement the  
19.24 band's portion of the comprehensive plan for  
19.25 the upper Mississippi River.
- 19.26 (e) \$264,000 the first year and \$264,000 the  
19.27 second year are for grants for up to 50 percent  
19.28 of the cost of implementing the Red River  
19.29 mediation agreement.
- 19.30 (f) \$2,548,000 the first year and \$2,548,000  
19.31 the second year are from the heritage  
19.32 enhancement account in the game and fish  
19.33 fund for only the purposes specified in  
19.34 Minnesota Statutes, section 297A.94,

20.1 paragraph (h), clause (1). Of this amount, up  
20.2 to \$100,000 each year may be used to support  
20.3 the work of the Wild Rice Stewardship  
20.4 Council.

20.5 (g) \$1,000,000 the first year and \$1,000,000  
20.6 the second year are from the nongame wildlife  
20.7 management account in the natural resources  
20.8 fund for nongame wildlife management.

20.9 Notwithstanding Minnesota Statutes, section  
20.10 290.431, \$100,000 the first year and \$100,000  
20.11 the second year may be used for nongame  
20.12 wildlife information, education, and  
20.13 promotion.

20.14 (h) Notwithstanding Minnesota Statutes,  
20.15 section 84.943, \$50,000 the first year and  
20.16 \$50,000 the second year from the critical  
20.17 habitat private sector matching account may  
20.18 be used to publicize the critical habitat license  
20.19 plate match program.

20.20 (i) \$5,250,000 the first year and \$5,250,000  
20.21 the second year are for the following activities:

20.22 (1) financial reimbursement and technical  
20.23 support to soil and water conservation districts  
20.24 or other local units of government for  
20.25 groundwater-level monitoring;

20.26 (2) surface water monitoring and analysis,  
20.27 including installing monitoring gauges;

20.28 (3) groundwater analysis to assist with  
20.29 water-appropriation permitting decisions;

20.30 (4) permit application review incorporating  
20.31 surface water and groundwater technical  
20.32 analysis;

- 21.1 (5) precipitation data and analysis to improve  
21.2 irrigation use;
- 21.3 (6) information technology, including  
21.4 electronic permitting and integrated data  
21.5 systems; and
- 21.6 (7) compliance and monitoring.
- 21.7 (j) \$410,000 the first year and \$410,000 the  
21.8 second year are from the heritage enhancement  
21.9 account in the game and fish fund for grants  
21.10 to the Minnesota Aquatic Invasive Species  
21.11 Research Center at the University of  
21.12 Minnesota to prioritize, support, and develop  
21.13 research-based solutions that can reduce the  
21.14 effects of aquatic invasive species in  
21.15 Minnesota by preventing spread, controlling  
21.16 populations, and managing ecosystems and to  
21.17 advance knowledge to inspire action by others.
- 21.18 (k) \$100,000 the first year is for a grant to the  
21.19 city of Minneiska to dredge and remove  
21.20 sediment from the boat launch area of the  
21.21 Minneiska boat landing. This is a onetime  
21.22 appropriation.
- 21.23 (l) Notwithstanding Minnesota Statutes,  
21.24 section 297A.94, \$387,000 the first year and  
21.25 \$387,000 the second year are from the heritage  
21.26 enhancement account in the game and fish  
21.27 fund for additional costs associated with  
21.28 hydrological analyses for proposed water  
21.29 appropriation permit applications that have  
21.30 been denied due to the effects to a calcareous  
21.31 fen.
- 21.32 (m) Notwithstanding Minnesota Statutes,  
21.33 section 297A.94, \$225,000 the first year is  
21.34 from the heritage enhancement account in the

22.1 game and fish fund for a grant to the Waseca  
 22.2 County Historical Society to complete phase  
 22.3 II of the restoration of the Hofmann Apiaries  
 22.4 honey house and wax shed. This is a onetime  
 22.5 appropriation and is available until June 30,  
 22.6 2024.

22.7 **Subd. 4. Forest Management** 51,352,000 49,932,000

22.8	<u>Appropriations by Fund</u>	
22.9	<u>2022</u>	<u>2023</u>
22.10 <u>General</u>	<u>32,406,000</u>	<u>31,486,000</u>
22.11 <u>Natural Resources</u>	<u>17,529,000</u>	<u>17,029,000</u>
22.12 <u>Game and Fish</u>	<u>1,417,000</u>	<u>1,417,000</u>

22.13 (a) \$7,521,000 the first year and \$7,521,000  
 22.14 the second year are for prevention,  
 22.15 presuppression, and suppression costs of  
 22.16 emergency firefighting and other costs  
 22.17 incurred under Minnesota Statutes, section  
 22.18 88.12. The amount necessary to pay for  
 22.19 presuppression and suppression costs during  
 22.20 the biennium is appropriated from the general  
 22.21 fund. By January 15 of each year, the  
 22.22 commissioner of natural resources must submit  
 22.23 a report to the chairs and ranking minority  
 22.24 members of the house and senate committees  
 22.25 and divisions having jurisdiction over  
 22.26 environment and natural resources finance that  
 22.27 identifies all firefighting costs incurred and  
 22.28 reimbursements received in the prior fiscal  
 22.29 year. These appropriations may not be  
 22.30 transferred. Any reimbursement of firefighting  
 22.31 expenditures made to the commissioner from  
 22.32 any source other than federal mobilizations  
 22.33 must be deposited into the general fund.

22.34 (b) \$15,386,000 the first year and \$15,386,000  
 22.35 the second year are from the forest

- 23.1 management investment account in the natural  
23.2 resources fund for only the purposes specified  
23.3 in Minnesota Statutes, section 89.039,  
23.4 subdivision 2.
- 23.5 (c) \$1,417,000 the first year and \$1,417,000  
23.6 the second year are from the heritage  
23.7 enhancement account in the game and fish  
23.8 fund to advance ecological classification  
23.9 systems (ECS) scientific management tools  
23.10 for forest and invasive species management.
- 23.11 (d) \$829,000 the first year and \$829,000 the  
23.12 second year are for the Forest Resources  
23.13 Council to implement the Sustainable Forest  
23.14 Resources Act.
- 23.15 (e) \$1,143,000 the first year and \$1,143,000  
23.16 the second year are from the forest  
23.17 management investment account in the natural  
23.18 resources fund for the Next Generation Core  
23.19 Forestry data system.
- 23.20 (f) \$500,000 the first year and \$500,000 the  
23.21 second year are from the forest management  
23.22 investment account in the natural resources  
23.23 fund for forest road maintenance on state  
23.24 forest roads.
- 23.25 (g) \$500,000 the first year and \$500,000 the  
23.26 second year are for forest road maintenance  
23.27 on county forest roads.
- 23.28 (h) \$500,000 the first year is from the forest  
23.29 management investment account in the natural  
23.30 resources fund for collecting light detection  
23.31 and ranging data for forest inventory. This is  
23.32 a onetime appropriation and is available until  
23.33 June 30, 2024.

24.1 (i) \$920,000 the first year is to refund timber  
 24.2 permit payments under article 2, section 154.  
 24.3 This is a onetime appropriation.

24.4 **Subd. 5. Parks and Trails Management** 90,273,000 89,118,000

24.5	<u>Appropriations by Fund</u>	
24.6	<u>2022</u>	<u>2023</u>
24.7 <u>General</u>	<u>26,480,000</u>	<u>26,480,000</u>
24.8 <u>Natural Resources</u>	<u>61,493,000</u>	<u>60,338,000</u>
24.9 <u>Game and Fish</u>	<u>2,300,000</u>	<u>2,300,000</u>

24.10 (a) \$1,075,000 the first year and \$1,075,000  
 24.11 the second year are from the water recreation  
 24.12 account in the natural resources fund for  
 24.13 maintaining and enhancing public  
 24.14 water-access facilities.

24.15 (b) \$7,685,000 the first year and \$6,685,000  
 24.16 the second year are from the natural resources  
 24.17 fund for state trail, park, and recreation area  
 24.18 operations. This appropriation is from revenue  
 24.19 deposited in the natural resources fund under  
 24.20 Minnesota Statutes, section 297A.94,  
 24.21 paragraph (h), clause (2).

24.22 (c) \$17,828,000 the first year and \$18,828,000  
 24.23 the second year are from the state parks  
 24.24 account in the natural resources fund to  
 24.25 operate and maintain state parks and state  
 24.26 recreation areas.

24.27 (d) \$1,140,000 the first year and \$1,140,000  
 24.28 the second year are from the natural resources  
 24.29 fund for park and trail grants to local units of  
 24.30 government on land to be maintained for at  
 24.31 least 20 years for parks or trails. This  
 24.32 appropriation is from revenue deposited in the  
 24.33 natural resources fund under Minnesota  
 24.34 Statutes, section 297A.94, paragraph (h),

- 25.1 clause (4). Any unencumbered balance does  
25.2 not cancel at the end of the first year and is  
25.3 available for the second year.
- 25.4 (e) \$9,624,000 the first year and \$9,624,000  
25.5 the second year are from the snowmobile trails  
25.6 and enforcement account in the natural  
25.7 resources fund for the snowmobile  
25.8 grants-in-aid program. Any unencumbered  
25.9 balance does not cancel at the end of the first  
25.10 year and is available for the second year.
- 25.11 (f) \$2,435,000 the first year and \$2,435,000  
25.12 the second year are from the natural resources  
25.13 fund for the off-highway vehicle grants-in-aid  
25.14 program. Of this amount, \$1,960,000 each  
25.15 year is from the all-terrain vehicle account;  
25.16 \$150,000 each year is from the off-highway  
25.17 motorcycle account; and \$325,000 each year  
25.18 is from the off-road vehicle account. Any  
25.19 unencumbered balance does not cancel at the  
25.20 end of the first year and is available for the  
25.21 second year.
- 25.22 (g) \$1,250,000 the first year and \$2,250,000  
25.23 the second year are from the state land and  
25.24 water conservation account in the natural  
25.25 resources fund for priorities established by the  
25.26 commissioner for eligible state projects and  
25.27 administrative and planning activities  
25.28 consistent with Minnesota Statutes, section  
25.29 84.0264, and the federal Land and Water  
25.30 Conservation Fund Act. Any unencumbered  
25.31 balance does not cancel at the end of the first  
25.32 year and is available for the second year.
- 25.33 (h) \$950,000 the first year is appropriated from  
25.34 the all-terrain vehicle account in the natural  
25.35 resources fund to the commissioner of natural

26.1 resources for a grant to St. Louis County to  
 26.2 match other funding sources for design,  
 26.3 right-of-way acquisition, permitting, and  
 26.4 construction of Phase I of the Voyageur  
 26.5 Country ATV Trail connections in the areas  
 26.6 of Cook, Orr, Ash River, Kabetogama  
 26.7 Township, and International Falls to the  
 26.8 Voyageur Country ATV Trail system. This is  
 26.9 a onetime appropriation and is available until  
 26.10 June 30, 2025.

26.11 (i) \$955,000 the first year is appropriated from  
 26.12 the all-terrain vehicle account in the natural  
 26.13 resources fund to the commissioner of natural  
 26.14 resources for a grant to the city of Ely for new  
 26.15 trail connections and a new bridge across the  
 26.16 Beaver River connecting the Prospector trail  
 26.17 system to the Taconite State Trail. This is a  
 26.18 onetime appropriation and is available until  
 26.19 June 30, 2025.

26.20 (j) \$250,000 the first year is appropriated from  
 26.21 the all-terrain vehicle account in the natural  
 26.22 resources fund for an all-terrain vehicle master  
 26.23 plan. Of this amount, \$200,000 is for a  
 26.24 statewide all-terrain vehicle trails master plan  
 26.25 broken out by the Department of Natural  
 26.26 Resources administrative regions, and \$50,000  
 26.27 is for an all-terrain vehicle trails and route  
 26.28 inventory from all cooperating agencies with  
 26.29 available data broken out by the Department  
 26.30 of Natural Resources administrative regions.  
 26.31 The all-terrain vehicle master plan and  
 26.32 inventory must be completed by February 1,  
 26.33 2023. This is a onetime appropriation.

26.34 **Subd. 6. Fish and Wildlife Management**

79,577,000

78,427,000

27.1 Appropriations by Fund

27.2	<u>2022</u>	<u>2023</u>
27.3 <u>Natural Resources</u>	<u>1,982,000</u>	<u>1,982,000</u>
27.4 <u>Game and Fish</u>	<u>77,595,000</u>	<u>76,445,000</u>

27.5 (a) \$8,658,000 the first year and \$8,658,000

27.6 the second year are from the heritage

27.7 enhancement account in the game and fish

27.8 fund only for activities specified under

27.9 Minnesota Statutes, section 297A.94,

27.10 paragraph (h), clause (1). Notwithstanding

27.11 Minnesota Statutes, section 297A.94, five

27.12 percent of this appropriation may be used for

27.13 expanding hunter and angler recruitment and

27.14 retention.

27.15 (b) \$2,950,000 the first year and \$1,950,000

27.16 the second year are from the game and fish

27.17 fund for planning for and emergency response

27.18 to disease outbreaks in wildlife. The

27.19 commissioner and board must each submit

27.20 quarterly reports on the activities funded under

27.21 this paragraph to the chairs and ranking

27.22 minority members of the legislative

27.23 committees and divisions with jurisdiction

27.24 over environment and natural resources and

27.25 agriculture.

27.26 (c) \$8,546,000 the first year and \$8,546,000

27.27 the second year are from the deer management

27.28 account for the purposes identified in

27.29 Minnesota Statutes, section 97A.075,

27.30 subdivision 1.

27.31 (d) Notwithstanding Minnesota Statutes,

27.32 section 297A.94, \$275,000 the first year and

27.33 \$125,000 the second year are appropriated

27.34 from the heritage enhancement account in the

27.35 game and fish fund for shooting sports facility

28.1 grants under Minnesota Statutes, section  
 28.2 87A.10, including grants for archery facilities.  
 28.3 Grants must be matched with a nonstate  
 28.4 match, which may include in-kind  
 28.5 contributions. This is a onetime appropriation.  
 28.6 Of the amount in the first year, \$50,000 is to  
 28.7 upgrade the Department of Natural Resources  
 28.8 shooting range database.

28.9 **Subd. 7. Enforcement** 47,145,000 47,145,000

28.10 Appropriations by Fund

	<u>2022</u>	<u>2023</u>
28.11		
28.12 <u>General</u>	<u>7,193,000</u>	<u>7,194,000</u>
28.13 <u>Natural Resources</u>	<u>11,530,000</u>	<u>11,530,000</u>
28.14 <u>Game and Fish</u>	<u>28,311,000</u>	<u>28,310,000</u>
28.15 <u>Remediation</u>	<u>111,000</u>	<u>111,000</u>

28.16 (a) \$1,550,000 the first year and \$1,550,000  
 28.17 the second year are from the general fund for  
 28.18 enforcement efforts to prevent the spread of  
 28.19 aquatic invasive species.

28.20 (b) \$1,748,000 the first year and \$1,748,000  
 28.21 the second year are from the heritage  
 28.22 enhancement account in the game and fish  
 28.23 fund for only the purposes specified under  
 28.24 Minnesota Statutes, section 297A.94,  
 28.25 paragraph (h), clause (1).

28.26 (c) \$1,082,000 the first year and \$1,082,000  
 28.27 the second year are from the water recreation  
 28.28 account in the natural resources fund for grants  
 28.29 to counties for boat and water safety. Any  
 28.30 unencumbered balance does not cancel at the  
 28.31 end of the first year and is available for the  
 28.32 second year.

28.33 (d) \$315,000 the first year and \$315,000 the  
 28.34 second year are from the snowmobile trails

29.1 and enforcement account in the natural  
29.2 resources fund for grants to local law  
29.3 enforcement agencies for snowmobile  
29.4 enforcement activities. Any unencumbered  
29.5 balance does not cancel at the end of the first  
29.6 year and is available for the second year.

29.7 (e) \$250,000 the first year and \$250,000 the  
29.8 second year are from the all-terrain vehicle  
29.9 account in the natural resources fund for grants  
29.10 to qualifying organizations to assist in safety  
29.11 and environmental education and monitoring  
29.12 trails on public lands under Minnesota  
29.13 Statutes, section 84.9011. Grants issued under  
29.14 this paragraph must be issued through a formal  
29.15 agreement with the organization. By  
29.16 December 15 each year, an organization  
29.17 receiving a grant under this paragraph must  
29.18 report to the commissioner with details on  
29.19 expenditures and outcomes from the grant. Of  
29.20 this appropriation, \$25,000 each year is for  
29.21 administering these grants. Any unencumbered  
29.22 balance does not cancel at the end of the first  
29.23 year and is available for the second year.

29.24 (f) \$510,000 the first year and \$510,000 the  
29.25 second year are from the natural resources  
29.26 fund for grants to county law enforcement  
29.27 agencies for off-highway vehicle enforcement  
29.28 and public education activities based on  
29.29 off-highway vehicle use in the county. Of this  
29.30 amount, \$498,000 each year is from the  
29.31 all-terrain vehicle account, \$11,000 each year  
29.32 is from the off-highway motorcycle account,  
29.33 and \$1,000 each year is from the off-road  
29.34 vehicle account. The county enforcement  
29.35 agencies may use money received under this

30.1 appropriation to make grants to other local  
 30.2 enforcement agencies within the county that  
 30.3 have a high concentration of off-highway  
 30.4 vehicle use. Of this appropriation, \$25,000  
 30.5 each year is for administering these grants.  
 30.6 Any unencumbered balance does not cancel  
 30.7 at the end of the first year and is available for  
 30.8 the second year.  
 30.9 (g) \$176,000 the first year and \$176,000 the  
 30.10 second year are from the game and fish fund  
 30.11 for an ice safety program.

30.12 **Subd. 8. Pass Through Funds** 1,367,000 1,367,000

30.13	<u>Appropriations by Fund</u>	
30.14	<u>2022</u>	<u>2023</u>
30.15 <u>General</u>	<u>187,000</u>	<u>187,000</u>
30.16 <u>Natural Resources</u>	<u>380,000</u>	<u>380,000</u>
30.17 <u>Permanent School</u>	<u>800,000</u>	<u>800,000</u>

30.18 (a) \$380,000 the first year and \$380,000 the  
 30.19 second year are from the natural resources  
 30.20 fund for grants to be divided equally between  
 30.21 the city of St. Paul for the Como Park Zoo and  
 30.22 Conservatory and the city of Duluth for the  
 30.23 Lake Superior Zoo. This appropriation is from  
 30.24 revenue deposited to the natural resources fund  
 30.25 under Minnesota Statutes, section 297A.94,  
 30.26 paragraph (h), clause (5).

30.27 (b) \$187,000 the first year and \$187,000 the  
 30.28 second year are for the Office of School Trust  
 30.29 Lands.

30.30 (c) \$300,000 the first year and \$300,000 the  
 30.31 second year are transferred from the forestry  
 30.32 suspense account to the permanent school  
 30.33 fund, and are appropriated from the permanent

31.1 school fund for the Office of School Trust

31.2 Lands.

31.3 (d) \$500,000 the first year and \$500,000 the

31.4 second year are transferred from the forest

31.5 suspense account to the permanent school

31.6 fund, and are appropriated from the permanent

31.7 school fund for the Office of School Trust

31.8 Lands for costs related to the Boundary Waters

31.9 Canoe Area Wilderness land exchanges. This

31.10 is a onetime appropriation.

31.11 **Sec. 4. BOARD OF WATER AND SOIL**

31.12 **RESOURCES**

**\$**

**14,117,000**

**\$**

**14,109,000**

31.13 (a) \$3,423,000 the first year and \$3,423,000

31.14 the second year are for natural resources block

31.15 grants to local governments to implement the

31.16 Wetland Conservation Act and shoreland

31.17 management program under Minnesota

31.18 Statutes, chapter 103F, and local water

31.19 management responsibilities under Minnesota

31.20 Statutes, chapter 103B. The board may reduce

31.21 the amount of the natural resources block grant

31.22 to a county by an amount equal to any

31.23 reduction in the county's general services

31.24 allocation to a soil and water conservation

31.25 district from the county's previous year

31.26 allocation when the board determines that the

31.27 reduction was disproportionate. Of this

31.28 amount, \$1,000,000 the first year is to provide

31.29 grants to rural landowners to replace failing

31.30 septic systems that inadequately protect

31.31 groundwater. Rural landowners, as defined in

31.32 Minnesota Statutes, section 17.117,

31.33 subdivision 4, with income below 300 percent

31.34 of the federal poverty guidelines for the

31.35 applicable family size, shall be eligible for a

32.1 grant under this section. A grant awarded  
32.2 under this section shall not exceed the lesser  
32.3 of \$5,000 or 35 percent of the cost of replacing  
32.4 the failed or failing septic system. The  
32.5 issuance of a loan under Minnesota Statutes,  
32.6 section 17.117, for the purpose of replacing a  
32.7 failed septic system, shall not preclude a rural  
32.8 landowner from obtaining a grant under this  
32.9 section or vice versa.

32.10 (b) \$3,116,000 the first year and \$3,116,000  
32.11 the second year are for grants and payments  
32.12 to soil and water conservation districts for the  
32.13 purposes of Minnesota Statutes, sections  
32.14 103C.321 and 103C.331, and for general  
32.15 purposes, nonpoint engineering, and  
32.16 implementation and stewardship of the  
32.17 reinvest in Minnesota reserve program.  
32.18 Expenditures may be made from these  
32.19 appropriations for supplies and services  
32.20 benefiting soil and water conservation  
32.21 districts. Any district receiving a payment  
32.22 under this paragraph must maintain a web page  
32.23 that publishes, at a minimum, its annual report,  
32.24 annual audit, annual budget, and meeting  
32.25 notices.

32.26 (c) \$710,000 the first year and \$710,000 the  
32.27 second year are to implement, enforce, and  
32.28 provide oversight for the Wetland  
32.29 Conservation Act, including administering the  
32.30 wetland banking program and in-lieu fee  
32.31 mechanism.

32.32 (d) \$1,460,000 the first year and \$1,460,000  
32.33 the second year are for the following  
32.34 programs:

- 33.1 (1) \$260,000 each year is for the feedlot water  
33.2 quality cost-sharing program for feedlots under  
33.3 500 animal units and nutrient and manure  
33.4 management projects in watersheds where  
33.5 there are impaired waters; and
- 33.6 (2) \$1,200,000 each year is for cost-sharing  
33.7 programs of soil and water conservation  
33.8 districts for riparian buffers, erosion control,  
33.9 water retention and treatment, and other  
33.10 high-priority conservation practices.
- 33.11 (e) \$166,000 the first year and \$166,000 the  
33.12 second year are to provide technical assistance  
33.13 to local drainage management officials and  
33.14 for the costs of the Drainage Work Group. The  
33.15 board must coordinate with the Drainage Work  
33.16 Group according to Minnesota Statutes,  
33.17 section 103B.101, subdivision 13.
- 33.18 (f) \$100,000 the first year and \$100,000 the  
33.19 second year are for a grant to the Red River  
33.20 Basin Commission for water quality and  
33.21 floodplain management, including  
33.22 administration of programs. This appropriation  
33.23 must be matched by nonstate funds.
- 33.24 (g) \$140,000 the first year and \$140,000 the  
33.25 second year are for grants to Area II  
33.26 Minnesota River Basin Projects for floodplain  
33.27 management.
- 33.28 (h) \$125,000 the first year and \$125,000 the  
33.29 second year are for conservation easement  
33.30 stewardship.
- 33.31 (i) \$240,000 the first year and \$240,000 the  
33.32 second year are for a grant to the Lower  
33.33 Minnesota River Watershed District to defray  
33.34 the annual cost of operating and maintaining

34.1 sites for dredge spoil to sustain the state,  
34.2 national, and international commercial and  
34.3 recreational navigation on the lower Minnesota  
34.4 River.

34.5 (j) \$4,637,000 the first year and \$4,629,000  
34.6 the second year are for agency administration  
34.7 and operation of the Board of Water and Soil  
34.8 Resources.

34.9 (k) Notwithstanding Minnesota Statutes,  
34.10 section 103C.501, the board may shift money  
34.11 between paragraphs (a) to (i) in this section  
34.12 and may adjust the technical and  
34.13 administrative assistance portion of the funds  
34.14 to leverage federal or other nonstate funds or  
34.15 to address accountability, oversight, local  
34.16 government performance, or high-priority  
34.17 needs identified in local water management  
34.18 plans or comprehensive watershed  
34.19 management plans.

34.20 (l) The appropriations for grants and payments  
34.21 in this section are available until June 30,  
34.22 2025, except that returned grants and payments  
34.23 are available for two years after they are  
34.24 returned or regranted, whichever is later.  
34.25 Funds must be regranted consistent with the  
34.26 purposes of this section. If an appropriation  
34.27 for grants in either year is insufficient, the  
34.28 appropriation in the other year is available for  
34.29 it.

34.30 (m) Notwithstanding Minnesota Statutes,  
34.31 section 16B.97, grants awarded from  
34.32 appropriations in this section are exempt from  
34.33 the Department of Administration, Office of  
34.34 Grants Management Policy 08-08 Grant  
34.35 Payments and 08-10 Grant Monitoring.





37.1 (c) \$100,000 each year is for a grant to the  
 37.2 Northern Lights International Music Festival.

37.3 (d) \$880,000 the first year is for a recovery  
 37.4 grant program for tourism, meetings and  
 37.5 conventions, and events assistance and  
 37.6 promotions. This is a onetime appropriation.

37.7 **Sec. 10. FISCAL YEAR 2021 GENERAL FUND CANCELLATIONS.**

37.8 \$2,008,000 of the fiscal year 2021 general fund appropriations for the Department of  
 37.9 Natural Resources under Laws 2019, First Special Session chapter 4, article 1, section 3, is  
 37.10 canceled. Of this amount:

37.11 (1) \$42,000 is canceled from subdivision 2, Land and Mineral Resources Management;

37.12 (2) \$427,000 is canceled from subdivision 3, Ecological and Water Resources;

37.13 (3) \$751,000 is canceled from subdivision 4, Forest Management;

37.14 (4) \$614,000 is canceled from subdivision 5, Parks and Trails Management;

37.15 (5) \$6,000 is canceled from subdivision 6, Fish and Wildlife Management; and

37.16 (6) \$168,000 is canceled from subdivision 7, Enforcement.

37.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.

## 37.18 **ARTICLE 2**

### 37.19 **ENVIRONMENT AND NATURAL RESOURCES POLICY**

37.20 Section 1. **[11A.236] ACCOUNT TO INVEST FINANCIAL ASSURANCE MONEY**  
 37.21 **FROM PERMITS TO MINE.**

37.22 Subdivision 1. **Establishment; appropriation.** (a) The State Board of Investment, when  
 37.23 requested by the commissioner of natural resources, may invest money collected by the  
 37.24 commissioner as part of financial assurance provided under a permit to mine issued under  
 37.25 chapter 93. The State Board of Investment may establish one or more accounts into which  
 37.26 money may be deposited for the purposes of this section, subject to the policies and  
 37.27 procedures of the State Board of Investment. Use of any money in the account is restricted  
 37.28 to the financial assurance purposes identified in sections 93.46 to 93.51 and rules adopted  
 37.29 thereunder and as authorized under any trust fund agreements or other conditions established  
 37.30 under a permit to mine.

38.1 (b) Money in an account established under paragraph (a) is appropriated to the  
 38.2 commissioner for the purposes for which the account is established under this section.

38.3 Subd. 2. **Account maintenance and investment.** The commissioner of natural resources  
 38.4 may deposit money in the appropriate account and may withdraw money from the appropriate  
 38.5 account for the financial assurance purposes identified in sections 93.46 to 93.51 and rules  
 38.6 adopted thereunder and as authorized under any trust fund agreements or other conditions  
 38.7 established under the permit to mine for which the financial assurance is provided, subject  
 38.8 to the policies and procedures of the State Board of Investment. Investment strategies related  
 38.9 to an account established under this section must be determined jointly by the commissioner  
 38.10 of natural resources and the executive director of the State Board of Investment. The  
 38.11 authorized investments for an account are the investments authorized under section 11A.24  
 38.12 that are made available for investment by the State Board of Investment. Investment  
 38.13 transactions must be at a time and in a manner determined by the executive director of the  
 38.14 State Board of Investment. Decisions to withdraw money from the account must be  
 38.15 determined by the commissioner of natural resources, subject to the policies and procedures  
 38.16 of the State Board of Investment. Investment earnings must be credited to the appropriate  
 38.17 account for financial assurance under the identified permit to mine. An account may be  
 38.18 terminated by the commissioner of natural resources at any time, so long as the termination  
 38.19 is in accordance with applicable statutes, rules, trust fund agreements, or other conditions  
 38.20 established under the permit to mine, subject to the policies and procedures of the State  
 38.21 Board of Investment.

38.22 Sec. 2. Minnesota Statutes 2020, section 17.4982, subdivision 6, is amended to read:

38.23 Subd. 6. **Certifiable diseases.** "Certifiable diseases" includes any of the following  
 38.24 expressed as clinical symptoms or based on the presence of the pathogen: channel catfish  
 38.25 virus, *Renibacterium salmoninarum* (bacterial kidney disease), *Aeromonas salmonicida*  
 38.26 (bacterial furunculosis), *Yersinia ruckeri* (enteric redmouth disease), *Edwardsiella ictaluri*  
 38.27 (enteric septicemia of catfish), infectious hematopoietic necrosis virus, infectious pancreatic  
 38.28 necrosis virus, *Myxobolus cerebralis* (whirling disease), *Tetracapsuloides bryosalmonae*  
 38.29 (proliferative kidney disease), viral hemorrhagic septicemia virus, epizootic epitheliotropic  
 38.30 virus, *Ceratomyxa shasta* (ceratomyxosis), and any emergency fish disease.

38.31 Sec. 3. Minnesota Statutes 2020, section 17.4982, subdivision 8, is amended to read:

38.32 Subd. 8. **Containment facility.** "Containment facility" means a licensed facility for  
 38.33 salmonids, catfish, or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list~~

39.1 ~~published by the United States Department of Agriculture, Animal and Plant Health~~  
39.2 ~~Inspection Services, VHS-susceptible-species list that complies with clauses (1), (3), and~~  
39.3 ~~(4), or clauses (2), (3), and (4):~~

39.4 (1) disinfects its effluent to the standards in section 17.4991 before the effluent is  
39.5 discharged to public waters;

39.6 (2) does not discharge to public waters or to waters of the state directly connected to  
39.7 public waters;

39.8 (3) raises aquatic life that is prohibited from being released into the wild and must be  
39.9 kept in a facility approved by the commissioner unless processed for food consumption;

39.10 (4) contains aquatic life requiring a fish health inspection prior to transportation.

39.11 Sec. 4. Minnesota Statutes 2020, section 17.4982, subdivision 9, is amended to read:

39.12 Subd. 9. **Emergency fish disease.** "Emergency fish disease" means designated fish  
39.13 diseases or pathogens not already present in this state that could impact populations of  
39.14 aquatic life if inadvertently released by infected aquatic life, including channel catfish virus,  
39.15 viral hemorrhagic septicemia virus, infectious hematopoietic necrosis virus, infectious  
39.16 pancreatic necrosis virus, whirling disease, ceratomyxosis, proliferative kidney disease, and  
39.17 epizootic epitheliotropic virus disease.

39.18 Sec. 5. Minnesota Statutes 2020, section 17.4982, subdivision 12, is amended to read:

39.19 Subd. 12. **Fish health inspection.** (a) "Fish health inspection" means an on-site,  
39.20 statistically based sampling, collection, and testing of fish in accordance with processes in  
39.21 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases, published  
39.22 by the International Office of Epizootics (OIE) to test for causative pathogens. The samples  
39.23 for inspection must be collected by a fish health inspector or a fish collector in cooperation  
39.24 with the producer. Testing of samples must be done by an approved laboratory.

39.25 (b) The inspection for viral hemorrhagic septicemia (VHS), infectious pancreatic necrosis  
39.26 (IPN), and infectious hematopoietic necrosis (IHN) in salmonids and for VHS in  
39.27 nonsalmonids must include at a minimum viral testing of ovarian fluids at the 95 percent  
39.28 confidence level of detecting two percent incidence of disease.

39.29 (c) The inspection for certifiable diseases and pathogens for wild fish must follow the  
39.30 guidelines of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal  
39.31 Diseases.

40.1 Sec. 6. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to  
40.2 read:

40.3 Subd. 21a. VHS-susceptible species. "VHS-susceptible species" are aquatic species  
40.4 that are natural hosts for viral hemorrhagic septicemia according to the Fish Health Blue  
40.5 Book or the book's successor.

40.6 Sec. 7. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to  
40.7 read:

40.8 Subd. 21b. VHS-susceptible-species list. "VHS-susceptible-species list" is the  
40.9 VHS-susceptible species listed in the Fish Health Blue Book that are found in or that can  
40.10 survive in the Great Lakes region.

40.11 Sec. 8. Minnesota Statutes 2020, section 17.4985, subdivision 2, is amended to read:

40.12 Subd. 2. **Bill of lading.** (a) A state-issued bill of lading is required for:

40.13 (1) intrastate transportation of aquatic life other than salmonids, catfish, or species on  
40.14 ~~the official list of viral hemorrhagic septicemia susceptible species published by the United~~  
40.15 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
40.16 VHS-susceptible-species list between licensed private fish hatcheries, aquatic farms, or  
40.17 aquarium facilities licensed for the species being transported if the aquatic life is being  
40.18 transported into a watershed where it is not currently present, if walleyes whose original  
40.19 source is south of marked State Highway 210 are being transported to a facility north of  
40.20 marked State Highway 210, or if the original source of the aquatic life is outside Minnesota  
40.21 and contiguous states; and

40.22 (2) stocking of waters other than public waters with aquatic life other than salmonids,  
40.23 catfish, or species on ~~the official list of viral hemorrhagic septicemia susceptible species~~  
40.24 ~~published by the United States Department of Agriculture, Animal and Plant Health~~  
40.25 ~~Inspection Services~~ VHS-susceptible-species list.

40.26 (b) When aquatic life is transported under paragraph (a), a copy of the bill of lading  
40.27 must be submitted to the regional fisheries manager at least 72 hours before the transportation.

40.28 (c) For transportation and stocking of waters that are not public waters:

40.29 (1) a bill of lading must be submitted to the regional fisheries manager 72 hours before  
40.30 transporting fish for stocking;

41.1 (2) a bill of lading must be submitted to the regional fisheries manager within five days  
 41.2 after stocking if the waters to be stocked are confirmed by telecopy or telephone prior to  
 41.3 stocking by the regional fisheries office not to be public waters; or

41.4 (3) a completed bill of lading may be submitted to the regional fisheries office by telecopy  
 41.5 prior to transporting fish for stocking. Confirmation that the waters to be stocked are not  
 41.6 public waters may be made by returning the bill of lading by telecopy or in writing, in which  
 41.7 cases additional copies need not be submitted to the Department of Natural Resources.

41.8 (d) Bill of lading forms may only be issued by the Department of Natural Resources in  
 41.9 St. Paul, and new bill of lading forms may not be issued until all previously issued forms  
 41.10 have been returned.

41.11 Sec. 9. Minnesota Statutes 2020, section 17.4985, subdivision 3, is amended to read:

41.12 Subd. 3. **Exemptions for transportation permits and bills of lading.** (a) A state-issued  
 41.13 bill of lading or transportation permit is not required by an aquatic farm licensee for  
 41.14 ~~importation of importing~~ animals not on the ~~official list of viral hemorrhagic septicemia~~  
 41.15 ~~susceptible species published by the United States Department of Agriculture, Animal and~~  
 41.16 ~~Plant Health Inspection Services; transportation of VHS-susceptible-species list, transporting~~  
 41.17 ~~animals not on the official list of viral hemorrhagic septicemia susceptible species published~~  
 41.18 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services;~~  
 41.19 ~~or export for VHS-susceptible-species list, or exporting the following:~~

41.20 (1) minnows taken under an aquatic farm license in this state and transported intrastate;

41.21 (2) aquarium or ornamental fish including goldfish and tropical, subtropical, and saltwater  
 41.22 species that cannot survive in the waters of the state, which may be imported or transported  
 41.23 if accompanied by shipping documents;

41.24 (3) fish or fish eggs that have been processed for use as food, bait, or other purposes  
 41.25 unrelated to fish propagation;

41.26 (4) live fish from a licensed aquatic farm, which may be transported directly to an outlet  
 41.27 for processing or for other food purposes if accompanied by shipping documents;

41.28 (5) fish being exported if accompanied by shipping documents;

41.29 (6) sucker eggs, sucker fry, or fathead minnows transported intrastate for bait propagation  
 41.30 or feeding of cultural aquatic life, except that if either species becomes listed on the ~~official~~  
 41.31 ~~list of viral hemorrhagic septicemia susceptible species published by the United States~~

42.1 ~~Department of Agriculture, Animal and Plant Health Inspection Services~~

42.2 VHS-susceptible-species list, then a transportation permit is required;

42.3 (7) species of fish that are found within the state used in connection with public shows,  
42.4 exhibits, demonstrations, or fishing pools for periods not exceeding 14 days;

42.5 (8) fish being transported through the state if accompanied by shipping documents; or

42.6 (9) intrastate transportation of aquatic life between or within licensed private fish  
42.7 hatcheries, aquatic farms, or aquarium facilities licensed for the species being transported,  
42.8 except where required in subdivision 2 and except that salmonids, catfish, or species on the  
42.9 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~  
42.10 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
42.11 VHS-susceptible-species list may only be transferred or transported intrastate without a  
42.12 transportation permit if they had no record of bacterial kidney disease or viral hemorrhagic  
42.13 septicemia at the time they were imported into the state and if they have had a fish health  
42.14 inspection within the preceding year that has shown no certifiable diseases to be present.

42.15 Aquatic life being transferred between licensed private fish hatcheries, aquatic farms,  
42.16 or aquarium facilities must be accompanied by shipping documents and salmonids, catfish,  
42.17 or species on the ~~official list of viral hemorrhagic septicemia susceptible species published~~  
42.18 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
42.19 VHS-susceptible-species list being transferred or transported intrastate without a  
42.20 transportation permit must be accompanied by a copy of their most recent fish health  
42.21 inspection.

42.22 (b) Shipping documents required under paragraph (a) must show the place of origin,  
42.23 owner or consignee, destination, number, and species.

42.24 Sec. 10. Minnesota Statutes 2020, section 17.4985, subdivision 5, is amended to read:

42.25 Subd. 5. **Permit application.** An application for a transportation permit must be made  
42.26 on forms provided by the commissioner. An incomplete application must be rejected. An  
42.27 application for a transportation permit for salmonids, catfish, or species on the ~~official list~~  
42.28 ~~of viral hemorrhagic septicemia susceptible species published by the United States~~  
42.29 ~~Department of Agriculture, Animal and Plant Health Inspection Services,~~  
42.30 VHS-susceptible-species list; their eggs; or their sperm must be accompanied by certification  
42.31 that the source of the eggs or sperm are free of certifiable diseases, except that eggs with  
42.32 enteric redmouth, whirling disease, or furunculosis may be imported, transported, or stocked  
42.33 following treatment approved by the commissioner, and fish with bacterial kidney disease

43.1 or viral hemorrhagic septicemia may be imported, transported, or stocked into areas where  
 43.2 the disease has been identified as being present. A copy of the transportation permit showing  
 43.3 the date of certification inspection must accompany the shipment of fish while in transit  
 43.4 and must be available for inspection by the commissioner. By 14 days after a completed  
 43.5 application is received, the commissioner must approve or deny the importation permits as  
 43.6 provided in this section.

43.7 Sec. 11. Minnesota Statutes 2020, section 17.4986, subdivision 2, is amended to read:

43.8 Subd. 2. **Licensed facilities.** (a) The commissioner shall issue transportation permits to  
 43.9 import:

43.10 (1) indigenous and naturalized species except trout, salmon, catfish, or species on the  
 43.11 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~  
 43.12 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
 43.13 VHS-susceptible-species list and sperm from any source to a standard facility;

43.14 (2) trout, salmon, catfish, or species on the ~~official list of viral hemorrhagic septicemia~~  
 43.15 ~~susceptible species published by the United States Department of Agriculture, Animal and~~  
 43.16 ~~Plant Health Inspection Services,~~ VHS-susceptible-species list from a nonemergency enzootic  
 43.17 disease area to a containment facility if the fish are certified within the previous year to be  
 43.18 free of certifiable diseases, except that eggs with enteric redmouth, whirling disease, or  
 43.19 furunculosis may be imported following treatment approved by the commissioner, and fish  
 43.20 with bacterial kidney disease or viral hemorrhagic septicemia may be imported into areas  
 43.21 where the disease has been identified as being present; and

43.22 (3) trout, salmon, catfish, or species on the ~~official list of viral hemorrhagic septicemia~~  
 43.23 ~~susceptible species published by the United States Department of Agriculture, Animal and~~  
 43.24 ~~Plant Health Inspection Services,~~ VHS-susceptible-species list from a facility in a  
 43.25 nonemergency enzootic disease area with a disease-free history of three years or more to a  
 43.26 standard facility, except that eggs with enteric redmouth, whirling disease, or furunculosis  
 43.27 may be imported following treatment approved by the commissioner, and fish with bacterial  
 43.28 kidney disease or viral hemorrhagic septicemia may be imported into areas where the disease  
 43.29 has been identified as being present.

43.30 (b) If a source facility in a nonemergency enzootic disease area cannot demonstrate a  
 43.31 history free from disease, aquatic life may only be imported into a quarantine facility.

44.1 Sec. 12. Minnesota Statutes 2020, section 17.4986, subdivision 4, is amended to read:

44.2 Subd. 4. **Disease-free history.** Disease-free histories required under this section must  
44.3 include the results of a fish health inspection. When disease-free histories of more than one  
44.4 year are required for importing salmonids, catfish, or species on the ~~official list of viral~~  
44.5 ~~hemorrhagic septicemia susceptible species published by the United States Department of~~  
44.6 ~~Agriculture, Animal and Plant Health Inspection Services~~ VHS-susceptible-species list, the  
44.7 disease history must be of consecutive years that include the year previous to, or the year  
44.8 of, the transportation request.

44.9 Sec. 13. Minnesota Statutes 2020, section 17.4991, subdivision 3, is amended to read:

44.10 Subd. 3. **Fish health inspection.** (a) An aquatic farm propagating salmonids, catfish,  
44.11 or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list published by the~~  
44.12 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
44.13 VHS-susceptible-species list and having an effluent discharge from the aquatic farm into  
44.14 public waters must have a fish health inspection conducted at least once every 12 months  
44.15 by a certified fish health inspector. Testing must be conducted according to laboratory  
44.16 methods of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal  
44.17 Diseases, published by the International Office of Epizootics (OIE).

44.18 (b) An aquatic farm propagating any species on the VHS susceptible list and having an  
44.19 effluent discharge from the aquatic farm into public waters must test for VHS virus using  
44.20 the guidelines of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal  
44.21 Diseases. The commissioner may, by written order published in the State Register, prescribe  
44.22 alternative testing time periods and methods from those prescribed in the Fish Health Blue  
44.23 Book or the OIE Diagnostic Manual if the commissioner determines that biosecurity measures  
44.24 will not be compromised. These alternatives are not subject to the rulemaking provisions  
44.25 of chapter 14 and section 14.386 does not apply. The commissioner must provide reasonable  
44.26 notice to affected parties of any changes in testing requirements.

44.27 (c) Results of fish health inspections must be provided to the commissioner for all fish  
44.28 that remain in the state. All data used to prepare and issue a fish health certificate must be  
44.29 maintained for three years by the issuing fish health inspector, approved laboratory, or  
44.30 accredited veterinarian.

44.31 (d) A health inspection fee must be charged based on each lot of fish sampled. The fee  
44.32 by check or money order payable to the Department of Natural Resources must be prepaid  
44.33 or paid at the time a bill or notice is received from the commissioner that the inspection and  
44.34 processing of samples is completed.

45.1 (e) Upon receipt of payment and completion of inspection, the commissioner shall notify  
45.2 the operator and issue a fish health certificate. The certification must be made according to  
45.3 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases by a  
45.4 person certified as a fish health inspector.

45.5 (f) All aquatic life in transit or held at transfer stations within the state may be inspected  
45.6 by the commissioner. This inspection may include the collection of stock for purposes of  
45.7 pathological analysis. Sample size necessary for analysis will follow guidelines listed in  
45.8 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases.

45.9 (g) Salmonids, catfish, or species on the VHS susceptible list must have a fish health  
45.10 inspection before being transported from a containment facility, unless the fish are being  
45.11 transported directly to an outlet for processing or other food purposes or unless the  
45.12 commissioner determines that an inspection is not needed. A fish health inspection conducted  
45.13 for this purpose need only be done on the lot or lots of fish that will be transported. The  
45.14 commissioner must conduct a fish health inspection requested for this purpose within five  
45.15 working days of receiving written notice. Salmonids and catfish may be immediately  
45.16 transported from a containment facility to another containment facility once a sample has  
45.17 been obtained for a health inspection or once the five-day notice period has expired.

45.18 Sec. 14. Minnesota Statutes 2020, section 17.4992, subdivision 2, is amended to read:

45.19 Subd. 2. **Restriction on the sale of fish.** (a) Except as provided in paragraph (b), species  
45.20 on the ~~official list of viral hemorrhagic septicemia susceptible species published by the~~  
45.21 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
45.22 VHS-susceptible-species list must be free of viral hemorrhagic septicemia and species of  
45.23 the family salmonidae or ictaluridae, except bullheads, must be free of certifiable diseases  
45.24 if sold for stocking or transfer to another aquatic farm.

45.25 (b) The following exceptions apply to paragraph (a):

45.26 (1) eggs with enteric redmouth, whirling disease, or furunculosis may be transferred  
45.27 between licensed facilities or stocked following treatment approved by the commissioner;

45.28 (2) fish with bacterial kidney disease or viral hemorrhagic septicemia may be transferred  
45.29 between licensed facilities or stocked in areas where the disease has been identified as being  
45.30 present; and

45.31 (3) the commissioner may allow transfer between licensed facilities or stocking of fish  
45.32 with enteric redmouth or furunculosis when the commissioner determines that doing so  
45.33 would pose no threat to the state's aquatic resources.

46.1 Sec. 15. Minnesota Statutes 2020, section 17.4993, subdivision 1, is amended to read:

46.2 Subdivision 1. **Taking from public waters.** (a) Under an aquatic farm license, a licensee  
46.3 may take only minnow sperm, minnow eggs, and live minnows for aquatic farm purposes  
46.4 from ~~public waters that have~~ a water body if:

46.5 (1) the water body has been tested for viral hemorrhagic septicemia ~~when~~ and the testing  
46.6 indicates the disease is not present; or

46.7 (2) the water body is located within a viral-hemorrhagic-septicemia-free zone posted on  
46.8 the Department of Natural Resources website.

46.9 (b) A licensee may take sucker eggs and sperm only in approved waters with a sucker  
46.10 egg license endorsement as provided by section 17.4994.

46.11 Sec. 16. Minnesota Statutes 2020, section 84.027, subdivision 13a, is amended to read:

46.12 Subd. 13a. ~~Game and fish~~ Natural resources expedited permanent rules. (a) In  
46.13 addition to the authority granted in subdivision 13, the commissioner of natural resources  
46.14 may adopt rules under section 14.389 that are authorized under:

46.15 (1) chapters 97A, 97B, and 97C to describe zone or permit area boundaries, to designate  
46.16 fish spawning beds or fish preserves, to select hunters or anglers for areas, to provide for  
46.17 registration of game or fish, to prevent or control wildlife disease, or to correct errors or  
46.18 omissions in rules that do not have a substantive effect on the intent or application of the  
46.19 original rule; ~~or~~

46.20 (2) section 84D.12 to designate prohibited invasive species, regulated invasive species,  
46.21 and unregulated nonnative species; or

46.22 (3) section 116G.15 to change the placement and boundaries of land use districts  
46.23 established in the Mississippi River Corridor Critical Area.

46.24 (b) The commissioner of natural resources may adopt rules under section 14.389 that  
46.25 are authorized under chapters 97A, 97B, and 97C, for purposes in addition to those listed  
46.26 in paragraph (a), clause (1), subject to the notice and public hearing provisions of section  
46.27 14.389, subdivision 5.

46.28 Sec. 17. Minnesota Statutes 2020, section 84.027, is amended by adding a subdivision to  
46.29 read:

46.30 Subd. 14c. **Unadopted rules.** The commissioner of natural resources must not enforce  
46.31 or attempt to enforce an unadopted rule. For purposes of this subdivision, "unadopted rule"

47.1 means a guideline, bulletin, criterion, manual standard, interpretive statement, policy plan,  
47.2 or similar pronouncement if the guideline, bulletin, criterion, manual standard, interpretive  
47.3 statement, policy plan, or similar pronouncement has not been adopted according to the  
47.4 rulemaking process provided under chapter 14. If an unadopted rule is challenged under  
47.5 section 14.381, the commissioner must cease enforcement of the unadopted rule and  
47.6 overcome a presumption that the unadopted rule must be adopted according to the rulemaking  
47.7 process provided under chapter 14.

47.8 Sec. 18. Minnesota Statutes 2020, section 84.027, subdivision 18, is amended to read:

47.9 Subd. 18. **Permanent school fund authority; reporting.** (a) The commissioner of  
47.10 natural resources has the authority and responsibility to administer school trust lands under  
47.11 sections 92.122 and 127A.31. The commissioner shall ~~biannually~~ biennially report to the  
47.12 Legislative Permanent School Fund Commission and the legislature on the management of  
47.13 the school trust lands that shows how the commissioner has and will continue to achieve  
47.14 the following goals:

47.15 (1) manage the school trust lands efficiently and in a manner that reflects the undivided  
47.16 loyalty to the beneficiaries consistent with the commissioner's fiduciary duties;

47.17 (2) reduce the management expenditures of school trust lands and maximize the revenues  
47.18 deposited in the permanent school trust fund;

47.19 (3) manage the sale, exchange, and commercial leasing of school trust lands, requiring  
47.20 returns of not less than fair market value, to maximize the revenues deposited in the  
47.21 permanent school trust fund and retain the value from the long-term appreciation of the  
47.22 school trust lands;

47.23 (4) manage the school trust lands to maximize the long-term economic return for the  
47.24 permanent school trust fund while maintaining sound natural resource conservation and  
47.25 management principles;

47.26 (5) optimize school trust land revenues and maximize the value of the trust consistent  
47.27 with balancing short-term and long-term interests, so that long-term benefits are not lost in  
47.28 an effort to maximize short-term gains; and

47.29 (6) maintain the integrity of the trust and prevent the misapplication of its lands and its  
47.30 revenues.

47.31 (b) When the commissioner finds an irresolvable conflict between maximizing the  
47.32 long-term economic return and protecting natural resources and recreational values on  
47.33 school trust lands, the commissioner shall give precedence to the long-term economic return

48.1 in managing school trust lands. By July 1, 2018, the permanent school fund must be  
 48.2 compensated for all school trust lands included under a designation or policy provision that  
 48.3 prohibits long-term economic return. The commissioner shall submit recommendations to  
 48.4 the appropriate legislative committees and divisions on methods of funding for the  
 48.5 compensation required under this paragraph, including recommendations for appropriations  
 48.6 from the general fund, nongeneral funds, and the state bond fund. Any uncompensated  
 48.7 designation or policy provision restrictions on the long-term economic return on school  
 48.8 trust lands remaining after July 1, 2018, must be compiled and submitted to the Legislative  
 48.9 Permanent School Fund Commission for review.

48.10 (c) By December 31, 2013, the report required under paragraph (a) must provide an  
 48.11 inventory and identification of all school trust lands that are included under a designation  
 48.12 or policy provision that prohibits long-term economic return. The report must include a plan  
 48.13 to compensate the permanent school fund through the purchase or exchange of the lands or  
 48.14 a plan to manage the school trust land to generate long-term economic return to the permanent  
 48.15 school fund. Subsequent reports under paragraph (a) must include a status report of the  
 48.16 commissioner's progress in maximizing the long-term economic return on lands identified  
 48.17 in the 2013 report.

48.18 (d) When management practices, policies, or designations by the commissioner diminish  
 48.19 or prohibit the long-term economic return on school trust land, the conflict must be resolved  
 48.20 as provided in section 92.122.

48.21 Sec. 19. **[84.1511] WILD RICE STEWARDSHIP COUNCIL.**

48.22 Subdivision 1. **Council created.** (a) The Wild Rice Stewardship Council is established  
 48.23 to foster leadership, collaboration, coordination, and communication among state and Tribal  
 48.24 government bodies and wild rice stakeholders. Members of the council must represent a  
 48.25 wide range of interests and perspectives and be able to make interdisciplinary  
 48.26 recommendations on managing, monitoring, providing outreach for, researching, and  
 48.27 regulating wild rice.

48.28 (b) The governor must appoint council members who represent a wide range of interests  
 48.29 and perspectives and include representatives of state government; Tribal government; wild  
 48.30 rice resource users; national pollutant discharge elimination system permittees;  
 48.31 nongovernmental organizations; research scientists and wild rice managers with expertise  
 48.32 in wild rice biology, ecology, and management; and impacted local governments and  
 48.33 communities.

49.1 (c) The council must review and consider the recommendations of the governor's task  
49.2 force on wild rice regarding the council's work, including the recommendation to use a  
49.3 committee structure that includes council members and nonmembers with relevant subject  
49.4 matter expertise for technical work related to management plans, monitoring, and research.

49.5 Subd. 2. Council responsibilities. (a) The council must provide the governor, chief  
49.6 executives of Minnesota's 11 Indian Tribes, and the legislature a biennial report on the health  
49.7 of wild rice and policy and funding recommendations to ensure that wild rice thrives in  
49.8 Minnesota.

49.9 (b) The council must recommend to the commissioners of natural resources and the  
49.10 Pollution Control Agency a shared monitoring protocol that includes biological, chemical,  
49.11 and hydrological factors affecting wild rice to assess the health of wild rice populations  
49.12 over time. The protocol must draw on existing resources such as the monitoring protocol  
49.13 for wild rice developed by Minnesota Sea Grant, the lake survey and vegetation mapping  
49.14 methodologies of the Department of Natural Resources, and the monitoring methodologies  
49.15 of the 1854 Treaty Authority. The council must include recommendations on implementing  
49.16 the protocol and must regularly prepare a report on protocol implementation.

49.17 (c) The council must recommend to the commissioner of natural resources a  
49.18 comprehensive, statewide management plan for wild rice. The plan must include clear goals  
49.19 and indicators, activities, time frames, organizational responsibilities, and performance  
49.20 measures. Indicators of wild rice health must have the ability to be tracked over time to  
49.21 facilitate a better understanding of the impact of various stressors versus the natural variability  
49.22 of wild rice. The council must work with Tribes to develop an understanding of natural wild  
49.23 rice variability through traditional ecological knowledge and lake histories. Biological,  
49.24 chemical, and hydrological factors must be considered.

49.25 (d) The council must identify and recommend research priorities and required funding  
49.26 levels. Prioritization should be given to needs identified through the monitoring protocol  
49.27 and management plans recommended by the council. Topics of research may include:

49.28 (1) assessment of diverse factors impacting wild rice health and interaction among these  
49.29 factors;

49.30 (2) criteria and methodology for restoring wild rice within its historic range;

49.31 (3) seed development;

49.32 (4) impact of climate change;

49.33 (5) effective methods of controlling waterfowl predation; and

50.1 (6) roles of root plaques, hydrology, landscape context, and other related factors.

50.2 (e) The council must provide a forum for scientists and managers to convene and explore  
 50.3 research needs, approaches, and outcomes for building a shared understanding of the threats  
 50.4 to and opportunities for fostering wild rice health and to fill data gaps.

50.5 Subd. 3. **Outreach and education.** (a) The council must advise state agencies and the  
 50.6 legislature on statewide outreach and education on wild rice. Activities may include:

50.7 (1) developing a statewide education and promotion campaign to raise awareness about  
 50.8 the ecological, nutritional, and cultural value of wild rice;

50.9 (2) coordinating an annual Wild Rice Week in which Tribal chief executives and the  
 50.10 governor declare the first week of September Wild Rice Week; and

50.11 (3) recommending actions to raise awareness and increase enforcement of natural wild  
 50.12 rice labeling laws, including those that require specified labeling for natural wild rice.

50.13 (b) The council must develop and recommend to the commissioner of the Pollution  
 50.14 Control Agency a road map for protecting wild rice from harmful levels of pollutants and  
 50.15 other stressors through a holistic approach that addresses the water quality standard for  
 50.16 sulfate in conjunction with enhanced monitoring, management, and education efforts and  
 50.17 that leads to protecting wild rice and strategically using state and community resources.

50.18 (c) The council must develop and recommend to the commissioner of the Pollution  
 50.19 Control Agency a structured approach to listing wild rice waters and potential implementation  
 50.20 of a water quality standard for sulfate to maximize protection of wild rice while limiting  
 50.21 the scope and extent of burdens to Minnesota communities caused by the difficulty of  
 50.22 treating sulfate.

50.23 Sec. 20. Minnesota Statutes 2020, section 84.415, is amended by adding a subdivision to  
 50.24 read:

50.25 Subd. 8. **Reimbursing costs.** In addition to fees specified in this section or in rules  
 50.26 adopted by the commissioner, the applicant must reimburse the state for costs incurred for  
 50.27 cultural resources review, monitoring, or other services provided by the Minnesota Historical  
 50.28 Society under contract with the commissioner of natural resources or the State Historic  
 50.29 Preservation Office of the Department of Administration in connection with the license  
 50.30 application, preparing the license terms, or constructing the utility line.

51.1 Sec. 21. **[84.625] CONVEYANCE OF CONSERVATION EASEMENTS.**

51.2 Notwithstanding any law to the contrary, the commissioner of natural resources may,  
 51.3 on state-owned lands administered by the commissioner and on behalf of the state, convey  
 51.4 conservation easements as defined in section 84C.01, upon such terms and conditions,  
 51.5 including reversion in the event of nonuse, as the commissioner may determine. Any terms  
 51.6 and conditions obligating the state to incur costs related to monitoring or maintaining a  
 51.7 conservation easement must acknowledge the state is liable for the costs only to the extent  
 51.8 of an available appropriation according to section 16A.138.

51.9 Sec. 22. Minnesota Statutes 2020, section 84.63, is amended to read:

51.10 **84.63 CONVEYANCE OF INTERESTS IN LANDS TO STATE AND, FEDERAL,**  
 51.11 **AND TRIBAL GOVERNMENTS.**

51.12 (a) Notwithstanding any existing law to the contrary, the commissioner of natural  
 51.13 resources is hereby authorized on behalf of the state to convey to the United States, to a  
 51.14 federally recognized Indian Tribe, or to the state of Minnesota or any of its subdivisions,  
 51.15 upon state-owned lands under the administration of the commissioner of natural resources,  
 51.16 permanent or temporary easements for specified periods or otherwise for trails, highways,  
 51.17 roads including limitation of right of access from the lands to adjacent highways and roads,  
 51.18 flowage for development of fish and game resources, stream protection, flood control, and  
 51.19 necessary appurtenances thereto, such conveyances to be made upon such terms and  
 51.20 conditions including provision for reversion in the event of non-user as the commissioner  
 51.21 of natural resources may determine.

51.22 (b) In addition to the fee for the market value of the easement, the commissioner of  
 51.23 natural resources shall assess the applicant the following fees:

51.24 (1) an application fee of \$2,000 to cover reasonable costs for reviewing the application  
 51.25 and preparing the easement; and

51.26 (2) a monitoring fee to cover the projected reasonable costs for monitoring the  
 51.27 construction of the improvement for which the easement was conveyed and preparing special  
 51.28 terms and conditions for the easement. The commissioner must give the applicant an estimate  
 51.29 of the monitoring fee before the applicant submits the fee.

51.30 (c) The applicant shall pay these fees to the commissioner of natural resources. The  
 51.31 commissioner shall not issue the easement until the applicant has paid in full the application  
 51.32 fee, the monitoring fee, and the market value payment for the easement.

52.1 (d) Upon completion of construction of the improvement for which the easement was  
 52.2 conveyed, the commissioner shall refund the unobligated balance from the monitoring fee  
 52.3 revenue. The commissioner shall not return the application fee, even if the application is  
 52.4 withdrawn or denied.

52.5 (e) Money received under paragraph (b) must be deposited in the land management  
 52.6 account in the natural resources fund and is appropriated to the commissioner of natural  
 52.7 resources to cover the reasonable costs incurred for issuing and monitoring easements.

52.8 (f) A county or joint county regional railroad authority is exempt from all fees specified  
 52.9 under this section for trail easements on state-owned land.

52.10 (g) In addition to fees specified in this section, the applicant must reimburse the state  
 52.11 for costs incurred for cultural resources review, monitoring, or other services provided by  
 52.12 the Minnesota Historical Society under contract with the commissioner of natural resources  
 52.13 or the State Historic Preservation Office of the Department of Administration in connection  
 52.14 with the easement application, preparing the easement terms, or constructing the trail,  
 52.15 highway, road, or other improvements.

52.16 **EFFECTIVE DATE.** This section is effective the day following final enactment, except  
 52.17 that paragraph (g) is effective July 1, 2021.

52.18 Sec. 23. Minnesota Statutes 2020, section 84.631, is amended to read:

52.19 **84.631 ROAD EASEMENTS ACROSS STATE LANDS.**

52.20 (a) Except as provided in section 85.015, subdivision 1b, the commissioner of natural  
 52.21 resources, on behalf of the state, may convey a road easement across state land under the  
 52.22 commissioner's jurisdiction to a private person requesting an easement for access to property  
 52.23 owned by the person only if the following requirements are met: (1) there are no reasonable  
 52.24 alternatives to obtain access to the property; and (2) the exercise of the easement will not  
 52.25 cause significant adverse environmental or natural resource management impacts.

52.26 (b) The commissioner shall:

52.27 (1) require the applicant to pay the market value of the easement;

52.28 (2) limit the easement term to 50 years if the road easement is across school trust land;

52.29 (3) provide that the easement reverts to the state in the event of nonuse; and

52.30 (4) impose other terms and conditions of use as necessary and appropriate under the  
 52.31 circumstances.

53.1 (c) An applicant shall submit an application fee of \$2,000 with each application for a  
 53.2 road easement across state land. The application fee is nonrefundable, even if the application  
 53.3 is withdrawn or denied.

53.4 (d) In addition to the payment for the market value of the easement and the application  
 53.5 fee, the commissioner of natural resources shall assess the applicant a monitoring fee to  
 53.6 cover the projected reasonable costs for monitoring the construction of the road and preparing  
 53.7 special terms and conditions for the easement. The commissioner must give the applicant  
 53.8 an estimate of the monitoring fee before the applicant submits the fee. The applicant shall  
 53.9 pay the application and monitoring fees to the commissioner of natural resources. The  
 53.10 commissioner shall not issue the easement until the applicant has paid in full the application  
 53.11 fee, the monitoring fee, and the market value payment for the easement.

53.12 (e) Upon completion of construction of the road, the commissioner shall refund the  
 53.13 unobligated balance from the monitoring fee revenue.

53.14 (f) Fees collected under paragraphs (c) and (d) must be credited to the land management  
 53.15 account in the natural resources fund and are appropriated to the commissioner of natural  
 53.16 resources to cover the reasonable costs incurred under this section.

53.17 (g) In addition to fees specified in this section, the applicant must reimburse the state  
 53.18 for costs incurred for cultural resources review, monitoring, or other services provided by  
 53.19 the Minnesota Historical Society under contract with the commissioner of natural resources  
 53.20 or the State Historic Preservation Office of the Department of Administration in connection  
 53.21 with the easement application, preparing the easement terms, or constructing the road.

53.22 Sec. 24. Minnesota Statutes 2020, section 84.82, subdivision 1a, is amended to read:

53.23 Subd. 1a. **General requirements.** A person may not operate ~~or transport~~ a snowmobile  
 53.24 unless the snowmobile has been registered under this section. A person may not sell a  
 53.25 snowmobile without furnishing the buyer a bill of sale on a form prescribed by the  
 53.26 commissioner.

53.27 Sec. 25. Minnesota Statutes 2020, section 84.82, subdivision 7a, is amended to read:

53.28 Subd. 7a. **Collector snowmobiles; limited use.** The commissioner may issue a special  
 53.29 permit to a person or organization to operate ~~or transport~~ a collector snowmobile without  
 53.30 registration in parades or organized group outings, such as races, rallies, and other  
 53.31 promotional events and for up to ten days each year for personal transportation. The

54.1 commissioner may impose a reasonable restriction on a permittee and may revoke, amend,  
54.2 suspend, or modify a permit for cause.

54.3 Sec. 26. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

54.4 Subd. 8. **All-terrain vehicle or vehicle.** "All-terrain vehicle" or "vehicle" means a  
54.5 motorized vehicle with: (1) not less than three, but not more than six ~~low pressure or~~  
54.6 ~~non-pneumatic~~ tires; (2) a total dry weight of ~~2,000~~ 3,000 pounds or less; and (3) a total  
54.7 width from outside of tire rim to outside of tire rim that is 65 inches or less. All-terrain  
54.8 vehicle includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle. All-terrain vehicle  
54.9 does not include a golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed and  
54.10 used specifically for lawn maintenance, agriculture, logging, or mining purposes.

54.11 Sec. 27. Minnesota Statutes 2020, section 84.943, subdivision 3, is amended to read:

54.12 Subd. 3. **Appropriations matched by private funds or state bond fund**  
54.13 **appropriations.** (a) Appropriations transferred to the critical habitat private sector matching  
54.14 account and money credited to the account under section 168.1296, subdivision 5, may be  
54.15 expended only to the extent that they are matched ~~equally~~ with contributions from private  
54.16 sources ~~or~~; by funds contributed to the nongame wildlife management account; or by  
54.17 appropriations from the bond proceeds fund for projects that benefit critical natural habitat.  
54.18 The private contributions may be made in cash, property, land, or interests in land.  
54.19 Appropriations transferred to the account that are not matched within three years from the  
54.20 date of the appropriation shall cancel to the source of the appropriation. For the purposes  
54.21 of this section, the private contributions of property, land, or interests in land that are retained  
54.22 by the commissioner shall be valued in accordance with their appraised value.

54.23 (b) For every dollar used as a match under paragraph (a), the commissioner may expend  
54.24 up to two dollars from the account for the purposes described in subdivision 5.

54.25 Sec. 28. Minnesota Statutes 2020, section 84.943, subdivision 5, is amended to read:

54.26 Subd. 5. **Pledges and contributions.** (a) The commissioner of natural resources may  
54.27 accept contributions and pledges to the critical habitat private sector matching account. A  
54.28 pledge that is made contingent on an appropriation is acceptable and shall be reported with  
54.29 other pledges as required in this section. The commissioner may agree to match a contribution  
54.30 contingent on a future appropriation. In the budget request for each biennium, the  
54.31 commissioner shall report the balance of contributions in the account and the amount that  
54.32 has been pledged for payment in the succeeding two calendar years.

55.1 (b) Money in the account is appropriated to the commissioner of natural resources only  
 55.2 for the direct acquisition, restoration, or ~~improvement~~ enhancement of land or interests in  
 55.3 land as provided in section 84.944. ~~To the extent of available appropriations other than bond~~  
 55.4 ~~proceeds, the money matched to the nongame wildlife management account may be used~~  
 55.5 ~~for the management of nongame wildlife projects as specified in section 290.431.~~ Acquisition  
 55.6 includes:

55.7 (1) purchase of land or an interest in land by the commissioner; or

55.8 (2) acceptance by the commissioner of gifts of land or interests in land as program  
 55.9 projects.

55.10 (c) To the extent of available appropriations other than bond proceeds, the money matched  
 55.11 to the nongame wildlife management account may be used for:

55.12 (1) the management of nongame wildlife projects as specified in section 290.431;

55.13 (2) restoration and enhancement activities for critical natural habitat; or

55.14 (3) monitoring and evaluation activities for rare resources and native plant communities  
 55.15 that inform the management of critical natural habitat.

55.16 No more than 30 percent of the nongame wildlife management account appropriations each  
 55.17 fiscal year may be used to match money from the critical habitat private sector matching  
 55.18 account for monitoring and evaluation activities.

55.19 Sec. 29. Minnesota Statutes 2020, section 84.944, subdivision 1, is amended to read:

55.20 Subdivision 1. **Acquisition, restoration, and enhancement considerations.** (a) In  
 55.21 determining what critical natural habitat shall be acquired ~~or improved~~, restored, or enhanced,  
 55.22 the commissioner shall consider:

55.23 (1) the significance of the land or water as existing or potential habitat for fish and  
 55.24 wildlife and providing fish and wildlife oriented recreation;

55.25 (2) the significance of the land, water, or habitat improvement to maintain or enhance  
 55.26 native plant, fish, or wildlife species designated as endangered or threatened under section  
 55.27 84.0895;

55.28 (3) the presence of native ecological communities that are now uncommon or diminishing;  
 55.29 and

55.30 (4) the significance of the land, water or habitat improvement to protect or enhance  
 55.31 natural features within or contiguous to natural areas including fish spawning areas, wildlife

56.1 management areas, scientific and natural areas, riparian habitat and fish and wildlife  
56.2 management projects.

56.3 (b) Based on the above clauses, the commissioner by rule must establish a process to  
56.4 prioritize what critical habitat shall be acquired or improved.

56.5 Sec. 30. Minnesota Statutes 2020, section 84.946, subdivision 4, is amended to read:

56.6 Subd. 4. **Priorities; report.** The commissioner of natural resources must establish  
56.7 priorities for natural resource asset preservation and replacement projects. By ~~January 15~~  
56.8 March 1 each year, the commissioner must submit to the commissioner of management and  
56.9 budget a list of the projects that have been paid for with money from a natural resource  
56.10 asset preservation and replacement appropriation during the preceding calendar year.

56.11 Sec. 31. Minnesota Statutes 2020, section 84D.02, subdivision 3, is amended to read:

56.12 Subd. 3. **Management plan.** By December 31, 2021, and every ten years thereafter, the  
56.13 commissioner ~~shall~~ must prepare ~~and maintain~~ a long-term plan, which may include specific  
56.14 plans for individual species and actions, for the statewide management of invasive species  
56.15 of aquatic plants and wild animals. The plan must address:

56.16 (1) coordinated detection and prevention of accidental introductions;

56.17 (2) coordinated dissemination of information about invasive species of aquatic plants  
56.18 and wild animals among resource management agencies and organizations;

56.19 (3) a coordinated public education and awareness campaign;

56.20 (4) coordinated control of selected invasive species of aquatic plants and wild animals  
56.21 on lands and public waters;

56.22 (5) participation by lake associations, local citizen groups, and local units of government  
56.23 in the development and implementation of local management efforts;

56.24 (6) a reasonable and workable inspection requirement for watercraft and equipment  
56.25 including those participating in organized events on the waters of the state;

56.26 (7) the closing of points of access to infested waters, if the commissioner determines it  
56.27 is necessary, for a total of not more than seven days during the open water season for control  
56.28 or eradication purposes;

56.29 (8) maintaining public accesses on infested waters to be reasonably free of aquatic  
56.30 macrophytes; and

57.1 (9) notice to travelers of the penalties for violation of laws relating to invasive species  
57.2 of aquatic plants and wild animals.

57.3 Sec. 32. Minnesota Statutes 2020, section 84D.11, subdivision 1a, is amended to read:

57.4 Subd. 1a. **Permit for invasive carp.** The commissioner may issue a permit to  
57.5 departmental divisions for tagging bighead, black, grass, or silver carp for research or  
57.6 control. Under the permit, the carp may be released into the water body from which the carp  
57.7 was captured. ~~This subdivision expires December 31, 2021.~~

57.8 Sec. 33. Minnesota Statutes 2020, section 85.052, subdivision 1, is amended to read:

57.9 Subdivision 1. **Authority to establish.** (a) The commissioner may establish, by written  
57.10 order, provisions for the use of state parks for the following:

57.11 (1) special parking space for automobiles or other motor-driven vehicles in a state park  
57.12 or state recreation area;

57.13 (2) special parking spurs, campgrounds for automobiles, sites for tent camping, other  
57.14 types of lodging, camping, or day use facilities, and special auto trailer coach parking spaces,  
57.15 for the use of the individual charged for the space or facility;

57.16 ~~(3) improvement and maintenance of golf courses already established in state parks, and~~  
57.17 ~~charging reasonable use fees; and~~

57.18 ~~(4)~~ (3) providing water, sewer, and electric service to trailer or tent campsites and charging  
57.19 a reasonable use fee; and

57.20 (4) administrative penalties related to courtesy warnings and letters issued for failure to  
57.21 display a state park permit as required under section 85.053, subdivision 2.

57.22 (b) Provisions established under paragraph (a) are exempt from section 16A.1283 and  
57.23 the rulemaking provisions of chapter 14. Section 14.386 does not apply.

57.24 (c) For the purposes of this subdivision, "lodging" means an enclosed shelter, room, or  
57.25 building with furnishings for overnight use.

57.26 Sec. 34. Minnesota Statutes 2020, section 85.052, subdivision 2, is amended to read:

57.27 Subd. 2. **State park ~~pageants~~ special events.** (a) The commissioner may stage state  
57.28 park ~~pageants~~ special events in a state park, municipal park, or on other land near or adjoining  
57.29 a state park and charge an entrance or use fee for the ~~pageant~~ special event. All receipts

58.1 from the ~~pageants~~ special events must be used in the same manner as though the ~~pageants~~  
58.2 special events were conducted in a state park.

58.3 (b) The commissioner may establish, by written order, state park ~~pageant~~ special event  
58.4 areas to hold historical or other ~~pageants~~ special events conducted by the commissioner of  
58.5 a state agency or other public agency. Establishment of the areas is exempt from the  
58.6 rulemaking provisions of chapter 14, and section 14.386 does not apply.

58.7 Sec. 35. Minnesota Statutes 2020, section 85.052, subdivision 6, is amended to read:

58.8 Subd. 6. **State park reservation system.** (a) The commissioner may, by written order,  
58.9 develop reasonable reservation policies for campsites and other lodging. These policies are  
58.10 exempt from rulemaking provisions under chapter 14 and section 14.386 does not apply.

58.11 (b) The revenue collected from the state park reservation fee established under subdivision  
58.12 5, including interest earned, shall be deposited in the state park account in the natural  
58.13 resources fund and is annually appropriated to the commissioner for the cost of operating  
58.14 the state park reservation and point-of-sale system.

58.15 Sec. 36. Minnesota Statutes 2020, section 85.053, subdivision 2, is amended to read:

58.16 Subd. 2. **Requirement.** Except as provided in section 85.054, a motor vehicle may not  
58.17 enter a state park, state recreation area, or state wayside over 50 acres in area, without a  
58.18 state park permit issued under this section or a state parks and trails plate issued under  
58.19 section 168.1295. Except for vehicles permitted under subdivisions 7, paragraph (a), clause  
58.20 (2), and 8, the state park permit must be affixed to the lower right corner windshield of the  
58.21 motor vehicle and must be completely affixed by its own adhesive to the windshield, or the  
58.22 commissioner may, by written order, provide an alternative means to display and validate  
58.23 state park permits. A motor vehicle owner or lessee is responsible for ensuring the owner's  
58.24 or lessee's vehicle has a state park permit, and the commissioner may issue warnings and  
58.25 citations under section 84.0835 to the owner or lessee of a vehicle not in compliance.

58.26 Sec. 37. Minnesota Statutes 2020, section 85.053, is amended by adding a subdivision to  
58.27 read:

58.28 Subd. 5a. **Free permit; members of federally recognized tribes.** (a) The commissioner  
58.29 must issue an annual state park permit for no charge to any member of the 11 federally  
58.30 recognized tribes in Minnesota. To qualify for a free state park permit under this subdivision,  
58.31 an individual must present a qualifying tribal identification, as determined by each of the  
58.32 tribal governments, to the park attendant on duty or other designee of the commissioner.

59.1 (b) For vehicles permitted under paragraph (a), the permit issued under this subdivision  
 59.2 is valid only when displayed on a vehicle owned and occupied by the person to whom the  
 59.3 permit is issued.

59.4 (c) The commissioner may issue a daily state park permit free of charge to an individual  
 59.5 who qualifies under paragraph (a) and does not own or operate a motor vehicle.

59.6 **EFFECTIVE DATE.** This section is effective January 1, 2022.

59.7 Sec. 38. Minnesota Statutes 2020, section 85.054, subdivision 1, is amended to read:

59.8 Subdivision 1. **State Park Open House Days.** (a) A state park permit is not required  
 59.9 for a motor vehicle to enter a state park, state monument, state recreation area, or state  
 59.10 wayside, on four days each calendar year at each park, which the commissioner shall  
 59.11 designate as State Park Open House Days. The commissioner may designate two consecutive  
 59.12 days as State Park Open House Days, if the open house is held in conjunction with a special  
 59.13 ~~pageant~~ event described in section 85.052, subdivision 2.

59.14 (b) The commissioner shall announce the date of each State Park Open House Day at  
 59.15 least 30 days in advance of the date it occurs.

59.16 (c) The purpose of State Park Open House Days is to acquaint the public with state  
 59.17 parks, recreation areas, and waysides.

59.18 (d) On State Park Open House Days, registered overnight guests in state parks and state  
 59.19 recreation areas are exempt from the requirements for a state park permit under section  
 59.20 85.053 until after the camping or lodging check-out time of the following day in the park  
 59.21 where the overnight stay occurred.

59.22 Sec. 39. Minnesota Statutes 2020, section 85.43, is amended to read:

59.23 **85.43 DISPOSITION OF RECEIPTS; PURPOSE.**

59.24 ~~(a)~~ Fees from cross-country-ski passes shall be deposited in the state treasury and credited  
 59.25 to a cross-country-ski account in the natural resources fund and, except for the electronic  
 59.26 licensing system commission established by the commissioner under section 84.027,  
 59.27 subdivision 15, are appropriated to the commissioner of natural resources for ~~the following~~  
 59.28 ~~purposes:~~

59.29 (1) grants-in-aid for cross-country-ski trails to:

59.30 (i) counties and municipalities for construction and maintenance of cross-country-ski  
 59.31 trails; and

60.1 (ii) special park districts as provided in section 85.44 for construction and maintenance  
 60.2 of cross-country-ski trails; ~~and~~

60.3 (2) ~~administration of~~ administering the cross-country-ski trail grant-in-aid program;  
 60.4 and

60.5 (3) developing and maintaining state cross-country-ski trails.

60.6 ~~(b) Development and maintenance of state cross-country-ski trails are eligible for funding~~  
 60.7 ~~from the cross-country-ski account if the money is appropriated by law.~~

60.8 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2019.

60.9 Sec. 40. Minnesota Statutes 2020, section 89.021, is amended by adding a subdivision to  
 60.10 read:

60.11 Subd. 42a. **Riverlands State Forest.**

60.12 Sec. 41. Minnesota Statutes 2020, section 89.17, is amended to read:

60.13 **89.17 LEASES AND PERMITS.**

60.14 (a) Notwithstanding the permit procedures of chapter 90, the commissioner may grant  
 60.15 and execute, in the name of the state, leases and permits for the use of any forest lands under  
 60.16 the authority of the commissioner for any purpose that in the commissioner's opinion is not  
 60.17 inconsistent with the maintenance and management of the forest lands, on forestry principles  
 60.18 for timber production. Every such lease or permit is revocable at the discretion of the  
 60.19 commissioner at any time subject to such conditions as may be agreed on in the lease. The  
 60.20 approval of the commissioner of administration is not required upon any such lease or  
 60.21 permit. No such lease or permit for a period exceeding 21 years shall be granted except with  
 60.22 the approval of the Executive Council.

60.23 (b) Public access to the leased land for outdoor recreation is the same as access would  
 60.24 be under state management.

60.25 (c) Notwithstanding section 16A.125, subdivision 5, after deducting the reasonable costs  
 60.26 incurred for preparing and issuing the lease, all remaining proceeds from leasing school  
 60.27 trust land and university land for roads on forest lands must be deposited into the respective  
 60.28 permanent fund for the lands.

60.29 (d) The commissioner may require a performance bond, security deposit, or other form  
 60.30 of security for removing any improvements or personal property left on the leased premises  
 60.31 by the lessee upon termination or cancellation of the lease.

61.1 (e) In addition to other payments required by this section, the applicant must reimburse  
 61.2 the state for costs incurred for cultural resources review, monitoring, or other services  
 61.3 provided by the Minnesota Historical Society under contract with the commissioner of  
 61.4 natural resources or the State Historic Preservation Office of the Department of  
 61.5 Administration in connection with reviewing the lease request, preparing the lease terms,  
 61.6 or monitoring construction of improvements on the leased premises.

61.7 Sec. 42. Minnesota Statutes 2020, section 89A.11, is amended to read:

61.8 **89A.11 SUNSET.**

61.9 Sections 89A.01; 89A.02; 89A.03; 89A.04; 89A.05; 89A.06; 89A.07; 89A.08; 89A.09;  
 61.10 89A.10; 89A.105; and 89A.11 ~~are repealed~~ expire June 30, 2024 2028.

61.11 Sec. 43. Minnesota Statutes 2020, section 92.50, is amended by adding a subdivision to  
 61.12 read:

61.13 Subd. 4. **Reimbursing costs.** In addition to other payments required by this section, the  
 61.14 applicant must reimburse the state for costs incurred for cultural resources review, monitoring,  
 61.15 or other services provided by the Minnesota Historical Society under contract with the  
 61.16 commissioner of natural resources or the State Historic Preservation Office of the Department  
 61.17 of Administration in connection with reviewing the lease request, preparing the lease terms,  
 61.18 or constructing improvements on the leased premises.

61.19 Sec. 44. Minnesota Statutes 2020, section 92.502, is amended to read:

61.20 **92.502 LEASE OF TAX-FORFEITED AND STATE LANDS.**

61.21 (a) Notwithstanding section 282.04 or other law to the contrary, St. Louis County may  
 61.22 enter a 30-year lease of tax-forfeited land for a wind energy project.

61.23 (b) The commissioner of natural resources may enter a 30-year lease of land administered  
 61.24 by the commissioner for a wind energy project.

61.25 (c) The commissioner of natural resources may enter a 30-year lease of land administered  
 61.26 by the commissioner for recreational trails and facilities. The commissioner may assess the  
 61.27 lease applicant a monitoring fee to cover the projected reasonable costs of monitoring  
 61.28 construction of the recreational trail or facility and preparing special terms and conditions  
 61.29 of the license to ensure proper construction. The commissioner must give the applicant an  
 61.30 estimate of the monitoring fee before the applicant is required to submit the fee. Upon

62.1 completion of construction of the trail or facility, the commissioner must refund the  
62.2 unobligated balance from the monitoring fee revenue.

62.3 (d) Notwithstanding section 282.04 or other law to the contrary, Lake and St. Louis  
62.4 Counties may enter into 30-year leases of tax-forfeited land for recreational trails and  
62.5 facilities.

62.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.

62.7 Sec. 45. **[92.503] CONSERVATION PLANNING LEASES.**

62.8 The commissioner of natural resources may lease state-owned lands as defined in section  
62.9 92.01 for a term not to exceed 21 years for the purpose of investigating, analyzing, and  
62.10 developing conservation easements that provide ecosystem services benefits. Leases granted  
62.11 under this section are not subject to section 92.50, subdivision 1, paragraph (b), with respect  
62.12 to Executive Council approval for commercial leases or section 92.50, subdivision 1,  
62.13 paragraph (d).

62.14 Sec. 46. Minnesota Statutes 2020, section 94.3495, subdivision 3, is amended to read:

62.15 Subd. 3. **Valuation of land.** (a) In an exchange of class 1 land for class 2 or 3 land, the  
62.16 value of all the land shall be determined by the commissioner of natural resources, but the  
62.17 county board must approve the value determined for the class 2 land, and the governmental  
62.18 subdivision of the state must approve the value determined for the class 3 land. In an  
62.19 exchange of class 2 land for class 3 land, the value of all the land shall be determined by  
62.20 the county board of the county in which the land lies, but the governmental subdivision of  
62.21 the state must approve the value determined for the class 3 land.

62.22 (b) To determine the value of the land, the parties to the exchange may either (1) cause  
62.23 the land to be appraised, or (2) determine the value for each 40-acre tract or lot, or a portion  
62.24 thereof, using ~~the most current~~ township or county assessment schedules within the preceding  
62.25 two years for similar land types from the county assessor of the county in which the lands  
62.26 are located. Merchantable timber value should be considered in finalizing valuation of the  
62.27 lands.

62.28 (c) Except for school trust lands and university lands, the lands exchanged under this  
62.29 section shall be exchanged only for lands of at least substantially equal value. For the  
62.30 purposes of this subdivision, "substantially equal value" has the meaning given under section  
62.31 94.343, subdivision 3, paragraph (b). No payment is due either party if the lands, other than

63.1 school trust lands or university lands, are of substantially equal value but are not of the same  
63.2 value.

63.3 (d) School trust lands and university lands exchanged under this section must be  
63.4 exchanged only for lands of equal or greater value.

63.5 Sec. 47. Minnesota Statutes 2020, section 97A.015, subdivision 29, is amended to read:

63.6 Subd. 29. **Minnows.** "Minnows" means: (1) members of the minnow family, Cyprinidae,  
63.7 except carp and goldfish; (2) members of the mudminnow family, Umbridae; (3) members  
63.8 of the sucker family, Catostomidae, ~~not over 12 inches in length~~; (4) bullheads, ciscoes,  
63.9 lake whitefish, goldeyes, and mooneyes, not over seven inches long; (5) leeches; and (6)  
63.10 tadpole madtoms (willow cats) and stonecats.

63.11 Sec. 48. Minnesota Statutes 2020, section 97A.075, subdivision 1, is amended to read:

63.12 Subdivision 1. **Deer, bear, and lifetime licenses.** (a) For purposes of this subdivision,  
63.13 "deer license" means a license issued under section 97A.475, subdivisions 2, clauses (5),  
63.14 (6), (7), ~~(13) (15)~~, ~~(14) (16)~~, and ~~(15) (17)~~; 3, paragraph (a), clauses (2), (3), (4), ~~(10) (12)~~,  
63.15 ~~(11) (13)~~, and ~~(12) (14)~~; and 8, paragraph (b), and licenses issued under section 97B.301,  
63.16 subdivision 4.

63.17 (b) The deer management account is established as an account in the game and fish fund  
63.18 and may be used only for deer habitat improvement or deer management programs, including  
63.19 a computerized licensing system. The following amounts must be credited to the deer  
63.20 management account:

63.21 (1) \$16 from each annual deer license issued under section 97A.475, subdivisions 2,  
63.22 clauses (5), (6), and (7); 3, paragraph (a), clauses (2), (3), and (4); and 8, paragraph (b);

63.23 (2) \$2 from each annual deer license issued under sections 97A.475, subdivisions 2,  
63.24 clauses ~~(13) (15)~~, ~~(14) (16)~~, and ~~(15) (17)~~; and 3, paragraph (a), clauses ~~(10) (12)~~, ~~(11) (13)~~,  
63.25 and ~~(12) (14)~~; and 97B.301, subdivision 4; and

63.26 (3) \$16 annually from the lifetime fish and wildlife trust fund, established under section  
63.27 97A.4742, for each license issued to a person 18 years of age or older under section 97A.473,  
63.28 subdivision 4, and \$2 annually from the lifetime fish and wildlife trust fund for each license  
63.29 issued to a person under 18 years of age.

63.30 (c) \$1 from each annual deer license and each bear license and \$1 annually from the  
63.31 lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued  
63.32 under section 97A.473, subdivision 4, must be credited to the deer and bear management

64.1 account and is appropriated to the commissioner for deer- and bear-management programs,  
64.2 including a computerized licensing system.

64.3 (d) Fifty cents from each deer license is credited to the emergency deer feeding and wild  
64.4 Cervidae health-management account and is appropriated for emergency deer feeding and  
64.5 wild Cervidae health management. Money appropriated for emergency deer feeding and  
64.6 wild Cervidae health management is available until expended.

64.7 (e) When the unencumbered balance in the appropriation for emergency deer feeding  
64.8 and wild Cervidae health management exceeds \$2,500,000 at the end of a fiscal year, the  
64.9 unencumbered balance over \$2,500,000 is canceled and is available for deer- and  
64.10 bear-management programs and computerized licensing.

64.11 Sec. 49. Minnesota Statutes 2020, section 97A.075, subdivision 7, is amended to read:

64.12 Subd. 7. **Wolf licenses; account established.** (a) For purposes of this subdivision, "wolf  
64.13 license" means a license or permit issued under section 97A.475, subdivision 2, clause ~~(20)~~  
64.14 (22); 3, paragraph (a), clause ~~(16)~~ (18); or 20, paragraph (b).

64.15 (b) A wolf management and monitoring account is created in the game and fish fund.  
64.16 Revenue from wolf licenses must be credited to the wolf management and monitoring  
64.17 account and is appropriated to the commissioner only for wolf management, research,  
64.18 damage control, enforcement, and education. Notwithstanding any other law to the contrary,  
64.19 money credited to the account may not be used to pay indirect costs or agency shared  
64.20 services.

64.21 Sec. 50. Minnesota Statutes 2020, section 97A.126, is amended by adding a subdivision  
64.22 to read:

64.23 Subd. 3. **Walk-in-access hunter validation; fee.** The fee for a walk-in-access hunter  
64.24 validation is \$3.

64.25 Sec. 51. Minnesota Statutes 2020, section 97A.137, subdivision 5, is amended to read:

64.26 Subd. 5. **Portable stands.** (a) Prior to the Saturday on or nearest September 16, a portable  
64.27 stand may be left overnight in a wildlife management area by a person with a valid bear  
64.28 license who is hunting within 100 yards of a bear bait site that is legally tagged and registered  
64.29 as prescribed under section 97B.425. Any person leaving a portable stand overnight under  
64.30 this subdivision must affix a tag with: (1) the person's name and address; (2) the licensee's  
64.31 driver's license number; or (3) the "MDNR#" license identification number issued to the  
64.32 licensee. The tag must be affixed to the stand in a manner that it can be read from the ground.

65.1 (b) From November 1 through December 31, a portable stand may be left overnight by  
 65.2 a person possessing a license to take deer in a wildlife management area located in whole  
 65.3 or in part north and west of a line described as follows:

65.4 State Trunk Highway 1 from the west boundary of the state to State Trunk Highway 89;  
 65.5 then north along State Trunk Highway 89 to Fourtown; then north on County State-Aid  
 65.6 Highway 44, Beltrami County, to County Road 704, Beltrami County; then north on County  
 65.7 Road 704 to Dick's Parkway State Forest Road; then north on Dick's Parkway to County  
 65.8 State-Aid Highway 5, Roseau County; then north on County State-Aid Highway 5 to  
 65.9 Warroad; then north on State Trunk Highway 11 to State Trunk Highway 313; then north  
 65.10 on State Trunk Highway 313 to the north boundary of the state.

65.11 A person leaving a portable stand overnight under this paragraph must affix a tag with: (1)  
 65.12 the person's name and address; (2) the licensee's driver's license number; or (3) the "MDNR#"   
 65.13 license identification number issued to the licensee. The tag must be affixed to the stand so  
 65.14 that it can be read from the ground and must be made of a material sufficient to withstand  
 65.15 weather conditions. A person leaving a portable stand overnight in a wildlife management  
 65.16 area under this paragraph may not leave more than two portable stands in any one wildlife  
 65.17 management area. Unoccupied portable stands left overnight under this paragraph may be  
 65.18 used by any member of the public. ~~This paragraph expires December 31, 2019.~~

65.19 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2019, and  
 65.20 Minnesota Statutes, section 97A.137, subdivision 5, paragraph (b), is revived and reenacted  
 65.21 as of that date.

65.22 Sec. 52. Minnesota Statutes 2020, section 97A.401, subdivision 1, is amended to read:

65.23 Subdivision 1. **Commissioner's authority.** The commissioner may issue special permits  
 65.24 for the activities in this section. A special permit may be issued in the form of a general  
 65.25 permit to a governmental subdivision or to the general public to conduct one or more  
 65.26 activities under subdivisions 2 to ~~7~~ 8.

65.27 Sec. 53. Minnesota Statutes 2020, section 97A.401, is amended by adding a subdivision  
 65.28 to read:

65.29 **Subd. 8. Snakes, lizards, and salamanders.** The commissioner must prescribe conditions  
 65.30 and may issue permits to breed, propagate, and sell snakes, lizards, and salamanders. A  
 65.31 snake, lizard, or salamander that is obtained from a permitted breeder or that was possessed  
 65.32 before August 1, 2021, may be possessed as a pet.

66.1 Sec. 54. Minnesota Statutes 2020, section 97A.421, subdivision 1, is amended to read:

66.2 Subdivision 1. **General.** (a) The annual license of a person convicted of a violation of  
66.3 the game and fish laws relating to the license or wild animals covered by the license is void  
66.4 when:

66.5 (1) a second conviction occurs within three years under a license to trap fur-bearing  
66.6 animals, take small game, or to take fish by angling or spearing;

66.7 (2) a ~~third~~ second conviction occurs within ~~one year~~ three years under a minnow dealer's  
66.8 license;

66.9 (3) a second conviction occurs within three years for violations of section 97A.425 that  
66.10 do not involve falsifications or intentional omissions of information required to be recorded,  
66.11 or attempts to conceal unlawful acts within the records;

66.12 (4) two or more misdemeanor convictions occur within a three-year period under a  
66.13 private fish hatchery license;

66.14 (5) the conviction occurs under a license not described in clause (1), (2), or (4) or is for  
66.15 a violation of section 97A.425 not described in clause (3); or

66.16 (6) the conviction is related to assisting a person in the illegal taking, transportation, or  
66.17 possession of wild animals, when acting as a hunting or angling guide.

66.18 (b) Except for big-game licenses and as otherwise provided in this section, for one year  
66.19 after the conviction the person may not obtain the kind of license or take wild animals under  
66.20 a lifetime license, issued under section 97A.473 or 97A.474, relating to the game and fish  
66.21 law violation.

66.22 Sec. 55. Minnesota Statutes 2020, section 97A.421, is amended by adding a subdivision  
66.23 to read:

66.24 Subd. 3b. **Issuance after conviction; night vision or thermal imaging equipment.** (a)  
66.25 A person who is convicted of a violation under paragraph (b) and who possessed night  
66.26 vision or thermal imaging equipment during the violation may not obtain a hunting license  
66.27 or hunt wild animals for five years from the date of conviction.

66.28 (b) The revocation under this subdivision applies to convictions for:

66.29 (1) trespassing;

66.30 (2) hunting game in closed season;

66.31 (3) hunting game in closed hours;

67.1 (4) possessing night vision or thermal imaging equipment while taking wild animals in  
 67.2 violation of section 97B.086; or

67.3 (5) possessing unlawful firearms in deer zones in violation of section 97B.041.

67.4 Sec. 56. Minnesota Statutes 2020, section 97A.475, subdivision 2, is amended to read:

67.5 Subd. 2. **Resident hunting.** Fees for the following licenses, to be issued to residents  
 67.6 only, are:

67.7 (1) for persons age 18 or over and under age 65 to take small game, \$15.50;

67.8 (2) for persons age 65 or over, \$7 to take small game;

67.9 (3) for persons age 18 or over to take turkey, \$26;

67.10 (4) for persons age 13 or over and under age 18 to take turkey, \$5;

67.11 (5) for persons age 18 or over to take deer with firearms during the regular firearms  
 67.12 season, \$34;

67.13 (6) for persons age 18 or over to take deer by archery, \$34;

67.14 (7) for persons age 18 or over to take deer by muzzleloader during the muzzleloader  
 67.15 season, \$34;

67.16 (8) to take moose, for a party of not more than six persons, \$356;

67.17 (9) for persons age 18 or over to take bear, \$44;

67.18 (10) to take elk, for a party of not more than two persons, \$287;

67.19 (11) to take Canada geese during a special season, \$4;

67.20 (12) to take light geese during the light goose conservation order, \$2.50;

67.21 (13) to take sandhill crane during the sandhill crane season, \$3;

67.22 ~~(12)~~ (14) to take prairie chickens, \$23;

67.23 ~~(13)~~ (15) for persons age 13 or over and under age 18 to take deer with firearms during  
 67.24 the regular firearms season, \$5;

67.25 ~~(14)~~ (16) for persons age 13 or over and under age 18 to take deer by archery, \$5;

67.26 ~~(15)~~ (17) for persons age 13 or over and under age 18 to take deer by muzzleloader  
 67.27 during the muzzleloader season, \$5;

67.28 ~~(16)~~ (18) for persons age 10, 11, or 12 to take bear, no fee;

- 68.1 ~~(17)~~ (19) for persons age 13 or over and under age 18 to take bear, \$5;
- 68.2 ~~(18)~~ (20) for persons age 18 or over to take small game for a consecutive 72-hour period
- 68.3 selected by the licensee, \$19, of which an amount equal to one-half of the fee for the
- 68.4 migratory-waterfowl stamp under subdivision 5, clause (1), shall be deposited in the
- 68.5 waterfowl habitat improvement account under section 97A.075, subdivision 2; one-half of
- 68.6 the fee for the pheasant stamp under subdivision 5, clause (2), shall be deposited in the
- 68.7 pheasant habitat improvement account under section 97A.075, subdivision 4; and one-half
- 68.8 of the small-game surcharge under subdivision 4, shall be deposited in the wildlife acquisition
- 68.9 account;
- 68.10 ~~(19)~~ (21) for persons age 16 or over and under age 18 to take small game, \$5;
- 68.11 ~~(20)~~ (22) to take wolf, \$30;
- 68.12 ~~(21)~~ (23) for persons age 12 and under to take turkey, no fee;
- 68.13 ~~(22)~~ (24) for persons age 10, 11, or 12 to take deer by firearm, no fee;
- 68.14 ~~(23)~~ (25) for persons age 10, 11, or 12 to take deer by archery, no fee; and
- 68.15 ~~(24)~~ (26) for persons age 10, 11, or 12 to take deer by muzzleloader during the
- 68.16 muzzleloader season, no fee.
- 68.17 Sec. 57. Minnesota Statutes 2020, section 97A.475, subdivision 3, is amended to read:
- 68.18 Subd. 3. **Nonresident hunting.** (a) Fees for the following licenses, to be issued to
- 68.19 nonresidents, are:
- 68.20 (1) for persons age 18 or over to take small game, \$90.50;
- 68.21 (2) for persons age 18 or over to take deer with firearms during the regular firearms
- 68.22 season, \$180;
- 68.23 (3) for persons age 18 or over to take deer by archery, \$180;
- 68.24 (4) for persons age 18 or over to take deer by muzzleloader during the muzzleloader
- 68.25 season, \$180;
- 68.26 (5) for persons age 18 or over to take bear, \$225;
- 68.27 (6) for persons age 18 or over to take turkey, \$91;
- 68.28 (7) for persons age 13 or over and under age 18 to take turkey, \$5;
- 68.29 (8) to take raccoon or bobcat, \$178;
- 68.30 (9) to take Canada geese during a special season, \$4;

69.1 (10) to take light geese during the light goose conservation order, \$2.50;

69.2 (11) to take sandhill crane during the sandhill crane season, \$3;

69.3 ~~(10)~~ (12) for persons age 13 or over and under age 18 to take deer with firearms during  
69.4 the regular firearms season in any open season option or time period, \$5;

69.5 ~~(11)~~ (13) for persons age 13 or over and under age 18 to take deer by archery, \$5;

69.6 ~~(12)~~ (14) for persons age 13 or over and under age 18 to take deer during the muzzleloader  
69.7 season, \$5;

69.8 ~~(13)~~ (15) for persons age 13 or over and under 18 to take bear, \$5;

69.9 ~~(14)~~ (16) for persons age 18 or over to take small game for a consecutive 72-hour period  
69.10 selected by the licensee, \$75, of which an amount equal to one-half of the fee for the  
69.11 migratory-waterfowl stamp under subdivision 5, clause (1), shall be deposited in the  
69.12 waterfowl habitat improvement account under section 97A.075, subdivision 2; one-half of  
69.13 the fee for the pheasant stamp under subdivision 5, clause (2), shall be deposited in the  
69.14 pheasant habitat improvement account under section 97A.075, subdivision 4; and one-half  
69.15 of the small-game surcharge under subdivision 4, shall be deposited into the wildlife  
69.16 acquisition account;

69.17 ~~(15)~~ (17) for persons age 16 or 17 to take small game, \$5;

69.18 ~~(16)~~ (18) to take wolf, \$250;

69.19 ~~(17)~~ (19) for persons age 12 and under to take turkey, no fee;

69.20 ~~(18)~~ (20) for persons age ten, 11, or 12 to take deer by firearm, no fee;

69.21 ~~(19)~~ (21) for persons age ten, 11, or 12 to take deer by archery, no fee;

69.22 ~~(20)~~ (22) for persons age ten, 11, or 12 to take deer by muzzleloader during the  
69.23 muzzleloader season, no fee; and

69.24 ~~(21)~~ (23) for persons age 10, 11, or 12 to take bear, no fee.

69.25 (b) A \$5 surcharge shall be added to nonresident hunting licenses issued under paragraph  
69.26 (a), clauses (1) to (6) and (8). An additional commission may not be assessed on this  
69.27 surcharge.

69.28 Sec. 58. Minnesota Statutes 2020, section 97A.475, subdivision 3a, is amended to read:

69.29 Subd. 3a. **Deer license donation and surcharge.** (a) A person may agree to add a  
69.30 donation of \$1, \$3, or \$5 to the fees for annual resident and nonresident licenses to take

70.1 deer by firearms or archery established under subdivisions 2, clauses (5), (6), (7), ~~(13)~~ (15),  
 70.2 ~~(14)~~ (16), and ~~(15)~~ (17), and 3, paragraph (a), clauses (2), (3), (4), ~~(10)~~ (12), ~~(11)~~ (13), and  
 70.3 ~~(12)~~ (14).

70.4 (b) Beginning March 1, 2008, fees for bonus licenses to take deer by firearms or archery  
 70.5 established under section 97B.301, subdivision 4, must be increased by a surcharge of \$1.

70.6 (c) An additional commission may not be assessed on the donation or surcharge.

70.7 Sec. 59. Minnesota Statutes 2020, section 97A.475, subdivision 4, is amended to read:

70.8 Subd. 4. **Small-game surcharge and donation.** (a) Fees for annual licenses to take  
 70.9 small game must be increased by a surcharge of \$6.50, except licenses under subdivisions  
 70.10 2, clauses ~~(18)~~ (20) and ~~(19)~~ (21); and 3, paragraph (a), clause ~~(14)~~ (16) and (17). An  
 70.11 additional commission may not be assessed on the surcharge and the following statement  
 70.12 must be included in the annual small-game-hunting regulations: "This \$6.50 surcharge is  
 70.13 being paid by hunters for the acquisition and development of wildlife lands."

70.14 (b) A person may agree to add a donation of \$1, \$3, or \$5 to the fees for annual resident  
 70.15 and nonresident licenses to take small game. An additional commission may not be assessed  
 70.16 on the donation. The following statement must be included in the annual small-game-hunting  
 70.17 regulations: "The small-game license donations are being paid by hunters for administration  
 70.18 of the walk-in access program."

70.19 Sec. 60. Minnesota Statutes 2020, section 97A.505, subdivision 3b, is amended to read:

70.20 Subd. 3b. **Wild animals taken on Red Lake Reservation lands ~~within Northwest~~**  
 70.21 **~~Angle.~~** Wild animals taken and tagged on the Red Lake Reservation lands in accordance  
 70.22 with the Red Lake Band's Conservation Code ~~on the Red Lake Reservation lands in~~  
 70.23 ~~Minnesota north of the 49th parallel shall be~~ and all applicable federal law are considered  
 70.24 lawfully taken and possessed under state law. Possessing wild animals harvested under this  
 70.25 subdivision is in addition to any state limits.

70.26 Sec. 61. Minnesota Statutes 2020, section 97B.022, is amended by adding a subdivision  
 70.27 to read:

70.28 Subd. 3. **Apprentice-hunter validation; fee.** The fee for an apprentice-hunter validation  
 70.29 is \$3.50. Fees collected must be deposited in the firearms safety training account, except  
 70.30 for the electronic licensing system commission established by the commissioner under  
 70.31 section 84.027, subdivision 15, and issuing fees collected under section 97A.485, subdivision

71.1 6, and are appropriated annually to the Enforcement Division of the Department of Natural  
 71.2 Resources for administering the firearm safety course program.

71.3 Sec. 62. Minnesota Statutes 2020, section 97B.036, is amended to read:

71.4 **97B.036 CROSSBOW HUNTING DURING FIREARMS SEASON.**

71.5 Notwithstanding section 97B.035, subdivisions 1 and 2, a person may take deer, bear,  
 71.6 or turkey by crossbow during the respective ~~regular~~ firearms seasons. The transportation  
 71.7 requirements of section 97B.051 apply to crossbows during the ~~regular~~ firearms deer, bear,  
 71.8 or turkey season. Crossbows must meet the requirements of section 97B.106, subdivision  
 71.9 2. A person taking deer, bear, or turkey by crossbow under this section must have a valid  
 71.10 ~~firearms~~ license to take the respective game by firearm. This section does not allow the use  
 71.11 of a crossbow by licensed muzzleloader hunters during the muzzleloader firearms deer  
 71.12 season under section 97B.311.

71.13 Sec. 63. Minnesota Statutes 2020, section 97B.055, subdivision 2, is amended to read:

71.14 Subd. 2. **Restrictions related to motor vehicles.** (a) A person may not take a wild  
 71.15 animal with a firearm or by archery from a motor vehicle except as permitted in this section.

71.16 (b) A person may not shoot at a decoy of a wild animal that is placed by a licensed peace  
 71.17 officer by:

71.18 (1) discharging a firearm from a motor vehicle; or

71.19 (2) discharging an arrow from a bow from a motor vehicle.

71.20 (c) Notwithstanding section 97B.091, a person may transport a bow uncased while in a  
 71.21 motorized watercraft and may take rough fish while in the boat as provided in section  
 71.22 97C.376, subdivision 3.

71.23 Sec. 64. Minnesota Statutes 2020, section 97B.071, is amended to read:

71.24 **97B.071 CLOTHING AND GROUND BLIND REQUIREMENTS; BLAZE**  
 71.25 **ORANGE OR BLAZE PINK.**

71.26 (a) Except as provided in rules adopted under paragraph ~~(e)~~ (d), a person may not hunt  
 71.27 or trap during the open season where deer may be taken by firearms under applicable laws  
 71.28 and ordinances, unless the visible portion of the person's cap and outer clothing above the  
 71.29 waist, excluding sleeves and gloves, is blaze orange or blaze pink. Blaze orange or blaze  
 71.30 pink includes a camouflage pattern of at least 50 percent blaze orange or blaze pink within

72.1 each foot square. This section does not apply to migratory-waterfowl hunters on waters of  
 72.2 this state or in a stationary shooting location or to trappers on waters of this state.

72.3 (b) Except as provided in rules adopted under paragraph (d) and in addition to the  
 72.4 requirements under paragraph (a), during the open season where deer may be taken by  
 72.5 firearms under applicable laws and ordinances, a person in a fabric or synthetic ground  
 72.6 blind on public land must have:

72.7 (1) a blaze orange or blaze pink safety covering on the top of the blind visible for 360  
 72.8 degrees around the blind; or

72.9 (2) at least 144 square inches of blaze orange or blaze pink material on each side of the  
 72.10 blind.

72.11 ~~(b)~~ (c) Except as provided in rules adopted under paragraph ~~(e)~~ (d), and in addition to  
 72.12 the ~~requirement~~ requirements in ~~paragraph~~ paragraphs (a) and (b), a person may not take  
 72.13 small game other than turkey, migratory birds, raccoons, and predators, except while trapping,  
 72.14 unless a visible portion of at least one article of the person's clothing above the waist is  
 72.15 blaze orange or blaze pink. This paragraph does not apply to a person when in a stationary  
 72.16 location while hunting deer by archery or when hunting small game by falconry.

72.17 ~~(e)~~ (d) The commissioner may, by rule, prescribe an alternative color in cases where  
 72.18 ~~paragraph (a) or (b)~~ paragraphs (a) to (c) would violate the Religious Freedom Restoration  
 72.19 Act of 1993, Public Law 103-141.

72.20 ~~(d)~~ (e) A violation of paragraph ~~(b)~~ (c) ~~shall~~ does not result in a penalty, but is punishable  
 72.21 only by a safety warning.

72.22 Sec. 65. Minnesota Statutes 2020, section 97B.086, is amended to read:

72.23 **97B.086 POSSESSING NIGHT VISION OR THERMAL IMAGING EQUIPMENT.**

72.24 (a) A person may not possess night vision or thermal imaging equipment while taking  
 72.25 wild animals or while having in possession, either individually or as one of a group of  
 72.26 persons, a firearm, bow, or other implement that could be used to take wild animals.

72.27 (b) This section does not apply to a firearm that is:

72.28 (1) unloaded;

72.29 (2) in a gun case expressly made to contain a firearm that fully encloses the firearm by  
 72.30 being zipped, snapped, buckled, tied, or otherwise fastened without any portion of the  
 72.31 firearm exposed; and

73.1 (3) in the closed trunk of a motor vehicle.

73.2 (c) This section does not apply to a bow that is:

73.3 (1) completely encased or unstrung; and

73.4 (2) in the closed trunk of a motor vehicle.

73.5 (d) If the motor vehicle under paragraph (b) or (c) does not have a trunk, the firearm or  
73.6 bow must be placed in the rearmost location of the vehicle.

73.7 (e) This section does not apply to night vision, night vision enhanced with an infrared  
73.8 illuminator, or thermal imaging equipment possessed by:

73.9 (1) peace officers or military personnel while exercising their duties; or

73.10 (2) a person taking coyote or fox as provided under section 97B.075 and rules adopted  
73.11 under section 97B.605, but the equipment must not be possessed during the regular firearms  
73.12 deer season.

73.13 Sec. 66. Minnesota Statutes 2020, section 97B.311, is amended to read:

73.14 **97B.311 DEER SEASONS AND RESTRICTIONS.**

73.15 (a) Except as provided under paragraph (c), the commissioner may, by rule, prescribe  
73.16 restrictions and designate areas where deer may be taken, including hunter selection criteria  
73.17 for special hunts established under section 97A.401, subdivision 4. The commissioner may,  
73.18 by rule, prescribe the open seasons for deer within the following periods:

73.19 (1) taking with firearms, other than muzzle-loading firearms, between November 1 and  
73.20 December 15;

73.21 (2) taking with muzzle-loading firearms between September 1 and December 31; and

73.22 (3) taking by archery between September 1 and December 31.

73.23 (b) Notwithstanding paragraph (a), the commissioner may establish special seasons  
73.24 within designated areas at any time of year.

73.25 (c) The commissioner may not impose an antler point restriction other than that imposed  
73.26 under Minnesota Rules, part 6232.0200, subpart 6.

74.1 Sec. 67. Minnesota Statutes 2020, section 97B.415, is amended to read:

74.2 **97B.415 TAKING BEAR TO PROTECT PROPERTY; SPECIAL PERMIT FOR**  
 74.3 **TAKING NUISANCE BEAR.**

74.4 (a) A person may take a bear at any time to protect the person's property. The person  
 74.5 must report the bear taken to a conservation officer within 48 hours. The bear may be  
 74.6 disposed of as prescribed by the commissioner.

74.7 (b) The commissioner must issue a bear control special permit according to section  
 74.8 97A.401 for wildlife control operators to take nuisance bear by live trapping and relocating  
 74.9 the bear. When a bear is trapped and released, an enforcement officer or a wildlife manager  
 74.10 must approve the release location. The commissioner must provide specific training to  
 74.11 wildlife control operators who are issued a permit under this paragraph, including a refresher  
 74.12 course every five years. The commissioner may not charge a fee for the bear control special  
 74.13 permit or training. A wildlife control operator with a special permit issued under this  
 74.14 paragraph may use remote surveillance equipment to monitor live traps.

74.15 Sec. 68. Minnesota Statutes 2020, section 97B.645, subdivision 9, is amended to read:

74.16 Subd. 9. **Open season.** ~~There shall be no~~ (a) The commissioner must prescribe an annual  
 74.17 open season for wolves until after unless the wolf is delisted listed under the federal  
 74.18 Endangered Species Act of 1973. After that time, the commissioner may prescribe open  
 74.19 seasons and restrictions for taking wolves but must provide opportunity for public comment.  
 74.20 The season, restrictions, and any other requirements must be consistent with the goals  
 74.21 identified in the wolf management plan adopted under section 97B.646.

74.22 (b) The commissioner must annually consult with the commissioner of agriculture and  
 74.23 the United States Department of Agriculture, Animal and Plant Health Inspection Service,  
 74.24 before determining the season, restrictions, and other requirements of the open season  
 74.25 required under this section. The consultation must include a review of available data on  
 74.26 wolf depredation on livestock and pets and other incidents of human conflict.

74.27 Sec. 69. Minnesota Statutes 2020, section 97B.715, subdivision 1, is amended to read:

74.28 Subdivision 1. **Stamp required.** (a) Except as provided in paragraph (b) or section  
 74.29 97A.405, subdivision 2, a person required to possess a small-game license may not hunt  
 74.30 pheasants without a pheasant stamp validation.

74.31 (b) The following persons are exempt from this subdivision:

74.32 (1) residents and nonresidents under age 18 and residents over age 65;

75.1 (2) persons hunting on licensed commercial shooting preserves;

75.2 (3) resident disabled veterans with a license issued under section 97A.441, subdivision  
75.3 6a; and

75.4 (4) residents and nonresidents hunting on licenses issued under section 97A.475,  
75.5 subdivision 2, clause ~~(18)~~ (20); or 3, paragraph (a), clause ~~(14)~~ (16).

75.6 Sec. 70. Minnesota Statutes 2020, section 97B.801, is amended to read:

75.7 **97B.801 MINNESOTA MIGRATORY-WATERFOWL STAMP REQUIRED.**

75.8 (a) Except as provided in this section or section 97A.405, subdivision 2, a person required  
75.9 to possess a small-game license may not take migratory waterfowl without a  
75.10 migratory-waterfowl stamp validation.

75.11 (b) Residents under age 18 or over age 65; resident disabled veterans with a license  
75.12 issued under section 97A.441, subdivision 6a; and persons hunting on their own property  
75.13 are not required to possess a stamp validation under this section.

75.14 (c) Residents and nonresidents with licenses issued under section 97A.475, subdivision  
75.15 2, clause ~~(18)~~ (20); or 3, paragraph (a), clause ~~(14)~~ (16), are not required to possess a stamp  
75.16 validation under this section.

75.17 Sec. 71. Minnesota Statutes 2020, section 97B.811, subdivision 4a, is amended to read:

75.18 Subd. 4a. **Restrictions on certain motorized decoys.** ~~From the opening day of the duck~~  
75.19 ~~season through the Saturday nearest October 8, a person may not use a motorized decoy,~~  
75.20 ~~or other motorized device designed to attract migratory waterfowl. During the remainder~~  
75.21 ~~of the duck season, the commissioner may, by rule, designate all or any portion of a wetland~~  
75.22 ~~or lake closed to the use of motorized decoys or motorized devices designed to attract~~  
75.23 ~~migratory waterfowl. On water bodies and lands fully contained within wildlife management~~  
75.24 ~~area boundaries, a person may not use motorized decoys or motorized devices designed to~~  
75.25 ~~attract migratory waterfowl at any time during the duck season.~~

75.26 Sec. 72. Minnesota Statutes 2020, section 97C.005, subdivision 3, is amended to read:

75.27 Subd. 3. **Seasons, limits, and other rules.** The commissioner may, in accordance with  
75.28 the procedures in subdivision 2, paragraphs (c) and (e), or by rule under chapter 14, establish  
75.29 open seasons, limits, methods, and other requirements for taking fish on special management  
75.30 waters. The commissioner may, by written order published in the State Register, amend  
75.31 daily, possession, or size limits to make midseason adjustments based on available harvest,

76.1 angling pressure, and population data to manage the fisheries in the 1837 Ceded Territory  
76.2 in compliance with the court orders in *Mille Lacs Band of Chippewa v. Minnesota*, 119 S.  
76.3 Ct. 1187 (1999) and in the state waters of Upper Red Lake. The midseason adjustments in  
76.4 daily, possession, or size limits are not subject to the rulemaking provisions of chapter 14  
76.5 and section 14.386 does not apply. Before the written order is effective, the commissioner  
76.6 shall attempt to notify persons or groups of persons affected by the written order by public  
76.7 announcement, posting, and other appropriate means as determined by the commissioner.

76.8 Sec. 73. Minnesota Statutes 2020, section 97C.081, subdivision 3, is amended to read:

76.9 Subd. 3. **Contests requiring permit.** (a) Unless subdivision 3a applies, a person must  
76.10 have a permit from the commissioner to conduct a fishing contest if:

76.11 (1) there are more than 25 boats for open-water contests, more than 150 participants for  
76.12 ice-fishing contests, or more than 100 participants for shore-fishing contests;

76.13 (2) entry fees are more than \$25 per person; or

76.14 (3) the contest is limited to trout species.

76.15 (b) The commissioner shall charge a fee for the permit that recovers the costs of issuing  
76.16 the permit and of monitoring the activities allowed by the permit. Notwithstanding section  
76.17 16A.1283, the commissioner may, by written order published in the State Register, establish  
76.18 contest permit fees. The fees are not subject to the rulemaking provisions of chapter 14, and  
76.19 section 14.386 does not apply.

76.20 (c) The commissioner may require the applicant to furnish evidence of financial  
76.21 responsibility in the form of a surety bond or bank letter of credit in the amount of \$25,000  
76.22 if entry fees are over \$25 per person, or total prizes are valued at more than \$25,000, and  
76.23 if the applicant has either:

76.24 (1) not previously conducted a fishing contest requiring a permit under this subdivision;

76.25 or

76.26 (2) ever failed to make required prize awards in a fishing contest conducted by the  
76.27 applicant.

76.28 (d) The permit fee for any individual contest may not exceed the following amounts:

76.29 (1) \$70 for an open-water contest not exceeding 50 boats and without off-site weigh-in;

76.30 (2) \$225 for an open-water contest with more than 50 boats and without off-site weigh-in;

76.31 (3) \$280 for an open-water contest not exceeding 50 boats with off-site weigh-in;

- 77.1 (4) \$560 for an open-water contest with more than 50 boats with off-site weigh-in; ~~or~~
- 77.2 (5) \$135 for an ice-fishing contest with more than 150 participants; or
- 77.3 (6) \$50 for a contest where all participants are age 18 years or under.

77.4 Sec. 74. Minnesota Statutes 2020, section 97C.081, subdivision 3a, is amended to read:

77.5 Subd. 3a. **No permit required.** A person may conduct a fishing contest without a permit  
77.6 from the commissioner if:

- 77.7 (1) the contest is not limited to specifically named waters;
- 77.8 ~~(2) all the contest participants are age 18 years or under;~~
- 77.9 ~~(3)~~ (2) the contest is limited to rough fish and participants are required to fish with a  
77.10 hook and line; or
- 77.11 ~~(4)~~ (3) the total prize value is \$500 or less.

77.12 Sec. 75. Minnesota Statutes 2020, section 97C.211, subdivision 2a, is amended to read:

77.13 Subd. 2a. **Acquiring fish.** (a) A private fish hatchery may not obtain fish outside of the  
77.14 state unless the fish or the source of the fish are approved by the commissioner. The  
77.15 commissioner may apply more stringent requirements to fish or a source of fish from outside  
77.16 the state than are applied to fish and sources of fish from within the state. The commissioner  
77.17 must either approve or deny the acquisition within 30 days after receiving a written request  
77.18 for approval. ~~Minnows acquired must be processed and not released into public waters,~~  
77.19 ~~except as provided in section 97C.515, subdivision 4.~~ A request may be for annual  
77.20 acquisition.

77.21 (b) If the commissioner denies approval, a written notice must be submitted to the  
77.22 applicant stating the reasons for the denial and the commissioner must:

- 77.23 (1) designate approved sources to obtain the desired fish or fish eggs; or
- 77.24 (2) sell the fish or fish eggs from state fish hatcheries at fair market value.

77.25 Sec. 76. Minnesota Statutes 2020, section 97C.342, subdivision 2, is amended to read:

77.26 Subd. 2. **Bait restrictions.** (a) Frozen or dead fish on the ~~official list of viral hemorrhagic~~  
77.27 ~~septicemia-susceptible species published by the United States Department of Agriculture,~~  
77.28 ~~Animal and Plant Health Inspection Services~~ VHS-susceptible-species list under section  
77.29 17.4982, subdivision 21b; cisco (all *Coregonus*, including lake herring and tullibee); and  
77.30 smelt (all *Osmerus*, *Spirincus*, *Hypomesus*, and *Allosmerus*) being used as bait in waters of

78.1 the state must originate from water bodies certified disease-free. A water body is certified  
 78.2 as disease-free if:

78.3 (1) the water body has been tested for viral hemorrhagic septicemia and the testing  
 78.4 indicates the disease is not present; or

78.5 (2) the water body is located within a viral-hemorrhagic-septicemia-free zone posted on  
 78.6 the Department of Natural Resources website.

78.7 (b) Certification for these individually tested water bodies is valid for one year from the  
 78.8 date of test results. Certification of water bodies within a viral-hemorrhagic-septicemia-free  
 78.9 zone posted on the Department of Natural Resources website is valid for the dates included  
 78.10 in the posting. A viral-hemorrhagic-septicemia-free certification is also referred to as a fish  
 78.11 health certification.

78.12 Sec. 77. Minnesota Statutes 2020, section 97C.515, subdivision 2, is amended to read:

78.13 Subd. 2. **Permit for ~~transportation~~ importation.** (a) A person may ~~transport~~ import  
 78.14 live minnows through into the state with a permit from the commissioner. ~~The permit must~~  
 78.15 ~~state the name and address of the person, the number and species of minnows, the point of~~  
 78.16 ~~entry into the state, the destination, and the route through the state. The permit is not valid~~  
 78.17 ~~for more than 12 hours after it is issued.~~ A person must not import minnows into the state  
 78.18 except as provided in this section.

78.19 ~~(b) Minnows transported under this subdivision must be in a tagged container. The tag~~  
 78.20 ~~number must correspond with tag numbers listed on the minnow transportation permit.~~

78.21 ~~(c) The commissioner may require the person transporting minnow species found on~~  
 78.22 ~~the official list of viral hemorrhagic septicemia susceptible species published by the United~~  
 78.23 ~~States Department of Agriculture, Animal and Plant Health Inspection Services, to provide~~  
 78.24 ~~health certification for viral hemorrhagic septicemia. The certification must disclose any~~  
 78.25 ~~incidentally isolated replicating viruses, and must be dated within the 12 months preceding~~  
 78.26 ~~transport.~~

78.27 (b) Minnows must be certified as healthy according to standards of the World  
 78.28 Organisation for Animal Health or the Fish Health Section Blue Book of the American  
 78.29 Fisheries Society.

78.30 (c) Minnows must be certified free of viral hemorrhagic septicemia, infectious  
 78.31 hematopoietic necrosis, infectious pancreatic necrosis, spring viremia of carp virus, fathead  
 78.32 minnow nidovirus, and Heterosporis within the past 12 months.

79.1 (d) Minnows must originate from a biosecure facility that has tested negative for invasive  
 79.2 species in the past 12 months.

79.3 (e) Only a person that holds a minnow dealer's license issued under section 97C.501,  
 79.4 subdivision 2, may obtain a permit to import minnows.

79.5 (f) The following information must be available to the commissioner upon request for  
 79.6 each load of imported minnows:

79.7 (1) the date minnows were imported;

79.8 (2) the number of pounds or gallons imported;

79.9 (3) the facility name from which the minnows originated; and

79.10 (4) a fish health certificate for the minnows.

79.11 (g) Minnows may be imported to feed hatchery fish if the requirements in paragraphs  
 79.12 (a) to (f) are met.

79.13 Sec. 78. Minnesota Statutes 2020, section 97C.605, subdivision 2, is amended to read:

79.14 Subd. 2. **Turtle seller's license.** (a) A person may not take, possess, buy, or transport  
 79.15 turtles for sale; sell turtles; or take turtles for sale using commercial equipment without a  
 79.16 turtle seller's license, except as provided in subdivision 2c.

79.17 (b) Except for renewals, no new turtle seller's licenses may be issued after August 1,  
 79.18 2002.

79.19 (c) A turtle seller's license is transferable by the turtle seller licensee by making  
 79.20 application to the commissioner. ~~A turtle seller's license may be transferred only once under~~  
 79.21 ~~this paragraph and the transfer must be to a child of the person holding the turtle seller's~~  
 79.22 ~~license.~~

79.23 Sec. 79. Minnesota Statutes 2020, section 97C.605, subdivision 3, is amended to read:

79.24 Subd. 3. **Taking; methods prohibited.** (a) A person may not take turtles ~~in any manner,~~  
 79.25 ~~except by the use of~~ using:

79.26 (1) explosives, drugs, poisons, lime, and other harmful substances;

79.27 (2) traps, except as provided in paragraph (b) and rules adopted under this section;

79.28 (3) nets other than anglers' fish landing nets; ~~or~~

79.29 (4) commercial equipment, except as provided in rules adopted under this section;

80.1 (5) firearms and ammunition;

80.2 (6) bow and arrow or crossbow; or

80.3 (7) spears, harpoons, or any other implements that impale turtles.

80.4 (b) Until new rules are adopted under this section, a person with a turtle seller's license  
80.5 may take turtles with a floating turtle trap that:

80.6 (1) has one or more openings above the water surface that measure at least ten inches  
80.7 by four inches; and

80.8 (2) has a mesh size of not less than one-half inch, bar measure.

80.9 Sec. 80. Minnesota Statutes 2020, section 97C.611, is amended to read:

80.10 **97C.611 SNAPPING TURTLES TURTLE SPECIES; LIMITS.**

80.11 Subdivision 1. **Snapping turtles.** A person may not possess more than three snapping  
80.12 turtles of the species *Chelydra serpentina* without a turtle seller's license. Until new rules  
80.13 are adopted under section 97C.605, a person may not take snapping turtles of a size less  
80.14 than ten inches wide including curvature, measured from side to side across the shell at  
80.15 midpoint. After new rules are adopted under section 97C.605, a person may only take  
80.16 snapping turtles of a size specified in the adopted rules.

80.17 Subd. 2. **Western painted turtles.** (a) A person may not possess more than three Western  
80.18 painted turtles of the species *Chrysemys picta* without a turtle seller's license. Western  
80.19 painted turtles must be between 4 and 5-1/2 inches in shell length.

80.20 (b) This subdivision does not apply to persons acting under section 97C.605, subdivision  
80.21 2c, clause (4).

80.22 Subd. 3. **Spiny softshell.** A person may not possess spiny softshell turtles of the species  
80.23 *Apalone spinifera* after December 1, 2021, without an aquatic farm or private fish hatchery  
80.24 license with a turtle endorsement.

80.25 Subd. 4. **Other species.** A person may not possess any other species of turtle without  
80.26 an aquatic farm or private fish hatchery license with a turtle endorsement or as specified  
80.27 under section 97C.605, subdivision 2c.

80.28 Sec. 81. Minnesota Statutes 2020, section 97C.805, subdivision 2, is amended to read:

80.29 Subd. 2. **Restrictions.** (a) The Netting of lake whitefish and ciscoes is subject to the  
80.30 restrictions in this subdivision.

81.1 (b) A person may not use:

81.2 (1) more than ~~two nets~~ one net;

81.3 (2) a net more than 100 feet long; or

81.4 (3) a net more than three feet wide.

81.5 (c) The mesh size of the ~~nets~~ net may not be less than:

81.6 (1) 1-3/4 inches, stretch measure, for nets used to take ciscoes; and

81.7 (2) 3-1/2 inches, stretch measure, for all other nets.

81.8 (d) A net may not be set in water, including ice thickness, deeper than six feet.

81.9 (e) The commissioner may designate waters where nets may be set so that portions of  
81.10 the net extend into water deeper than six feet under conditions prescribed by the  
81.11 commissioner to protect game fish. A pole or stake must project at least two feet above the  
81.12 surface of the water or ice at one end of ~~each~~ the net.

81.13 (f) A net may not be set within 50 feet of another net.

81.14 (g) A person may not have angling equipment in possession while netting lake whitefish  
81.15 or ciscoes.

81.16 Sec. 82. Minnesota Statutes 2020, section 97C.836, is amended to read:

81.17 **97C.836 LAKE SUPERIOR LAKE TROUT; EXPANDED ASSESSMENT**  
81.18 **HARVEST.**

81.19 The commissioner shall provide for taking of lake trout by licensed commercial operators  
81.20 in Lake Superior management zones MN-3 and MN-2 for expanded assessment and sale.  
81.21 The commissioner shall authorize expanded assessment taking and sale of lake trout in Lake  
81.22 Superior management zone MN-3 beginning annually in 2007 and zone MN-2 beginning  
81.23 annually in 2010. Total assessment taking and sale may not exceed 3,000 lake trout in zone  
81.24 MN-3 and 2,000 lake trout in zone MN-2 and may be reduced when necessary to protect  
81.25 the lake trout population or to manage the effects of invasive species or fish disease. Taking  
81.26 lake trout for expanded assessment and sale shall be allowed from June 1 to September 30,  
81.27 but may end earlier in the respective zones if the quotas are reached. The quotas must be  
81.28 reassessed at the expiration of the current ten-year Fisheries Management Plan for the  
81.29 Minnesota Waters of Lake Superior ~~dated September 2006~~.

82.1 Sec. 83. Minnesota Statutes 2020, section 103A.212, is amended to read:

82.2 **103A.212 WATERSHED MANAGEMENT POLICY.**

82.3 Subdivision 1. Purpose. The quality of life of every Minnesotan depends on water.  
 82.4 Minnesota's rivers, lakes, streams, wetlands, and groundwater provide a foundation for  
 82.5 drinking water and the state's recreational, municipal, commercial, industrial, agricultural,  
 82.6 environmental, aesthetic, and economic well-being. The legislature finds that it is in the  
 82.7 public interest to manage groundwater and surface water resources from the perspective of  
 82.8 aquifers, watersheds, and river basins to achieve protection, preservation, enhancement,  
 82.9 and restoration of the state's valuable groundwater and surface water resources.

82.10 Subd. 2. Coordination and cooperation. In implementing the policy under this section,  
 82.11 state agencies and local and regional governments with authority over local water  
 82.12 management, conservation, land use, land management, and development plans must take  
 82.13 into consideration the manner in which their plans are consistent with the policy. To the  
 82.14 extent practicable, state agencies and local and regional governments must endeavor to enter  
 82.15 into formal and informal agreements and arrangements to jointly use staff and educational,  
 82.16 technical, and financial resources to deliver programs or conduct activities to achieve the  
 82.17 purposes of the policy.

82.18 Sec. 84. Minnesota Statutes 2020, section 103C.315, subdivision 4, is amended to read:

82.19 Subd. 4. **Compensation.** A supervisor shall receive compensation for services up to \$75  
 82.20 \$125 per day, and may be reimbursed for expenses, including traveling expenses, necessarily  
 82.21 incurred in the discharge of duties. A supervisor may be reimbursed for the use of the  
 82.22 supervisor's own automobile in the performance of official duties at a rate up to the maximum  
 82.23 tax-deductible mileage rate permitted under the federal Internal Revenue Code.

82.24 Sec. 85. Minnesota Statutes 2020, section 103G.201, is amended to read:

82.25 **103G.201 PUBLIC WATERS INVENTORY.**

82.26 (a) The commissioner ~~shall~~ must maintain a public waters inventory map of each county  
 82.27 that shows the waters of this state that are designated as public waters under the public  
 82.28 waters inventory and classification procedures prescribed under Laws 1979, chapter 199,  
 82.29 and ~~shall~~ must provide access to a copy of the maps. As county public waters inventory  
 82.30 maps are revised according to this section, the commissioner ~~shall~~ must send a notification  
 82.31 or a copy of the maps to the auditor of each affected county.

83.1 (b) The commissioner is authorized to revise the map of public waters established under  
83.2 Laws 1979, chapter 199, to reclassify those types 3, 4, and 5 wetlands previously identified  
83.3 as public waters wetlands under Laws 1979, chapter 199, as public waters or as wetlands  
83.4 under section 103G.005, subdivision 19. The commissioner may only reclassify public  
83.5 waters wetlands as public waters if:

83.6 (1) they are assigned a shoreland management classification by the commissioner under  
83.7 sections 103F.201 to 103F.221;

83.8 (2) they are classified as lacustrine wetlands or deepwater habitats according to  
83.9 Classification of Wetlands and Deepwater Habitats of the United States (Cowardin, et al.,  
83.10 1979 edition); or

83.11 (3) the state or federal government has become titleholder to any of the beds or shores  
83.12 of the public waters wetlands, subsequent to the preparation of the public waters inventory  
83.13 map filed with the auditor of the county, pursuant to paragraph (a), and the responsible state  
83.14 or federal agency declares that the water is necessary for the purposes of the public  
83.15 ownership.

83.16 (c) The commissioner must provide notice of ~~the~~ a reclassification under paragraph (b)  
83.17 or a revision under paragraph (e) to the local government unit, the county board, the  
83.18 watershed district, if one exists for the area, and the soil and water conservation district.  
83.19 Within 60 days of receiving notice from the commissioner, a party required to receive the  
83.20 notice may provide a resolution stating objections to the reclassification or revision. If the  
83.21 commissioner receives an objection from a party required to receive the notice, the  
83.22 reclassification or revision is not effective. If the commissioner does not receive an objection  
83.23 from a party required to receive the notice, the reclassification of a wetland under paragraph  
83.24 (b) or revision under paragraph (e) is effective 60 days after the notice is received by all of  
83.25 the parties.

83.26 (d) The commissioner ~~shall~~ must give priority to the reclassification of public waters  
83.27 wetlands that are or have the potential to be affected by public works projects.

83.28 (e) The commissioner may revise the public waters inventory map of each county:

83.29 (1) to reflect the changes authorized in paragraph (b); and

83.30 (2) as needed, to:

83.31 (i) correct errors in the original inventory;

83.32 (ii) add or subtract trout stream tributaries within sections that contain a designated trout  
83.33 stream following written notice to the landowner;

84.1 (iii) add depleted quarries, and sand and gravel pits, when the body of water exceeds 50  
84.2 acres and the shoreland has been zoned for residential development; and

84.3 (iv) add or subtract public waters that have been created or eliminated as a requirement  
84.4 of a permit authorized by the commissioner under section 103G.245.

84.5 Sec. 86. Minnesota Statutes 2020, section 103G.223, is amended to read:

84.6 **103G.223 CALCAREOUS FENS.**

84.7 (a) Calcareous fens, as identified by the commissioner by written order published in the  
84.8 State Register, may not be filled, drained, or otherwise degraded, wholly or partially, by  
84.9 any activity, unless the commissioner, under an approved management plan, decides some  
84.10 alteration is necessary or as provided in paragraph (b). Identifications made by the  
84.11 commissioner are not subject to the rulemaking provisions of chapter 14 and section 14.386  
84.12 does not apply.

84.13 (b) The commissioner may allow water appropriations that result in temporary reductions  
84.14 in groundwater resources on a seasonal basis under an approved calcareous fen management  
84.15 plan.

84.16 (c) If the commissioner determines that a water appropriation permit cannot be issued  
84.17 or renewed because of this section, the commissioner must, within one year of the date of  
84.18 denial and at no cost to the applicant, provide the applicant with a groundwater and surface  
84.19 water hydrologic evaluation that demonstrates by a preponderance of the evidence the basis  
84.20 for that conclusion.

84.21 (d) An applicant whose permit is denied under this section may file a written request  
84.22 with the commissioner to designate a mutually agreed upon third party expert to review the  
84.23 evaluation provided under paragraph (c) at no cost to the applicant, and to make  
84.24 recommendations to the commissioner about whether or not the permit should be issued.  
84.25 The third party expert must agree to provide the commissioner and applicant with the expert's  
84.26 recommendations within 90 days of agreeing to review the evaluation.

84.27 (e) A permit applicant may file for a contested case hearing under chapter 14 within 30  
84.28 days of the later of the following:

84.29 (1) the date by which the hydrologic evaluation was required to have been provided to  
84.30 the applicant under paragraph (c);

84.31 (2) receiving the recommendations of the third party who is reviewing the evaluation  
84.32 under paragraph (d); or

85.1 (3) determining that no mutually agreed upon third party expert can be found.

85.2 (f) Any permit applicant who has had a water appropriation permit previously denied  
 85.3 under this section may resubmit a permit application under this section and is entitled to all  
 85.4 rights and reviews available under this section.

85.5 Sec. 87. Minnesota Statutes 2020, section 103G.271, subdivision 4a, is amended to read:

85.6 Subd. 4a. **Mt. Simon-Hinckley aquifer.** ~~(a)~~ The commissioner may not issue new  
 85.7 water-use permits that will appropriate water from the Mt. Simon-Hinckley aquifer ~~in a~~  
 85.8 ~~metropolitan county, as defined in section 473.121, subdivision 4,~~ unless the appropriation  
 85.9 is for potable water use, there are no feasible or practical alternatives to this source, and a  
 85.10 water conservation plan is incorporated with the permit.

85.11 ~~(b) The commissioner shall terminate all permits authorizing appropriation and use of~~  
 85.12 ~~water from the Mt. Simon-Hinckley aquifer for once-through systems in a metropolitan~~  
 85.13 ~~county, as defined in section 473.121, subdivision 4, by December 31, 1992.~~

85.14 Sec. 88. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision  
 85.15 to read:

85.16 Subd. 4b. **Bulk transport or sale.** (a) To maintain the supply of drinking water for future  
 85.17 generations and except as provided under paragraph (b), the commissioner may not issue  
 85.18 a new water-use permit to appropriate water in excess of one million gallons per year for  
 85.19 bulk transport or sale of water for consumptive use to a location more than 50 miles from  
 85.20 the point of the proposed appropriation.

85.21 (b) Paragraph (a) does not apply to a water-use permit for a public water supply, as  
 85.22 defined under section 144.382, subdivision 4, issued to a local unit of government, rural  
 85.23 water district established under chapter 116A, or Tribal unit of government if:

85.24 (1) the use is solely for the public water supply;

85.25 (2) the local unit of government, rural water district established under chapter 116A, or  
 85.26 Tribal unit of government has a property interest at the point of the appropriation;

85.27 (3) the communities that will use the water are located within 100 miles of the point of  
 85.28 appropriation; and

85.29 (4) the requirements in sections 103G.265, 103G.285, and 103G.287 are met.

86.1 Sec. 89. Minnesota Statutes 2020, section 103G.271, subdivision 7, is amended to read:

86.2 Subd. 7. **Transferring permit.** (a) A water-use permit may be transferred to a successive  
86.3 owner of real property if the permittee conveys the real property where the source of water  
86.4 is located. The new owner must notify the commissioner immediately after the conveyance  
86.5 and request transfer of the permit. The commissioner must not deny the transfer of a permit  
86.6 if the permittee is in compliance with all permit conditions and the permit meets the  
86.7 requirements of sections 103G.255 to 103G.301.

86.8 (b) When transferring a permit, the commissioner must not require additional conditions  
86.9 on the permit, reduce the appropriation, reduce the term, or require any testing.

86.10 Sec. 90. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision  
86.11 to read:

86.12 Subd. 8. **Management plans; effect on land values.** Before a management plan for  
86.13 appropriating water is prepared, the commissioner must provide estimates of the impact of  
86.14 any new restriction or policy on land values in the affected area. Strategies to address adverse  
86.15 impacts to land values must be included in the plan.

86.16 Sec. 91. Minnesota Statutes 2020, section 103G.287, subdivision 4, is amended to read:

86.17 Subd. 4. **Groundwater management areas.** (a) The commissioner may designate  
86.18 groundwater management areas and limit total annual water appropriations and uses within  
86.19 a designated area to ensure sustainable use of groundwater that protects ecosystems, water  
86.20 quality, and the ability of future generations to meet their own needs. Water appropriations  
86.21 and uses within a designated management area must be consistent with a groundwater  
86.22 management area plan approved by the commissioner that addresses water conservation  
86.23 requirements and water allocation priorities established in section 103G.261. During  
86.24 development of a groundwater management area plan, the commissioner and employees  
86.25 and agents of the department may disseminate information related to the timing, location,  
86.26 and agendas of meetings related to the plan, but must otherwise limit public information  
86.27 related to the groundwater management area plan to direct factual responses to public and  
86.28 media inquiries. At least 30 days prior to implementing or modifying a groundwater  
86.29 management area plan under this subdivision, the commissioner shall consult with the  
86.30 advisory team established in paragraph (c).

86.31 (b) Notwithstanding section 103G.271, subdivision 1, paragraph (b), and Minnesota  
86.32 Rules, within designated groundwater management areas, the commissioner may require  
86.33 general permits as specified in section 103G.271, subdivision 1, paragraph (c), for water

87.1 users using less than 10,000 gallons per day or 1,000,000 gallons per year and water suppliers  
 87.2 serving less than 25 persons for domestic purposes. The commissioner may waive the  
 87.3 requirements under section 103G.281 for general permits issued under this paragraph, and  
 87.4 the fee specified in section 103G.301, subdivision 2, paragraph (c), does not apply to general  
 87.5 permits issued under this paragraph.

87.6 (c) When designating a groundwater management area, the commissioner shall assemble  
 87.7 an advisory team to assist in developing a groundwater management area plan for the area.  
 87.8 The advisory team members shall be selected from public and private entities that have an  
 87.9 interest in the water resources affected by the groundwater management area. A majority  
 87.10 of the advisory team members shall be public and private entities that currently hold water-use  
 87.11 permits for water appropriations from the affected water resources. The commissioner shall  
 87.12 consult with the League of Minnesota Cities, the Association of Minnesota Counties, the  
 87.13 Minnesota Association of Watershed Districts, and the Minnesota Association of Townships  
 87.14 in appointing the local government representatives to the advisory team. The advisory team  
 87.15 may also include representatives from the University of Minnesota, the Minnesota State  
 87.16 Colleges and Universities, other institutions of higher learning in Minnesota, political  
 87.17 subdivisions with jurisdiction over water issues, nonprofits with expertise in water, and  
 87.18 federal agencies.

87.19 (d) Before designating a groundwater management area, the commissioner must provide  
 87.20 estimates of the impact of any new restriction or policy on land values in the affected area.  
 87.21 Strategies to address adverse impacts to land values must be included in any plan.

87.22 Sec. 92. Minnesota Statutes 2020, section 103G.287, subdivision 5, is amended to read:

87.23 Subd. 5. **Sustainability standard.** (a) The commissioner may issue water-use permits  
 87.24 for appropriation from groundwater only if the commissioner determines that the groundwater  
 87.25 use is sustainable to supply the needs of future generations and the proposed use will not  
 87.26 harm ecosystems, degrade water, or reduce water levels beyond the reach of public water  
 87.27 supply and private domestic wells constructed according to Minnesota Rules, chapter 4725.

87.28 (b) For the purposes of this subdivision and subdivision 4, "sustainable" means a change  
 87.29 in hydrologic regime of 20 percent or less relative to the August median stream flow.

88.1 Sec. 93. Minnesota Statutes 2020, section 103G.289, is amended to read:

88.2 **103G.289 WELL INTERFERENCE; ~~WELL SEALING VALIDATION;~~**  
 88.3 **CONTESTED CASE.**

88.4 (a) The commissioner shall not validate a claim for well interference claim if the affected  
 88.5 well has been sealed prior to the completion of the commissioner's investigation of the  
 88.6 complaint. If the well is sealed prior to completion of the investigation, the commissioner  
 88.7 must dismiss the complaint.

88.8 (b) When validating a claim for well interference, the commissioner must take into  
 88.9 account the condition of the affected well.

88.10 (c) Within 30 days after the commissioner's decision on a claim for well interference, a  
 88.11 party ordered by the commissioner to contribute to an affected well owner may petition for  
 88.12 a contested case hearing under sections 14.57 to 14.62. The commissioner must grant the  
 88.13 petitioner a contested case hearing on the commissioner's decision.

88.14 Sec. 94. Minnesota Statutes 2020, section 103G.401, is amended to read:

88.15 **103G.401 APPLICATION TO ESTABLISH LAKE LEVELS.**

88.16 (a) Applications for authority to establish and maintain levels of public waters and  
 88.17 applications to establish the natural ordinary high-water level of public waters may be made  
 88.18 to the commissioner by a public body or authority or by a majority of the riparian owners  
 88.19 on the public waters.

88.20 (b) To conserve or utilize the water resources of the state, the commissioner may initiate  
 88.21 proceedings to establish and maintain the level of public waters.

88.22 (c) When establishing an ordinary high-water level, the commissioner must provide  
 88.23 written or electronic notice of the order to the local units of government where the public  
 88.24 water is located.

88.25 Sec. 95. **[103G.413] APPEAL OF ORDER ESTABLISHING ORDINARY**  
 88.26 **HIGH-WATER LEVEL.**

88.27 Subdivision 1. **Petition.** A local unit of government may petition for review of the  
 88.28 ordinary high-water level. A petition may be filed on behalf of the local unit of government  
 88.29 or riparian landowner affected by the ordinary high-water level. The petition must be filed  
 88.30 by the local unit of government and include reasons why the determination should be  
 88.31 reviewed and evidence to be considered as part of the review.

89.1 Subd. 2. **Review.** If a local unit of government files a petition under this section, the  
 89.2 commissioner must review the petition within 90 days of the request and issue a final order.  
 89.3 The commissioner may extend this period by 90 days by providing written notice of the  
 89.4 extension to the applicant. Any further extension requires the agreement of the petitioner.

89.5 Sec. 96. Minnesota Statutes 2020, section 115.03, subdivision 1, is amended to read:

89.6 Subdivision 1. **Generally.** (a) The agency is hereby given and charged with the following  
 89.7 powers and duties:

89.8 ~~(a)~~ (1) to administer and enforce all laws relating to the pollution of any of the waters  
 89.9 of the state;

89.10 ~~(b)~~ (2) to investigate the extent, character, and effect of the pollution of the waters of  
 89.11 this state and to gather data and information necessary or desirable in the administration or  
 89.12 enforcement of pollution laws, and to make such classification of the waters of the state as  
 89.13 it may deem advisable;

89.14 ~~(c)~~ (3) to establish and alter such reasonable pollution standards for any waters of the  
 89.15 state in relation to the public use to which they are or may be put as it shall deem necessary  
 89.16 for the purposes of this chapter and, with respect to the pollution of waters of the state,  
 89.17 chapter 116;

89.18 ~~(d)~~ (4) to encourage waste treatment, including advanced waste treatment, instead of  
 89.19 stream low-flow augmentation for dilution purposes to control and prevent pollution;

89.20 ~~(e)~~ (5) to adopt, issue, reissue, modify, deny, or revoke, enter into or enforce reasonable  
 89.21 orders, permits, variances, standards, rules, schedules of compliance, and stipulation  
 89.22 agreements, under such conditions as it may prescribe, in order to prevent, control or abate  
 89.23 water pollution, or for the installation or operation of disposal systems or parts thereof, or  
 89.24 for other equipment and facilities:

89.25 ~~(1)~~ (i) requiring the discontinuance of the discharge of sewage, industrial waste or other  
 89.26 wastes into any waters of the state resulting in pollution in excess of the applicable pollution  
 89.27 standard established under this chapter;

89.28 ~~(2)~~ (ii) prohibiting or directing the abatement of any discharge of sewage, industrial  
 89.29 waste, or other wastes, into any waters of the state or the deposit thereof or the discharge  
 89.30 into any municipal disposal system where the same is likely to get into any waters of the  
 89.31 state in violation of this chapter and, with respect to the pollution of waters of the state,  
 89.32 chapter 116, or standards or rules promulgated or permits issued pursuant thereto, and

90.1 specifying the schedule of compliance within which such prohibition or abatement must be  
90.2 accomplished;

90.3 ~~(3)~~ (iii) prohibiting the storage of any liquid or solid substance or other pollutant in a  
90.4 manner which does not reasonably assure proper retention against entry into any waters of  
90.5 the state that would be likely to pollute any waters of the state;

90.6 ~~(4)~~ (iv) requiring the construction, installation, maintenance, and operation by any person  
90.7 of any disposal system or any part thereof, or other equipment and facilities, or the  
90.8 reconstruction, alteration, or enlargement of its existing disposal system or any part thereof,  
90.9 or the adoption of other remedial measures to prevent, control or abate any discharge or  
90.10 deposit of sewage, industrial waste or other wastes by any person;

90.11 ~~(5)~~ (v) establishing, and from time to time revising, standards of performance for new  
90.12 sources taking into consideration, among other things, classes, types, sizes, and categories  
90.13 of sources, processes, pollution control technology, cost of achieving such effluent reduction,  
90.14 and any nonwater quality environmental impact and energy requirements. Said standards  
90.15 of performance for new sources shall encompass those standards for the control of the  
90.16 discharge of pollutants which reflect the greatest degree of effluent reduction which the  
90.17 agency determines to be achievable through application of the best available demonstrated  
90.18 control technology, processes, operating methods, or other alternatives, including, where  
90.19 practicable, a standard permitting no discharge of pollutants. New sources shall encompass  
90.20 buildings, structures, facilities, or installations from which there is or may be the discharge  
90.21 of pollutants, the construction of which is commenced after the publication by the agency  
90.22 of proposed rules prescribing a standard of performance which will be applicable to such  
90.23 source. Notwithstanding any other provision of the law of this state, any point source the  
90.24 construction of which is commenced after May 20, 1973, and which is so constructed as to  
90.25 meet all applicable standards of performance for new sources shall, consistent with and  
90.26 subject to the provisions of section 306(d) of the Amendments of 1972 to the Federal Water  
90.27 Pollution Control Act, not be subject to any more stringent standard of performance for new  
90.28 sources during a ten-year period beginning on the date of completion of such construction  
90.29 or during the period of depreciation or amortization of such facility for the purposes of  
90.30 section 167 or 169, or both, of the Federal Internal Revenue Code of 1954, whichever period  
90.31 ends first. Construction shall encompass any placement, assembly, or installation of facilities  
90.32 or equipment, including contractual obligations to purchase such facilities or equipment, at  
90.33 the premises where such equipment will be used, including preparation work at such  
90.34 premises;

91.1 ~~(6)~~ (vi) establishing and revising pretreatment standards to prevent or abate the discharge  
91.2 of any pollutant into any publicly owned disposal system, which pollutant interferes with,  
91.3 passes through, or otherwise is incompatible with such disposal system;

91.4 ~~(7)~~ (vii) requiring the owner or operator of any disposal system or any point source to  
91.5 establish and maintain such records, make such reports, install, use, and maintain such  
91.6 monitoring equipment or methods, including where appropriate biological monitoring  
91.7 methods, sample such effluents in accordance with such methods, at such locations, at such  
91.8 intervals, and in such a manner as the agency shall prescribe, and providing such other  
91.9 information as the agency may reasonably require;

91.10 ~~(8)~~ (viii) notwithstanding any other provision of this chapter, and with respect to the  
91.11 pollution of waters of the state, chapter 116, requiring the achievement of more stringent  
91.12 limitations than otherwise imposed by effluent limitations in order to meet any applicable  
91.13 water quality standard by establishing new effluent limitations, based upon section 115.01,  
91.14 subdivision 13, clause (b), including alternative effluent control strategies for any point  
91.15 source or group of point sources to insure the integrity of water quality classifications,  
91.16 whenever the agency determines that discharges of pollutants from such point source or  
91.17 sources, with the application of effluent limitations required to comply with any standard  
91.18 of best available technology, would interfere with the attainment or maintenance of the  
91.19 water quality classification in a specific portion of the waters of the state. Prior to  
91.20 establishment of any such effluent limitation, the agency shall hold a public hearing to  
91.21 determine the relationship of the economic and social costs of achieving such limitation or  
91.22 limitations, including any economic or social dislocation in the affected community or  
91.23 communities, to the social and economic benefits to be obtained and to determine whether  
91.24 or not such effluent limitation can be implemented with available technology or other  
91.25 alternative control strategies. If a person affected by such limitation demonstrates at such  
91.26 hearing that, whether or not such technology or other alternative control strategies are  
91.27 available, there is no reasonable relationship between the economic and social costs and  
91.28 the benefits to be obtained, such limitation shall not become effective and shall be adjusted  
91.29 as it applies to such person;

91.30 ~~(9)~~ (ix) modifying, in its discretion, any requirement or limitation based upon best  
91.31 available technology with respect to any point source for which a permit application is filed  
91.32 after July 1, 1977, upon a showing by the owner or operator of such point source satisfactory  
91.33 to the agency that such modified requirements will represent the maximum use of technology  
91.34 within the economic capability of the owner or operator and will result in reasonable further  
91.35 progress toward the elimination of the discharge of pollutants; and

92.1 ~~(10)~~ (x) requiring that applicants for wastewater discharge permits evaluate in their  
 92.2 applications the potential reuses of the discharged wastewater;

92.3 ~~(f)~~ (6) to require to be submitted and to approve plans and specifications for disposal  
 92.4 systems or point sources, or any part thereof and to inspect the construction thereof for  
 92.5 compliance with the approved plans and specifications thereof;

92.6 ~~(g)~~ (7) to prescribe and alter rules, not inconsistent with law, for the conduct of the  
 92.7 agency and other matters within the scope of the powers granted to and imposed upon it by  
 92.8 this chapter and, with respect to pollution of waters of the state, in chapter 116, provided  
 92.9 that every rule affecting any other department or agency of the state or any person other  
 92.10 than a member or employee of the agency shall be filed with the secretary of state;

92.11 ~~(h)~~ (8) to conduct such investigations, issue such notices, public and otherwise, and hold  
 92.12 such hearings as are necessary or which it may deem advisable for the discharge of its duties  
 92.13 under this chapter and, with respect to the pollution of waters of the state, under chapter  
 92.14 116, including, but not limited to, the issuance of permits, and to authorize any member,  
 92.15 employee, or agent appointed by it to conduct such investigations or, issue such notices and  
 92.16 hold such hearings;

92.17 ~~(i)~~ (9) for the purpose of water pollution control planning by the state and pursuant to  
 92.18 the Federal Water Pollution Control Act, as amended, to establish and revise planning areas,  
 92.19 adopt plans and programs and continuing planning processes, including, but not limited to,  
 92.20 basin plans and areawide waste treatment management plans, and to provide for the  
 92.21 implementation of any such plans by means of, including, but not limited to, standards, plan  
 92.22 elements, procedures for revision, intergovernmental cooperation, residual treatment process  
 92.23 waste controls, and needs inventory and ranking for construction of disposal systems;

92.24 ~~(j)~~ (10) to train water pollution control personnel; and charge such fees therefor as are  
 92.25 for the training as necessary to cover the agency's costs. The fees under this clause are  
 92.26 subject to legislative approval under section 16A.1283. All such fees received shall be paid  
 92.27 into the state treasury and credited to the Pollution Control Agency training account;

92.28 ~~(k)~~ (11) to impose as additional conditions in permits to publicly owned disposal systems  
 92.29 appropriate measures to insure compliance by industrial and other users with any pretreatment  
 92.30 standard, including, but not limited to, those related to toxic pollutants, and any system of  
 92.31 user charges ratably as is hereby required under state law or said Federal Water Pollution  
 92.32 Control Act, as amended, or any regulations or guidelines promulgated thereunder;

93.1 ~~(H)~~ (12) to set a period not to exceed five years for the duration of any national pollutant  
 93.2 discharge elimination system permit or not to exceed ten years for any permit issued as a  
 93.3 state disposal system permit only;

93.4 ~~(M)~~ (13) to require each governmental subdivision identified as a permittee for a  
 93.5 wastewater treatment works to evaluate in every odd-numbered year the condition of its  
 93.6 existing system and identify future capital improvements that will be needed to attain or  
 93.7 maintain compliance with a national pollutant discharge elimination system or state disposal  
 93.8 system permit; and

93.9 ~~(N)~~ (14) to train subsurface sewage treatment system personnel, including persons who  
 93.10 design, construct, install, inspect, service, and operate subsurface sewage treatment systems,  
 93.11 and charge fees for the training as necessary to pay the agency's costs. The fees under this  
 93.12 clause are subject to legislative approval under section 16A.1283. All fees received must  
 93.13 be paid into the state treasury and credited to the agency's training account. Money in the  
 93.14 account is appropriated to the agency to pay expenses related to training.

93.15 (b) The information required in paragraph (a), clause ~~(M)~~ (13), must be submitted in  
 93.16 every odd-numbered year to the commissioner on a form provided by the commissioner.  
 93.17 The commissioner shall provide technical assistance if requested by the governmental  
 93.18 subdivision.

93.19 (c) The powers and duties given the agency in this subdivision also apply to permits  
 93.20 issued under chapter 114C.

93.21 Sec. 97. Minnesota Statutes 2020, section 115.455, is amended to read:

93.22 **115.455 EFFLUENT LIMITATIONS; COMPLIANCE.**

93.23 To the extent allowable under federal law, for a municipality that constructs a publicly  
 93.24 owned treatment works or for an industrial national pollutant discharge elimination system  
 93.25 and state disposal system permit holder that constructs a treatment works to comply with a  
 93.26 new or modified effluent limitation, compliance with any new or modified effluent limitation  
 93.27 adopted after construction begins that would require additional capital investment is required  
 93.28 no sooner than 16 years after the date the facility begins operating.

93.29 Sec. 98. Minnesota Statutes 2020, section 115.77, subdivision 1, is amended to read:

93.30 Subdivision 1. **Fees.** The agency shall collect fees in amounts necessary, but no greater  
 93.31 than the amounts necessary, to cover the reasonable costs of reviewing applications and

94.1 issuing certifications. The fees under this subdivision are subject to legislative approval  
 94.2 under section 16A.1283.

94.3 Sec. 99. Minnesota Statutes 2020, section 115.84, subdivision 2, is amended to read:

94.4 Subd. 2. **Rules.** The agency may adopt rules to govern certification of laboratories  
 94.5 according to this section. ~~Notwithstanding section 16A.1283, the agency may adopt rules~~  
 94.6 ~~establishing fees.~~

94.7 Sec. 100. Minnesota Statutes 2020, section 115.84, subdivision 3, is amended to read:

94.8 Subd. 3. **Fees.** (a) Until the agency adopts a rule establishing fees for certification, the  
 94.9 agency shall collect fees from laboratories registering with the agency, but not accredited  
 94.10 by the commissioner of health under sections 144.97 to 144.99, in amounts necessary to  
 94.11 cover the reasonable costs of the certification program, including reviewing applications,  
 94.12 issuing certifications, and conducting audits and compliance assistance. The fees under this  
 94.13 paragraph are subject to legislative approval under section 16A.1283.

94.14 (b) Fees under this section must be based on the number, type, and complexity of  
 94.15 analytical methods that laboratories are certified to perform.

94.16 (c) Revenue from fees charged by the agency for certification ~~shall~~ must be credited to  
 94.17 the environmental fund.

94.18 Sec. 101. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
 94.19 to read:

94.20 Subd. 1a. **Advanced recycling.** "Advanced recycling" means a manufacturing process  
 94.21 for converting post-use polymers and recovered feedstocks into basic hydrocarbon raw  
 94.22 materials, feedstocks, chemicals, liquid fuels, and other products like waxes and lubricants  
 94.23 through processes that include pyrolysis, gasification, depolymerization, catalytic cracking,  
 94.24 reforming, hydrogenation, solvolysis, and other similar technologies. The recycled products  
 94.25 produced at advanced recycling facilities include but are not limited to monomers, oligomers,  
 94.26 plastics, plastics and chemical feedstocks, basic and unfinished chemicals, crude oil, naphtha,  
 94.27 liquid transportation fuels, waxes, lubricants, coatings, and other basic hydrocarbons.  
 94.28 Advanced recycling is not processing, treatment, resource recovery, incineration, or waste  
 94.29 management.

94.30 **EFFECTIVE DATE.** This section is effective the day following final enactment.

95.1 Sec. 102. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
95.2 to read:

95.3 Subd. 1b. **Advanced recycling facility.** "Advanced recycling facility" means a facility  
95.4 that receives, stores, and converts post-use polymers and recovered feedstocks it receives  
95.5 using advanced recycling. An advanced recycling facility is a manufacturing facility subject  
95.6 to applicable agency manufacturing regulations for air, water, waste, and land use. An  
95.7 advanced recycling facility is not a solid waste facility, waste facility, or resource recovery  
95.8 facility.

95.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

95.10 Sec. 103. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
95.11 to read:

95.12 Subd. 7b. **Depolymerization.** "Depolymerization" means a manufacturing process where  
95.13 post-use polymers are broken into smaller molecules such as monomers and oligomers or  
95.14 raw, intermediate, or final products, plastics and chemical feedstocks, basic and unfinished  
95.15 chemicals, crude oil, naphtha, liquid transportation fuels, waxes, lubricants, coatings, and  
95.16 other basic hydrocarbons.

95.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.

95.18 Sec. 104. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
95.19 to read:

95.20 Subd. 10b. **Gasification.** "Gasification" means a manufacturing process through which  
95.21 recovered feedstocks are heated and converted into a fuel-gas mixture in an oxygen-deficient  
95.22 atmosphere and the mixture is converted into valuable raw materials and intermediate and  
95.23 final products, including but not limited to plastic monomers, chemicals, waxes, lubricants,  
95.24 chemical feedstocks, crude oil, diesel, gasoline, diesel and gasoline blend stocks, home  
95.25 heating oil, and other fuels including ethanol and transportation fuel, that are returned to  
95.26 economic utility in the form of raw materials, products, or fuels.

95.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

95.28 Sec. 105. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
95.29 to read:

95.30 Subd. 24c. **Post-use polymers.** "Post-use polymers" means plastic that:

95.31 (1) is derived from any industrial, commercial, agricultural, or domestic activities;

96.1 (2) is not mixed with solid waste or hazardous waste on site or during processing at the  
 96.2 advanced recycling facility;

96.3 (3) is used or intended to be used as a feedstock for manufacturing crude oil, fuels,  
 96.4 feedstocks, blend stocks, raw materials, or other intermediate products or final products  
 96.5 using advanced recycling;

96.6 (4) has been sorted from solid waste and other regulated waste but may contain residual  
 96.7 amounts of solid waste such as organic material and incidental contaminants or impurities  
 96.8 such as paper labels and metal rings; and

96.9 (5) is processed at an advanced recycling facility or held at an advanced recycling facility  
 96.10 before processing.

96.11 **EFFECTIVE DATE.** This section is effective the day following final enactment.

96.12 Sec. 106. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
 96.13 to read:

96.14 Subd. 24d. **Pyrolysis.** "Pyrolysis" means a manufacturing process through which post-use  
 96.15 polymers are heated in an oxygen-deficient atmosphere until melted and thermally  
 96.16 decomposed and then cooled, condensed, and converted into valuable raw materials and  
 96.17 intermediate and final products, including but not limited to plastic monomers, chemicals,  
 96.18 waxes, lubricants, chemical feedstocks, crude oil, diesel, gasoline, diesel and gasoline blend  
 96.19 stocks, home heating oil, and other fuels including ethanol and transportation fuel, that are  
 96.20 returned to economic utility in the form of raw materials, products, or fuels.

96.21 **EFFECTIVE DATE.** This section is effective the day following final enactment.

96.22 Sec. 107. Minnesota Statutes 2020, section 115A.03, subdivision 25, is amended to read:

96.23 Subd. 25. **Processing.** "Processing" means the treatment of waste after collection and  
 96.24 before disposal. Processing includes but is not limited to reduction, storage, separation,  
 96.25 exchange, resource recovery, physical, chemical, or biological modification, and transfer  
 96.26 from one waste facility to another. Processing does not include advanced recycling.

96.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

96.28 Sec. 108. Minnesota Statutes 2020, section 115A.03, subdivision 25d, is amended to read:

96.29 Subd. 25d. **Refuse-derived fuel.** "Refuse-derived fuel" means a product resulting from  
 96.30 the processing of mixed municipal solid waste in a manner that reduces the quantity of  
 96.31 noncombustible material present in the waste, reduces the size of waste components through

97.1 shredding or other mechanical means, and produces a fuel suitable for combustion in existing  
97.2 or new solid fuel-fired boilers. Fuels produced using advanced recycling are not  
97.3 refuse-derived fuels.

97.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.

97.5 Sec. 109. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
97.6 to read:

97.7 Subd. 25e. **Recovered feedstock.** "Recovered feedstock" means one or more of the  
97.8 following materials that has been processed so that it may be used as feedstock in an advanced  
97.9 recycling facility:

97.10 (1) post-use polymers; and

97.11 (2) materials for which the United States Environmental Protection Agency has made  
97.12 a nonwaste determination under Code of Federal Regulations, title 40, section 241.3(c), or  
97.13 has otherwise determined are feedstocks and not solid waste.

97.14 Recovered feedstock does not include unprocessed municipal solid waste. Recovered  
97.15 feedstock is not mixed with solid waste or hazardous waste on site or during processing at  
97.16 an advanced recycling facility.

97.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.

97.18 Sec. 110. Minnesota Statutes 2020, section 115A.03, subdivision 27, is amended to read:

97.19 Subd. 27. **Resource recovery.** "Resource recovery" means the reclamation for sale, use,  
97.20 or reuse of materials, substances, energy, or other products contained within or derived from  
97.21 waste. Resource recovery does not include advanced recycling.

97.22 **EFFECTIVE DATE.** This section is effective the day following final enactment.

97.23 Sec. 111. Minnesota Statutes 2020, section 115A.03, subdivision 28, is amended to read:

97.24 Subd. 28. **Resource recovery facility.** "Resource recovery facility" means a waste  
97.25 facility established and used primarily for resource recovery, including related and  
97.26 appurtenant facilities such as transmission facilities and transfer stations primarily serving  
97.27 the resource recovery facility. An advanced recycling facility is not a resource recovery  
97.28 facility.

97.29 **EFFECTIVE DATE.** This section is effective the day following final enactment.

98.1 Sec. 112. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
98.2 to read:

98.3 Subd. 32e. **Solvolysis.** "Solvolysis" means a manufacturing process through which  
98.4 post-use polymers are reacted with the aid of solvents while heated at low temperatures or  
98.5 pressurized, or both, to make useful products while allowing additives and contaminants to  
98.6 be separated. The products of solvolysis include but are not limited to monomers,  
98.7 intermediates, and valuable raw materials. The process includes but is not limited to  
98.8 hydrolysis, aminolysis, ammonolysis, methanolysis, and glycolysis.

98.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

98.10 Sec. 113. Minnesota Statutes 2020, section 115A.03, subdivision 34, is amended to read:

98.11 Subd. 34. **Waste.** "Waste" means solid waste, sewage sludge, and hazardous waste.  
98.12 Waste does not include post-use polymers or recovered feedstocks.

98.13 **EFFECTIVE DATE.** This section is effective the day following final enactment.

98.14 Sec. 114. Minnesota Statutes 2020, section 115A.03, subdivision 35, is amended to read:

98.15 Subd. 35. **Waste facility.** "Waste facility" means all property, real or personal, including  
98.16 negative and positive easements and water and air rights, which is or may be needed or  
98.17 useful for the processing or disposal of waste, except property for the collection of the waste  
98.18 and property used primarily for the manufacture of scrap metal or paper. Waste facility  
98.19 includes but is not limited to transfer stations, processing facilities, and disposal sites and  
98.20 facilities. An advanced recycling facility is not a waste facility.

98.21 **EFFECTIVE DATE.** This section is effective the day following final enactment.

98.22 Sec. 115. Minnesota Statutes 2020, section 115A.03, subdivision 36, is amended to read:

98.23 Subd. 36. **Waste management.** "Waste management" means activities which are intended  
98.24 to affect or control the generation of waste and activities which provide for or control the  
98.25 collection, processing and disposal of waste. Waste management does not include advanced  
98.26 recycling.

98.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

98.28 Sec. 116. **[115A.143] MATTRESS RECYCLING.**

98.29 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision  
98.30 have the meanings given.

99.1 (b) "Brand" means a name, symbol, word, or mark that attributes a mattress to the  
99.2 producer of the mattress.

99.3 (c) "Covered entity" means a political subdivision of the state, mattress retailer, permitted  
99.4 transfer station, waste-to-energy facility, health care facility, educational facility, military  
99.5 base, or commercial or nonprofit lodging establishment that possesses a discarded mattress  
99.6 that was used and discarded in this state. Covered entity does not include a renovator,  
99.7 refurbisher, or person that only transports a discarded mattress.

99.8 (d) "Discarded mattress" means a mattress that a consumer discarded, intends to discard,  
99.9 or abandoned in the state, but does not include a mattress that cannot be safely recycled  
99.10 because it is contaminated by putrescible solid waste or is substantially soiled, is infested  
99.11 with bedbugs, or poses a risk to worker health or equipment, which mattress should be  
99.12 disposed of through the existing solid waste system.

99.13 (e) "Energy recovery" means the process by which all or a portion of solid waste materials  
99.14 are processed or combusted to use the heat content or other forms of energy derived from  
99.15 the solid waste materials.

99.16 (f) "Foundation" means any ticking-covered structure that is used to support a mattress  
99.17 and that is composed of one or more of the following: a constructed frame, foam, or a box  
99.18 spring, whether stationary, adjustable, or foldable. Foundation does not include any bed  
99.19 frame or base made of wood, metal, or other material that rests upon the floor and that serves  
99.20 as a brace for a mattress.

99.21 (g) "Mattress" means any resilient material or combination of materials that is enclosed  
99.22 by ticking, used alone or in combination with other products, and that is intended or promoted  
99.23 for sleeping upon. Mattress includes any foundation and any used or renovated mattress.  
99.24 Mattress does not include any mattress pad; mattress topper; sleeping bag; pillow; car bed;  
99.25 carriage; basket; dressing table; stroller; playpen; infant carrier; lounge pad; crib or bassinet  
99.26 mattress; crib bumper; liquid or gaseous filled ticking, including any water bed and any air  
99.27 mattress that does not contain upholstery material between the ticking and the mattress core;  
99.28 or upholstered furniture, including a sleeper sofa.

99.29 (h) "Mattress core" means the principal support system that is present in a mattress,  
99.30 including but not limited to springs, foam, air bladder, water bladder, or resilient filling.

99.31 (i) "Mattress recycling council" or "council" means the nonprofit organization created  
99.32 by producers or created by any trade association that represents producers who account for  
99.33 a majority of mattress production in the United States to design, submit, and implement the  
99.34 mattress stewardship program described in subdivision 2.

100.1 (j) "Mattress stewardship fee" means the amount added to the purchase price of a mattress  
100.2 sold to a consumer or to an ultimate end user in this state that is necessary to cover the cost  
100.3 of collecting, transporting, and processing discarded mattresses by the council according  
100.4 to the mattress stewardship program.

100.5 (k) "Mattress stewardship program" or "program" means the statewide program described  
100.6 in subdivision 2 and implemented according to the mattress stewardship plan developed  
100.7 under subdivision 2.

100.8 (l) "Mattress topper" means an item that contains resilient filling, with or without ticking,  
100.9 that is intended to be used with or on top of a mattress.

100.10 (m) "Performance goal" means a metric proposed by the council to annually measure  
100.11 the performance of the mattress stewardship program, taking into consideration technical  
100.12 and economic feasibilities, in achieving continuous, meaningful improvement in the rate  
100.13 of mattress recycling in the state and any other specified goal of the program.

100.14 (n) "Producer" means a person who manufactures or renovates a mattress that is sold,  
100.15 offered for sale, or distributed in the state under the producer's own name or brand. Producer  
100.16 includes:

100.17 (1) the owner of a trademark or brand under which a mattress is sold, offered for sale,  
100.18 or distributed in this state, whether or not the trademark or brand is registered in this state;  
100.19 and

100.20 (2) a person who imports a mattress into the United States that is sold or offered for sale  
100.21 in this state and that is manufactured or renovated by a person who does not have a presence  
100.22 in the United States.

100.23 (o) "Recycling" means a process in which discarded mattresses, components, and  
100.24 by-products may lose their original identity or form as they are transformed into new, usable,  
100.25 or marketable materials. Recycling does not include using destructive incineration.

100.26 (p) "Renovate" or "renovation" means altering a mattress for resale, including any one  
100.27 or a combination of the following: replacing the ticking or filling, adding additional filling,  
100.28 or replacing components with new or recycled materials. Renovate or renovation does not  
100.29 include:

100.30 (1) stripping a mattress of its ticking or filling without adding new material;

100.31 (2) sanitizing or sterilizing a mattress without otherwise altering the mattress; or

101.1 (3) a renovator altering a mattress for a person who retains the altered mattress for  
 101.2 personal use, in accordance with chapter 325F.

101.3 (q) "Renovator" means a person who renovates discarded mattresses to resell the  
 101.4 mattresses to consumers.

101.5 (r) "Retailer" means a person who sells mattresses to a consumer or to an ultimate end  
 101.6 user in this state or offers mattresses to a consumer in this state.

101.7 (s) "Sale" means transfer of title of a mattress for consideration to a consumer or an  
 101.8 ultimate end user in the state, including but not limited to by means of a sales outlet, catalog,  
 101.9 website, or similar electronic means.

101.10 (t) "Sanitizing" means directly applying chemicals to a mattress to kill human  
 101.11 disease-causing pathogens.

101.12 (u) "Sterilizing" means mitigating deleterious substances or organisms, including human  
 101.13 disease-causing pathogens, fungi, and insects, from a mattress or filling material using a  
 101.14 chemical or heat process.

101.15 (v) "Ticking" means the outermost layer of fabric or material of a mattress. Ticking does  
 101.16 not include any layer of fabric or material quilted together with, or otherwise attached to,  
 101.17 the outermost layer of fabric or material of a mattress.

101.18 (w) "Upholstery material" means all material, loose or attached, between the ticking and  
 101.19 the core of a mattress.

101.20 Subd. 2. **Mattress recycling council; required plan.** (a) Within 180 days after the  
 101.21 effective date of this section, each producer or the producer's designee must join the mattress  
 101.22 recycling council. Within 180 days after the effective date of this section, the council must  
 101.23 submit a plan for approval by the commissioner to establish a statewide mattress stewardship  
 101.24 program, as described in this paragraph. Retailers may participate in the council. The mattress  
 101.25 stewardship program must, to the extent technologically feasible and economically practical:

101.26 (1) provide for free, convenient, and accessible statewide opportunities for receiving  
 101.27 discarded mattresses from any person in the state with a discarded mattress that was used  
 101.28 and discarded in the state, including but not limited to participating covered entities that  
 101.29 accumulate and segregate a minimum of 100 discarded mattresses for collection at one time;

101.30 (2) provide for free collection of discarded mattresses from transfer stations that  
 101.31 accumulate and segregate fewer than 50 mattresses, provided the transfer stations require  
 101.32 the collection due to space or permit requirements;

102.1 (3) provide for council-financed end-of-life management for discarded mattresses  
102.2 collected according to clauses (1) and (2);

102.3 (4) provide suitable storage containers at or make other mutually agreeable storage and  
102.4 transport arrangements for permitted transfer stations for segregated, discarded mattresses,  
102.5 at no cost to the municipality, provided the transfer station makes space available for the  
102.6 purpose and imposes no fee for placement of the storage container on the transfer station's  
102.7 premises;

102.8 (5) provide that the council will conduct research as needed related to improving used  
102.9 mattress collection, dismantling, and recycling operations, including pilot programs to test  
102.10 new processes, methods, or equipment on a local, regional, or otherwise limited basis; and

102.11 (6) include a mattress stewardship fee that is sufficient to cover the costs of operating  
102.12 and administering the program.

102.13 (b) The plan submitted according to paragraph (a) must:

102.14 (1) identify each producer participating in the program;

102.15 (2) describe the fee structure for the program;

102.16 (3) establish performance goals for the first two years of the program;

102.17 (4) identify proposed facilities to be used by the program;

102.18 (5) set convenience goals and a timeline for implementing and achieving convenient  
102.19 access to the program;

102.20 (6) detail how the program will promote recycling discarded mattresses consistent with  
102.21 the state's solid waste management hierarchy; and

102.22 (7) include a description of public education regarding the program.

102.23 (c) The council must set the amount of the mattress stewardship fee that is added to the  
102.24 purchase price of a mattress at the point of sale. The council must establish and implement  
102.25 a fee structure that covers but does not exceed the costs of developing the plan described  
102.26 in paragraph (b), operating and administering the program described in paragraph (a), and  
102.27 maintaining a financial reserve sufficient to operate the program over multiple years in a  
102.28 fiscally prudent and responsible manner. The council must set the fee as a flat rate and not  
102.29 as a percentage of the purchase price. The council must maintain all records relating to the  
102.30 program for not less than three years.

102.31 (d) Under the program, recycling is preferred over any other disposal method for  
102.32 mattresses, to the extent that recycling is technologically feasible and economically practical.

103.1 (e) The commissioner must approve the plan for establishing the mattress stewardship  
103.2 program if the plan meets the requirements of paragraphs (a) to (d). No later than 90 days  
103.3 after the council submits the plan according to this section, the commissioner must make a  
103.4 determination whether to approve the plan. Before making the determination, the  
103.5 commissioner must post the plan on the agency's website and solicit public comments on  
103.6 the plan. If the commissioner disapproves the plan because the plan does not meet the  
103.7 requirements of paragraphs (a) to (d), the commissioner must describe the reasons for the  
103.8 disapproval in a notice of determination that the commissioner provides to the council. The  
103.9 council must revise and resubmit the plan to the commissioner no later than 45 days after  
103.10 receiving notice of the commissioner's disapproval. No later than 45 days after receiving  
103.11 the revised plan, the commissioner must review and approve or disapprove the revised plan  
103.12 and provide a notice of determination to the council. The council may resubmit a revised  
103.13 plan to the commissioner for approval no more than twice. If the council fails to submit a  
103.14 plan that is acceptable to the commissioner because it does not meet the requirements of  
103.15 paragraphs (a) to (d), the commissioner must modify a submitted plan to make it conform  
103.16 to the requirements of paragraphs (a) to (d) and approve it. No later than 180 days after  
103.17 approval of a plan according to this paragraph, the council must implement the mattress  
103.18 stewardship program. Regardless of when the program begins, the program's fiscal year  
103.19 begins January 1.

103.20 (f) The council must submit any proposed substantial change to the program to the  
103.21 commissioner for approval. If the commissioner does not disapprove a proposed substantial  
103.22 change within 90 days of receiving notice of the proposed substantial change, the proposed  
103.23 substantial change is deemed approved. For purposes of this paragraph, "substantial change"  
103.24 means:

103.25 (1) a change in the processing facilities to be used for discarded mattresses collected  
103.26 under the program; or

103.27 (2) a material change to the system for collecting mattresses.

103.28 (g) Within 90 days after the end of the program's second fiscal year, the council must  
103.29 submit updated performance goals to the commissioner that are based on the experience of  
103.30 the program during the first two years of the program.

103.31 (h) The council must notify the commissioner of other material changes to the program  
103.32 on an ongoing basis, without resubmitting the plan to the commissioner for approval. Material  
103.33 changes include but are not limited to a change in the composition, officers, or contact  
103.34 information of the council.

104.1 (i) Within 90 days after the end of the program's second fiscal year and every two years  
104.2 thereafter, the council must propose a mattress stewardship fee for all mattresses sold in  
104.3 this state. The council may propose a change to the mattress stewardship fee more frequently  
104.4 than once every two years if the council determines the change is needed to avoid funding  
104.5 shortfalls or excesses for the mattress stewardship program. Any proposed mattress  
104.6 stewardship fee must be reviewed by an auditor to ensure that the assessment does not  
104.7 exceed the cost to fund the mattress stewardship program described in paragraph (a) and to  
104.8 maintain financial reserves sufficient to operate the program over multiple years in a fiscally  
104.9 prudent and responsible manner. Not later than 60 days after the council proposes a mattress  
104.10 stewardship fee, the auditor must render an opinion to the commissioner as to whether the  
104.11 proposed mattress stewardship fee is reasonable to achieve the goals set forth in this section.  
104.12 If the auditor concludes that the mattress stewardship fee is reasonable, then the proposed  
104.13 fee goes into effect. If the auditor concludes that the mattress stewardship fee is not  
104.14 reasonable, the auditor must provide the council with written notice explaining the auditor's  
104.15 opinion. No later than 60 days after the council receives the auditor's opinion, the council  
104.16 may either propose a new mattress stewardship fee or provide written comments on the  
104.17 auditor's opinion. If the auditor concludes that the fee is not reasonable, the commissioner  
104.18 must decide, based on the auditor's opinion and any comments provided by the council,  
104.19 whether to approve the proposed mattress stewardship fee. The council must select the  
104.20 auditor. The cost of any work performed by the auditor under this paragraph and paragraph  
104.21 (k) must be paid by the mattress stewardship fee.

104.22 (j) Not later than October 15 each year, the council must submit an annual report to the  
104.23 commissioner for the most recently completed fiscal year. The commissioner must post the  
104.24 annual report on the agency's website. The report must include:

104.25 (1) the tonnage of mattresses collected under the program from:

104.26 (i) transfer stations;

104.27 (ii) retailers; and

104.28 (iii) all other covered entities;

104.29 (2) the tonnage of mattresses diverted for recycling;

104.30 (3) the weight of mattress materials recycled, as indicated by the weight of each of the  
104.31 commodities sold to secondary markets;

104.32 (4) the weight of mattress materials sent for disposal at:

104.33 (i) waste-to-energy facilities;

- 105.1 (ii) landfills; and
- 105.2 (iii) any other facilities;
- 105.3 (5) a summary of the public education that supports the program;
- 105.4 (6) an evaluation of the effectiveness of methods and processes used to achieve
- 105.5 performance goals of the program; and
- 105.6 (7) recommendations for any changes to the program.
- 105.7 (k) Two years after the program is implemented according to paragraph (e) and every
- 105.8 three years thereafter or upon the request of the commissioner, but not more frequently than
- 105.9 once a year, the council must cause an audit of the program to be conducted by an auditor
- 105.10 as described in paragraph (i). The audit must review the accuracy of the council's data
- 105.11 concerning the program and provide any other information requested by the commissioner,
- 105.12 consistent with the requirements of this section, provided the request does not require the
- 105.13 disclosure of proprietary information or trade or business secrets. The council must pay for
- 105.14 the audit. The council must maintain all records relating to the program for at least three
- 105.15 years.

105.16 Subd. 3. **Charging fee; producer participation.** Upon implementation of the mattress

105.17 stewardship program, each manufacturer, renovator, retailer, or distributor that sells a

105.18 mattress to a consumer or to an ultimate end user in the state must add the mattress

105.19 stewardship fee to the purchase price for the mattress and must remit the fee collected to

105.20 the council. In each transaction, the fee must appear on the invoice and must be accompanied

105.21 by a brief description of the fee. The council must determine the rules and procedures

105.22 necessary to implement collection of the fee in a fair, efficient, and lawful manner. Any

105.23 producer who fails to participate in the program must not sell mattresses in this state.

105.24 Subd. 4. **Receipt of discarded mattresses.** Upon implementation of the mattress

105.25 stewardship program according to subdivision 2, paragraph (e), a covered entity that

105.26 participates in the program must not charge for the receipt of discarded mattresses that are

105.27 discarded in this state, except that covered entities may charge a fee for providing the service

105.28 of collecting mattresses and may restrict the acceptance of mattresses by number, source,

105.29 or physical condition.

105.30 Sec. 117. Minnesota Statutes 2020, section 115A.565, subdivision 1, is amended to read:

105.31 Subdivision 1. **Grant program established.** The commissioner ~~shall~~ must make

105.32 competitive grants to political subdivisions or federally recognized tribes to establish curbside

105.33 recycling or composting, increase recycling or composting, reduce the amount of recyclable

106.1 materials entering disposal facilities, or reduce the costs associated with hauling waste by  
 106.2 locating collection sites as close as possible to the site where the waste is generated. To be  
 106.3 eligible for grants under this section, a political subdivision or federally recognized tribe  
 106.4 must be located outside the seven-county metropolitan area and a city must have a population  
 106.5 of less than 45,000.

106.6 Sec. 118. Minnesota Statutes 2020, section 115B.40, subdivision 1, is amended to read:

106.7 Subdivision 1. **Response to releases.** The commissioner may take any environmental  
 106.8 response action, including emergency action, related to a release or threatened release of a  
 106.9 hazardous substance, pollutant or contaminant, or decomposition gas from a qualified facility  
 106.10 that the commissioner deems reasonable and necessary to protect the public health or welfare  
 106.11 or the environment under the standards required in sections 115B.01 to 115B.20. The  
 106.12 commissioner may undertake studies necessary to determine reasonable and necessary  
 106.13 environmental response actions at individual facilities. The commissioner may develop  
 106.14 general work plans for environmental studies, presumptive remedies, and generic remedial  
 106.15 designs for facilities with similar characteristics, as well as implement reuse and  
 106.16 redevelopment strategies. Prior to selecting environmental response actions for a facility,  
 106.17 the commissioner shall hold at least one public informational meeting near the facility and  
 106.18 provide for receiving and responding to comments related to the selection. The commissioner  
 106.19 shall design, implement, and provide oversight consistent with the actions selected under  
 106.20 this subdivision.

106.21 **EFFECTIVE DATE.** This section is effective the day following final enactment.

106.22 Sec. 119. **[115B.422] CLOSED LANDFILL EMERGENCY ACCOUNT.**

106.23 Subdivision 1. **Establishment; appropriation.** A closed landfill emergency account is  
 106.24 established in the remediation fund. Money in the account, including interest, is appropriated  
 106.25 to the commissioner for environmental response actions at qualified facilities or priority  
 106.26 qualified facilities where there is an imminent and substantial danger to the health and  
 106.27 welfare of the people of the state resulting from the potential contamination of drinking  
 106.28 water supplies or the potential for direct human contact with a release or threatened release  
 106.29 of a hazardous substance, pollutant or contaminant, or decomposition gas.

106.30 Subd. 2. **Annual report.** No later than February 1 each year, the commissioner must  
 106.31 report activities and expenditures under this section to the chairs and ranking minority  
 106.32 members of the legislative committees and divisions with jurisdiction over environment  
 106.33 finance.

107.1 Sec. 120. Minnesota Statutes 2020, section 116.03, subdivision 2b, is amended to read:

107.2 Subd. 2b. **Permitting efficiency.** (a) It is the goal of the state that environmental and  
107.3 resource management permits be issued or denied within 90 days for tier 1 permits or 150  
107.4 days for tier 2 permits following submission of a permit application. The commissioner of  
107.5 the Pollution Control Agency shall establish management systems designed to achieve the  
107.6 goal. For the purposes of this section, "tier 1 permits" are permits that do not require  
107.7 individualized actions or public comment periods, and "tier 2 permits" are permits that  
107.8 require individualized actions or public comment periods.

107.9 (b) The commissioner ~~shall~~ must prepare ~~an annual~~ semiannual permitting efficiency  
107.10 ~~report~~ reports that ~~includes~~ include statistics on meeting the tier 2 goal in paragraph (a) and  
107.11 the criteria for tier 2 by permit categories. The ~~report is~~ reports are due on February 1 and  
107.12 August 1 each year. For permit applications that have not met the goal, ~~the~~ each report must  
107.13 state the reasons for not meeting the goal. In stating the reasons for not meeting the goal,  
107.14 the commissioner ~~shall~~ must separately identify delays caused by the responsiveness of the  
107.15 proposer, ~~lack of staff,~~ scientific or technical disagreements, or the level of public  
107.16 engagement. ~~The~~ Each report must specify the number of days from initial submission of  
107.17 the application to the day of determination that the application is complete. ~~The~~ Each report  
107.18 must aggregate the data for the year reporting period and assess whether program or system  
107.19 changes are necessary to achieve the goal. Whenever a report required by this subdivision  
107.20 states the number of permits completed within a particular period, the report must,  
107.21 immediately after the number and in parentheses, state the percentage of total applications  
107.22 received for that permit category that the number represents. Whenever a report required  
107.23 by this subdivision states the number of permits completed within a particular period, the  
107.24 report must separately state completion data for industrial and municipal permits. The ~~report~~  
107.25 reports must be posted on the agency's website and submitted to the governor and the chairs  
107.26 and ranking minority members of the house of representatives and senate committees having  
107.27 jurisdiction over environment policy and finance.

107.28 (c) The commissioner shall allow electronic submission of environmental review and  
107.29 permit documents to the agency.

107.30 (d) Within 30 business days of application for a permit subject to paragraph (a), the  
107.31 commissioner of the Pollution Control Agency shall notify the permit applicant, in writing,  
107.32 whether the application is complete or incomplete. If the commissioner determines that an  
107.33 application is incomplete, the notice to the applicant must enumerate all deficiencies, citing  
107.34 specific provisions of the applicable rules and statutes, and advise the applicant on how the  
107.35 deficiencies can be remedied. If the commissioner determines that the application is complete,

108.1 the notice must confirm the application's tier 1 or tier 2 permit status. If the commissioner  
108.2 believes that a complete application for a tier 2 construction permit cannot be issued within  
108.3 the 150-day goal, the commissioner must provide notice to the applicant with the  
108.4 commissioner's notice that the application is complete and, upon request of the applicant,  
108.5 provide the permit applicant with a schedule estimating when the agency will begin drafting  
108.6 the permit and issue the public notice of the draft permit. This paragraph does not apply to  
108.7 an application for a permit that is subject to a grant or loan agreement under chapter 446A.

108.8 (e) For purposes of this subdivision, "permit professional" means an individual not  
108.9 employed by the Pollution Control Agency who:

108.10 (1) has a professional license issued by the state of Minnesota in the subject area of the  
108.11 permit;

108.12 (2) has at least ten years of experience in the subject area of the permit; and

108.13 (3) abides by the duty of candor applicable to employees of the Pollution Control Agency  
108.14 under agency rules and complies with all applicable requirements under chapter 326.

108.15 (f) Upon the agency's request, an applicant relying on a permit professional must  
108.16 participate in a meeting with the agency before submitting an application:

108.17 (1) at least two weeks prior to the preapplication meeting, the applicant must submit at  
108.18 least the following:

108.19 (i) project description, including, but not limited to, scope of work, primary emissions  
108.20 points, discharge outfalls, and water intake points;

108.21 (ii) location of the project, including county, municipality, and location on the site;

108.22 (iii) business schedule for project completion; and

108.23 (iv) other information requested by the agency at least four weeks prior to the scheduled  
108.24 meeting; and

108.25 (2) during the preapplication meeting, the agency shall provide for the applicant at least  
108.26 the following:

108.27 (i) an overview of the permit review program;

108.28 (ii) a determination of which specific application or applications will be necessary to  
108.29 complete the project;

108.30 (iii) a statement notifying the applicant if the specific permit being sought requires a  
108.31 mandatory public hearing or comment period;

109.1 (iv) a review of the timetable established in the permit review program for the specific  
109.2 permit being sought; and

109.3 (v) a determination of what information must be included in the application, including  
109.4 a description of any required modeling or testing.

109.5 (g) The applicant may select a permit professional to undertake the preparation of the  
109.6 permit application and draft permit.

109.7 (h) If a preapplication meeting was held, the agency shall, within seven business days  
109.8 of receipt of an application, notify the applicant and submitting permit professional that the  
109.9 application is complete or is denied, specifying the deficiencies of the application.

109.10 (i) Upon receipt of notice that the application is complete, the permit professional shall  
109.11 submit to the agency a timetable for submitting a draft permit. The permit professional shall  
109.12 submit a draft permit on or before the date provided in the timetable. Within 60 days after  
109.13 the close of the public comment period, the commissioner shall notify the applicant whether  
109.14 the permit can be issued.

109.15 (j) Nothing in this section shall be construed to modify:

109.16 (1) any requirement of law that is necessary to retain federal delegation to or assumption  
109.17 by the state; or

109.18 (2) the authority to implement a federal law or program.

109.19 (k) The permit application and draft permit shall identify or include as an appendix all  
109.20 studies and other sources of information used to substantiate the analysis contained in the  
109.21 permit application and draft permit. The commissioner shall request additional studies, if  
109.22 needed, and the permit applicant shall submit all additional studies and information necessary  
109.23 for the commissioner to perform the commissioner's responsibility to review, modify, and  
109.24 determine the completeness of the application and approve the draft permit.

109.25 Sec. 121. Minnesota Statutes 2020, section 116.06, subdivision 22, is amended to read:

109.26 Subd. 22. **Solid waste.** "Solid waste" means garbage, refuse, sludge from a water supply  
109.27 treatment plant or air contaminant treatment facility, and other discarded waste materials  
109.28 and sludges, in solid, semisolid, liquid, or contained gaseous form, resulting from industrial,  
109.29 commercial, mining, and agricultural operations; and from community activities, but does  
109.30 not include:

109.31 (1) hazardous waste;

109.32 (2) animal waste used as fertilizer;

110.1 (3) earthen fill, boulders, or rock;

110.2 (4) concrete diamond grinding and saw slurry associated with the construction,  
 110.3 improvement, or repair of a road when deposited on the road project site in a manner that  
 110.4 is in compliance with best management practices and rules of the agency;

110.5 (5) sewage sludge;

110.6 (6) solid or dissolved material in domestic sewage or other common pollutants in water  
 110.7 resources, such as silt, dissolved or suspended solids in industrial wastewater effluents or  
 110.8 discharges ~~which~~ that are point sources subject to permits under section 402 of the Federal  
 110.9 Water Pollution Control Act, as amended, or dissolved materials in irrigation return flows;  
 110.10 ~~or~~

110.11 (7) source, special nuclear, or by-product material as defined by the Atomic Energy Act  
 110.12 of 1954, as amended; or

110.13 (8) post-use polymers or recovered feedstocks converted at an advanced recycling facility  
 110.14 or held at an advanced recycling facility before being converted.

110.15 **EFFECTIVE DATE.** This section is effective the day following final enactment.

110.16 Sec. 122. Minnesota Statutes 2020, section 116.07, subdivision 2, is amended to read:

110.17 Subd. 2. **Adopting standards.** (a) The Pollution Control Agency shall improve air  
 110.18 quality by promoting, in the most practicable way possible, the use of energy sources and  
 110.19 waste disposal methods which produce or emit the least air contaminants consistent with  
 110.20 the agency's overall goal of reducing all forms of pollution. The agency shall also adopt  
 110.21 standards of air quality, not including maximum allowable standards of emission of air  
 110.22 contaminants from motor vehicles, recognizing that due to variable factors, no single standard  
 110.23 of purity of air is applicable to all areas of the state. In adopting standards the Pollution  
 110.24 Control Agency shall give due recognition to the fact that the quantity or characteristics of  
 110.25 air contaminants or the duration of their presence in the atmosphere, which may cause air  
 110.26 pollution in one area of the state, may cause less or not cause any air pollution in another  
 110.27 area of the state, and it shall take into consideration in this connection such factors, including  
 110.28 others which it may deem proper, as existing physical conditions, zoning classifications,  
 110.29 topography, prevailing wind directions and velocities, and the fact that a standard of air  
 110.30 quality which may be proper as to an essentially residential area of the state, may not be  
 110.31 proper as to a highly developed industrial area of the state. Such standards of air quality  
 110.32 shall be premised upon scientific knowledge of causes as well as effects based on technically  
 110.33 substantiated criteria and commonly accepted practices. No local government unit shall set

111.1 standards of air quality which are more stringent than those set by the Pollution Control  
111.2 Agency.

111.3 (b) The Pollution Control Agency shall promote solid waste disposal control by  
111.4 encouraging the updating of collection systems, elimination of open dumps, and  
111.5 improvements in incinerator practices. The agency shall also adopt standards for the control  
111.6 of the collection, transportation, storage, processing, and disposal of solid waste and sewage  
111.7 sludge for the prevention and abatement of water, air, and land pollution, recognizing that  
111.8 due to variable factors, no single standard of control is applicable to all areas of the state.  
111.9 In adopting standards, the Pollution Control Agency shall give due recognition to the fact  
111.10 that elements of control which may be reasonable and proper in densely populated areas of  
111.11 the state may be unreasonable and improper in sparsely populated or remote areas of the  
111.12 state, and it shall take into consideration in this connection such factors, including others  
111.13 which it may deem proper, as existing physical conditions, topography, soils and geology,  
111.14 climate, transportation, and land use. Such standards of control shall be premised on technical  
111.15 criteria and commonly accepted practices.

111.16 (c) The Pollution Control Agency shall also adopt standards describing the maximum  
111.17 levels of noise in terms of sound pressure level which may occur in the outdoor atmosphere,  
111.18 recognizing that due to variable factors no single standard of sound pressure is applicable  
111.19 to all areas of the state. Such standards shall give due consideration to such factors as the  
111.20 intensity of noises, the types of noises, the frequency with which noises recur, the time  
111.21 period for which noises continue, the times of day during which noises occur, and such  
111.22 other factors as could affect the extent to which noises may be injurious to human health  
111.23 or welfare, animal or plant life, or property, or could interfere unreasonably with the  
111.24 enjoyment of life or property. In adopting standards, the Pollution Control Agency shall  
111.25 give due recognition to the fact that the quantity or characteristics of noise or the duration  
111.26 of its presence in the outdoor atmosphere, which may cause noise pollution in one area of  
111.27 the state, may cause less or not cause any noise pollution in another area of the state, and  
111.28 it shall take into consideration in this connection such factors, including others which it  
111.29 may deem proper, as existing physical conditions, zoning classifications, topography,  
111.30 meteorological conditions and the fact that a standard which may be proper in an essentially  
111.31 residential area of the state, may not be proper as to a highly developed industrial area of  
111.32 the state. Such noise standards shall be premised upon scientific knowledge as well as effects  
111.33 based on technically substantiated criteria and commonly accepted practices. No local  
111.34 governing unit shall set standards describing the maximum levels of sound pressure which  
111.35 are more stringent than those set by the Pollution Control Agency.

112.1 (d) The Pollution Control Agency shall adopt standards for the identification of hazardous  
112.2 waste and for the management, identification, labeling, classification, storage, collection,  
112.3 transportation, processing, and disposal of hazardous waste, recognizing that due to variable  
112.4 factors, a single standard of hazardous waste control may not be applicable to all areas of  
112.5 the state. In adopting standards, the Pollution Control Agency shall recognize that elements  
112.6 of control which may be reasonable and proper in densely populated areas of the state may  
112.7 be unreasonable and improper in sparsely populated or remote areas of the state. The agency  
112.8 shall consider existing physical conditions, topography, soils, and geology, climate,  
112.9 transportation and land use. Standards of hazardous waste control shall be premised on  
112.10 technical knowledge, and commonly accepted practices. Hazardous waste generator licenses  
112.11 may be issued for a term not to exceed five years. No local government unit shall set  
112.12 standards of hazardous waste control which are in conflict or inconsistent with those set by  
112.13 the Pollution Control Agency.

112.14 (e) A person who generates less than 100 kilograms of hazardous waste per month is  
112.15 exempt from the following agency hazardous waste rules:

112.16 (1) rules relating to transportation, manifesting, storage, and labeling for photographic  
112.17 fixer and x-ray negative wastes that are hazardous solely because of silver content; and

112.18 (2) any rule requiring the generator to send to the agency or commissioner a copy of  
112.19 each manifest for the transportation of hazardous waste for off-site treatment, storage, or  
112.20 disposal, except that counties within the metropolitan area may require generators to provide  
112.21 manifests.

112.22 Nothing in this paragraph exempts the generator from the agency's rules relating to on-site  
112.23 accumulation or outdoor storage. A political subdivision or other local unit of government  
112.24 may not adopt management requirements that are more restrictive than this paragraph.

112.25 (f) In any rulemaking proceeding under chapter 14 to adopt standards for air quality,  
112.26 solid waste, or hazardous waste under this chapter, or standards for water quality under  
112.27 chapter 115, the statement of need and reasonableness must include:

112.28 (1) an assessment of any differences between the proposed rule and:

112.29 (i) existing federal standards adopted under the Clean Air Act, United States Code, title  
112.30 42, section 7412(b)(2); the Clean Water Act, United States Code, title 33, sections 1312(a)  
112.31 and 1313(c)(4); and the Resource Conservation and Recovery Act, United States Code, title  
112.32 42, section 6921(b)(1);

112.33 (ii) similar standards in states bordering Minnesota; and

113.1 (iii) similar standards in states within the Environmental Protection Agency Region 5;  
113.2 and

113.3 (2) a specific analysis of the need and reasonableness of each difference.

113.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.

113.5 Sec. 123. Minnesota Statutes 2020, section 116.07, subdivision 4d, is amended to read:

113.6 Subd. 4d. **Permit fees.** (a) The agency may collect permit fees in amounts not greater  
113.7 than those necessary to cover the reasonable costs of developing, reviewing, and acting  
113.8 upon applications for agency permits and implementing and enforcing the conditions of the  
113.9 permits pursuant to agency rules. Permit fees ~~shall~~ must not include the costs of litigation.  
113.10 The fee schedule must reflect reasonable and routine direct and indirect costs associated  
113.11 with permitting, implementation, and enforcement. The agency may impose an additional  
113.12 enforcement fee to be collected for ~~a period of~~ up to two years to cover the reasonable costs  
113.13 of implementing and enforcing the conditions of a permit under the rules of the agency.  
113.14 Water fees under this paragraph are subject to legislative approval under section 16A.1283.  
113.15 Any money collected under this paragraph ~~shall~~ must be deposited in the environmental  
113.16 fund.

113.17 (b) Notwithstanding paragraph (a), the agency shall collect an annual fee from the owner  
113.18 or operator of all stationary sources, emission facilities, emissions units, air contaminant  
113.19 treatment facilities, treatment facilities, potential air contaminant storage facilities, or storage  
113.20 facilities subject to a notification, permit, or license requirement under this chapter,  
113.21 subchapters I and V of the federal Clean Air Act, United States Code, title 42, section 7401  
113.22 et seq., or rules adopted thereunder. The annual fee ~~shall~~ must be used to pay for all direct  
113.23 and indirect reasonable costs, including legal costs, required to develop and administer the  
113.24 notification, permit, or license program requirements of this chapter, subchapters I and V  
113.25 of the federal Clean Air Act, United States Code, title 42, section 7401 et seq., or rules  
113.26 adopted thereunder. Those costs include the reasonable costs of reviewing and acting upon  
113.27 an application for a permit; implementing and enforcing statutes, rules, and the terms and  
113.28 conditions of a permit; emissions, ambient, and deposition monitoring; preparing generally  
113.29 applicable regulations; responding to federal guidance; modeling, analyses, and  
113.30 demonstrations; preparing inventories and tracking emissions; and providing information  
113.31 to the public about these activities.

113.32 (c) The agency shall set fees that:

114.1 (1) will result in the collection, in the aggregate, from the sources listed in paragraph  
114.2 (b), of an amount not less than \$25 per ton of each volatile organic compound; pollutant  
114.3 regulated under United States Code, title 42, section 7411 or 7412 (section 111 or 112 of  
114.4 the federal Clean Air Act); and each pollutant, except carbon monoxide, for which a national  
114.5 primary ambient air quality standard has been promulgated;

114.6 (2) may result in the collection, in the aggregate, from the sources listed in paragraph  
114.7 (b), of an amount not less than \$25 per ton of each pollutant not listed in clause (1) that is  
114.8 regulated under this chapter or air quality rules adopted under this chapter; and

114.9 (3) shall collect, in the aggregate, from the sources listed in paragraph (b), the amount  
114.10 needed to match grant funds received by the state under United States Code, title 42, section  
114.11 7405 (section 105 of the federal Clean Air Act).

114.12 The agency must not include in the calculation of the aggregate amount to be collected  
114.13 under clauses (1) and (2) any amount in excess of 4,000 tons per year of each air pollutant  
114.14 from a source. The increase in air permit fees to match federal grant funds ~~shall be~~ is a  
114.15 surcharge on existing fees. The commissioner may not collect the surcharge after the grant  
114.16 funds become unavailable. In addition, the commissioner shall use nonfee funds to the extent  
114.17 practical to match the grant funds so that the fee surcharge is minimized.

114.18 (d) To cover the reasonable costs described in paragraph (b), the agency shall provide  
114.19 in the rules promulgated under paragraph (c) for an increase in the fee collected in each  
114.20 year by the percentage, if any, by which the Consumer Price Index for the most recent  
114.21 calendar year ending before the beginning of the year the fee is collected exceeds the  
114.22 Consumer Price Index for the calendar year 1989. For purposes of this paragraph, the  
114.23 Consumer Price Index for any calendar year is the average of the Consumer Price Index for  
114.24 all-urban consumers published by the United States Department of Labor, as of the close  
114.25 of the 12-month period ending on August 31 of each calendar year. The revision of the  
114.26 Consumer Price Index that is most consistent with the Consumer Price Index for calendar  
114.27 year 1989 ~~shall~~ must be used.

114.28 (e) Any money collected under paragraphs (b) to (d) must be deposited in the  
114.29 environmental fund and must be used solely for the activities listed in paragraph (b).

114.30 (f) Permit applicants who wish to construct, reconstruct, or modify a project may offer  
114.31 to reimburse the agency for the costs of staff time or consultant services needed to expedite  
114.32 the preapplication process and permit development process through the final decision on  
114.33 the permit, including the analysis of environmental review documents. The reimbursement  
114.34 ~~shall be~~ is in addition to permit application fees imposed by law. When the agency determines

115.1 that it needs additional resources to develop the permit application in an expedited manner;  
 115.2 and that expediting the development is consistent with permitting program priorities, the  
 115.3 agency may accept the reimbursement. The commissioner must give the applicant an estimate  
 115.4 of costs to be incurred by the commissioner. The estimate must include a brief description  
 115.5 of the tasks to be performed, a schedule for completing the tasks, and the estimated cost for  
 115.6 each task. The applicant and the commissioner must enter into a written agreement detailing  
 115.7 the estimated costs for the expedited permit decision-making process to be incurred by the  
 115.8 agency. The agreement must also identify staff anticipated to be assigned to the project.  
 115.9 The commissioner must not issue a permit until the applicant has paid all fees in full. The  
 115.10 commissioner must refund any unobligated balance of fees paid. Reimbursements accepted  
 115.11 by the agency are appropriated to the agency for the purpose of developing the permit or  
 115.12 analyzing environmental review documents. Reimbursement by a permit applicant ~~shall~~  
 115.13 must precede and not be contingent upon issuance of a permit; ~~shall~~ must not affect the  
 115.14 agency's decision on whether to issue or deny a permit, what conditions are included in a  
 115.15 permit, or the application of state and federal statutes and rules governing permit  
 115.16 determinations; and ~~shall~~ must not affect final decisions regarding environmental review.

115.17 (g) The fees under this subdivision are exempt from section 16A.1285.

115.18 Sec. 124. Minnesota Statutes 2020, section 116.07, subdivision 7, is amended to read:

115.19 Subd. 7. **Counties; processing applications for animal lot permits.** (a) Any Minnesota  
 115.20 county board may, by resolution, with approval of the Pollution Control Agency, assume  
 115.21 responsibility for processing applications for permits required by the Pollution Control  
 115.22 Agency under this section for livestock feedlots, poultry lots or other animal lots. The  
 115.23 responsibility for permit application processing, if assumed by a county, may be delegated  
 115.24 by the county board to any appropriate county officer or employee.

115.25 (b) For the purposes of this subdivision, the term "processing" includes:

115.26 (1) the distribution to applicants of forms provided by the Pollution Control Agency;

115.27 (2) the receipt and examination of completed application forms, and the certification,  
 115.28 in writing, to the Pollution Control Agency either that the animal lot facility for which a  
 115.29 permit is sought by an applicant will comply with applicable rules and standards, or, if the  
 115.30 facility will not comply, the respects in which a variance would be required for the issuance  
 115.31 of a permit; and

115.32 (3) rendering to applicants, upon request, assistance necessary for the proper completion  
 115.33 of an application.

116.1 (c) For the purposes of this subdivision, the term "processing" may include, at the option  
116.2 of the county board, issuing, denying, modifying, imposing conditions upon, or revoking  
116.3 permits pursuant to the provisions of this section or rules promulgated pursuant to it, subject  
116.4 to review, suspension, and reversal by the Pollution Control Agency. The Pollution Control  
116.5 Agency shall, after written notification, have 15 days to review, suspend, modify, or reverse  
116.6 the issuance of the permit. After this period, the action of the county board is final, subject  
116.7 to appeal as provided in chapter 14. For permit applications filed after October 1, 2001,  
116.8 section 15.99 applies to feedlot permits issued by the agency or a county pursuant to this  
116.9 subdivision.

116.10 (d) For the purpose of administration of rules adopted under this subdivision, the  
116.11 commissioner and the agency may provide exceptions for cases where the owner of a feedlot  
116.12 has specific written plans to close the feedlot within five years. These exceptions include  
116.13 waiving requirements for major capital improvements.

116.14 (e) For purposes of this subdivision, a discharge caused by an extraordinary natural event  
116.15 such as a precipitation event of greater magnitude than the 25-year, 24-hour event, tornado,  
116.16 or flood in excess of the 100-year flood is not a "direct discharge of pollutants."

116.17 (f) In adopting and enforcing rules under this subdivision, the commissioner shall  
116.18 cooperate closely with other governmental agencies.

116.19 (g) The Pollution Control Agency shall work with the Minnesota Extension Service, the  
116.20 Department of Agriculture, the Board of Water and Soil Resources, producer groups, local  
116.21 units of government, as well as with appropriate federal agencies such as the Natural  
116.22 Resources Conservation Service and the Farm Service Agency, to notify and educate  
116.23 producers of rules under this subdivision at the time the rules are being developed and  
116.24 adopted and at least every two years thereafter.

116.25 (h) The Pollution Control Agency shall adopt rules governing the issuance and denial  
116.26 of permits for livestock feedlots, poultry lots or other animal lots pursuant to this section.  
116.27 Pastures are exempt from the rules authorized under this paragraph. ~~No feedlot permit shall  
116.28 include any terms or conditions that impose any requirements related to any pastures owned  
116.29 or utilized by the feedlot operator other than restrictions under a manure management plan.~~  
116.30 A feedlot permit is not required for livestock feedlots with more than ten but less than 50  
116.31 animal units; provided they are not in shoreland areas. A livestock feedlot permit does not  
116.32 become required solely because of a change in the ownership of the buildings, grounds, or  
116.33 feedlot. These rules apply both to permits issued by counties and to permits issued by the

117.1 Pollution Control Agency directly. No feedlot permit issued by the Pollution Control Agency  
117.2 shall include terms or conditions that:

117.3 (1) impose requirements related to pastures owned or used by the feedlot operator other  
117.4 than restrictions under a manure management plan;

117.5 (2) prohibit application of solid manure during February and March;

117.6 (3) require establishing a cover crop as a condition of allowing application of manure  
117.7 in September; or

117.8 (4) require implementing nitrogen best management practices as a condition of allowing  
117.9 application of manure in October.

117.10 (i) The Pollution Control Agency shall exercise supervising authority with respect to  
117.11 the processing of animal lot permit applications by a county.

117.12 (j) Any new rules or amendments to existing rules proposed under the authority granted  
117.13 in this subdivision, or to implement new fees on animal feedlots, must be submitted to the  
117.14 members of legislative policy and finance committees with jurisdiction over agriculture and  
117.15 the environment prior to final adoption. The rules must not become effective until 90 days  
117.16 after the proposed rules are submitted to the members.

117.17 (k) Until new rules are adopted that provide for plans for manure storage structures, any  
117.18 plans for a liquid manure storage structure must be prepared or approved by a registered  
117.19 professional engineer or a United States Department of Agriculture, Natural Resources  
117.20 Conservation Service employee.

117.21 (l) A county may adopt by ordinance standards for animal feedlots that are more stringent  
117.22 than standards in Pollution Control Agency rules.

117.23 (m) After January 1, 2001, a county that has not accepted delegation of the feedlot permit  
117.24 program must hold a public meeting prior to the agency issuing a feedlot permit for a feedlot  
117.25 facility with 300 or more animal units, unless another public meeting has been held with  
117.26 regard to the feedlot facility to be permitted.

117.27 (n) After the proposed rules published in the State Register, volume 24, number 25, are  
117.28 finally adopted, the agency may not impose additional conditions as a part of a feedlot  
117.29 permit, unless specifically required by law or agreed to by the feedlot operator.

117.30 (o) For the purposes of feedlot permitting, a discharge from land-applied manure or a  
117.31 manure stockpile that is managed according to agency rule must not be subject to a fine for  
117.32 a discharge violation.

118.1 (p) For the purposes of feedlot permitting, manure that is land applied, or a manure  
118.2 stockpile that is managed according to agency rule, must not be considered a discharge into  
118.3 waters of the state, unless the discharge is to waters of the state, as defined by section  
118.4 103G.005, subdivision 17, except type 1 or type 2 wetlands, as defined in section 103G.005,  
118.5 subdivision 17b, and does not meet discharge standards established for feedlots under agency  
118.6 rule.

118.7 (q) Unless the upgrade is needed to correct an immediate public health threat under  
118.8 section 145A.04, subdivision 8, or the facility is determined to be a concentrated animal  
118.9 feeding operation under Code of Federal Regulations, title 40, section 122.23, in effect on  
118.10 April 15, 2003, the agency may not require a feedlot operator:

118.11 (1) to spend more than \$3,000 to upgrade an existing feedlot with less than 300 animal  
118.12 units unless cost-share money is available to the feedlot operator for 75 percent of the cost  
118.13 of the upgrade; or

118.14 (2) to spend more than \$10,000 to upgrade an existing feedlot with between 300 and  
118.15 500 animal units, unless cost-share money is available to the feedlot operator for 75 percent  
118.16 of the cost of the upgrade or \$50,000, whichever is less.

118.17 (r) A feedlot operator who stores and applies up to 100,000 gallons per calendar year of  
118.18 private truck wash wastewater resulting from trucks that transport animals or supplies to  
118.19 and from the feedlot does not require a permit to land-apply industrial by-products if the  
118.20 feedlot operator stores and applies the wastewater in accordance with Pollution Control  
118.21 Agency requirements for land applications of industrial by-product that do not require a  
118.22 permit.

118.23 (s) A feedlot operator who holds a permit from the Pollution Control Agency to  
118.24 land-apply industrial by-products from a private truck wash is not required to have a certified  
118.25 land applicator apply the private truck wash wastewater if the wastewater is applied by the  
118.26 feedlot operator to cropland owned or leased by the feedlot operator or by a commercial  
118.27 animal waste technician licensed by the commissioner of agriculture under chapter 18C.  
118.28 For purposes of this paragraph and paragraph (r), "private truck wash" means a truck washing  
118.29 facility owned or leased, operated, and used only by a feedlot operator to wash trucks owned  
118.30 or leased by the feedlot operator and used to transport animals or supplies to and from the  
118.31 feedlot.

118.32 **EFFECTIVE DATE.** This section is effective retroactively from February 1, 2021.

119.1 Sec. 125. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision  
119.2 to read:

119.3 Subd. 13. **Unadopted rules.** The commissioner of the Pollution Control Agency must  
119.4 not enforce or attempt to enforce an unadopted rule. For purposes of this subdivision,  
119.5 "unadopted rule" means a guideline, bulletin, criterion, manual standard, interpretive  
119.6 statement, policy plan, or similar pronouncement if the guideline, bulletin, criterion, manual  
119.7 standard, interpretive statement, policy plan, or similar pronouncement has not been adopted  
119.8 according to the rulemaking process provided under chapter 14. If an unadopted rule is  
119.9 challenged under section 14.381, the commissioner must cease enforcement of the unadopted  
119.10 rule and overcome a presumption that the unadopted rule must be adopted according to the  
119.11 rulemaking process provided under chapter 14.

119.12 Sec. 126. Minnesota Statutes 2020, section 116.155, is amended by adding a subdivision  
119.13 to read:

119.14 Subd. 5c. **Closed landfill emergency account.** The closed landfill emergency account  
119.15 is as described in section 115B.422.

119.16 Sec. 127. **[116.157] REDUCTION OF AIR POLLUTION THROUGH SUPPORT**  
119.17 **OF ZERO EMISSION VEHICLE CHOICE.**

119.18 Subdivision 1. **Policy.** It is the policy of this state:

119.19 (1) to reduce air pollution by supporting the market for zero emission vehicles;

119.20 (2) to do so by ensuring consumers have access to the most desirable zero emission  
119.21 vehicles; and

119.22 (3) to maximize consumer access to desirable zero emission vehicles by ensuring that  
119.23 undesirable zero emission vehicles do not take up space on automobile dealer lots that could  
119.24 be used to offer more desirable zero emission vehicles.

119.25 Subd. 2. **Duty to purchase vehicle.** In order to further the policies described in  
119.26 subdivision 1, if the Pollution Control Agency adopts a requirement that a certain percentage  
119.27 of the passenger cars and light duty trucks that each automobile manufacturer annually  
119.28 delivers for sale in Minnesota must be vehicles with zero tailpipe emissions, then the agency  
119.29 must purchase from an automobile dealer any zero emission vehicle that has remained  
119.30 unsold on the dealer's lot for more than 90 days if requested to do so by the automobile  
119.31 dealer.

120.1 Subd. 3. **Appropriation.** There is annually appropriated from the environmental fund  
120.2 to the commissioner of the Pollution Control Agency a sum sufficient to purchase vehicles  
120.3 as required under subdivision 2.

120.4 Sec. 128. Minnesota Statutes 2020, section 116D.04, subdivision 2a, is amended to read:

120.5 Subd. 2a. **When prepared.** (a) Where there is potential for significant environmental  
120.6 effects resulting from any major governmental action, the action must be preceded by a  
120.7 detailed environmental impact statement prepared by the responsible governmental unit.  
120.8 The environmental impact statement must be an analytical rather than an encyclopedic  
120.9 document that describes the proposed action in detail, analyzes its significant environmental  
120.10 impacts, discusses appropriate alternatives to the proposed action and their impacts, and  
120.11 explores methods by which adverse environmental impacts of an action could be mitigated.  
120.12 The environmental impact statement must also analyze those economic, employment, and  
120.13 sociological effects that cannot be avoided should the action be implemented. To ensure its  
120.14 use in the decision-making process, the environmental impact statement must be prepared  
120.15 as early as practical in the formulation of an action.

120.16 (b) The board shall by rule establish categories of actions for which environmental  
120.17 impact statements and for which environmental assessment worksheets must be prepared  
120.18 as well as categories of actions for which no environmental review is required under this  
120.19 section. A mandatory environmental assessment worksheet is not required for the expansion  
120.20 of an ethanol plant, as defined in section 41A.09, subdivision 2a, paragraph (b), or the  
120.21 conversion of an ethanol plant to a biobutanol facility or the expansion of a biobutanol  
120.22 facility as defined in section 41A.15, subdivision 2d, based on the capacity of the expanded  
120.23 or converted facility to produce alcohol fuel, but must be required if the ethanol plant or  
120.24 biobutanol facility meets or exceeds thresholds of other categories of actions for which  
120.25 environmental assessment worksheets must be prepared. The responsible governmental unit  
120.26 for an ethanol plant or biobutanol facility project for which an environmental assessment  
120.27 worksheet is prepared is the state agency with the greatest responsibility for supervising or  
120.28 approving the project as a whole.

120.29 (c) A mandatory environmental impact statement is not required for a facility or plant  
120.30 located outside the seven-county metropolitan area that produces less than 125,000,000  
120.31 gallons of ethanol, biobutanol, or cellulosic biofuel annually, or produces less than 400,000  
120.32 tons of chemicals annually, if the facility or plant is: an ethanol plant, as defined in section  
120.33 41A.09, subdivision 2a, paragraph (b); a biobutanol facility, as defined in section 41A.15,  
120.34 subdivision 2d; or a cellulosic biofuel facility. A facility or plant that only uses a cellulosic

121.1 feedstock to produce chemical products for use by another facility as a feedstock is not  
121.2 considered a fuel conversion facility as used in rules adopted under this chapter.

121.3 (d) The responsible governmental unit shall promptly publish notice of the completion  
121.4 of an environmental assessment worksheet by publishing the notice in at least one newspaper  
121.5 of general circulation in the geographic area where the project is proposed, by posting the  
121.6 notice on a website that has been designated as the official publication site for publication  
121.7 of proceedings, public notices, and summaries of a political subdivision in which the project  
121.8 is proposed, or in any other manner determined by the board and shall provide copies of  
121.9 the environmental assessment worksheet to the board and its member agencies. Comments  
121.10 on the need for an environmental impact statement may be submitted to the responsible  
121.11 governmental unit during a 30-day period following publication of the notice that an  
121.12 environmental assessment worksheet has been completed. The responsible governmental  
121.13 unit may extend the 30-day comment period for an additional 30 days one time. Further  
121.14 extensions of the comment period may not be made unless approved by the project's proposer.  
121.15 The responsible governmental unit's decision on the need for an environmental impact  
121.16 statement must be based on the environmental assessment worksheet and the comments  
121.17 received during the comment period, and must be made within 15 days after the close of  
121.18 the comment period. The board's chair may extend the 15-day period by not more than 15  
121.19 additional days upon the request of the responsible governmental unit.

121.20 (e) An environmental assessment worksheet must also be prepared for a proposed action  
121.21 whenever material evidence accompanying a petition by not less than 100 individuals who  
121.22 reside or own property in ~~the state~~ a county where the proposed action will be undertaken  
121.23 or in one or more adjoining counties, submitted before the proposed project has received  
121.24 final approval by the appropriate governmental units, demonstrates that, because of the  
121.25 nature or location of a proposed action, there may be potential for significant environmental  
121.26 effects. Petitions requesting the preparation of an environmental assessment worksheet must  
121.27 be submitted to the board. The chair of the board shall determine the appropriate responsible  
121.28 governmental unit and forward the petition to it. A decision on the need for an environmental  
121.29 assessment worksheet must be made by the responsible governmental unit within 15 days  
121.30 after the petition is received by the responsible governmental unit. The board's chair may  
121.31 extend the 15-day period by not more than 15 additional days upon request of the responsible  
121.32 governmental unit.

121.33 (f) Except in an environmentally sensitive location where Minnesota Rules, part  
121.34 4410.4300, subpart 29, item B, applies, the proposed action is exempt from environmental  
121.35 review under this chapter and rules of the board, if:

122.1 (1) the proposed action is:

122.2 (i) an animal feedlot facility with a capacity of less than 1,000 animal units; or

122.3 (ii) an expansion of an existing animal feedlot facility with a total cumulative capacity  
122.4 of less than 1,000 animal units;

122.5 (2) the application for the animal feedlot facility includes a written commitment by the  
122.6 proposer to design, construct, and operate the facility in full compliance with Pollution  
122.7 Control Agency feedlot rules; and

122.8 (3) the county board holds a public meeting for citizen input at least ten business days  
122.9 before the Pollution Control Agency or county issuing a feedlot permit for the animal feedlot  
122.10 facility unless another public meeting for citizen input has been held with regard to the  
122.11 feedlot facility to be permitted. The exemption in this paragraph is in addition to other  
122.12 exemptions provided under other law and rules of the board.

122.13 (g) The board may, before final approval of a proposed project, require preparation of  
122.14 an environmental assessment worksheet by a responsible governmental unit selected by the  
122.15 board for any action where environmental review under this section has not been specifically  
122.16 provided for by rule or otherwise initiated.

122.17 (h) An early and open process must be used to limit the scope of the environmental  
122.18 impact statement to a discussion of those impacts that, because of the nature or location of  
122.19 the project, have the potential for significant environmental effects. The same process must  
122.20 be used to determine the form, content, and level of detail of the statement as well as the  
122.21 alternatives that are appropriate for consideration in the statement. In addition, the permits  
122.22 that will be required for the proposed action must be identified during the scoping process.  
122.23 Further, the process must identify those permits for which information will be developed  
122.24 concurrently with the environmental impact statement. The board shall provide in its rules  
122.25 for the expeditious completion of the scoping process. The determinations reached in the  
122.26 process must be incorporated into the order requiring the preparation of an environmental  
122.27 impact statement.

122.28 (i) The responsible governmental unit shall, to the extent practicable, avoid duplication  
122.29 and ensure coordination between state and federal environmental review and between  
122.30 environmental review and environmental permitting. Whenever practical, information  
122.31 needed by a governmental unit for making final decisions on permits or other actions required  
122.32 for a proposed project must be developed in conjunction with the preparation of an  
122.33 environmental impact statement. When an environmental impact statement is prepared for  
122.34 a project requiring multiple permits for which two or more agencies' decision processes

123.1 include either mandatory or discretionary hearings before a hearing officer before the  
123.2 agencies' decision on the permit, the agencies may, notwithstanding any law or rule to the  
123.3 contrary, conduct the hearings in a single consolidated hearing process if requested by the  
123.4 proposer. All agencies having jurisdiction over a permit that is included in the consolidated  
123.5 hearing shall participate. The responsible governmental unit shall establish appropriate  
123.6 procedures for the consolidated hearing process, including procedures to ensure that the  
123.7 consolidated hearing process is consistent with the applicable requirements for each permit  
123.8 regarding the rights and duties of parties to the hearing, and shall use the earliest applicable  
123.9 hearing procedure to initiate the hearing. All agencies having jurisdiction over a permit  
123.10 identified in the draft environmental assessment worksheet scoping document must begin  
123.11 reviewing any permit application upon publication of the notice of preparation of the  
123.12 environmental impact statement.

123.13 (j) An environmental impact statement must be prepared and its adequacy determined  
123.14 within 280 days after notice of its preparation unless the time is extended by consent of the  
123.15 parties or by the governor for good cause. The responsible governmental unit shall determine  
123.16 the adequacy of an environmental impact statement, unless within 60 days after notice is  
123.17 published that an environmental impact statement will be prepared, the board chooses to  
123.18 determine the adequacy of an environmental impact statement. If an environmental impact  
123.19 statement is found to be inadequate, the responsible governmental unit has 60 days to prepare  
123.20 an adequate environmental impact statement.

123.21 (k) The proposer of a specific action may include in the information submitted to the  
123.22 responsible governmental unit a preliminary draft environmental impact statement under  
123.23 this section on that action for review, modification, and determination of completeness and  
123.24 adequacy by the responsible governmental unit. A preliminary draft environmental impact  
123.25 statement prepared by the project proposer and submitted to the responsible governmental  
123.26 unit must identify or include as an appendix all studies and other sources of information  
123.27 used to substantiate the analysis contained in the preliminary draft environmental impact  
123.28 statement. The responsible governmental unit shall require additional studies, if needed,  
123.29 and obtain from the project proposer all additional studies and information necessary for  
123.30 the responsible governmental unit to perform its responsibility to review, modify, and  
123.31 determine the completeness and adequacy of the environmental impact statement.

124.1 Sec. 129. Minnesota Statutes 2020, section 116G.07, is amended by adding a subdivision  
124.2 to read:

124.3 Subd. 4. **Exemption; Mississippi River Corridor Critical Area.** Plans and regulations  
124.4 of local units of government within the Mississippi River Corridor Critical Area are exempt  
124.5 from subdivisions 1 to 3 and are subject to section 116G.15, subdivision 8.

124.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.

124.7 Sec. 130. Minnesota Statutes 2020, section 116G.15, is amended by adding a subdivision  
124.8 to read:

124.9 Subd. 8. **Reviewing and approving local plans and regulations.** (a) In the Mississippi  
124.10 River Corridor Critical Area, the commissioner of natural resources is responsible for  
124.11 carrying out the duties of the board and the Metropolitan Council is responsible for carrying  
124.12 out the duties of the regional development commission under sections 116G.07 to 116G.10.  
124.13 Notwithstanding sections 116G.07, subdivisions 2 and 3, and 116G.10, subdivision 3, the  
124.14 responsibilities and procedures for reviewing and approving local plans and regulations in  
124.15 the Mississippi River Corridor Critical Area, and amendments thereto, are subject to this  
124.16 subdivision.

124.17 (b) Within 60 days of receiving a draft plan from a local unit of government, the  
124.18 commissioner, in coordination with the Metropolitan Council, must review the plan to  
124.19 determine the plan's consistency with:

124.20 (1) this section;

124.21 (2) Minnesota Rules, chapter 6106; and

124.22 (3) the local unit of government's comprehensive plan.

124.23 (c) Within 60 days of receiving draft regulations from a local unit of government, the  
124.24 commissioner must review the regulations to determine the regulations' consistency with:

124.25 (1) Minnesota Rules, chapter 6106; and

124.26 (2) the commissioner-approved plan adopted by the local unit of government under  
124.27 paragraph (b).

124.28 (d) Upon review of a draft plan and regulations under paragraphs (b) and (c), the  
124.29 commissioner must:

124.30 (1) conditionally approve the draft plan and regulations by written decision; or

125.1 (2) return the draft plan and regulations to the local unit of government for modification,  
 125.2 along with a written explanation of the need for modification.

125.3 (i) When the commissioner returns a draft plan and regulations to the local unit of  
 125.4 government for modification, the local unit of government must revise the draft plan and  
 125.5 regulations within 60 days after receiving the commissioner's written explanation and must  
 125.6 resubmit the revised draft plan and regulations to the commissioner.

125.7 (ii) The Metropolitan Council and the commissioner must review the revised draft plan  
 125.8 and regulations upon receipt from the local unit of government as provided under paragraphs  
 125.9 (b) and (c).

125.10 (iii) If the local unit of government or the Metropolitan Council requests a meeting, a  
 125.11 final revision need not be made until a meeting is held with the commissioner on the draft  
 125.12 plan and regulations. The request extends the 60-day time limit specified in item (i) until  
 125.13 after the meeting is held.

125.14 (e) Only plans and regulations receiving final approval from the commissioner have the  
 125.15 force and effect of law. The commissioner must grant final approval under this section only  
 125.16 if:

125.17 (1) the plan is an element of a comprehensive plan that is authorized by the Metropolitan  
 125.18 Council according to sections 473.175 and 473.858; and

125.19 (2) the local unit of government adopts a plan and regulations that are consistent with  
 125.20 the draft plan and regulations conditionally approved under paragraph (d).

125.21 (f) The local unit of government must implement and enforce the commissioner-approved  
 125.22 plan and regulations after the plan and regulations take effect.

125.23 **EFFECTIVE DATE.** This section is effective the day following final enactment.

125.24 Sec. 131. Minnesota Statutes 2020, section 127A.353, subdivision 4, is amended to read:

125.25 Subd. 4. **Duties; powers.** (a) The school trust lands director shall:

125.26 (1) take an oath of office before assuming any duties as the director;

125.27 (2) evaluate the school trust land asset position;

125.28 (3) determine the estimated current and potential market value of school trust lands;

125.29 (4) advise the governor, Executive Council, commissioner of natural resources, and the  
 125.30 Legislative Permanent School Fund Commission on the management of school trust lands,  
 125.31 including:

- 126.1 (i) Department of Natural Resources school trust land management plans;
- 126.2 (ii) leases of school trust lands;
- 126.3 (iii) royalty agreements on school trust lands;
- 126.4 (iv) land sales and exchanges;
- 126.5 (v) cost certification; and
- 126.6 (vi) revenue generating options;
- 126.7 (5) propose to the Legislative Permanent School Fund Commission legislative changes
- 126.8 that will improve the asset allocation of the school trust lands;
- 126.9 (6) develop a ten-year strategic plan and a 25-year framework for management of school
- 126.10 trust lands, in conjunction with the commissioner of natural resources, that is updated every
- 126.11 five years and implemented by the commissioner, with goals to:
- 126.12 (i) retain core real estate assets;
- 126.13 (ii) increase the value of the real estate assets and the cash flow from those assets;
- 126.14 (iii) rebalance the portfolio in assets with high performance potential and the strategic
- 126.15 disposal of selected assets;
- 126.16 (iv) establish priorities for management actions; ~~and~~
- 126.17 (v) balance revenue enhancement and resource stewardship; and
- 126.18 (vi) advance strategies on school trust lands to capitalize on ecosystem services markets;
- 126.19 (7) submit to the Legislative Permanent School Fund Commission for review an annual
- 126.20 budget and management plan for the director; and
- 126.21 (8) keep the beneficiaries, governor, legislature, and the public informed about the work
- 126.22 of the director by reporting to the Legislative Permanent School Fund Commission in a
- 126.23 public meeting at least once during each calendar quarter.
- 126.24 (b) In carrying out the duties under paragraph (a), the school trust lands director shall
- 126.25 have the authority to:
- 126.26 (1) direct and control money appropriated to the director;
- 126.27 (2) establish job descriptions and employ up to five employees in the unclassified service,
- 126.28 within the limitations of money appropriated to the director;
- 126.29 (3) enter into interdepartmental agreements with any other state agency;

127.1 (4) enter into joint powers agreements under chapter 471;

127.2 (5) evaluate and initiate real estate development projects on school trust lands with the  
127.3 advice of the Legislative Permanent School Fund Commission in order to generate long-term  
127.4 economic return to the permanent school fund;

127.5 (6) serve as temporary trustee of school trust land for school trust lands subject to  
127.6 proposed or active eminent domain proceedings; and

127.7 (7) submit recommendations on strategies for school trust land leases, sales, or exchanges  
127.8 to the commissioner of natural resources and the Legislative Permanent School Fund  
127.9 Commission.

127.10 Sec. 132. Minnesota Statutes 2020, section 282.08, is amended to read:

127.11 **282.08 APPORTIONMENT OF PROCEEDS TO TAXING DISTRICTS.**

127.12 The net proceeds from the sale or rental of any parcel of forfeited land, or from the sale  
127.13 of products from the forfeited land, must be apportioned by the county auditor to the taxing  
127.14 districts interested in the land, as follows:

127.15 (1) the portion required to pay any amounts included in the appraised value under section  
127.16 282.01, subdivision 3, as representing increased value due to any public improvement made  
127.17 after forfeiture of the parcel to the state, but not exceeding the amount certified by the  
127.18 appropriate governmental authority must be apportioned to the governmental subdivision  
127.19 entitled to it;

127.20 (2) the portion required to pay any amount included in the appraised value under section  
127.21 282.019, subdivision 5, representing increased value due to response actions taken after  
127.22 forfeiture of the parcel to the state, but not exceeding the amount of expenses certified by  
127.23 the Pollution Control Agency or the commissioner of agriculture, must be apportioned to  
127.24 the agency or the commissioner of agriculture and deposited in the fund from which the  
127.25 expenses were paid;

127.26 (3) the portion of the remainder required to discharge any special assessment chargeable  
127.27 against the parcel for drainage or other purpose whether due or deferred at the time of  
127.28 forfeiture, must be apportioned to the governmental subdivision entitled to it; and

127.29 (4) any balance must be apportioned as follows:

127.30 (i) The county board may annually by resolution set aside no more than 30 percent of  
127.31 the receipts remaining to be used for forest development on tax-forfeited land and dedicated

128.1 memorial forests, to be expended under the supervision of the county board. It must be  
 128.2 expended only on projects improving the health and management of the forest resource.

128.3 (ii) The county board may annually by resolution set aside no more than 20 percent of  
 128.4 the receipts remaining to be used for the acquisition and maintenance of county parks or  
 128.5 recreational areas as defined in sections 398.31 to 398.36, to be expended under the  
 128.6 supervision of the county board.

128.7 (iii) The county board may by resolution set aside up to 100 percent of the receipts  
 128.8 remaining to be used:

128.9 (A) according to section 282.09, subdivision 2;

128.10 (B) for remediating contamination at tax-forfeited properties; or

128.11 (C) for correcting blighted conditions at tax-forfeited properties.

128.12 An election made under this item is effective for a minimum of five years, unless the county  
 128.13 board specifies a shorter duration.

128.14 (iv) Any balance remaining must be apportioned as follows: county, 40 percent; town  
 128.15 or city, 20 percent; and school district, 40 percent, provided, however, that in unorganized  
 128.16 territory that portion which would have accrued to the township must be administered by  
 128.17 the county board of commissioners.

128.18 **EFFECTIVE DATE.** This section is effective the day following final enactment.

128.19 Sec. 133. Minnesota Statutes 2020, section 290C.04, is amended to read:

128.20 **290C.04 APPLICATIONS.**

128.21 (a) A landowner may apply to enroll forest land for the sustainable forest incentive  
 128.22 program under this chapter. The claimant must complete, sign, and submit an application  
 128.23 to the commissioner by October 31 in order for the land to become eligible beginning in  
 128.24 the next year. The application shall be on a form prescribed by the commissioners of revenue  
 128.25 and natural resources and must include the information the commissioners deem necessary.  
 128.26 At a minimum, the application must show the following information for the land and the  
 128.27 claimant: (i) the claimant's Social Security number or state or federal business tax registration  
 128.28 number and date of birth, (ii) the claimant's address, (iii) the claimant's signature, (iv) the  
 128.29 county's parcel identification numbers for the tax parcels that completely contain the  
 128.30 claimant's forest land that is sought to be enrolled, (v) the number of acres eligible for  
 128.31 enrollment in the program, ~~(vi) the approved plan writer's signature and identification~~  
 128.32 ~~number, (vii) (vi) proof,~~ in a form specified by the commissioner, that the claimant has

129.1 executed and acknowledged in the manner required by law for a deed, and recorded, a  
129.2 covenant that the land is not and shall not be developed in a manner inconsistent with the  
129.3 requirements and conditions of this chapter, and ~~(viii)~~ (vii) a registration number for the  
129.4 forest management plan, issued by the commissioner of natural resources. The covenant  
129.5 shall state in writing that the covenant is binding on the claimant and the claimant's successor  
129.6 or assignee, and that it runs with the land for a period of not less than eight years unless the  
129.7 claimant requests termination of the covenant after a reduction in payments due to changes  
129.8 in the payment formula under section 290C.07 or as a result of executive action, the amount  
129.9 of payment a claimant is eligible to receive under section 290C.07 is reduced or limited.  
129.10 The commissioner shall specify the form of the covenant and provide copies upon request.  
129.11 The covenant must include a legal description that encompasses all the forest land that the  
129.12 claimant wishes to enroll under this section or the certificate of title number for that land if  
129.13 it is registered land. The commissioner of natural resources shall record the area eligible  
129.14 for enrollment into the Sustainable Forest Incentive Act as electronic geospatial data, as  
129.15 defined in section 16E.30, subdivision 10.

129.16 (b) The commissioner shall provide by electronic means data sufficient for the  
129.17 commissioner of natural resources to determine whether the land qualifies for enrollment.  
129.18 The commissioner must make the data available within 30 days of receipt of the application  
129.19 filed by the claimant or by October 1, whichever is sooner. The commissioner of natural  
129.20 resources must notify the commissioner whether the land qualifies for enrollment within  
129.21 30 days of the data being available, and if the land qualifies for enrollment, the commissioner  
129.22 of natural resources shall specify the number of qualifying acres per tax parcel.

129.23 (c) The commissioner shall notify the claimant within 90 days after receipt of a completed  
129.24 application that either the land has or has not been approved for enrollment. A claimant  
129.25 whose application is denied may appeal the denial as provided in section 290C.13.

129.26 (d) Within 90 days after the denial of an application, or within 90 days after the final  
129.27 resolution of any appeal related to the denial, the commissioner shall execute and  
129.28 acknowledge a document releasing the land from the covenant required under this chapter.  
129.29 The document must be mailed to the claimant and is entitled to be recorded.

129.30 (e) The Social Security numbers collected from individuals under this section are private  
129.31 data as provided in section 13.355. The federal business tax registration number and date  
129.32 of birth data collected under this section are also private data on individuals or nonpublic  
129.33 data, as defined in section 13.02, subdivisions 9 and 12, but may be shared with county  
129.34 assessors for purposes of tax administration and with county treasurers for purposes of the  
129.35 revenue recapture under chapter 270A.

130.1 Sec. 134. Laws 2016, chapter 154, section 16, is amended to read:

130.2 Sec. 16. **EXCHANGE OF STATE LAND; AITKIN, BELTRAMI, AND**  
130.3 **KOOCHICHING COUNTIES.**

130.4 (a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342,  
130.5 subdivision 3, and subject to the valuation restrictions described in paragraph (c), the  
130.6 commissioner of natural resources may, with the approval of the Land Exchange Board as  
130.7 required under the Minnesota Constitution, article XI, section 10, and according to the  
130.8 remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the  
130.9 state-owned land leased for farming wild rice described in paragraph (b).

130.10 (b) The state land that may be exchanged is held under the following state leases for  
130.11 farming of wild rice:

130.12 (1) Lease LAGR001305, covering 175.1 acres in Aitkin County;

130.13 (2) Lease LMIS010040, covering 107.1 acres in Beltrami County;

130.14 (3) Lease LMIS010096, covering 137.4 acres in Beltrami County; and

130.15 (4) Lease LAGR001295, covering 264.40 acres in Koochiching County.

130.16 (c) For the appraisal of the land, no improvements paid for by the lessee shall be included  
130.17 in the estimate of market value.

130.18 (d) Additional adjoining state lands may be added to the exchanges if mutually agreed  
130.19 upon by the commissioner and the exchange partner to avoid leaving unmanageable parcels  
130.20 of land in state ownership after an exchange or to meet county zoning standards or other  
130.21 regulatory needs for the wild rice farming operations.

130.22 (e) The state land administered by the commissioner of natural resources in Koochiching  
130.23 County borders the Lost River. The lands to be exchanged are not required to provide at  
130.24 least equal opportunity for access to waters by the public, but the lands must be at least  
130.25 equal in value and have the potential to generate revenue for the school trust lands.

130.26 (f) Notwithstanding Minnesota Statutes, section 94.343, subdivision 8a, lessees must  
130.27 pay to the commissioner all costs, as determined by the commissioner, that are associated  
130.28 with each exchange transaction, including valuation expenses; legal fees; survey expenses;  
130.29 costs of title work, advertising, and public hearings; transactional staff costs; and closing  
130.30 costs.

131.1 Sec. 135. Laws 2016, chapter 154, section 48, is amended to read:

131.2 Sec. 48. **EXCHANGE OF STATE LAND; ST. LOUIS COUNTY.**

131.3 Subdivision 1. Exchange of land. (a) Notwithstanding the riparian restrictions in  
 131.4 Minnesota Statutes, section 94.342, subdivision 3, the commissioner of natural resources  
 131.5 may, with the approval of the Land Exchange Board as required under the Minnesota  
 131.6 Constitution, article XI, section 10, and according to the remaining provisions of Minnesota  
 131.7 Statutes, sections 94.342 to 94.347, exchange the riparian land described in paragraph (b).

131.8 (b) The state land that may be exchanged is located in St. Louis County and is described  
 131.9 as: Government Lot 5, Section 35, Township 64 North, Range 12 West.

131.10 (c) The state land administered by the commissioner of natural resources borders Low  
 131.11 Lake. The land to be exchanged is forest land that includes areas bordering the Whiteface  
 131.12 River. While the land does not provide at least equal opportunity for access to waters by  
 131.13 the public, the land to be acquired by the commissioner in the exchange will improve access  
 131.14 to adjacent state forest lands.

131.15 Subd. 2. Gifts of land. Notwithstanding Minnesota Statutes, section 94.342 or 94.343,  
 131.16 or any other law to the contrary, the Land Exchange Board may consider a gift of land from  
 131.17 the exchange partner pursuant to Minnesota Statutes, section 84.085, subdivision 1, paragraph  
 131.18 (d), in addition to land proposed for exchange with the state land referenced in subdivision  
 131.19 1, paragraph (b), in determining whether the proposal is in the best interests of the school  
 131.20 trust.

131.21 **EFFECTIVE DATE.** This section is effective the day following final enactment.

131.22 Sec. 136. Laws 2019, First Special Session chapter 4, article 1, section 2, subdivision 9,  
 131.23 is amended to read:

131.24 Subd. 9. **Environmental Quality Board** 1,774,000 1,274,000

131.25 Appropriations by Fund

131.26	2020	2021
131.27 General	1,081,000	1,081,000
131.28 Environmental	393,000	193,000
131.29 Remediation	300,000	-0-

131.30 (a) \$200,000 the first year is from the  
 131.31 environmental fund to begin to develop and  
 131.32 assemble the material required under Code of

132.1 Federal Regulations, title 40, section 233.10,  
132.2 to have the state of Minnesota assume the  
132.3 section 404 permitting program of the Federal  
132.4 Clean Water Act. The Board may execute  
132.5 contracts or interagency agreements to  
132.6 facilitate developing the required agreements  
132.7 and materials. By February 1, ~~2021~~ 2022, the  
132.8 board must submit a report on the additional  
132.9 funding necessary to secure section 404  
132.10 assumption and the additional funding needed  
132.11 to fully implement the state-assumed program  
132.12 to the chairs and ranking minority members  
132.13 of the legislative committees and divisions  
132.14 with jurisdiction over the environment and  
132.15 natural resources. This is a onetime  
132.16 appropriation and is available until June 30,  
132.17 2022.

132.18 (b) \$300,000 the first year is from the  
132.19 remediation fund to conduct a study of the  
132.20 potential to deploy solar photovoltaic devices  
132.21 on closed landfill program sites. This is a  
132.22 onetime appropriation. By December 1, 2020,  
132.23 the board, in consultation with the Pollution  
132.24 Control Agency and the commissioners of  
132.25 administration, commerce, and management  
132.26 and budget, must provide to the chairs and  
132.27 ranking minority members of the legislative  
132.28 committees and divisions with jurisdiction  
132.29 over environment and natural resources policy  
132.30 and finance and energy policy and finance a  
132.31 report on the use of properties in the state's  
132.32 closed landfill program for solar energy  
132.33 production. The report must include:

- 133.1 (1) identification and assessment of properties  
 133.2 in the closed landfill program with the highest  
 133.3 potential for solar energy production;  
 133.4 (2) identification of potential barriers to solar  
 133.5 energy production and potential ways to  
 133.6 address those barriers; and  
 133.7 (3) policy recommendations that would  
 133.8 facilitate solar energy production on closed  
 133.9 landfill program sites in a manner that would  
 133.10 contribute to state and local government  
 133.11 sustainability goals.

133.12 **EFFECTIVE DATE.** This section is effective retroactively from January 31, 2021.

133.13 Sec. 137. Laws 2019, First Special Session chapter 4, article 3, section 109, as amended  
 133.14 by Laws 2020, chapter 83, article 1, section 100, is amended to read:

133.15 Sec. 109. **APPLYING STORM WATER RULES TO CITIES AND TOWNSHIPS.**

133.16 Until the Pollution Control Agency amends rules for storm water, Minnesota Rules, part  
 133.17 7090.1010, subpart 1, item B, subitem (1), applies only to the portions of a city, ~~a town,~~  
 133.18 ~~and unorganized areas of counties~~ or township that are designated as urbanized under Code  
 133.19 of Federal Regulations, title 40, section 122.26 (a)(9)(i)(A), and other platted areas within  
 133.20 ~~that jurisdiction~~ those jurisdictions.

133.21 Sec. 138. **ADDITIONS TO STATE PARKS.**

133.22 **Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The  
 133.23 following areas are added to Fort Snelling State Park, Dakota County:

133.24 (1) that part of Section 28, Township 28 North, Range 23 West, Dakota County,  
 133.25 Minnesota, bounded by the Dakota County line along the Minnesota River and the following  
 133.26 described lines:

133.27 Beginning at the intersection of the south line of Lot 18 of Auditor's Subdivision Number  
 133.28 29 of Mendota, according to the plat on file in the Office of the Dakota County Recorder,  
 133.29 with the westerly right-of-way line of the existing Sibley Memorial Highway; thence  
 133.30 northerly along said westerly right-of-way line to the north line of said Lot 18; thence  
 133.31 westerly along the north line of said Lot 18 to the easterly right-of-way line of the

134.1 Chicago and Northwestern Railroad; thence northerly and northeasterly along said  
134.2 easterly right-of-way to the east line of said Section 28;

134.3 (2) that part of Section 33, Township 28 North, Range 23 West, Dakota County,  
134.4 Minnesota, lying westerly of the easterly right-of-way of the Chicago and Northwestern  
134.5 Railroad;

134.6 (3) that part of Government Lot 6 of Section 33, Township 28 North, Range 23 West,  
134.7 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and  
134.8 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway  
134.9 and North of the South 752 feet of said Government Lot 6;

134.10 (4) the North 152 feet of the South 752 feet of that part of Government Lot 6 of Section  
134.11 33, Township 28 North, Range 23 West, Dakota County, Minnesota, lying East of the  
134.12 easterly right-of-way of the Chicago and Northwestern Railroad and West of the westerly  
134.13 right-of-way of Sibley Memorial Highway;

134.14 (5) the North 270 feet of the South 600 feet of that part of Government Lot 6 lying  
134.15 between the westerly right-of-way of Sibley Memorial Highway and the easterly right-of-way  
134.16 of the Chicago and Northwestern Railroad in Section 33, Township 28 North, Range 23  
134.17 West, Dakota County, Minnesota;

134.18 (6) that part of the South 20 rods of Government Lot 6 of Section 33, Township 28  
134.19 North, Range 23 West, Dakota County, Minnesota, lying East of the easterly right-of-way  
134.20 of the Chicago and Northwestern Railroad and West of the westerly right-of-way of Sibley  
134.21 Memorial Highway, excepting therefrom that part described as follows:

134.22 Commencing at the southeast corner of said Government Lot 6; thence North 89 degrees  
134.23 56 minutes 54 seconds West assumed bearing along the south line of said Government  
134.24 Lot 6 a distance of 260.31 feet to the point of beginning of the property to be described;  
134.25 thence continue North 89 degrees 56 minutes 54 seconds West a distance of 71.17 feet;  
134.26 thence northwesterly a distance of 37.25 feet along a nontangential curve concave to  
134.27 the East having a radius of 4,098.00 feet and a central angle of 00 degrees 31 minutes  
134.28 15 seconds the chord of said curve bears North 23 degrees 31 minutes 27 seconds West;  
134.29 thence northerly a distance of 127.39 feet along a compound curve concave to the East  
134.30 having a radius of 2,005.98 feet and a central angle of 03 degrees 38 minutes 19 seconds;  
134.31 thence North 70 degrees 22 minutes 29 seconds East not tangent to said curve a distance  
134.32 of 65.00 feet; thence southerly a distance of 123.26 feet along a nontangential curve  
134.33 concave to the East having a radius of 1,940.98 feet and a central angle of 03 degrees  
134.34 38 minutes 19 seconds the chord of said curve bears South 21 degrees 26 minutes 40

135.1 seconds East; thence southerly a distance of 65.42 feet to the point of beginning along  
135.2 a compound curve concave to the East having a radius of 4,033.00 feet and a central  
135.3 angle of 00 degrees 55 minutes 46 seconds;

135.4 (7) that part of Government Lot 5 of Section 33, Township 28 North, Range 23 West,  
135.5 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and  
135.6 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway,  
135.7 excepting therefrom that part described as follows:

135.8 Commencing at the southeast corner of said Government Lot 5; thence North 89 degrees  
135.9 56 minutes 18 seconds West assumed bearing along the south line of said Government  
135.10 Lot 5 a distance of 70.48 feet to the point of beginning of the property to be described;  
135.11 thence continue North 89 degrees 56 minutes 18 seconds West along said south line of  
135.12 Government Lot 5 a distance of 40.01 feet; thence North 01 degree 30 minutes 25 seconds  
135.13 East a distance of 6.08 feet; thence northerly a distance of 185.58 feet along a tangential  
135.14 curve concave to the West having a radius of 4,427.00 feet and a central angle of 02  
135.15 degrees 24 minutes 07 seconds; thence South 89 degrees 06 minutes 18 seconds West  
135.16 not tangent to said curve a distance of 25.00 feet; thence North 00 degrees 53 minutes  
135.17 42 seconds West a distance of 539.13 feet; thence northerly a distance of 103.77 feet  
135.18 along a tangential curve concave to the West having a radius of 1,524.65 feet and a  
135.19 central angle of 03 degrees 53 minutes 59 seconds; thence northerly a distance of 159.33  
135.20 feet along a compound curve concave to the West having a radius of 522.45 feet and a  
135.21 central angle of 17 degrees 28 minutes 23 seconds; thence northwesterly a distance of  
135.22 86.78 feet along a tangential curve concave to the West having a radius of 1,240.87 feet  
135.23 and a central angle of 04 degrees 00 minutes 25 seconds; thence North 26 degrees 16  
135.24 minutes 30 seconds West tangent to said curve a distance of 92.39 feet; thence  
135.25 northwesterly a distance of 178.12 feet along a tangential curve concave to the East  
135.26 having a radius of 4,098.00 feet and a central angle of 02 degrees 29 minutes 25 seconds  
135.27 to a point on the north line of said Government Lot 5 which is 331.48 feet from the  
135.28 northeast corner thereof as measured along said north line; thence South 89 degrees 56  
135.29 minutes 54 seconds East along said north line of Government Lot 5 a distance of 71.17  
135.30 feet; thence southeasterly a distance of 146.53 feet along a nontangential curve concave  
135.31 to the East having a radius of 4,033.00 feet and a central angle of 02 degrees 04 minutes  
135.32 54 seconds the chord of said curve bears South 25 degrees 14 minutes 03 seconds East;  
135.33 thence South 26 degrees 16 minutes 30 seconds East tangent to said curve a distance of  
135.34 92.39 feet; thence southerly a distance of 91.33 feet along a tangential curve concave  
135.35 to the West having a radius of 1,305.87 feet and a central angle of 04 degrees 00 minutes

136.1 25 seconds; thence southerly a distance of 179.15 feet along a tangential curve concave  
 136.2 to the West having a radius of 587.45 feet and a central angle of 17 degrees 28 minutes  
 136.3 23 seconds; thence southerly a distance of 108.20 feet along a compound curve concave  
 136.4 to the West having a radius of 1,589.65 feet and a central angle of 03 degrees 53 minutes  
 136.5 59 seconds; thence South 00 degrees 53 minutes 42 seconds East tangent to said curve  
 136.6 a distance of 539.13 feet; thence southerly a distance of 187.26 feet along a tangential  
 136.7 curve concave to the West having a radius of 4,467.00 feet and a central angle of 02  
 136.8 degrees 24 minutes 07 seconds; thence South 01 degree 30 minutes 25 seconds West  
 136.9 tangent to said curve a distance of 5.07 feet to the point of beginning; and

136.10 (8) that part of Government Lot 4 of Section 33, Township 28 North, Range 23 West,  
 136.11 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and  
 136.12 Northwestern Railroad and northerly of the following described line:

136.13 Commencing at the southeast corner of said Government Lot 4; thence North 89 degrees  
 136.14 55 minutes 42 seconds West assumed bearing along the south line of said Government  
 136.15 Lot 4 a distance of 312.44 feet to corner B205, MNDOT Right-of-Way Plat No. 19-93,  
 136.16 according to the recorded map thereof; thence continue North 89 degrees 55 minutes 42  
 136.17 seconds West along said south line of Government Lot 4 a distance of 318.00 feet to the  
 136.18 easterly right-of-way of Chicago and Northwestern Railroad; thence northerly along  
 136.19 said railroad right-of-way a distance of 387.97 feet along a nontangential curve concave  
 136.20 to the West having a radius of 2,963.54 feet and a central angle of 07 degrees 30 minutes  
 136.21 03 seconds, the chord of said curve bears North 00 degrees 42 minutes 41 seconds East;  
 136.22 thence North 03 degrees 02 minutes 21 seconds West tangent to said curve along said  
 136.23 railroad right-of-way a distance of 619.45 feet to the point of beginning of the line to  
 136.24 be described; thence North 89 degrees 35 minutes 27 seconds East a distance of 417.92  
 136.25 feet; thence North 18 degrees 18 minutes 58 seconds East a distance of 317.52 feet to a  
 136.26 point on the north line of said Government Lot 4 which is 135.00 feet from the northeast  
 136.27 corner thereof as measured along said north line and there terminating.

136.28 Subd. 2. [85.012] [Subd. 38A.] Lake Vermilion-Soudan Underground Mine State  
 136.29 Park, St. Louis County. The following areas are added to Lake Vermilion-Soudan  
 136.30 Underground Mine State Park, St. Louis County, and are designated as the Granelda Unit:

136.31 (1) Lot 3 of Section 28 and Lot 5 of Section 29 in Township 63 North of Range 17, all  
 136.32 West of the 4th Principal Meridian, according to the United States Government Survey  
 136.33 thereof;

137.1 (2) the Northeast Quarter of the Southwest Quarter, the Northwest Quarter, the Southeast  
 137.2 Quarter of the Northeast Quarter, the Northeast Quarter of the Northeast Quarter, and Lots  
 137.3 numbered 1, 2, 3, and 4 of Section 29 in Township 63 North of Range 17, all West of the  
 137.4 4th Principal Meridian, according to the United States Government survey thereof;

137.5 (3) Lots 1 and 2 of Section 32 in Township 63 North of Range 17, all West of the 4th  
 137.6 Principal Meridian, according to the United States Government Survey thereof; and

137.7 (4) Lot 4 of Section 23 in Township 63 North of Range 18, all West of the 4th Principal  
 137.8 Meridian, according to the United States Government Survey thereof.

137.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

137.10 Sec. 139. **ADDITION TO STATE RECREATION AREA.**

137.11 **[85.013] [Subd. 12a.] Iron Range Off-Highway Vehicle Recreation Area, St. Louis**  
 137.12 **County.** The following area is added to Iron Range Off-Highway Vehicle Recreation Area,  
 137.13 St. Louis County: that part of the South Half of the Northwest Quarter of Section 15,  
 137.14 Township 58 North, Range 17 West, St. Louis County, Minnesota, lying northerly of the  
 137.15 following described line:

137.16 Commencing at the West quarter corner of said Section 15; thence North 01 degree 24  
 137.17 minutes 27 seconds West, bearing assumed, along the west line of said South Half of  
 137.18 the Northwest Quarter a distance of 1,034.09 feet to a 3/4-inch rebar with plastic cap  
 137.19 stamped "MN DNR LS 44974" (DM) and the point of beginning; thence South 62 degrees  
 137.20 44 minutes 07 seconds East 405.24 feet to a DM; thence South 82 degrees 05 minutes  
 137.21 24 seconds East 314.95 feet to a DM; thence South 86 degrees 18 minutes 01 second  
 137.22 East 269.23 feet to a DM; thence North 81 degrees 41 minutes 24 seconds East 243.61  
 137.23 feet to a DM; thence North 71 degrees 48 minutes 05 seconds East 478.17 feet to a DM;  
 137.24 thence North 60 degrees 53 minutes 38 seconds East 257.32 feet to a DM; thence South  
 137.25 09 degrees 16 minutes 07 seconds East 179.09 feet to a DM; thence South 49 degrees  
 137.26 16 minutes 00 seconds East 127.27 feet to a DM; thence South 50 degrees 16 minutes  
 137.27 11 seconds East 187.13 feet to a DM; thence South 67 degrees 11 minutes 35 seconds  
 137.28 East 189.33 feet to a DM; thence South 67 degrees 13 minutes 16 seconds East 209.43  
 137.29 feet to a DM; thence South 80 degrees 39 minutes 19 seconds East 167.59 feet to a DM  
 137.30 on the east line of said South Half of the Northwest Quarter, and there terminating.

137.31 **EFFECTIVE DATE.** This section is effective the day following final enactment.

138.1 Sec. 140. **DELETIONS FROM STATE PARKS.**

138.2 **Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The  
 138.3 **following areas are deleted from Fort Snelling State Park, Dakota County:**

138.4 **(1) all of Section 33, Township 28 North, Range 23 West of the 4th Principal Meridian**  
 138.5 **lying westerly of the westerly right-of-way line of the existing Minnesota Trunk Highway**  
 138.6 **No. 13, excepting the right-of-way owned by the Chicago and Northwestern railway**  
 138.7 **company; and**

138.8 **(2) all of Section 28, Township 28 North, Range 23 West of the 4th Principal Meridian**  
 138.9 **bounded by the Dakota County line along the Minnesota River and the following described**  
 138.10 **lines: Beginning at the south line of said Section 28 at its intersection with the westerly**  
 138.11 **right-of-way line of the existing Minnesota Trunk Highway No. 13; thence northerly along**  
 138.12 **the said westerly right-of-way line of existing Minnesota Trunk Highway No. 13 to the**  
 138.13 **southerly right-of-way line of existing Minnesota Trunk Highway Nos. 55 and 100; thence**  
 138.14 **along the existing southerly right-of-way line of Minnesota Trunk Highway Nos. 55 and**  
 138.15 **100 to the westerly right-of-way line owned by the Chicago and Northwestern railway**  
 138.16 **company; thence northeasterly along the said westerly right-of-way line of the Chicago and**  
 138.17 **Northwestern railway to the east line of said Section 28, excepting therefrom the right-of-way**  
 138.18 **owned by the Chicago and Northwestern railway company.**

138.19 **Subd. 2. [85.012] [Subd. 43.] Minneopa State Park, Blue Earth County.** The following  
 138.20 **area is deleted from Minneopa State Park, Blue Earth County: a tract of land located in the**  
 138.21 **Northwest Quarter of the Northwest Quarter of Section 21, Township 108 North, Range 27**  
 138.22 **West of the Fifth Principal Meridian, Blue Earth County, Minnesota, more particularly**  
 138.23 **described as follows:**

138.24 **Commencing at the northwest corner of said Section 21; thence on an assumed bearing**  
 138.25 **of South 01 degree 31 minutes 27 seconds East, along the west line of the Northwest**  
 138.26 **Quarter of the Northwest Quarter of said Section 21, a distance of 545.00 feet, to the**  
 138.27 **south line of the North 545.00 feet of the Northwest Quarter of the Northwest Quarter**  
 138.28 **of said Section 21, also being the south line of Minneopa Cemetery and the point of**  
 138.29 **beginning of the tract to be herein described; thence North 88 degrees 22 minutes 26**  
 138.30 **seconds East, along said south line of Minneopa Cemetery, a distance of 228.95 feet;**  
 138.31 **thence southwesterly 58.5 feet, more or less, to the intersection of the west line of Block**  
 138.32 **188 and the northerly line of the railroad right-of-way, said point of intersection being**  
 138.33 **31.90 feet distant, measured at right angles from the south line of said Minneopa**  
 138.34 **Cemetery; thence continue southwesterly along said railroad right-of-way 187 feet, more**

139.1 or less, to a point on the west line of the Northwest Quarter of the Northwest Quarter of  
 139.2 said Section 21; thence North 01 degree 31 minutes 27 seconds West, along said west  
 139.3 line to the point of beginning.

139.4 Subd. 3. [85.012] [Subd. 60.] William O'Brien State Park, Washington County. The  
 139.5 following areas are deleted from William O'Brien State Park, Washington County:

139.6 (1) those parts of Section 25, Township 32 North, Range 20 West, Washington County,  
 139.7 Minnesota, described as follows:

139.8 The West two rods of the Southwest Quarter of the Northeast Quarter, the West two  
 139.9 rods of the North two rods of the Northwest Quarter of the Southeast Quarter, and the  
 139.10 East two rods of the Southeast Quarter of the Northwest Quarter; and

139.11 (2) the East two rods over and across the Northeast Quarter of the Northwest Quarter,  
 139.12 excepting therefrom the North 200 feet of said Northeast Quarter of the Northwest Quarter.  
 139.13 Also, the West 2 rods of the Northwest Quarter of the Northeast Quarter, excepting therefrom  
 139.14 the North 266 feet of said Northwest Quarter of the Northeast Quarter. Also, the South 66  
 139.15 feet of the North 266 feet of that part of said Northwest Quarter of the Northeast Quarter  
 139.16 lying southwesterly of the existing public road known as 199th Street North.

139.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.

139.18 Sec. 141. **PRIVATE SALE OF SURPLUS STATE LAND; CASS COUNTY.**

139.19 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of  
 139.20 natural resources may sell by private sale the surplus land that is described in paragraph (c).

139.21 (b) The commissioner may make necessary changes to the legal description to correct  
 139.22 errors and ensure accuracy.

139.23 (c) The land to be conveyed is located in Cass County and is described as: the westerly  
 139.24 20.00 feet of the West Half of the Northeast Quarter, Section 16, Township 139 North,  
 139.25 Range 30 West, Cass County, Minnesota. The Grantor, its employees and agents only,  
 139.26 reserves a perpetual easement for ingress and egress over and across the above described  
 139.27 land.

139.28 (d) The Department of Natural Resources has determined that the land is not needed for  
 139.29 natural resource purposes and that the state's land management interests would best be  
 139.30 served if the land was returned to private ownership.

139.31 **EFFECTIVE DATE.** This section is effective the day following final enactment.

140.1 Sec. 142. **PRIVATE SALE OF SURPLUS STATE LAND; LAKE OF THE WOODS**  
140.2 **COUNTY.**

140.3 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of  
140.4 natural resources may sell by private sale the surplus land that is described in paragraph (c).

140.5 (b) The commissioner may make necessary changes to the legal description to correct  
140.6 errors and ensure accuracy.

140.7 (c) The land to be conveyed is located in Lake of the Woods County and is described  
140.8 as: a strip of land lying in Government Lot 3, Section 5, Township 163 North, Range 34  
140.9 West of the Fifth Principal Meridian, Lake of the Woods County, Minnesota; said strip of  
140.10 land being 33.00 feet in width lying 16.50 feet on each side of the following described  
140.11 centerline:

140.12 Commencing at the southeast corner of said Government Lot 3; thence North 00 degrees  
140.13 09 minutes 28 seconds West, assumed bearing, along the east line of said Government  
140.14 Lot 3, a distance of 690 feet, more or less, to the south line of that particular tract of land  
140.15 deeded to the State of Minnesota according to Document No. 75286, on file and of record  
140.16 in the Office of the Recorder, Lake of the Woods County, Minnesota; thence South 89  
140.17 degrees 50 minutes 32 seconds West, along said south line of that particular tract of  
140.18 land, a distance of 200.00 feet; thence South 00 degrees 09 minutes 28 seconds East,  
140.19 parallel with the east line of said Government Lot 3, a distance of 40.00 feet; thence  
140.20 South 89 degrees 50 minutes 32 seconds West, a distance of 16.50 feet to the point of  
140.21 beginning of the centerline to be herein described; thence South 00 degrees 09 minutes  
140.22 28 seconds East, parallel with the east line of said Government Lot 3, a distance of 650.5  
140.23 feet, more or less, to the south line of said Government Lot 3 and said centerline there  
140.24 terminating.

140.25 (d) The Department of Natural Resources has determined that the land is not needed for  
140.26 natural resource purposes and that the state's land management interests would best be  
140.27 served if the land was returned to private ownership.

140.28 **EFFECTIVE DATE.** This section is effective the day following final enactment.

140.29 Sec. 143. **PRIVATE SALE OF SURPLUS STATE LAND; ST. LOUIS COUNTY.**

140.30 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of  
140.31 natural resources may convey the surplus land that is described in paragraph (c) to a local  
140.32 unit of government for no consideration.

141.1 (b) The commissioner may make necessary changes to the legal description to correct  
141.2 errors and ensure accuracy.

141.3 (c) The land to be conveyed is located in St. Louis County and is described as: that part  
141.4 of the Southwest Quarter of the Northwest Quarter of Section 27, Township 52 North, Range  
141.5 17 West, St. Louis County, Minnesota, described as follows:

141.6 Commencing at the quarter corner between Sections 27 and 28 of said Township 52  
141.7 North, Range 17 West; thence running East 624 feet; thence North 629 feet to the point  
141.8 of beginning; thence North 418 feet; thence East 208 feet; thence South 418 feet; thence  
141.9 West 208 feet to the point of beginning.

141.10 (d) The Department of Natural Resources has determined that the land is not needed for  
141.11 natural resource purposes and that the state's land management interests would best be  
141.12 served if the land were conveyed to a local unit of government.

141.13 **EFFECTIVE DATE.** This section is effective the day following final enactment.

141.14 Sec. 144. **PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

141.15 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
141.16 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands  
141.17 described in paragraph (c).

141.18 (b) The conveyances must be in a form approved by the attorney general. The attorney  
141.19 general may make changes to the land descriptions to correct errors and ensure accuracy.

141.20 (c) The lands to be sold are located in St. Louis County and are described as:

141.21 (1) Lot 5, Block 9, including part of vacated Seafield Street adjacent, Bristol Beach 1st  
141.22 Division, Duluth (parcel 010-0300-01030); and

141.23 (2) that part of the Southeast Quarter of the Northwest Quarter, Township 58, Range  
141.24 15, Section 5, lying northerly of the northerly right-of-way line of the town of White road  
141.25 running in an east-west direction connecting County Road No. 138 with State Highway No.  
141.26 135 and lying westerly of the following described line: commencing at the northeast corner  
141.27 of Government Lot 3; thence South 89 degrees 46 minutes 22 seconds West along the north  
141.28 line of Government Lot 3 558.28 feet; thence South 27 degrees 50 minutes 01 second West  
141.29 102.75 feet; thence South 41 degrees 51 minutes 46 seconds West 452.29 feet; thence South  
141.30 28 degrees 19 minutes 22 seconds West 422.74 feet; thence South 30 degrees 55 minutes  
141.31 42 seconds West 133.79 feet; thence southwesterly 210.75 feet along a tangential curve  
141.32 concave to the southeast having a radius of 300 feet and a central angle of 40 degrees 15

142.1 minutes 00 seconds; thence South 09 degrees 19 minutes 19 seconds East tangent to said  
142.2 curve 100.30 feet, more or less, to the north line of said Southeast Quarter of the Northwest  
142.3 Quarter; thence North 89 degrees 09 minutes 31 seconds East along said north line 40.44  
142.4 feet to the point of beginning of the line; thence South 09 degrees 19 minutes 19 seconds  
142.5 East 148 feet, more or less, to said right-of-way line and said line there terminating. Surface  
142.6 only (parcel 570-0021-00112).

142.7 (d) The county has determined that the county's land management interests would best  
142.8 be served if the lands were returned to private ownership.

142.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

142.10 Sec. 145. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**  
142.11 **WATER; WADENA COUNTY.**

142.12 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural  
142.13 resources may sell by public sale the surplus land bordering public water that is described  
142.14 in paragraph (c).

142.15 (b) The commissioner may make necessary changes to the legal description to correct  
142.16 errors and ensure accuracy.

142.17 (c) The land that may be sold is located in Wadena County and is described as: the  
142.18 Northeast Quarter of the Southwest Quarter of Section 26, Township 136 North, Range 34  
142.19 West, Wadena County, Minnesota, except that part described as follows:

142.20 Beginning at the northeast corner of said Northeast Quarter of the Southwest Quarter;  
142.21 thence West 10 rods; thence South 8 rods; thence East 10 rods; thence North 8 rods to  
142.22 the point of beginning and there terminating.

142.23 (d) The land borders the Redeye River. The Department of Natural Resources has  
142.24 determined that the land is not needed for natural resource purposes and that the state's land  
142.25 management interests would best be served if the land were returned to private ownership.

142.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.

142.27 Sec. 146. **RIVERLANDS STATE FOREST; BOUNDARIES.**

142.28 **[89.021] [Subd. 42a.] Riverlands State Forest.** The following areas are designated as  
142.29 the Riverlands State Forest:

142.30 (1) those parts of Carlton County in Township 49 North, Range 16 West, described as  
142.31 follows:

143.1 (i) Government Lots 4, 5, and 6, the westerly 50 feet of Government Lot 3, the easterly  
143.2 50 feet of Government Lot 8, and Government Lot 7 except that part conveyed to the State  
143.3 of Minnesota for highway right-of-way, Section 30;

143.4 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 and all of Government Lot  
143.5 14 except the North 890 feet of the West 765 feet and except the railroad right-of-way,  
143.6 Section 31; and

143.7 (iii) the South Half of the Northwest Quarter and the Southwest Quarter of Section 32;

143.8 (2) those parts of St. Louis County in Township 50 North, Range 17 West, described as  
143.9 follows:

143.10 (i) Government Lots 1, 2, 3, and 6 and the Southeast Quarter of the Northwest Quarter  
143.11 of Section 7;

143.12 (ii) Government Lots 1, 2, and 3, that part of the Northeast Quarter of the Northeast  
143.13 Quarter lying south of Township Road 5703, the Northwest Quarter of the Northwest  
143.14 Quarter, the Northeast Quarter of the Southeast Quarter, the Southwest Quarter of the  
143.15 Southeast Quarter, the Southeast Quarter of the Northeast Quarter, the Northwest Quarter  
143.16 of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter, Section 15;

143.17 (iii) Government Lots 1, 2, 3, and 4, Section 16;

143.18 (iv) Government Lots 1, 2, 3, and 4, Section 17;

143.19 (v) Government Lots 1 and 2, Section 18;

143.20 (vi) Government Lots 3, 7, 8, and 9, Section 22;

143.21 (vii) that part of the Southwest Quarter of the Southwest Quarter lying within 50 feet of  
143.22 the St. Louis River in Section 23;

143.23 (viii) Government Lots 11 and 12 and that part of Government Lot 6 lying South of the  
143.24 North 700 feet, except the railroad right-of-way, Section 26; and

143.25 (ix) Government Lot 3 in Section 27;

143.26 (3) those parts of St. Louis County in Township 50 North, Range 18 West, described as  
143.27 follows:

143.28 (i) Government Lots 2, 3, 4, 7, 9, and 10, the Southwest Quarter of the Northeast Quarter,  
143.29 the Southeast Quarter of the Northwest Quarter, the Northwest Quarter of the Southeast  
143.30 Quarter, the Northeast Quarter of the Southwest Quarter, reserving a 66-foot-wide access  
143.31 easement across Government Lot 2 for access to Grantor's property in Section 31, Township

144.1 51 North, Range 17 West, and that part of Government Lot 6, Section 1, and Government  
144.2 Lot 6, Section 2, described as follows:

144.3 Commencing at an iron pin at the centerline curve point of Trunk Highway No. 2, being  
144.4 the Minnesota Department of Transportation Station No. 2637 + 00, said point bears  
144.5 North 76 degrees 18 minutes 00 seconds West, assumed bearing 762.00 feet from the  
144.6 point of intersection of the tangent of said Trunk Highway No. 2, being an  
144.7 aluminum-capped monument on the cap of which are stamped the figures "2644 62.0"  
144.8 and the letters "PI," "Minn Highway Dept. Monument," thence South 13 degrees 42  
144.9 minutes 00 seconds West 100.00 feet along the prolongation of the radial line from said  
144.10 curve point, to the southerly right-of-way line of said Trunk Highway No. 2, the point  
144.11 of beginning of the tract to be herein described; thence easterly 622.50 feet along said  
144.12 southerly right-of-way line, along a nontangential curve, concave to the North, having  
144.13 a radius of 5,830.00 feet, a central angle of 6 degrees 07 minutes 04 seconds, and the  
144.14 chord of said curve bears South 79 degrees 21 minutes 32 seconds East; thence South  
144.15 26 degrees 25 minutes 57 seconds West 284.19 feet; thence South 88 degrees 07 minutes  
144.16 14 seconds West 769 feet, more or less, to the shore of the St. Louis River; thence  
144.17 northerly along said shore to its intersection with a line that bears North 76 degrees 18  
144.18 minutes 00 seconds West from the point of beginning; thence South 76 degrees 18  
144.19 minutes 00 seconds East 274 feet, more or less, to the point of beginning, Section 1; and

144.20 (ii) Government Lot 1, Section 12;

144.21 (4) those parts of St. Louis County in Township 51 North, Range 17 West, described as  
144.22 follows:

144.23 (i) Government Lots 3, 4, 5, 6, and 8, Section 3;

144.24 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Northwest Quarter of the  
144.25 Northeast Quarter, Southeast Quarter of the Northwest Quarter, and East Half of the Southeast  
144.26 Quarter, Section 9;

144.27 (iii) Government Lots 1, 2, 5, and 8 and the Southwest Quarter of the Southeast Quarter,  
144.28 Section 16;

144.29 (iv) Government Lots 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the Southeast  
144.30 Quarter of the Northwest Quarter of the Northwest Quarter, Section 20;

144.31 (v) Government Lot 1 and the Southwest Quarter of the Southwest Quarter, Section 29;

144.32 (vi) Government Lots 4, 5, 6, 7, 8, 9, 10, 11, and 12 and the Northeast Quarter of  
144.33 Southwest Quarter, Section 30; and

- 145.1 (vii) Government Lots 1, 2, 3, 4, 5, and 6, Section 31;
- 145.2 (5) those parts of St. Louis County in Township 51 North, Range 18 West, described as
- 145.3 follows:
- 145.4 (i) Government Lots 1 and 2, Section 27;
- 145.5 (ii) Government Lot 1, Section 28, except railroad right-of-way;
- 145.6 (iii) Government Lots 2, 3, and 4, Section 28;
- 145.7 (iv) Government Lots 3 and 4, Section 29;
- 145.8 (v) Government Lots 2, 3, and 4, Section 30;
- 145.9 (vi) Government Lots 3 and 4, Section 35; and
- 145.10 (vii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
- 145.11 Quarter, Northeast Quarter of the Southeast Quarter, Southeast Quarter of the Southeast
- 145.12 Quarter, and Southwest Quarter of the Southeast Quarter, Section 36, reserving a
- 145.13 66-foot-wide access easement across Government Lots 5 and 6 and the Southwest Quarter
- 145.14 of the Southeast Quarter for access to Grantor's property in Section 31, Township 51 North,
- 145.15 Range 17 West;
- 145.16 (6) those parts of St. Louis County in Township 51 North, Range 19 West, described as
- 145.17 follows:
- 145.18 (i) that part of Government Lots 1, 2, and 3, Section 26, lying North of the St. Louis
- 145.19 River and Government Lot 7, Section 28;
- 145.20 (ii) Government Lot 8, Section 28, lying northerly of G.N. right-of-way and Government
- 145.21 Lot 5, Section 30;
- 145.22 (iii) Government Lots 7 and 10, Section 30, except right-of-way;
- 145.23 (iv) Government Lot 9, Section 30; and
- 145.24 (v) Government Lot 1, Section 31, lying northerly of the northerly railroad right-of-way
- 145.25 line;
- 145.26 (7) those parts of St. Louis County in Township 51 North, Range 20 West, described as
- 145.27 follows:
- 145.28 (i) Government Lot 2, Section 16;
- 145.29 (ii) Government Lot 8, Section 22;
- 145.30 (iii) Government Lot 3, Section 26;

- 146.1 (iv) Government Lots 1, 2, 3, and 4, Section 36; and
- 146.2 (v) Government Lots 6, 7, and 8, Section 36, except railroad right-of-way;
- 146.3 (8) those parts of St. Louis County in Township 52 North, Range 15 West, described as
- 146.4 follows:
- 146.5 (i) Government Lots 3, 4, 5, and 6, Section 16;
- 146.6 (ii) Government Lots 1, 2, 3, 4, 5, 7, and 8, Section 17, and Government Lot 6, Section
- 146.7 17, except the West 330 feet; and
- 146.8 (iii) Government Lots 3, 4, 5, 6, and 7, Section 19;
- 146.9 (9) those parts of St. Louis County in Township 52 North, Range 16 West, described as
- 146.10 follows:
- 146.11 (i) Government Lots 1, 2, 3, 4, and 5 and the Southeast Quarter of the Southeast Quarter,
- 146.12 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,
- 146.13 Section 21;
- 146.14 (ii) Government Lots 2, 3, 4, 5, 6, 7, 8, 9, and 10 and the Northeast Quarter of the
- 146.15 Northwest Quarter and Northwest Quarter of the Northwest Quarter, Section 22;
- 146.16 (iii) Government Lot 3, Section 23;
- 146.17 (iv) Government Lot 2, Section 24;
- 146.18 (v) Government Lots 1, 4, 5, 6, 7, 8, 9, and 10, Section 25;
- 146.19 (vi) Government Lot 1, Section 26;
- 146.20 (vii) Government Lots 2 and 7, Section 26;
- 146.21 (viii) Government Lots 3 and 4, Section 27, reserving unto Grantor and Grantor's
- 146.22 successors and assigns a 66-foot-wide access road easement across said Government Lot 3
- 146.23 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's
- 146.24 presently owned land that may be sold, assigned, or transferred in Government Lot 1, Section
- 146.25 27, said access road being measured 33 feet from each side of the centerline of that road
- 146.26 that is presently existing at various widths and running in a generally
- 146.27 southwesterly-northeasterly direction;
- 146.28 (ix) Government Lots 1 and 2, Section 28;
- 146.29 (x) Government Lots 1, 2, 3, and 5 and the Northeast Quarter of the Northeast Quarter
- 146.30 and Southwest Quarter of the Northeast Quarter, Section 29;

147.1 (xi) Government Lots 1, 2, 3, and 4, Section 31, reserving unto Grantor and Grantor's  
147.2 successors and assigns a 66-foot-wide access road easement across said Government Lots  
147.3 1, 2, and 3 for the purpose of access to Grantor's or Grantor's successors or assigns land and  
147.4 Grantor's presently owned lands that may be sold, assigned, or transferred in Government  
147.5 Lot 4, Section 29, said access road being measured 33 feet from each side of the centerline  
147.6 of that road that is presently existing at various widths and running in a generally East-West  
147.7 direction and any future extensions thereof as may be reasonably necessary to provide the  
147.8 access contemplated herein;

147.9 (xii) Government Lots 5, 7, 8, and 9, Section 31;

147.10 (xiii) Government Lots 1 and 2, an undivided two-thirds interest in the Northeast Quarter  
147.11 of the Northwest Quarter, an undivided two-thirds interest in the Southeast Quarter of the  
147.12 Northwest Quarter, and an undivided two-thirds interest in the Southwest Quarter of the  
147.13 Northwest Quarter, Section 32, reserving unto Grantor and Grantor's successors and assigns  
147.14 an access road easement across the West 66 feet of the North 66 feet of said Government  
147.15 Lot 1 for the purpose of access to Grantor's or Grantor's successors or assigns land and  
147.16 Grantor's presently owned land that may be sold, assigned, or transferred in Government  
147.17 Lot 4, Section 29; and

147.18 (xiv) Northeast Quarter of Northeast Quarter, Section 35;

147.19 (10) those parts of St. Louis County in Township 52 North, Range 17 West, described  
147.20 as follows:

147.21 (i) the Southwest Quarter of the Southeast Quarter and Southeast Quarter of the Southwest  
147.22 Quarter, Section 24, reserving unto Grantor and Grantor's successors and assigns a  
147.23 66-foot-wide access road easement across said Southwest Quarter of the Southeast Quarter  
147.24 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's  
147.25 presently owned land that may be sold, assigned, or transferred in Government Lot 4, Section  
147.26 29, Township 52 North, Range 16 West, said access road being measured 33 feet from each  
147.27 side of the centerline of that road that is presently existing at various widths and running in  
147.28 a generally North-South direction;

147.29 (ii) Government Lots 2, 3, 4, 5, and 7 and the Southwest Quarter of the Northeast Quarter,  
147.30 Section 25, reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide  
147.31 access road easement across said Government Lots 2 and 5 for the purpose of access to  
147.32 Grantor's or Grantor's successors or assigns land and Grantor's presently owned land that  
147.33 may be sold, assigned, or transferred in Government Lot 6, Section 25, said access road  
147.34 being measured 33 feet from each side of the centerline of that road that is presently existing

148.1 at various widths and running in a generally northwesterly-southeasterly direction and any  
148.2 future extensions thereof as may be reasonably necessary to provide the access contemplated  
148.3 herein;

148.4 (iii) Government Lots 2, 4, 5, and 6 and all that part of Government Lot 3 lying East of  
148.5 U.S. Highway 53, Section 26, reserving unto Grantor and Grantor's successors and assigns  
148.6 a 66-foot-wide access road easement across said Government Lots 2 and 3 for the purpose  
148.7 of access to Grantor's or Grantor's successors or assigns land and Grantor's presently owned  
148.8 land that may be sold, assigned, or transferred in Government Lot 1, Section 26, said access  
148.9 road being measured 33 feet from each side of the centerline of that road that is presently  
148.10 existing at various widths and running in a generally southwesterly-northeasterly direction  
148.11 and reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide access road  
148.12 easement across said Government Lots 4, 5, and 6 for the purpose of access to Grantor's or  
148.13 Grantor's successors or assigns land and Grantor's presently owned land that may be sold,  
148.14 assigned, or transferred in Government Lot 6, Section 25, said access road being measured  
148.15 33 feet from each side of the centerline of that road that is presently existing at various  
148.16 widths and running in a generally southwesterly-northeasterly direction and any future  
148.17 extensions thereof as may be reasonably necessary to provide the access contemplated  
148.18 herein; and

148.19 (iv) Government Lots 1, 2, and 3, Section 36, reserving unto Grantor and Grantor's  
148.20 successors and assigns an access road easement across the West 66 feet of said Government  
148.21 Lot 2 for the purpose of access to Grantor's or Grantor's successors or assigns land and  
148.22 Grantor's presently owned land that may be sold, assigned, or transferred in the Southwest  
148.23 Quarter of the Northeast Quarter, Section 36;

148.24 (11) those parts of St. Louis County in Township 52 North, Range 19 West, described  
148.25 as follows:

148.26 (i) Government Lot 1, Section 16;

148.27 (ii) Government Lots 1 and 2, Section 17; and

148.28 (iii) Government Lot 1, Section 19;

148.29 (12) those parts of St. Louis County in Township 52 North, Range 20 West, described  
148.30 as follows:

148.31 (i) Government Lots 2, 3, and 4, Section 13;

148.32 (ii) Government Lot 6, Section 24;

148.33 (iii) that part of Government Lot 8, Section 24, described as follows:

149.1 Commencing at the West Quarter corner of said Section 24, which is also the northwest  
149.2 corner of Government Lot 8; thence South 01 degree 36 minutes 01 second East (bearing  
149.3 assigned) 1,230.11 feet along the west line of Government Lot 8 to the centerline of St.  
149.4 Louis County Highway 29 and the point of beginning; thence North 46 degrees 59  
149.5 minutes 59 seconds East along said centerline 445.91 feet; thence South 43 degrees 00  
149.6 minutes 01 second East 82.57 feet to an iron pipe monument on the westerly bank of  
149.7 the St. Louis River; thence continuing South 43 degrees 00 minutes 01 second East 30  
149.8 feet, more or less, to the water's edge of the St. Louis River; thence southwesterly along  
149.9 said water's edge to the west line of said Government Lot 8; thence North 01 degree 36  
149.10 minutes 01 second West along the west line of said Government Lot 8 to the point of  
149.11 beginning;

149.12 (iv) Government Lots 3, 4, and 5 and the Southeast Quarter of the Southwest Quarter,  
149.13 Section 26; and

149.14 (v) Government Lots 1, 2, 3, and 4, Section 34;

149.15 (13) those parts of St. Louis County in Township 53 North, Range 13 West, described  
149.16 as follows:

149.17 (i) all that part of the Northwest Quarter of the Northwest Quarter lying North and West  
149.18 of the Little Cloquet River, Section 4;

149.19 (ii) Government Lots 1, 2, 3, 4, and 5, the Northeast Quarter of the Northeast Quarter,  
149.20 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,  
149.21 Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter,  
149.22 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Northwest Quarter,  
149.23 Section 5;

149.24 (iii) Government Lots 1, 2, and 4 and the Northwest Quarter of the Southeast Quarter,  
149.25 Southeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter,  
149.26 Southeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,  
149.27 Section 6;

149.28 (iv) Government Lots 1, 2, 3, 4, 5, 6, and 7 and the Northwest Quarter of the Northeast  
149.29 Quarter, Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest  
149.30 Quarter, Southeast Quarter of the Northwest Quarter, Southwest Quarter of the Northwest  
149.31 Quarter, Southeast Quarter of the Southeast Quarter, and Northeast Quarter of the Southwest  
149.32 Quarter, Section 7;

- 150.1 (v) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,  
150.2 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,  
150.3 Southwest Quarter of the Northeast Quarter, Northeast Quarter of the Southwest Quarter,  
150.4 Northwest Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest  
150.5 Quarter, Section 8;
- 150.6 (vi) the Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest  
150.7 Quarter, Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest  
150.8 Quarter, Section 17;
- 150.9 (vii) Government Lots 1 and 4, Section 29;
- 150.10 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,  
150.11 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,  
150.12 Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest Quarter,  
150.13 Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest Quarter,  
150.14 Section 30; and
- 150.15 (ix) Government Lots 1, 2, 3, and 4, Section 31;
- 150.16 (14) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, Section 36, Township 53 North,  
150.17 Range 14 West, St. Louis County;
- 150.18 (15) those parts of St. Louis County in Township 53 North, Range 18 West, described  
150.19 as follows:
- 150.20 (i) Government Lots 3, 6, 7, and 8, Section 6; and
- 150.21 (ii) Government Lots 1 and 2, Section 7;
- 150.22 (16) those parts of St. Louis County in Township 53 North, Range 19 West, described  
150.23 as follows:
- 150.24 (i) all that part of Government Lot 5 lying within 50 feet of the St. Louis River, Section  
150.25 5, and Government Lots 1, 2, 5, 6, 7, and 8, Section 12;
- 150.26 (ii) Government Lots 1, 2, 3, 5, 8, and 9, Section 13;
- 150.27 (iii) all that portion of Government Lot 1, Section 23, that lies within 50 feet of the East  
150.28 bank of the Whiteface River at mean stage of water;
- 150.29 (iv) all that portion of Government Lots 2, 4, and 5, Section 23, that lies within 50 feet  
150.30 of the West bank of the Whiteface River at mean stage of water;

- 151.1 (v) all that part of Government Lot 7, Section 23, lying West of the former DM&IR  
151.2 railroad right-of-way;
- 151.3 (vi) Government Lots 8 and 10, Section 23;
- 151.4 (vii) all that part of the Northwest Quarter of the Southeast Quarter, Section 23, lying  
151.5 West of the former DM&IR railroad right-of-way;
- 151.6 (viii) Government Lots 5, 7, and 8, Section 31; and
- 151.7 (ix) Government Lot 5, Section 33;
- 151.8 (17) those parts of St. Louis County in Township 54 North, Range 13 West, described  
151.9 as follows:
- 151.10 (i) Government Lots 1, 4, 5, 6, and 7, Section 20;
- 151.11 (ii) Government Lots 3, 4, 6, 7, and 8 and the Southeast Quarter of the Southwest Quarter,  
151.12 Section 21;
- 151.13 (iii) Government Lots 1, 2, 3, 4, 5, and 7, Section 29;
- 151.14 (iv) Government Lots 1, 2, 3, 4, 9, and 10, Section 30; and
- 151.15 (v) Government Lots 5, 6, and 7 and the Northeast Quarter of the Northeast Quarter,  
151.16 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,  
151.17 Southeast Quarter of the Northwest Quarter, and Northwest Quarter of the Southeast Quarter,  
151.18 Section 31;
- 151.19 (18) those parts of St. Louis County in Township 54 North, Range 16 West, described  
151.20 as follows:
- 151.21 (i) Government Lots 2, 3, and 4 and the Northwest Quarter of the Southwest Quarter,  
151.22 Southeast Quarter of the Northwest Quarter, Southeast Quarter of the Northeast Quarter,  
151.23 and Southwest Quarter of the Northeast Quarter, Section 1;
- 151.24 (ii) Government Lots 1, 2, 3, 4, 6, 7, and 8 and the Northwest Quarter of the Southeast  
151.25 Quarter, Northeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast  
151.26 Quarter, Southeast Quarter of the Southeast Quarter, Southeast Quarter of the Southwest  
151.27 Quarter, and Southeast Quarter of the Northeast Quarter, Section 2;
- 151.28 (iii) all that part of Government Lot 9 lying South of the Whiteface River and West of  
151.29 County Road 547, also known as Comstock Lake Road, Section 3; and
- 151.30 (iv) Government Lots 3 and 4 and the Southeast Quarter of the Northeast Quarter and  
151.31 Southwest Quarter of the Northeast Quarter, Section 10;

- 152.1 (19) those parts of St. Louis County in Township 54 North, Range 18 West, described  
152.2 as follows:
- 152.3 (i) the South Half of the Southwest Quarter, except the railroad right-of-way, Section  
152.4 15;
- 152.5 (ii) Government Lot 2, except the North 660 feet of the East 990 feet, Section 16;
- 152.6 (iii) Government Lots 1, 3, 4, 5, 6, 7, and 8, Section 16;
- 152.7 (iv) Government Lot 3, Section 20;
- 152.8 (v) Government Lots 1, 2, 3, 4, and 5, Section 21;
- 152.9 (vi) Government Lots 1, 4, 5, and 7, Section 22;
- 152.10 (vii) those parts of Government Lots 2 and 9, except railroad right-of-way, Section 22;
- 152.11 (viii) all that part of Government Lot 6, Section 22, lying West of the Duluth Mesaba  
152.12 and Northern Railway Company's right-of-way;
- 152.13 (ix) Government Lot 9, Section 22, except the following parcels:
- 152.14 (A) beginning at a point where the south line of company road, called Kelsey Road,  
152.15 intersects with the west line of the right-of-way of the Duluth, Missabe and Northern Railway  
152.16 on the Northeast Quarter of the Southeast Quarter, Section 22, Township 54, Range 18;  
152.17 thence West along the south line of said company road 627 feet; thence South 348 1/3 feet;  
152.18 thence East 627 feet to the west line of the right-of-way of the Duluth, Missabe and Northern  
152.19 Railway; thence North on the west line of said right-of-way 348 1/3 feet to commencement;
- 152.20 (B) beginning at the quarter corner between Sections 22 and 23, Township 54, Range  
152.21 18; thence running North along the section line 114 feet, 6 inches, to the south line of Kelsey  
152.22 Road; thence northwesterly along the south line of Kelsey Road 348 feet, 8 inches, to the  
152.23 boundary of the right-of-way of the Duluth, Missabe and Northern Railway, thence South  
152.24 along the easterly boundary of the right-of-way of the Duluth, Missabe and Northern Railway  
152.25 274 feet to the quarter line on Section 22; thence easterly along said quarter line 304 feet,  
152.26 6 inches, to the point of beginning; and
- 152.27 (C) commencing at the southwest corner of Riverside Cemetery as recorded in "P" of  
152.28 Plats, Page 15; thence easterly along the south line of said cemetery to a point where said  
152.29 cemetery line intersects the westerly line of Highway No. 7, also known as Mesaba Trunk  
152.30 Highway; thence southerly along the westerly line of said Highway No. 7 to a point where  
152.31 said westerly line of said Highway No. 7 intersects the south line of Lot 9, Section 22,  
152.32 Township 54, Range 18; thence westerly along the southerly line of said Lot 9 to a point

153.1 where the southerly line intersects the easterly line of the DM & N Railway Company's  
153.2 right-of-way; thence northerly along the easterly side of said DM & N Railway Company's  
153.3 right-of-way to beginning;

153.4 (x) Government Lots 2, 3, 4, 5, 6, 7, and 8, Section 29;

153.5 (xi) Government Lots 5 and 6, Section 30; and

153.6 (xii) Government Lots 3, 4, 5, 6, 9, 10, 11, and 12, Section 31;

153.7 (20) those parts of St. Louis County in Township 54 North, Range 19 West, described  
153.8 as follows:

153.9 (i) Government Lots 5, 6, 7, 8, and 9, Section 5;

153.10 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 8;

153.11 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 20;

153.12 (iv) Government Lots 2 and 3, Section 29;

153.13 (v) Government Lot 1, Section 32;

153.14 (vi) Government Lot 5, except the South 1,320 feet, Section 32; and

153.15 (vii) Government Lot 2, Section 33;

153.16 (21) those parts of St. Louis County in Township 55 North, Range 15 West, described  
153.17 as follows:

153.18 (i) Governments Lot 1 and 2, Section 11;

153.19 (ii) Government Lot 9, except Highway 4 right-of-way, Section 11;

153.20 (iii) Government Lot 10, except Highway 4 right-of-way, Section 11;

153.21 (iv) Government Lots 2, 3, 4, 5, 6, and 7, Section 15;

153.22 (v) Government Lots 2, 3, 5, 6, 7, and 8 and the Northeast Quarter of Southwest Quarter,  
153.23 Section 21;

153.24 (vi) the Southwest Quarter of the Northeast Quarter, reserving unto Grantor and Grantor's  
153.25 successors and assigns a 66-foot-wide access easement across said Southwest Quarter of  
153.26 the Northeast Quarter for the purpose of access to Grantor's or Grantor's successors or  
153.27 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred  
153.28 in Government Lot 4, Section 21, Township 55 North, Range 15 West, said access road  
153.29 being measured 33 feet on each side of the centerline of that road that is presently existing  
153.30 and known as the Whiteface Truck Trail, Section 21;

- 154.1 (vii) Government Lots 1, 2, and 3, Section 22;
- 154.2 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northwest Quarter,  
154.3 Section 28;
- 154.4 (ix) Government Lots 1, 4, 6, 8, and 9 and the Northeast Quarter of the Northeast Quarter,  
154.5 Northeast Quarter of the Southeast Quarter, and Northwest Quarter of the Southwest Quarter,  
154.6 Section 29;
- 154.7 (x) Government Lots 3 and 4 and the Northeast Quarter of the Southeast Quarter,  
154.8 Northeast Quarter of the Southwest Quarter, and Southeast Quarter of the Southwest Quarter,  
154.9 Section 30;
- 154.10 (xi) Government Lots 2, 3, 4, 5, 6, 8, 9, 10, and 11 and the Northeast Quarter of the  
154.11 Southwest Quarter, Section 31; and
- 154.12 (xii) Government Lot 1, Section 32;
- 154.13 (22) those parts of St. Louis County in Township 55 North, Range 16 West, described  
154.14 as follows:
- 154.15 (i) the Southwest Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's  
154.16 successors and assigns a 66-foot-wide access road easement across said Southwest Quarter  
154.17 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or  
154.18 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred  
154.19 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35; and
- 154.20 (ii) the Southeast Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's  
154.21 successors and assigns a 66-foot-wide access road easement across said Southeast Quarter  
154.22 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or  
154.23 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred  
154.24 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35;
- 154.25 (23) those parts of St. Louis County in Township 55 North, Range 19 West, described  
154.26 as follows:
- 154.27 (i) an undivided two-thirds interest in Government Lot 1, Section 2;
- 154.28 (ii) Government Lots 2, 9, 10, and 12, Section 2;
- 154.29 (iii) Government Lot 11, Section 2, except railroad right-of-way;
- 154.30 (iv) Government Lots 1, 2, 3, 4, and 6, Section 10;
- 154.31 (v) Government Lot 4, Section 11;

- 155.1 (vi) Government Lots 1, 2, 6, 7, and 13, Section 15;
- 155.2 (vii) Government Lots 1 and 2, Section 16;
- 155.3 (viii) Government Lots 1 and 3 and the Southeast Quarter of the Northeast Quarter and
- 155.4 Southwest Quarter of the Northeast Quarter, Section 22;
- 155.5 (ix) Government Lots 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
- 155.6 Quarter, Section 29;
- 155.7 (x) Government Lot 6, Section 30; and
- 155.8 (xi) Government Lots 4, 7, 8, 9, and 10, Section 31;
- 155.9 (24) those parts of St. Louis County in Township 56 North, Range 17 West, described
- 155.10 as follows:
- 155.11 (i) Government Lots 2 and 8 and the Northwest Quarter of the Southeast Quarter and
- 155.12 Northeast Quarter of the Southwest Quarter, Section 3;
- 155.13 (ii) Government Lots 4, 5, 6, 7, and 9, Section 3; and
- 155.14 (iii) Government Lots 6 and 9, that part of Government Lot 8 lying North of Highway
- 155.15 No. 53, and that part of Government Lot 7 lying West of Highway No. 53, Section 4;
- 155.16 (25) those parts of St. Louis County in Township 56 North, Range 18 West, described
- 155.17 as follows:
- 155.18 (i) Government Lots 5 and 6, Section 2;
- 155.19 (ii) Government Lots 5, 7, and 9 and the Northeast Quarter of the Southwest Quarter,
- 155.20 Section 3;
- 155.21 (iii) all that part of Government Lot 11, except the following described parcel of land:
- 155.22 Beginning at a point that is located 958 feet North of the southeast corner of said
- 155.23 Government Lot 11, which corner is also the southeast corner of said Section 3, and 33
- 155.24 feet West of the east line of said Lot 11; thence running North parallel with the east line
- 155.25 of said Lot 11 a distance of 700.5 feet to a point; thence southwesterly to a point that is
- 155.26 331.5 feet West and 1226 feet North of the southeast corner of said Lot 11; thence
- 155.27 southerly parallel with the east line of said lot, a distance of 268 feet to a point; thence
- 155.28 easterly a distance of 298.5 feet to the place of beginning, Section 3;
- 155.29 (iv) Government Lot 12, Section 3, except the following described parcels of land:
- 155.30 (A) commencing at a point along the East and West One-Quarter line of said Section 3,
- 155.31 which point is 33 feet West of the East One-Quarter corner of said Section 3, said point

156.1 being on the west right-of-way line of County Highway No. 7; thence westerly along said  
156.2 quarter line for a distance of 300 feet to a point; thence southerly at right angles and parallel  
156.3 to the highway right-of-way in question for a distance of 300 feet to a point; thence easterly  
156.4 for a distance of 300 feet to a point in the west right-of-way line of County Highway No.  
156.5 7; thence northerly along the west right-of-way line of County Highway No. 7 for a distance  
156.6 of 300 feet to the point of beginning;

156.7 (B) commencing at the East Quarter corner of said Section 3; thence westerly along the  
156.8 East/West Quarter line of said Section 3 a distance of 33.00 feet to the westerly right-of-way  
156.9 line of County Highway No. 7; thence continuing westerly along said East/West Quarter  
156.10 line a distance of 300.00 feet to the point of beginning; thence southerly, parallel with the  
156.11 westerly right-of-way line of County Highway No. 7 a distance of 400.00 feet; thence  
156.12 westerly, parallel with said East/West Quarter line to the easterly right-of-way line of the  
156.13 DM&IR Railroad; thence northerly along said easterly right-of-way line to said East/West  
156.14 Quarter line; thence easterly along said East/West Quarter line to the point of beginning;  
156.15 and

156.16 (C) the East 33 feet of the North 300 feet of said Government Lot 12;

156.17 (v) the Southeast Quarter of the Southeast Quarter, Section 4;

156.18 (vi) the Southeast Quarter of the Southeast Quarter, Section 7;

156.19 (vii) Government Lots 6 and 7, Section 8;

156.20 (viii) Government Lots 1 and 2, Section 9;

156.21 (ix) Government Lots 2 and 3, Section 17;

156.22 (x) Government Lots 5, 6, 7, 9, 10, 11, 12, and 13 and the Southeast Quarter of the  
156.23 Northwest Quarter, Section 18;

156.24 (xi) Government Lots 6, 7, 8, 9, 11, and 12 and the Northeast Quarter of the Northwest  
156.25 Quarter, Section 19;

156.26 (xii) Government Lots 1, 5, 8, and 9, Section 20;

156.27 (xiii) Government Lots 4, 5, 6, 7, and 8 and Government Lot 3, except for 1.0 acre for  
156.28 cemetery, Section 29;

156.29 (xiv) Government Lot 9, Section 30;

156.30 (xv) Government Lots 1, 2, 3, 6, 8, 9, 10, and 11, Section 31; and

156.31 (xvi) Government Lots 1 and 2, Section 32;

157.1 (26) those parts of St. Louis County in Township 56 North, Range 19 West, described  
 157.2 as follows:

157.3 (i) Government Lot 1, Section 35;

157.4 (ii) Government Lot 2, Section 35; and

157.5 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the  
 157.6 Southeast Quarter and Southwest Quarter of the Northeast Quarter, Section 36;

157.7 (27) those parts of St. Louis County in Township 57 North, Range 16 West, described  
 157.8 as follows:

157.9 (i) the Southeast Quarter of the Northwest Quarter, Northwest Quarter of the Northeast  
 157.10 Quarter, Southwest Quarter of the Southwest Quarter, and Northeast Quarter of the Southwest  
 157.11 Quarter, Section 12; and

157.12 (ii) the Southeast Quarter of the Northwest Quarter, Section 15; and

157.13 (28) those parts of St. Louis County in Township 57 North, Range 17 West, described  
 157.14 as follows:

157.15 (i) the Northeast Quarter of the Southwest Quarter and Southwest Quarter of the  
 157.16 Southwest Quarter, Section 25; and

157.17 (ii) the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the  
 157.18 Southeast Quarter, Section 26.

157.19 Sec. 147. **PRIVATE SALE OF TAX-FORFEITED LAND; AITKIN COUNTY.**

157.20 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
 157.21 other law to the contrary, Aitkin County may sell by private sale the tax-forfeited land  
 157.22 described in paragraph (c).

157.23 (b) The conveyance must be in a form approved by the attorney general. The attorney  
 157.24 general may make changes to the land description to correct errors and ensure accuracy.

157.25 (c) The land to be sold is located in Aitkin County and is described as:

157.26 The North Half of the Northeast Quarter of the Northeast Quarter lying East of 275th  
 157.27 Avenue in Section 11, Township 47 North, Range 25 West, Aitkin County, Minnesota  
 157.28 (part of parcel 15-0-017700).

157.29 (d) The county has determined that the county's land management interests would best  
 157.30 be served if the land was returned to private ownership.

158.1 Sec. 148. **GOODHUE COUNTY; LAND TRANSFERS.**

158.2 Subdivision 1. Land transfers. (a) Notwithstanding Minnesota Statutes, section 373.01,  
158.3 subdivision 1, Goodhue County may sell, lease, or otherwise convey county-owned land  
158.4 that abuts Lake Byllesby to adjoining property owners who after the transfer will have direct  
158.5 access to Lake Byllesby. Any sale, lease, or other conveyance must be for the market value  
158.6 of the property as appraised by the county. A sale, lease, or other conveyance under this  
158.7 section must reserve to the county mineral rights according to Minnesota Statutes, section  
158.8 373.01, and flowage easements relating to water levels of Lake Byllesby.

158.9 (b) This section does not apply to any county-owned land that has been developed by  
158.10 the county as public parkland.

158.11 Subd. 2. Effective date; local approval. This section is effective the day after the  
158.12 governing body of Goodhue County and its chief clerical officer comply with Minnesota  
158.13 Statutes, section 645.021, subdivisions 2 and 3.

158.14 Sec. 149. **PRIVATE SALE OF TAX-FORFEITED LANDS; ITASCA COUNTY.**

158.15 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
158.16 other law to the contrary, Itasca County may sell by private sale the tax-forfeited lands  
158.17 described in paragraph (c).

158.18 (b) The conveyances must be in a form approved by the attorney general. The attorney  
158.19 general may make changes to the land descriptions to correct errors and ensure accuracy.

158.20 (c) The lands to be sold are located in Itasca County and are described as:

158.21 (1) all that part of Government Lot 2, Section 27, Township 145 North, Range 26 West,  
158.22 lying northeasterly of the northeasterly right-of-way line of CSAH 39 and northwesterly of  
158.23 the following described line: Commencing at the northwest corner of said Government Lot  
158.24 2; thence South 89 degrees 21 minutes East, along the north line of said Government Lot  
158.25 2 a distance of 286 feet, more or less, to a point on the northeasterly right-of-way line of  
158.26 the CSAH 39 right-of-way; thence South 51 degrees 01 minute East, 260.41 feet to the point  
158.27 of beginning of the line to be described; thence North 42 degrees 11 minutes East to intersect  
158.28 the water's edge of Ball Club Lake and there said line terminates; and

158.29 (2) the South two rods of the East 16 rods of Government Lot 14, Section 4, Township  
158.30 60 North, Range 26 West of the Fourth Principle Meridian, containing approximately 0.20  
158.31 acres.

159.1 (d) The county has determined that the county's land management interests would best  
159.2 be served if the lands were returned to private ownership.

159.3 **Sec. 150. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATERS;**  
159.4 **ROSEAU COUNTY.**

159.5 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the  
159.6 commissioner of natural resources may sell by private sale the surplus island located in  
159.7 public water that is described in paragraph (d) to a local unit of government for less than  
159.8 market value.

159.9 (b) The commissioner may make necessary changes to the legal description to correct  
159.10 errors and ensure accuracy.

159.11 (c) The land described in paragraph (d) may be sold by quit claim deed and the  
159.12 conveyance must provide that the land described in paragraph (d) be used for the public  
159.13 and reverts to the state if the local unit of government fails to provide for public use or  
159.14 abandons the public use of the land. The conveyance is subject to a flowage easement held  
159.15 by the United States of America.

159.16 (d) The land that may be conveyed is located in Roseau County and is described as: an  
159.17 unsurveyed island located in the approximate center of the South Half of the Southeast  
159.18 Quarter of Section 29, Township 163 North, Range 36 West, Roseau County, Minnesota;  
159.19 said island contains 6.7 acres, more or less (parcel identification number 563199100).

159.20 (e) The island is located in Warroad River and was created after statehood when dredge  
159.21 spoils were deposited on a sandbar in the Warroad River. The Department of Natural  
159.22 Resources has determined that the land is not needed for natural resource purposes, the  
159.23 conveyance would further the public interest, and the state's land management interests  
159.24 would best be served if the land was conveyed to a local unit of government for a public  
159.25 park and other public use.

159.26 **Sec. 151. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

159.27 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
159.28 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands  
159.29 described in paragraph (c).

159.30 (b) The conveyances must be in a form approved by the attorney general. The attorney  
159.31 general may make changes to the land descriptions to correct errors and ensure accuracy.

159.32 (c) The lands to be sold are located in St. Louis County and are described as:

160.1 (1) the South Half of the North Half of the South Half of the Southwest Quarter of the  
160.2 Northwest Quarter, except the East 470 feet and except the part taken for a road, Township  
160.3 50 North, Range 15 West, Section 29 (parcel identification number 395-0010-08713);

160.4 (2) the East 271 feet of the West 371 feet of the North 669.94 feet of the Northwest  
160.5 Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15 West of the  
160.6 Fourth Principal Meridian. Together with the West 100 feet of the North 669.94 feet of the  
160.7 Northwest Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15  
160.8 West of the Fourth Principal Meridian, which lies South of the North 300 feet thereof (part  
160.9 of parcel identification number 410-0024-00550);

160.10 (3) the West 371 feet of the Northwest Quarter of the Northwest Quarter of Section 34,  
160.11 Township 61 North, Range 15 West of the Fourth Principal Meridian, which lies South of  
160.12 the North 669.94 feet thereof (part of parcel identification number 410-0024-00550); and

160.13 (4) the Northeast Quarter, except the Southwest Quarter, and the North Half of the  
160.14 Northwest Quarter, Township 52 North, Range 19 West, Section 24 (part of parcel  
160.15 identification number 470-0010-03830).

160.16 (d) The county has determined that the county's land management interests would best  
160.17 be served if the lands were returned to private ownership.

160.18 **Sec. 152. ST. LOUIS COUNTY; LAND LEASE.**

160.19 Subdivision 1. **St. Louis County; lease.** Notwithstanding Minnesota Statutes, sections  
160.20 16A.695 and 282.04, St. Louis County may lease property legally described as part of  
160.21 Government Lot 5 except the lake portion of Embarrass Mine, Township 58, Range 15  
160.22 West, Section 5, for use as a water intake and water treatment project under Laws 2018,  
160.23 chapter 214, article 1, section 22, subdivision 6, for consideration of more than \$12,000 per  
160.24 year and for a period exceeding ten years.

160.25 Subd. 2. **Department of Natural Resources; lease.** Notwithstanding Minnesota Statutes,  
160.26 section 92.50, or other law to the contrary, the commissioner may lease property in Township  
160.27 58, Range 15, Section 5, for use as a water intake and water treatment project under Laws  
160.28 2018, chapter 214, article 1, section 22, subdivision 6, for a period exceeding 21 years,  
160.29 including a lease term of 40 years.

160.30 **EFFECTIVE DATE.** This section is effective the day following final enactment.

161.1 **Sec. 153. CONVEYANCE OF CERTAIN PARCELS; ST. LOUIS COUNTY.**

161.2 (a) Notwithstanding conflicting requirements in section 373.01, St. Louis County may  
161.3 convey, at no charge, small parcels of nonconforming property to the adjoining or  
161.4 surrounding owners subject to the following conditions:

161.5 (1) the parcels must be five acres or less in size;

161.6 (2) the parcels were acquired prior to December 31, 1960;

161.7 (3) the conveyance will be restricted to the adjoining or surrounding property;

161.8 (4) the adjoining parcel that the county land is to be conveyed to must abut the county  
161.9 parcel on two or more sides; and

161.10 (5) no delinquent property taxes are owed on the adjoining or surrounding property to  
161.11 be eligible for the conveyance.

161.12 (b) This section shall be liberally construed to encourage the transfer of ownership of  
161.13 nonconforming real property and promote its return to the tax rolls.

161.14 **EFFECTIVE DATE.** This section is effective the day after the governing body of St.  
161.15 Louis County and its chief clerical officer comply with Minnesota Statutes, section 645.021,  
161.16 subdivisions 2 and 3.

161.17 **Sec. 154. PRIVATE SALE OF TAX-FORFEITED LAND; BELTRAMI COUNTY.**

161.18 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
161.19 other law to the contrary, Beltrami County may sell by private sale the tax-forfeited lands  
161.20 described in paragraph (c).

161.21 (b) The conveyances must be in a form approved by the attorney general. The attorney  
161.22 general may make changes to the land descriptions to correct errors and ensure accuracy.

161.23 (c) The lands to be sold are located in Beltrami County and are described as:

161.24 (1) the East 285 feet of the North 55 feet of the South Half of the Southeast Quarter,  
161.25 Section 13, Township 149 North, Range 32 West of the Fifth Principle Meridian (parcel  
161.26 identification number 16.00170.00);

161.27 (2) Lot 6, Block 12, Plat of Redby, Section 19, Township 151 North, Range 33 West  
161.28 (parcel identification number 36.00027.00);

161.29 (3) Lot 7, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West  
161.30 (parcel identification number 36.00052.00);

162.1 (4) Lot 8, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West  
 162.2 (parcel identification number 36.00053.00);

162.3 (5) Lot 9, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West  
 162.4 (parcel identification number 36.00054.00);

162.5 (6) Lots 10, 11, and 12, Block 16, Plat of Redby, Section 20, Township 151 North,  
 162.6 Range 33 West (parcel identification number 36.00055.00);

162.7 (7) the southerly 200 feet of vacated Block 28, Plat of Redby, less the northerly 75 feet  
 162.8 of the westerly 150 feet thereof and less the easterly 170 feet thereof, Section 20, Township  
 162.9 151 North, Range 33 West (parcel identification number 36.00077.00);

162.10 (8) Lot 4, Block 29, Plat of Redby, Section 20, Township 151 North, Range 33 West  
 162.11 (parcel identification number 36.00081.00); and

162.12 (9) Lot 1, Block 62, Plat of Redby, Section 19, Township 151 North, Range 33 West  
 162.13 (parcel identification number 36.00148.00).

162.14 (d) The county has determined that the county's land management interests would best  
 162.15 be served if the lands were returned to private ownership.

162.16 Sec. 155. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATER;  
 162.17 SHERBURNE COUNTY.

162.18 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the  
 162.19 commissioner of natural resources may sell by private sale the surplus land bordering public  
 162.20 water that is described in paragraph (c) to a local unit of government for less than market  
 162.21 value.

162.22 (b) The commissioner may make necessary changes to the legal description to correct  
 162.23 errors and ensure accuracy.

162.24 (c) The land that may be sold is located in Sherburne County and is described as: that  
 162.25 part of Government Lot 3, Section 24, Township 33 North, Range 28 West, described as  
 162.26 follows:

162.27 The East 400 feet of Government Lot 3, Section 24, Township 33 North, Range 28 West,  
 162.28 according to the United States Government survey thereof.

162.29 (d) The land borders Big Lake. The Department of Natural Resources has determined  
 162.30 that the land is not needed for natural resource purposes and that the state's land management  
 162.31 interests would best be served if the land were conveyed to a local unit of government.

163.1 Sec. 156. **RULEMAKING; WALLEYE AND SAUGER POSSESSION LIMIT.**

163.2 (a) By March 1, 2022, the commissioner of natural resources must amend Minnesota  
163.3 Rules, part 6262.0200, subpart 1, item F, to provide that the daily and possession limit for  
163.4 walleye and sauger in all inland waters is six in aggregate and no more than four may be  
163.5 walleye.

163.6 (b) The commissioner may use the good cause exemption under Minnesota Statutes,  
163.7 section 14.388, subdivision 1, clause (3), to adopt rules under this section, and Minnesota  
163.8 Statutes, section 14.386, does not apply, except as provided under Minnesota Statutes,  
163.9 section 14.388.

163.10 Sec. 157. **AMENDING FEEDLOT PERMITS.**

163.11 The commissioner of the Pollution Control Agency must, when necessary, amend all  
163.12 general and individual permits for feedlots to conform with Minnesota Statutes, section  
163.13 116.07, subdivision 7, paragraph (h).

163.14 **EFFECTIVE DATE.** This section is effective retroactively from February 1, 2021.

163.15 Sec. 158. **TIMBER PERMITS; CANCELLATION AND EXTENSION.**

163.16 Subdivision 1. **Eligibility.** (a) For the purposes of this section, an "eligible permit" is a  
163.17 timber permit issued before July 1, 2020.

163.18 (b) In order to be eligible under this section, a permit holder must not be delinquent or  
163.19 have an active willful trespass with the state.

163.20 (c) In order to be eligible under subdivisions 2, 4, and 5, a permit holder must submit  
163.21 the written request to the commissioner of natural resources before the expiration of the  
163.22 permit or by July 1, 2021, whichever is earlier.

163.23 Subd. 2. **Extensions.** Upon written request to the commissioner of natural resources by  
163.24 the holder of an eligible permit with more than 30 percent of the total permit volume in any  
163.25 combination of spruce or balsam fir, the commissioner may grant an extension of the permit  
163.26 for two years without penalty or interest.

163.27 Subd. 3. **Unused balsam fir.** The commissioner of natural resources may cancel any  
163.28 provision in a timber sale that requires the security payment for or removal of all or part of  
163.29 the balsam fir when the permit contains more than 50 cords of balsam fir. The commissioner  
163.30 may require the permit holder to fell or pile the balsam fir to meet management objectives.

164.1 Subd. 4. Refunds. (a) Upon written request to the commissioner of natural resources  
164.2 by the holder of an eligible permit that is inactive and intact with more than 30 percent of  
164.3 the total permit volume in any combination of spruce or balsam fir, the commissioner may  
164.4 cancel the permit and refund the sale security, advance payments, or bid guarantee as  
164.5 applicable for the permit to the permit holder.

164.6 (b) Upon written request to the commissioner of natural resources by the holder of an  
164.7 eligible active permit with more than 30 percent of the total permit volume in any  
164.8 combination of spruce or balsam fir and a previously existing cutting block agreement, the  
164.9 commissioner may cancel any intact cutting block designated in the permit that was not  
164.10 bonded or bonded before July 1, 2020, and refund security, as applicable, for the cutting  
164.11 block to the permit holder. Any partially harvested cutting block is ineligible to be canceled  
164.12 under this paragraph. The remaining provisions of the permit remain in effect.

164.13 Subd. 5. Good Neighbor Authority. The commissioner of natural resources, in  
164.14 consultation with the United States Forest Service, may negotiate and provide holders of  
164.15 eligible permits with more than 30 percent of the total permit volume in any combination  
164.16 of spruce or balsam fir a method to voluntarily return intact cutting blocks designated in  
164.17 Good Neighbor Authority permits. Upon written request by the eligible permit holder, the  
164.18 commissioner may cancel any intact cutting block designated in the permit that was not  
164.19 bonded or bonded before July 1, 2020, and refund applicable security for the cutting block  
164.20 to the permit holder. Any partially harvested cutting block is ineligible to be canceled under  
164.21 this subdivision. The remaining provisions of the permit remain in effect.

164.22 **EFFECTIVE DATE.** This section is effective the day following final enactment.

164.23 Sec. 159. **WHOLE EFFLUENT TOXICITY RULEMAKING FOR FACILITIES**  
164.24 **THAT PROCESS SUGAR BEETS.**

164.25 (a) By January 31, 2022, the commissioner of the Pollution Control Agency must adopt  
164.26 rules on:

164.27 (1) evaluating and applying whole effluent toxicity (WET) as water-quality-based effluent  
164.28 limitations and permit conditions for discharges from facilities that process sugar beets that  
164.29 are located outside the Lake Superior basin; and

164.30 (2) the applicability and standards for acute and chronic mixing zones at those facilities.

164.31 (b) Rules adopted under this section must be substantially identical to Minnesota Rules,  
164.32 parts 7052.0210, subparts 1 and 2, and 7052.0240, so that, to the greatest extent possible,  
164.33 facilities that process sugar beets in all parts of the state are subject to the same mixing

165.1 zones requirements and acute and chronic WET requirements for establishing permit  
165.2 conditions.

165.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.

165.4 Sec. 160. **INTERIM PROVISIONS.**

165.5 (a) From the effective date of this act until the rules under section 155 are adopted, to  
165.6 the extent allowable under the federal Clean Water Act or other federal laws, this section  
165.7 applies to discharges from facilities that process sugar beets outside the Lake Superior basin.

165.8 (b) If a whole effluent toxicity test, as defined under Minnesota Rules, part 7050.0218,  
165.9 subpart 3, item AAA, is performed on the effluent of a point source discharger that is a  
165.10 facility that processes sugar beets and results in less than 50 percent mortality of the test  
165.11 organisms or if a demonstration is provided under Minnesota Rules, part 7052.0210, subpart  
165.12 1, that 0.3 acute toxic units can be met at the edge of an approved acute mixing zone, the  
165.13 effluent must not be considered acutely toxic or lethal to aquatic organisms unless the  
165.14 commissioner of the Pollution Control Agency finds that the test species do not represent  
165.15 sensitive organisms in the affected surface water body or the whole effluent toxicity test  
165.16 was performed on a sample not representative of the effluent quality.

165.17 (c) The commissioner of the Pollution Control Agency must establish whole effluent  
165.18 toxicity mixing zones and whole effluent toxicity water-quality-based effluent limitations  
165.19 and permit conditions for facilities that process sugar beets according to Minnesota Rules,  
165.20 parts 7052.0210, subparts 1 and 2, and 7052.0240.

165.21 (d) The antibacksliding provisions of Minnesota Rules, part 7001.1080, subpart 9, do  
165.22 not apply to new or revised permit conditions established under paragraph (c).

165.23 **EFFECTIVE DATE.** This section is effective the day following final enactment.

165.24 Sec. 161. **ANALYSIS OF WISCONSIN'S GREEN TIER PROGRAM.**

165.25 The commissioner of the Pollution Control Agency must conduct an analysis of the  
165.26 Green Tier Program operated in Wisconsin under Wisconsin Statutes, section 299.83, which  
165.27 recognizes and rewards environmental performance that voluntarily exceeds legal  
165.28 requirements related to health, safety, and the environment resulting in continuous  
165.29 improvement in Wisconsin's environment, economy, and quality of life. By February 1,  
165.30 2022, the commissioner must report the results of the analysis to the chairs and ranking  
165.31 minority members of the house of representatives and senate committees and divisions with  
165.32 jurisdiction over environment and natural resources. The report must include:

- 166.1 (1) an overview of how the program operates in Wisconsin;
- 166.2 (2) an assessment of benefits and challenges that would likely accompany the adoption
- 166.3 of a similar program in Minnesota;
- 166.4 (3) a comparison of the program with the Minnesota XL permit project operated under
- 166.5 Minnesota Statutes, sections 114C.10 to 114C.19;
- 166.6 (4) an assessment of what policy changes, legal changes, and funding would be required
- 166.7 to successfully implement a similar program in Minnesota; and
- 166.8 (5) any other related matters deemed relevant by the commissioner.

166.9 **Sec. 162. STATE IMPLEMENTATION PLAN REVISIONS.**

166.10 (a) The commissioner of the Pollution Control Agency must seek approval from the

166.11 federal Environmental Protection Agency for revisions to the state's federal Clean Air Act

166.12 state implementation plan so that under the revised plan, the Pollution Control Agency is

166.13 prohibited from applying a national or state ambient air quality standard in a permit issued

166.14 solely to authorize operations to continue at an existing facility with unmodified emissions

166.15 levels. Nothing in this section shall be construed to require the commissioner to apply for

166.16 a revision that would prohibit the agency from applying a national or state ambient air

166.17 quality standard in a permit that authorizes an increase in emissions due to construction of

166.18 a new facility or in a permit that authorizes changes to existing facilities that result in a

166.19 significant net emissions increase of a regulated NSR pollutant, as defined in Code of Federal

166.20 Regulations, title 40, section 52.21(b)(50).

166.21 (b) The commissioner of the Pollution Control Agency must report quarterly to the chairs

166.22 and ranking minority members of the house of representatives and senate committees and

166.23 divisions with jurisdiction over environment and natural resources policy on the status of

166.24 efforts to implement paragraph (a) until the revisions required by paragraph (a) have been

166.25 either approved or denied.

166.26 **Sec. 163. FACILITATE ORIENTED STRAND BOARD MANUFACTURING**

166.27 **FACILITY; ITASCA COUNTY.**

166.28 (a) Notwithstanding any law to the contrary, a business corporation that proposes an

166.29 economic development project to build an oriented strand board manufacturing facility in

166.30 Itasca County, and that receives approval of financial incentives to be provided for that

166.31 project from both the Department of Employment and Economic Development and the

166.32 Department of Iron Range Resources and Rehabilitation anytime during 2021, may apply

167.1 for and receive construction stormwater, temporary dewatering, and land use construction  
167.2 permits required to begin grading, grubbing, and clearing the project site prior to completion  
167.3 of the environmental review processes necessary to commence construction of the facility.

167.4 (b) Prior to commencing any grading, grubbing, and clearing work at the project site  
167.5 pursuant to this section, the commissioner of employment and economic development shall  
167.6 require and receive a bond or other security or other financial assurance satisfactory to the  
167.7 commissioner to provide for the restoration of all disturbed land to its previous condition  
167.8 if the environmental review process does not lead to successful permitting of the project.

167.9 **Sec. 164. CONDITIONS UPON TERMINATING CERTAIN MINERAL LEASES**  
167.10 **IN 2021.**

167.11 If the commissioner of natural resources terminates state mineral leases associated with  
167.12 a mine permit for an operation to mine, provide direct reduction of ore, and make steel in  
167.13 calendar year 2021, the commissioners of natural resources and the Pollution Control Agency  
167.14 must wait at least two years after the termination before initiating action to terminate  
167.15 environmental permits associated with the mining or processing of iron ore from the lands,  
167.16 unless earlier termination is necessary to ensure environmental protection or if otherwise  
167.17 governed by federal law. Nothing in this section prohibits a permittee from proposing to  
167.18 amend or otherwise exercise any existing rights to transfer or cancel permits under existing  
167.19 law. Nothing in this section precludes the commissioner of natural resources from terminating  
167.20 or transferring any state mineral leases issued in association with the properties listed above,  
167.21 provided the termination or transfer complies with all other requirements of Minnesota  
167.22 Statutes, chapter 93.

167.23 **Sec. 165. MORATORIUM ON SPECIAL PERMITS TO TAKE CANADA GOOSE**  
167.24 **NESTS AND EGGS.**

167.25 Until July 1, 2022, the commissioner of natural resources shall cancel any existing and  
167.26 not issue any new special permits under Minnesota Statutes, section 97A.401, subdivision  
167.27 5, for Canada goose egg oiling or egg destruction including addling or puncturing.

167.28 **EFFECTIVE DATE.** This section is effective the day following final enactment.

167.29 **Sec. 166. DRAINAGE PILOT PROJECT; BOIS DE SIOUX WATERSHED**  
167.30 **DISTRICT.**

167.31 (a) Notwithstanding any conflicting requirements in Minnesota Statutes, chapter 103E,  
167.32 the Bois De Sioux watershed district may:

168.1 (1) update the drainage system benefits for the purpose of ordering a repair under  
 168.2 Minnesota Statutes, section 103E.715, subdivision 4, paragraph (a), clause (2), using the  
 168.3 most recent three-year average of the county assessor's assessed value of land that is benefited  
 168.4 from the drainage system; and

168.5 (2) use the appraised value of property for the value of land needed for additional  
 168.6 right-of-way under Minnesota Statutes, section 103E.715, subdivision 6.

168.7 (b) This section expires on June 30, 2026.

168.8 **EFFECTIVE DATE.** This section is effective the day after the board of managers of  
 168.9 the Bois De Sioux watershed district and its chief clerical officer comply with Minnesota  
 168.10 Statutes, section 645.021, subdivisions 2 and 3.

168.11 **Sec. 167. REPEALER.**

168.12 (a) Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507; 85.054,  
 168.13 subdivision 19; and 97C.515, subdivisions 4 and 5, are repealed.

168.14 (b) Laws 2013, chapter 121, section 53, is repealed.

168.15 (c) Minnesota Rules, part 6232.0350, is repealed.

168.16 **ARTICLE 3**

168.17 **2021 ENVIRONMENT AND NATURAL RESOURCES TRUST FUND**  
 168.18 **APPROPRIATIONS**

168.19 **Section 1. APPROPRIATIONS.**

168.20 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
 168.21 and for the purposes specified in this article. The appropriations are from the environment  
 168.22 and natural resources trust fund, or another named fund, and are available for the fiscal  
 168.23 years indicated for each purpose. The figures "2020" and "2021" used in this article mean  
 168.24 that the appropriations listed under them are available for the fiscal year ending June 30,  
 168.25 2020, or June 30, 2021, respectively. "The first year" is fiscal year 2020. "The second year"  
 168.26 is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021.

<b><u>APPROPRIATIONS</u></b>	
<b><u>Available for the Year</u></b>	
<b><u>Ending June 30</u></b>	
<b><u>2020</u></b>	<b><u>2021</u></b>

168.31 **Sec. 2. MINNESOTA RESOURCES**

168.32 **Subdivision 1. Total**  
 168.33 **Appropriation**

<b><u>\$</u></b>	<b><u>-0-</u></b>	<b><u>\$</u></b>	<b><u>61,387,000</u></b>
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169.1 The amounts that may be spent for each  
 169.2 purpose are specified in the following  
 169.3 subdivisions. Appropriations in the second  
 169.4 year are available for four years beginning  
 169.5 July 1, 2020, unless otherwise stated in the  
 169.6 appropriation. Any unencumbered balance  
 169.7 remaining in the first year does not cancel and  
 169.8 is available for the second year or until the  
 169.9 end of the appropriation.

169.10 **Subd. 2. Definition**

169.11 "Trust fund" means the Minnesota  
 169.12 environment and natural resources trust fund  
 169.13 established under the Minnesota Constitution,  
 169.14 article XI, section 14.

169.15 **Subd. 3. Foundational**  
 169.16 **Natural Resource Data and**  
 169.17 **Information**

-0-

7,245,000

169.18 **(a) Geologic Atlases for Water Resource**  
 169.19 **Management**

169.20 \$2,000,000 the second year is from the trust  
 169.21 fund to the Board of Regents of the University  
 169.22 of Minnesota, Minnesota Geological Survey,  
 169.23 to continue producing county geologic atlases  
 169.24 to inform management of surface water and  
 169.25 groundwater resources. This appropriation is  
 169.26 to complete Part A, which focuses on the  
 169.27 properties and distribution of earth materials  
 169.28 to define aquifer boundaries and the  
 169.29 connection of aquifers to the land surface and  
 169.30 surface water resources.

169.31 **(b) Expanding Minnesota Ecological Monitoring**  
 169.32 **Network**

169.33 \$800,000 the second year is from the trust  
 169.34 fund to the commissioner of natural resources  
 169.35 to improve conservation and management of  
 169.36 Minnesota's native forests, wetlands, and

170.1 grasslands by expanding the partially  
170.2 established long-term Ecological Monitoring  
170.3 Network that will provide critical knowledge  
170.4 of how ecosystem dynamics and conditions  
170.5 change through time.

170.6 **(c) County Groundwater Atlas**

170.7 \$1,125,000 the second year is from the trust  
170.8 fund to the commissioner of natural resources  
170.9 to continue producing county geologic atlases  
170.10 to inform management of surface water and  
170.11 groundwater resources for drinking water and  
170.12 other purposes. This appropriation is for Part  
170.13 B, to characterize the potential water yields of  
170.14 aquifers and the aquifers' sensitivity to  
170.15 contamination.

170.16 **(d) Foundational Hydrology Data for Wetland**  
170.17 **Protection and Restoration**

170.18 \$400,000 the second year is from the trust  
170.19 fund to the commissioner of natural resources  
170.20 to improve wetland protection, management,  
170.21 and restoration in Minnesota by completing  
170.22 the partially established long-term Wetland  
170.23 Hydrology Monitoring Network that will  
170.24 provide critical knowledge of wetland  
170.25 hydrology dynamics. This appropriation is  
170.26 available until June 30, 2025, by which time  
170.27 the project must be completed and final  
170.28 products delivered.

170.29 **(e) Voyageurs Wolf Project - Phase II**

170.30 \$575,000 the second year is from the trust  
170.31 fund to the Board of Regents of the University  
170.32 of Minnesota to study summertime wolf  
170.33 predation on deer, moose, and other species  
170.34 in the Voyageurs region to inform  
170.35 management of wildlife. This appropriation

171.1 is available until June 30, 2025, by which time  
171.2 the project must be completed and final  
171.3 products delivered.

171.4 **(f) Expanding Restoration and Promoting**  
171.5 **Awareness of Native Mussels**

171.6 \$489,000 the second year is from the trust  
171.7 fund to the Minnesota Zoological Garden to  
171.8 promote mussel conservation by rearing  
171.9 juvenile mussels for reintroduction,  
171.10 researching methods to improve growth and  
171.11 survival in captivity, and encouraging public  
171.12 action to benefit water quality. This  
171.13 appropriation is available until June 30, 2025,  
171.14 by which time the project must be completed  
171.15 and final products delivered.

171.16 **(g) Bobcat and Fisher Habitat Use and**  
171.17 **Interactions**

171.18 \$400,000 the second year is from the trust  
171.19 fund to the Board of Regents of the University  
171.20 of Minnesota for the Natural Resources  
171.21 Research Institute in Duluth to identify  
171.22 potential solutions to reverse the fisher  
171.23 population decline through better  
171.24 understanding of habitat, diet, and activity  
171.25 patterns of bobcats and fishers.

171.26 **(h) Healthy Prairies III: Restoring Minnesota**  
171.27 **Prairie Plant Diversity**

171.28 \$500,000 the second year is from the trust  
171.29 fund to the Board of Regents of the University  
171.30 of Minnesota to improve Minnesota prairie  
171.31 resiliency by increasing locally sourced seed  
171.32 availability and diversity, evaluating use of  
171.33 beneficial microbes in prairie restorations, and  
171.34 assessing adaptation and adaptive capacity of  
171.35 prairie plant populations.

172.1 **(i) Freshwater Sponges and AIS: Engaging**  
172.2 **Citizen Scientists**

172.3 \$400,000 the second year is from the trust  
172.4 fund to the Board of Regents of the University  
172.5 of Minnesota, Crookston, to use citizen  
172.6 scientists to study the geographic distribution,  
172.7 taxonomic diversity, and antifouling potential  
172.8 of freshwater sponges against aquatic invasive  
172.9 species.

172.10 **(j) Do Beavers Buffer Against Droughts and**  
172.11 **Floods?**

172.12 \$168,000 the second year is from the trust  
172.13 fund to the commissioner of natural resources  
172.14 for an agreement with Voyageurs National  
172.15 Park to analyze existing data sets to determine  
172.16 the role of beaver populations and beaver  
172.17 ponds in buffering the region against droughts  
172.18 and floods.

172.19 **(k) Enhancing Bat Recovery by Optimizing**  
172.20 **Artificial Roost Structures**

172.21 \$190,000 the second year is from the trust  
172.22 fund to the commissioner of natural resources  
172.23 to improve the survival of bats by identifying  
172.24 characteristics of successful artificial bat roost  
172.25 structures and optimizing the structures for  
172.26 bat use and reproduction. This appropriation  
172.27 is available until June 30, 2025, by which time  
172.28 the project must be completed and final  
172.29 products delivered.

172.30 **(l) Conserving Black Terns and Forster's Terns**  
172.31 **in Minnesota**

172.32 \$198,000 the second year is from the trust  
172.33 fund to the Board of Regents of the University  
172.34 of Minnesota for the Natural Resources  
172.35 Research Institute in Duluth to assess the

173.1 distribution and breeding status of black tern  
 173.2 and Forster's tern and to make conservation  
 173.3 and restoration recommendations to improve  
 173.4 the suitability of habitat for these two bird  
 173.5 species in Minnesota.

173.6 **Subd. 4. Water Resources** -0- 2,662,000

173.7 **(a) Managing Highly Saline Waste from**  
 173.8 **Municipal Water Treatment**

173.9 \$250,000 the second year is from the trust  
 173.10 fund to the Board of Regents of the University  
 173.11 of Minnesota to develop a cost- and  
 173.12 energy-efficient method of managing the  
 173.13 concentrated saline waste from a municipal  
 173.14 water treatment plant to increase the feasibility  
 173.15 of using reverse osmosis for centralized water  
 173.16 softening and sulfate removal. This  
 173.17 appropriation is subject to Minnesota Statutes,  
 173.18 section 116P.10.

173.19 **(b) Technology for Energy-Generating On-site**  
 173.20 **Industrial Wastewater Treatment**

173.21 \$450,000 the second year is from the trust  
 173.22 fund to the Board of Regents of the University  
 173.23 of Minnesota to improve water quality and  
 173.24 generate cost savings by developing off the  
 173.25 shelf technology that treats industrial  
 173.26 wastewater on-site and turns pollutants into  
 173.27 hydrogen and methane for energy. This  
 173.28 appropriation is subject to Minnesota Statutes,  
 173.29 section 116P.10.

173.30 **(c) Developing Strategies to Manage PFAS in**  
 173.31 **Land-Applied Biosolids**

173.32 \$1,034,000 the second year is from the trust  
 173.33 fund to the commissioner of the Pollution  
 173.34 Control Agency to help municipal wastewater  
 173.35 plants, landfills, and compost facilities protect

- 174.1 human health and the environment by  
174.2 developing strategies to manage per- and  
174.3 polyfluoroalkyl substances (PFAS) in  
174.4 land-applied biosolids.
- 174.5 **(d) Quantifying New Urban Precipitation and**  
174.6 **Water Reality**
- 174.7 \$500,000 the second year is from the trust  
174.8 fund to the Board of Regents of the University  
174.9 of Minnesota to better guide storm water  
174.10 management by evaluating the groundwater  
174.11 and surface water interactions contributing to  
174.12 high water tables and damage to home  
174.13 basements and underground infrastructure in  
174.14 urban areas.
- 174.15 **(e) Innovative Solution for Protecting Minnesota**  
174.16 **from PFAS Contamination**
- 174.17 \$250,000 the second year is from the trust  
174.18 fund to the commissioner of natural resources  
174.19 for an agreement with Dem-Con Companies  
174.20 to demonstrate a new technology for  
174.21 protecting the state's drinking water and  
174.22 natural resources by eliminating per- and  
174.23 polyfluoroalkyl substances (PFAS) from point  
174.24 source discharges. This appropriation is  
174.25 subject to Minnesota Statutes, section 116P.10,  
174.26 related to royalties, copyrights, patents, and  
174.27 sale of products and assets.
- 174.28 **(f) Expanding Protection of Minnesota Water**  
174.29 **through Industrial Conservation**
- 174.30 \$178,000 the second year is from the trust  
174.31 fund to the Board of Regents of the University  
174.32 of Minnesota for the Minnesota technical  
174.33 assistance program in partnership with the  
174.34 Minnesota Rural Water Association to provide  
174.35 technical assistance to businesses to decrease

175.1 industrial and commercial water use in  
 175.2 communities at risk for inadequate  
 175.3 groundwater supply or quality.

175.4 **Subd. 5. Technical**

175.5 **Assistance, Outreach, and**

175.6 **Environmental Education**

-0-

2,121,000

175.7 **(a) Statewide Environmental Education via**  
 175.8 **Public Television Outdoor Series**

175.9 \$300,000 the second year is from the trust  
 175.10 fund to the commissioner of natural resources  
 175.11 for an agreement with Pioneer Public  
 175.12 Television to produce approximately 25 new  
 175.13 episodes of a statewide outdoor public  
 175.14 television series designed to inspire  
 175.15 Minnesotans to connect with the outdoors and  
 175.16 restore and protect the environment.

175.17 **(b) Mentoring Next Generation of Conservation**  
 175.18 **Professionals**

175.19 \$500,000 the second year is from the trust  
 175.20 fund to the commissioner of natural resources  
 175.21 for an agreement with Minnesota Valley  
 175.22 National Wildlife Refuge Trust, Inc., to  
 175.23 provide paid internships and apprenticeships  
 175.24 for diverse young people to learn about careers  
 175.25 in the conservation field from United States  
 175.26 Fish and Wildlife Service professionals while  
 175.27 working at the Minnesota Valley National  
 175.28 Wildlife Refuge and Wetland Management  
 175.29 District.

175.30 **(c) Jay C. Hormel Nature Center Supplemental**  
 175.31 **Teaching Staff**

175.32 \$225,000 the second year is from the trust  
 175.33 fund to the commissioner of natural resources  
 175.34 for an agreement with the city of Austin to  
 175.35 expand the Jay C. Hormel Nature Center  
 175.36 environmental education program beyond the

- 176.1 city of Austin to students in southeastern  
176.2 Minnesota for three years.
- 176.3 **(d) 375 Underserved Youth Learn Minnesota**  
176.4 **Ecosystems by Canoe**
- 176.5 \$375,000 the second year is from the trust  
176.6 fund to the commissioner of natural resources  
176.7 for an agreement with the YMCA of the  
176.8 Greater Twin Cities to connect approximately  
176.9 375 underserved and diverse teens from urban  
176.10 areas and first-ring suburbs to environmental  
176.11 sciences in the natural world through canoeing  
176.12 and learning expeditions with experienced  
176.13 outdoor education counselors. This  
176.14 appropriation is available until June 30, 2025,  
176.15 by which time the project must be completed  
176.16 and final products delivered.
- 176.17 **(e) YES! Students Take on Water Quality**  
176.18 **Challenge - Phase II**
- 176.19 \$199,000 the second year is from the trust  
176.20 fund to the commissioner of natural resources  
176.21 for an agreement with Prairie Woods  
176.22 Environmental Learning Center to mobilize  
176.23 local watershed stewardship efforts in  
176.24 approximately 20 communities through  
176.25 student-driven action projects.
- 176.26 **(f) Engaging Minnesotans with Phenology:**  
176.27 **Radio, Podcasts, Citizen Science**
- 176.28 \$198,000 the second year is from the trust  
176.29 fund to the commissioner of natural resources  
176.30 for an agreement with Northern Community  
176.31 Radio, Inc., in partnership with the Board of  
176.32 Regents of the University of Minnesota to  
176.33 build the next generation of conservationists  
176.34 using phenology, radio broadcasts, podcasts,  
176.35 and an online, interactive map interface to

177.1 inspire teachers, students, and the public to  
 177.2 get outside and experience nature.

177.3 **(g) Driving Conservation Behavior for Native**  
 177.4 **Mussels and Water Quality**

177.5 \$191,000 the second year is from the trust  
 177.6 fund to the Minnesota Zoological Garden to  
 177.7 develop research-supported strategies to  
 177.8 engage the public in specific conservation  
 177.9 behaviors to improve water quality and native  
 177.10 mussel health across the state.

177.11 **(h) Workshops and Outreach to Protect Raptors**  
 177.12 **from Lead Poisoning**

177.13 \$133,000 the second year is from the trust  
 177.14 fund to the Board of Regents of the University  
 177.15 of Minnesota, Raptor Center, in cooperation  
 177.16 with the Department of Natural Resources and  
 177.17 other conservation partners, to provide hunters  
 177.18 with outreach and workshops on alternatives  
 177.19 to lead hunting ammunition, including copper  
 177.20 ammunition as an alternative, and to promote  
 177.21 voluntary selection of nontoxic ammunition  
 177.22 to protect raptors and other wildlife in  
 177.23 Minnesota from accidental lead poisoning  
 177.24 caused by ingestion of ammunition fragments.

177.25 **Subd. 6. Aquatic and**  
 177.26 **Terrestrial Invasive Species**

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10,425,000

177.27 **(a) Minnesota Invasive Terrestrial Plants and**  
 177.28 **Pests Center (MITPPC) - Phase V**

177.29 \$5,000,000 the second year is from the trust  
 177.30 fund to the Board of Regents of the University  
 177.31 of Minnesota to support the Minnesota  
 177.32 Invasive Terrestrial Plants and Pests Center  
 177.33 to fund approximately 15 new, high-priority  
 177.34 research projects that will lead to better  
 177.35 management of invasive plants, pathogens,

178.1 and pests on Minnesota's natural and  
 178.2 agricultural lands. This appropriation is subject  
 178.3 to Minnesota Statutes, section 116P.10. This  
 178.4 appropriation is available until June 30, 2026,  
 178.5 by which time the project must be completed  
 178.6 and final products delivered.

178.7 **(b) Protect Community Forests by Managing**  
 178.8 **Ash for Emerald Ash Borer**

178.9 \$3,500,000 the second year is from the trust  
 178.10 fund to the commissioner of natural resources  
 178.11 to reduce emerald ash borer by providing  
 178.12 surveys, assessments, trainings, assistance,  
 178.13 and grants for communities to manage emerald  
 178.14 ash borer, plant a diversity of trees, and engage  
 178.15 citizens in community forestry activities. This  
 178.16 appropriation is available until June 30, 2025,  
 178.17 by which time the project must be completed  
 178.18 and final products delivered.

178.19 **(c) Biological Control of White-Nose Syndrome**  
 178.20 **in Bats - Phase III**

178.21 \$440,000 the second year is from the trust  
 178.22 fund to the Board of Regents of the University  
 178.23 of Minnesota to continue assessing and  
 178.24 developing a biocontrol agent for white-nose  
 178.25 syndrome in bats.

178.26 **(d) Applying New Tools and Techniques Against**  
 178.27 **Invasive Carp**

178.28 \$478,000 the second year is from the trust  
 178.29 fund to the commissioner of natural resources  
 178.30 to apply new monitoring, outreach, and  
 178.31 removal techniques and to continue work with  
 178.32 commercial anglers to protect Minnesota  
 178.33 waters from invasive carp.

178.34 **(e) Emerald Ash Borer and Black Ash:**  
 178.35 **Maintaining Forests and Benefits**

179.1 \$700,000 the second year is from the trust  
 179.2 fund to the Board of Regents of the University  
 179.3 of Minnesota to use ongoing experiments to  
 179.4 determine statewide long-term emerald ash  
 179.5 borer impacts on water, vegetation, and  
 179.6 wildlife; to determine optimal replacement  
 179.7 species and practices for forest diversification;  
 179.8 and to develop criteria for prioritizing  
 179.9 mitigation activities. This appropriation is  
 179.10 available until June 30, 2026, by which time  
 179.11 the project must be completed and final  
 179.12 products delivered.

179.13 **(f) Testing Effectiveness of Aquatic Invasive**  
 179.14 **Species Removal Methods**

179.15 \$110,000 the second year is from the trust  
 179.16 fund to the Board of Regents of the University  
 179.17 of Minnesota for the Natural Resources  
 179.18 Research Institute in Duluth to test how well  
 179.19 boat-cleaning methods work, to provide the  
 179.20 Department of Natural Resources with a risk  
 179.21 assessment, and to provide recommendations  
 179.22 for improving boat-launch cleaning stations  
 179.23 to prevent the spread of aquatic invasive  
 179.24 species.

179.25 **(g) Invasive *Didymosphenia* Threatens North**  
 179.26 **Shore Streams**

179.27 \$197,000 the second year is from the trust  
 179.28 fund to the Science Museum of Minnesota to  
 179.29 evaluate the recent spread, origin, cause, and  
 179.30 economic and ecological threat of didymo  
 179.31 formation in North Shore streams and Lake  
 179.32 Superior to inform management and outreach.

179.33 **Subd. 7. Air Quality and Renewable Energy**

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573,000

179.34 **(a) Storing Renewable Energy in Flow Battery**  
 179.35 **for Grid Use**

180.1 \$250,000 the second year is from the trust  
 180.2 fund to the Board of Regents of the University  
 180.3 of Minnesota, on behalf of the Morris campus,  
 180.4 to analyze the potential of adding a flow  
 180.5 battery and solar energy generation to the  
 180.6 University of Minnesota Morris's existing  
 180.7 renewable-energy-intensive microgrid.

180.8 **(b) Eco-Friendly Plastics from Cloquet Pulp-Mill**  
 180.9 **Lignin**

180.10 \$193,000 the second year is from the trust  
 180.11 fund to the Board of Regents of the University  
 180.12 of Minnesota to reduce environmental  
 180.13 pollution from plastics by creating eco-friendly  
 180.14 replacements using lignin from the pulp mill  
 180.15 in Cloquet, Minnesota. This appropriation is  
 180.16 subject to Minnesota Statutes, section 116P.10.

180.17 **(c) Diverting Unsold Food from Landfills and**  
 180.18 **Reducing Greenhouse Gases**

180.19 \$130,000 the second year is from the trust  
 180.20 fund to the commissioner of natural resources  
 180.21 for an agreement with Second Harvest  
 180.22 Heartland to prevent food from going to  
 180.23 landfills and reduce greenhouse gas emissions  
 180.24 by helping businesses donate unsold prepared  
 180.25 food to food shelves.

180.26 **Subd. 8. Methods to Protect or Restore Land,**  
 180.27 **Water, and Habitat**

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2,393,000

180.28 **(a) Lignin-Coated Fertilizers for Phosphate**  
 180.29 **Control**

180.30 \$250,000 the second year is from the trust  
 180.31 fund to the Board of Regents of the University  
 180.32 of Minnesota for the Natural Resources  
 180.33 Research Institute in Duluth to test a new,  
 180.34 natural, slow-release fertilizer coating made  
 180.35 from processed wood to decrease phosphorus

181.1 runoff from farmland while also storing carbon  
181.2 in soils. This appropriation is subject to  
181.3 Minnesota Statutes, section 116P.10.

181.4 **(b) Implementing Hemp Crop Rotation to**  
181.5 **Improve Water Quality**

181.6 \$700,000 the second year is from the trust  
181.7 fund to the Minnesota State Colleges and  
181.8 Universities System for Central Lakes College  
181.9 to evaluate how hemp crops reduce nitrogen  
181.10 contamination of surface water and  
181.11 groundwater in conventional crop rotations  
181.12 and demonstrate the environmental and  
181.13 economic benefits of hemp production. This  
181.14 appropriation is available until June 30, 2025,  
181.15 by which time the project must be completed  
181.16 and final products delivered.

181.17 **(c) Developing Cover-Crop Systems for Sugar**  
181.18 **Beet Production**

181.19 \$300,000 the second year is from the trust  
181.20 fund to the Board of Regents of the University  
181.21 of Minnesota to develop agronomic guidelines  
181.22 to support growers adopting cover-crop  
181.23 practices in sugar beet production in  
181.24 west-central and northwest Minnesota.

181.25 **(d) Native Eastern Larch Beetle Decimating**  
181.26 **Minnesota's Tamarack Forests**

181.27 \$398,000 the second year is from the trust  
181.28 fund to the Board of Regents of the University  
181.29 of Minnesota to understand conditions  
181.30 triggering eastern larch beetle outbreaks and  
181.31 develop management techniques to protect  
181.32 tamarack forests from this native insect. This  
181.33 appropriation is available until June 30, 2025,  
181.34 by which time the project must be completed  
181.35 and final products delivered.

182.1 **(e) Habitat Associations of Mississippi**  
182.2 **Bottomland Forest Marsh Birds**

182.3 \$275,000 the second year is from the trust  
182.4 fund to the commissioner of natural resources  
182.5 for an agreement with the National Audubon  
182.6 Society, Minnesota office, to evaluate habitat  
182.7 associations of bottomland forest birds in  
182.8 response to restoration actions to better target  
182.9 restoration efforts for wildlife. This  
182.10 appropriation is available until June 30, 2025,  
182.11 by which time the project must be completed  
182.12 and final products delivered.

182.13 **(f) Peatland Restoration in the Lost River State**  
182.14 **Forest**

182.15 \$135,000 the second year is from the trust  
182.16 fund to the commissioner of natural resources  
182.17 for an agreement with the Roseau River  
182.18 Watershed District to collect physical attribute  
182.19 data from drained peatlands, incorporate the  
182.20 data into a decision matrix, and generate a  
182.21 report detailing peatland restoration potential  
182.22 throughout the Lost River State Forest.

182.23 **(g) Prescribed Burning for**  
182.24 **Brushland-Dependent Species - Phase II**

182.25 \$147,000 the second year is from the trust  
182.26 fund to the Board of Regents of the University  
182.27 of Minnesota to compare the effects of spring,  
182.28 summer, and fall burns on birds and vegetation  
182.29 and to provide guidelines for maintaining  
182.30 healthy brushland habitat for a diversity of  
182.31 wildlife and plant species.

182.32 **(h) Increase Golden Shiner Production to Protect**  
182.33 **Aquatic Communities**

182.34 \$188,000 the second year is from the trust  
182.35 fund to the Board of Regents of the University

183.1 of Minnesota for the Minnesota Sea Grant in  
 183.2 Duluth to identify and demonstrate best  
 183.3 methods for in-state production of golden  
 183.4 shiners to address angler demand while  
 183.5 reducing the risk of introducing and spreading  
 183.6 invasive species and to communicate findings  
 183.7 through reports, manuals, and workshops.  
 183.8 Production of shiners in this project must not  
 183.9 take place in wetlands.

183.10 **Subd. 9. Land Acquisition,**  
 183.11 **Habitat, and Recreation**

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31,401,000

183.12 **(a) DNR Scientific and Natural Areas**

183.13 \$2,000,000 the second year is from the trust  
 183.14 fund to the commissioner of natural resources  
 183.15 for the scientific and natural area (SNA)  
 183.16 program to restore, improve, and enhance  
 183.17 wildlife habitat on SNAs; increase public  
 183.18 involvement and outreach; and strategically  
 183.19 acquire high-quality lands that meet criteria  
 183.20 for SNAs under Minnesota Statutes, section  
 183.21 86A.05, from willing sellers.

183.22 **(b) Private Native Prairie Conservation through**  
 183.23 **Native Prairie Bank**

183.24 \$2,000,000 the second year is from the trust  
 183.25 fund to the commissioner of natural resources  
 183.26 to provide technical stewardship assistance to  
 183.27 private landowners, restore and enhance native  
 183.28 prairie protected by easements in the native  
 183.29 prairie bank, and acquire easements for the  
 183.30 native prairie bank in accordance with  
 183.31 Minnesota Statutes, section 84.96, including  
 183.32 preparing initial baseline property assessments.  
 183.33 Up to \$60,000 of this appropriation may be  
 183.34 deposited in the natural resources conservation  
 183.35 easement stewardship account, created in

184.1 Minnesota Statutes, section 84.69, proportional  
184.2 to the number of easement acres acquired.

184.3 **(c) Minnesota State Parks and State Trails**  
184.4 **Inholdings**

184.5 \$6,000,000 the second year is from the trust  
184.6 fund to the commissioner of natural resources  
184.7 to acquire high-priority inholdings from  
184.8 willing sellers within the legislatively  
184.9 authorized boundaries of state parks,  
184.10 recreation areas, and trails to protect  
184.11 Minnesota's natural heritage, enhance outdoor  
184.12 recreation, and promote tourism.

184.13 **(d) Grants for Local Parks, Trails, and Natural**  
184.14 **Areas**

184.15 \$2,400,000 the second year is from the trust  
184.16 fund to the commissioner of natural resources  
184.17 to solicit, rank, and fund competitive matching  
184.18 grants for local parks, trail connections, and  
184.19 natural and scenic areas under Minnesota  
184.20 Statutes, section 85.019. This appropriation is  
184.21 for local nature-based recreation, connections  
184.22 to regional and state natural areas, and  
184.23 recreation facilities and may not be used for  
184.24 athletic facilities such as sport fields, courts,  
184.25 and playgrounds.

184.26 **(e) Mississippi River Aquatic Habitat**  
184.27 **Restoration and Mussel Reintroduction**

184.28 \$1,800,000 the second year is from the trust  
184.29 fund. Of this amount, \$1,549,000 is to the  
184.30 commissioner of natural resources for an  
184.31 agreement with the Minneapolis Park and  
184.32 Recreation Board and \$251,000 is to the  
184.33 commissioner of natural resources to restore  
184.34 lost habitat and reintroduce mussels in the  
184.35 Mississippi River above St. Anthony Falls.

185.1 This work includes creating habitat and  
185.2 species restoration plans, implementing the  
185.3 restoration plans, and monitoring effectiveness  
185.4 of the restoration for multiple years after  
185.5 implementation. This appropriation is  
185.6 available until June 30, 2027, by which time  
185.7 the project must be completed and final  
185.8 products delivered.

185.9 **(f) Minnesota Hunter Walking Trails: Public**  
185.10 **Land Recreational Access**

185.11 \$300,000 the second year is from the trust  
185.12 fund to the commissioner of natural resources  
185.13 for an agreement with the Ruffed Grouse  
185.14 Society to improve Minnesota's hunter  
185.15 walking trail system by restoring or upgrading  
185.16 trailheads and trails, developing new walking  
185.17 trails, and compiling enhanced maps for use  
185.18 by managers and the public.

185.19 **(g) Turning Back to Rivers: Environmental and**  
185.20 **Recreational Protection**

185.21 \$1,000,000 the second year is from the trust  
185.22 fund to the commissioner of natural resources  
185.23 for an agreement with The Trust for Public  
185.24 Land to help local communities acquire  
185.25 priority land along the Mississippi, St. Croix,  
185.26 and Minnesota Rivers and their tributaries to  
185.27 protect natural resources, provide buffers for  
185.28 flooding, and improve access for recreation.

185.29 **(h) Metropolitan Regional Parks System Land**  
185.30 **Acquisition - Phase VI**

185.31 \$1,000,000 the first year is from the trust fund  
185.32 to the Metropolitan Council for grants to  
185.33 acquire land within the approved park  
185.34 boundaries of the metropolitan regional park

186.1 system. This appropriation must be matched  
186.2 by at least 40 percent of nonstate money.

186.3 **(i) Minnesota State Trails Development**

186.4 \$994,000 the second year is from the trust  
186.5 fund to the commissioner of natural resources  
186.6 to expand high-priority recreational  
186.7 opportunities on Minnesota's state trails by  
186.8 rehabilitating, improving, and enhancing  
186.9 existing state trails. The high-priority trail  
186.10 bridges to be rehabilitated or replaced under  
186.11 this appropriation include, but are not limited  
186.12 to, those on the Taconite, Great River Ridge,  
186.13 and C. J. Ramstad/Northshore State Trails.

186.14 **(j) Elm Creek Restoration - Phase IV**

186.15 \$500,000 the second year is from the trust  
186.16 fund to the commissioner of natural resources  
186.17 for an agreement with the city of Champlin to  
186.18 conduct habitat and stream restoration of  
186.19 approximately 0.7 miles of Elm Creek  
186.20 shoreline above Mill Pond Lake and through  
186.21 the Elm Creek Protection Area.

186.22 **(k) Superior Hiking Trail as Environmental**  
186.23 **Showcase**

186.24 \$450,000 the second year is from the trust  
186.25 fund to the commissioner of natural resources  
186.26 for an agreement with the Superior Hiking  
186.27 Trail Association to rebuild damaged and  
186.28 dangerous segments and create a new trail  
186.29 segment of the Superior Hiking Trail to  
186.30 minimize environmental impacts, make the  
186.31 trail safer for users, and make the trail more  
186.32 resilient for future use and conditions.

186.33 **(l) Upper St. Anthony Falls Enhancements**

187.1 \$2,800,000 the second year is from the trust  
187.2 fund to the commissioner of natural resources  
187.3 for an agreement with the Friends of the Lock  
187.4 and Dam in partnership with the city of  
187.5 Minneapolis to design and install green  
187.6 infrastructure, public access, and habitat  
187.7 restorations on riverfront land at Upper St.  
187.8 Anthony Falls for water protection, recreation,  
187.9 and environmental education purposes. Of this  
187.10 amount, up to \$600,000 is for planning,  
187.11 design, and engagement. No funds from this  
187.12 appropriation may be spent until Congress  
187.13 directs the U.S. Army Corps of Engineers to  
187.14 convey an interest in the Upper St. Anthony  
187.15 Falls property to the city of Minneapolis for  
187.16 use as a visitor center. After this congressional  
187.17 act is signed into law, up to \$100,000 of the  
187.18 planning, design, and engagement funds may  
187.19 be spent. The remaining planning, design, and  
187.20 engagement funds may be spent after a binding  
187.21 agreement has been secured to acquire the land  
187.22 or access and use rights to the land for at least  
187.23 25 years. Any remaining balance of the  
187.24 appropriation may be spent on installing  
187.25 enhancements after the Upper St. Anthony  
187.26 Falls land has been acquired by the city of  
187.27 Minneapolis.

187.28 **(m) Whiskey Creek and Mississippi River Water**  
187.29 **Quality, Habitat, and Recreation**

187.30 \$500,000 the second year is from the trust  
187.31 fund to the commissioner of natural resources  
187.32 for an agreement with the Mississippi  
187.33 Headwaters Board to acquire and transfer  
187.34 approximately 13 acres of land to the city of  
187.35 Baxter for future construction of water quality,

- 188.1 habitat, and recreational improvements to  
188.2 protect the Mississippi River.
- 188.3 **(n) Perham to Pelican Rapids Regional Trail**  
188.4 **(West Segment)**
- 188.5 \$2,600,000 the second year is from the trust  
188.6 fund to the commissioner of natural resources  
188.7 for an agreement with Otter Tail County to  
188.8 construct the west segment of the 32-mile  
188.9 Perham to Pelican Rapids Regional Trail that  
188.10 will connect the city of Pelican Rapids to  
188.11 Maplewood State Park.
- 188.12 **(o) Crow Wing County Community Natural**  
188.13 **Area Acquisition**
- 188.14 \$400,000 the second year is from the trust  
188.15 fund to the commissioner of natural resources  
188.16 for an agreement with Crow Wing County to  
188.17 acquire approximately 65 acres of land  
188.18 adjacent to the historic fire tower property to  
188.19 allow for diverse recreational opportunities  
188.20 while protecting wildlife habitat and  
188.21 preventing forest fragmentation. Any revenue  
188.22 generated from selling products or assets  
188.23 developed or acquired with this appropriation  
188.24 must be repaid to the trust fund unless a plan  
188.25 is approved for reinvestment of income in the  
188.26 project as provided under Minnesota Statutes,  
188.27 section 116P.10.
- 188.28 **(p) Rocori Trail - Phase III**
- 188.29 \$1,200,000 the second year is from the trust  
188.30 fund to the commissioner of natural resources  
188.31 for an agreement with the Rocori Trail  
188.32 Construction Board to design and construct  
188.33 Phase III of the Rocori Trail along the old  
188.34 Burlington Northern Santa Fe rail corridor

189.1 between the cities of Cold Spring and  
189.2 Rockville.

189.3 **(q) Mesabi Trail: New Trail and Additional**  
189.4 **Funding**

189.5 \$1,000,000 the second year is from the trust  
189.6 fund to the commissioner of natural resources  
189.7 for an agreement with the St. Louis and Lake  
189.8 Counties Regional Railroad Authority for  
189.9 constructing the Mesabi Trail beginning at the  
189.10 intersection of County Road 20 and Minnesota  
189.11 State Highway 135 and terminating at 1st  
189.12 Avenue North and 1st Street North in the city  
189.13 of Biwabik in St. Louis County. This  
189.14 appropriation may not be spent until all  
189.15 Mesabi Trail projects funded with trust fund  
189.16 appropriations before fiscal year 2020, with  
189.17 the exception of the project funded under Laws  
189.18 2017, chapter 96, section 2, subdivision 9,  
189.19 paragraph (g), are completed.

189.20 **(r) Ranier Safe Harbor and Transient Dock on**  
189.21 **Rainy Lake**

189.22 \$762,000 the second year is from the trust  
189.23 fund to the commissioner of natural resources  
189.24 for an agreement with the city of Ranier to  
189.25 construct a dock that accommodates boats 26  
189.26 feet or longer with the goal of increasing  
189.27 public access for boat recreation on Rainy  
189.28 Lake. Any revenue generated from selling  
189.29 products or assets developed or acquired with  
189.30 this appropriation must be repaid to the trust  
189.31 fund unless a plan is approved for  
189.32 reinvestment of income in the project as  
189.33 provided under Minnesota Statutes, section  
189.34 116P.10.

189.35 **(s) Crane Lake Voyageurs National Park**  
189.36 **Campground and Visitor Center**

190.1 \$3,100,000 the second year is from the trust  
190.2 fund to the commissioner of natural resources  
190.3 for an agreement with the town of Crane Lake  
190.4 to design and construct a new campground  
190.5 and to plan and preliminarily prepare a site  
190.6 for constructing a new Voyageurs National  
190.7 Park visitor center on land acquired for these  
190.8 purposes in Crane Lake. Any revenue  
190.9 generated from selling products or assets  
190.10 developed or acquired with this appropriation  
190.11 must be repaid to the trust fund unless a plan  
190.12 is approved for reinvestment of income in the  
190.13 project as provided under Minnesota Statutes,  
190.14 section 116P.10.

190.15 **(t) Chippewa County Acquisition, Recreation,**  
190.16 **and Education**

190.17 \$160,000 the second year is from the trust  
190.18 fund to the commissioner of natural resources  
190.19 for an agreement with Chippewa County to  
190.20 acquire wetland and floodplain forest and  
190.21 abandoned gravel pits along the Minnesota  
190.22 River to provide water filtration, education,  
190.23 and recreational opportunities.

190.24 **(u) Sportsmen's Training and Developmental**  
190.25 **Learning Center**

190.26 \$85,000 the second year is from the trust fund  
190.27 to the commissioner of natural resources for  
190.28 an agreement with the Minnesota Forest Zone  
190.29 Trappers Association to complete a site  
190.30 evaluation and master plan for the Sportsmen's  
190.31 Training and Developmental Learning Center  
190.32 near Hibbing. Any revenue generated from  
190.33 selling products or assets developed or  
190.34 acquired with this appropriation must be  
190.35 repaid to the trust fund unless a plan is  
190.36 approved for reinvestment of income in the

191.1 project as provided under Minnesota Statutes,  
 191.2 section 116P.10.

191.3 **(v) Birch Lake Recreation Area**

191.4 \$350,000 the second year is from the trust  
 191.5 fund to the commissioner of natural resources  
 191.6 for a grant to the city of Babbitt to expand the  
 191.7 Birch Lake Recreation Area by adding a new  
 191.8 campground to include new campsites,  
 191.9 restrooms, and other facilities. This  
 191.10 appropriation is available until June 30, 2024.

191.11 **Subd. 10. Additional Projects**

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4,432,000

191.12 **(a) Mora Lake High Water Mitigation**

191.13 \$200,000 the second year is from the trust  
 191.14 fund to the commissioner of natural resources  
 191.15 for a grant to the city of Mora for measures to  
 191.16 mitigate high water in Mora Lake, including  
 191.17 installing intake and outlet structures and  
 191.18 replacing the associated sanitary sewer and  
 191.19 road. This appropriation is available until the  
 191.20 project is completed or abandoned, subject to  
 191.21 Minnesota Statutes, section 16A.642. This  
 191.22 appropriation does not require a nonstate  
 191.23 match.

191.24 **(b) Wastewater Pond Optimization**

191.25 \$750,000 the second year is from the trust  
 191.26 fund to the commissioner of the Minnesota  
 191.27 Pollution Control Agency, in partnership with  
 191.28 the Minnesota Rural Water Association and  
 191.29 the University of Minnesota's technical  
 191.30 assistance program, to implement a program  
 191.31 to optimize existing pond wastewater  
 191.32 treatment systems to increase nutrient removal  
 191.33 and improve efficiency without requiring  
 191.34 costly upgrades.

192.1 **(c) Applied Research in State Mineral and**  
 192.2 **Water Resources**

192.3 \$750,000 the second year is from the trust  
 192.4 fund to the Board of Regents of the University  
 192.5 of Minnesota for academic and applied  
 192.6 research through the MnDRIVE program at  
 192.7 the Natural Resources Research Institute to  
 192.8 develop and demonstrate technologies that  
 192.9 enhance the long-term health and management  
 192.10 of Minnesota's mineral and water resources.  
 192.11 Of this amount, \$300,000 is to support  
 192.12 demonstration of three sulfate reduction  
 192.13 technologies for improved water quality, and  
 192.14 \$450,000 is for continued characterization of  
 192.15 Minnesota iron resources and for developing  
 192.16 next-generation technologies and iron  
 192.17 products. This research must be conducted in  
 192.18 consultation with the Mineral Coordinating  
 192.19 Committee established under Minnesota  
 192.20 Statutes, section 93.0015.

192.21 **(d) Chloride Pollution Reduction**

192.22 \$500,000 the second year is from the trust  
 192.23 fund to the commissioner of the Pollution  
 192.24 Control Agency for activities, training, and  
 192.25 grants that reduce chloride pollution. Of this  
 192.26 amount, \$250,000 is for grants for upgrading,  
 192.27 optimizing, or replacing water softener units.  
 192.28 Priority for grants must be given to facilities  
 192.29 needing improvements to comply with  
 192.30 chloride water quality standards.

192.31 **(e) Water Volume, Quality, and Storage**  
 192.32 **Program**

192.33 \$788,000 the second year is from the trust  
 192.34 fund to the Board of Water and Soil Resources  
 192.35 for the water volume, quality, and storage

193.1 program under Minnesota Statutes, section  
193.2 103F.05. This appropriation is available until  
193.3 June 30, 2025.

193.4 **(f) Blue Earth County Storm Water**  
193.5 **Management**

193.6 \$14,000 the second year is from the trust fund  
193.7 to the commissioner of natural resources for  
193.8 a grant to Blue Earth County for a study of  
193.9 flood control and storm water management  
193.10 options for South Bend Township.

193.11 **(g) Madelia Floodplain Modeling**

193.12 \$105,000 the second year is from the trust  
193.13 fund to the commissioner of natural resources  
193.14 for a grant to the city of Madelia for surveying,  
193.15 modeling, and designing floodplain  
193.16 improvements along the Watonwan River. The  
193.17 city must submit a copy of the study to the  
193.18 commissioner of natural resources and to the  
193.19 Federal Emergency Management Agency for  
193.20 possible incorporation into the Watonwan  
193.21 County digital flood insurance rate maps.

193.22 **(h) Waterville River Gauge and Flood Study**

193.23 \$513,000 the second year is from the trust  
193.24 fund to the commissioner of natural resources  
193.25 for a grant to the city of Waterville. Of this  
193.26 amount:

193.27 (1) \$13,000 is to purchase and install a flood  
193.28 warning gauge on the Cannon River. The city  
193.29 must work with the commissioner to integrate  
193.30 the gauge with the state's enhanced flood  
193.31 forecast warning system; and

193.32 (2) \$500,000 is for a flood study of the Cannon  
193.33 River dam system. The study must include  
193.34 data collection and calibration, structure

194.1 surveying, HEC-HMS model development  
194.2 and calibration, HEC-RAS model generation,  
194.3 and modeling alternative mitigation options.

194.4 **(i) Storm Water Retention in Urban Areas**

194.5 \$564,000 the second year is from the trust  
194.6 fund to the commissioner of the Pollution  
194.7 Control Agency to evaluate the impact of  
194.8 storm water retention and infiltration in urban  
194.9 areas on groundwater and surface water,  
194.10 including the potential for contamination from  
194.11 pollutants and the effects on stream water  
194.12 flow, lake levels, and groundwater recharge.

194.13 The commissioner must develop  
194.14 recommendations for when and where storm  
194.15 water retention and infiltration should be  
194.16 encouraged and discouraged. The  
194.17 commissioner must submit a report with the  
194.18 recommendations to the chairs and ranking  
194.19 minority members of the house of  
194.20 representatives and senate committees and  
194.21 divisions with jurisdiction over environment  
194.22 and natural resources by January 15, 2022.

194.23 **(j) Water Storage and Quality Plan**

194.24 \$248,000 the second year is from the trust  
194.25 fund to the Board of Water and Soil Resources  
194.26 to develop a plan to increase water storage in  
194.27 strategic locations across the state. The plan  
194.28 must:

194.29 (1) include recommendations for enhancing  
194.30 flood protection, providing flood control, and  
194.31 improving water quality through research,  
194.32 implementation, and outreach;

194.33 (2) identify peak water storage structure  
194.34 opportunities in critical areas of the state;

195.1 (3) include an assessment of peak water  
 195.2 storage structures and their appropriateness  
 195.3 for specific landscape settings;  
 195.4 (4) include best management practices for  
 195.5 enhancing water storage that take into account  
 195.6 specific water storage structures and  
 195.7 landscape; and  
 195.8 (5) be submitted to the chairs and ranking  
 195.9 minority members of the house of  
 195.10 representatives and senate committees and  
 195.11 divisions with jurisdiction over environment  
 195.12 and natural resources by January 15, 2022.

195.13 **Subd. 11. Contract**

195.14 **Agreement Reimbursement**

-0-

135,000

195.15 \$135,000 the second year is from the trust  
 195.16 fund to the commissioner of natural resources,  
 195.17 at the direction of the Legislative-Citizen  
 195.18 Commission on Minnesota Resources, for  
 195.19 expenses incurred for preparing and  
 195.20 administering contracts for the agreements  
 195.21 specified in this section. The commissioner  
 195.22 must provide documentation to the  
 195.23 Legislative-Citizen Commission on Minnesota  
 195.24 Resources on the expenditure of these funds.

195.25 **Subd. 12. Availability of Appropriations**

195.26 Money appropriated in this section may not  
 195.27 be spent on activities unless they are directly  
 195.28 related to and necessary for a specific  
 195.29 appropriation and are specified in the work  
 195.30 plan approved by the Legislative-Citizen  
 195.31 Commission on Minnesota Resources. Money  
 195.32 appropriated in this section must not be spent  
 195.33 on indirect costs or other institutional overhead  
 195.34 charges that are not directly related to and  
 195.35 necessary for a specific appropriation. Costs

196.1 that are directly related to and necessary for  
196.2 an appropriation, including financial services,  
196.3 human resources, information services, rent,  
196.4 and utilities, are eligible only if the costs can  
196.5 be clearly justified and individually  
196.6 documented specific to the appropriation's  
196.7 purpose and would not be generated by the  
196.8 recipient but for receipt of the appropriation.  
196.9 No broad allocations for costs in either dollars  
196.10 or percentages are allowed. Unless otherwise  
196.11 provided, the amounts in this section are  
196.12 available until June 30, 2024, when projects  
196.13 must be completed and final products  
196.14 delivered. For acquisition of real property, the  
196.15 appropriations in this section are available for  
196.16 an additional fiscal year if a binding contract  
196.17 for acquisition of the real property is entered  
196.18 into before the expiration date of the  
196.19 appropriation. If a project receives a federal  
196.20 grant, the time period of the appropriation is  
196.21 extended to equal the federal grant period.  
196.22 **Subd. 13. Data Availability Requirements**  
196.23 Data collected by the projects funded under  
196.24 this section must conform to guidelines and  
196.25 standards adopted by MN.IT Services. Spatial  
196.26 data must also conform to additional  
196.27 guidelines and standards designed to support  
196.28 data coordination and distribution that have  
196.29 been published by the Minnesota Geospatial  
196.30 Information Office. Descriptions of spatial  
196.31 data must be prepared as specified in the state's  
196.32 geographic metadata guideline and must be  
196.33 submitted to the Minnesota Geospatial  
196.34 Information Office. All data must be  
196.35 accessible and free to the public unless made

197.1 private under the Data Practices Act,  
197.2 Minnesota Statutes, chapter 13. To the extent  
197.3 practicable, summary data and results of  
197.4 projects funded under this section should be  
197.5 readily accessible on the Internet and  
197.6 identified as having received funding from the  
197.7 environment and natural resources trust fund.

197.8 **Subd. 14. Project Requirements**

197.9 (a) As a condition of accepting an  
197.10 appropriation under this section, an agency or  
197.11 entity receiving an appropriation or a party to  
197.12 an agreement from an appropriation must  
197.13 comply with paragraphs (b) to (l) and  
197.14 Minnesota Statutes, chapter 116P, and must  
197.15 submit a work plan and annual or semiannual  
197.16 progress reports in the form determined by the  
197.17 Legislative-Citizen Commission on Minnesota  
197.18 Resources for any project funded in whole or  
197.19 in part with funds from the appropriation.  
197.20 Modifications to the approved work plan and  
197.21 budget expenditures must be made through  
197.22 the amendment process established by the  
197.23 Legislative-Citizen Commission on Minnesota  
197.24 Resources.

197.25 (b) A recipient of money appropriated in this  
197.26 section that conducts a restoration using funds  
197.27 appropriated in this section must use native  
197.28 plant species according to the Board of Water  
197.29 and Soil Resources' native vegetation  
197.30 establishment and enhancement guidelines  
197.31 and include an appropriate diversity of native  
197.32 species selected to provide habitat for  
197.33 pollinators throughout the growing season as  
197.34 required under Minnesota Statutes, section  
197.35 84.973.

198.1 (c) For all restorations conducted with money  
198.2 appropriated under this section, a recipient  
198.3 must prepare an ecological restoration and  
198.4 management plan that, to the degree  
198.5 practicable, is consistent with the  
198.6 highest-quality conservation and ecological  
198.7 goals for the restoration site. Consideration  
198.8 should be given to soil, geology, topography,  
198.9 and other relevant factors that would provide  
198.10 the best chance for long-term success and  
198.11 durability of the restoration project. The plan  
198.12 must include the proposed timetable for  
198.13 implementing the restoration, including site  
198.14 preparation, establishment of diverse plant  
198.15 species, maintenance, and additional  
198.16 enhancement to establish the restoration;  
198.17 identify long-term maintenance and  
198.18 management needs of the restoration and how  
198.19 the maintenance, management, and  
198.20 enhancement will be financed; and take  
198.21 advantage of the best-available science and  
198.22 include innovative techniques to achieve the  
198.23 best restoration.

198.24 (d) An entity receiving an appropriation in this  
198.25 section for restoration activities must provide  
198.26 an initial restoration evaluation at the  
198.27 completion of the appropriation and an  
198.28 evaluation three years after the completion of  
198.29 the expenditure. Restorations must be  
198.30 evaluated relative to the stated goals and  
198.31 standards in the restoration plan, current  
198.32 science, and, when applicable, the Board of  
198.33 Water and Soil Resources' native vegetation  
198.34 establishment and enhancement guidelines.  
198.35 The evaluation must determine whether the  
198.36 restorations are meeting planned goals,

199.1 identify any problems with implementing the  
199.2 restorations, and, if necessary, give  
199.3 recommendations on improving restorations.  
199.4 The evaluation must be focused on improving  
199.5 future restorations.

199.6 (e) All restoration and enhancement projects  
199.7 funded with money appropriated in this section  
199.8 must be on land permanently protected by a  
199.9 conservation easement or public ownership.

199.10 (f) A recipient of money from an appropriation  
199.11 under this section must give consideration to  
199.12 contracting with Conservation Corps  
199.13 Minnesota for contract restoration and  
199.14 enhancement services.

199.15 (g) All conservation easements acquired with  
199.16 money appropriated under this section must:

199.17 (1) be permanent;

199.18 (2) specify the parties to an easement in the  
199.19 easement;

199.20 (3) specify all of the provisions of an  
199.21 agreement that are permanent;

199.22 (4) be sent to the Legislative-Citizen  
199.23 Commission on Minnesota Resources in an  
199.24 electronic format at least ten business days  
199.25 before closing;

199.26 (5) include a long-term monitoring and  
199.27 enforcement plan and funding for monitoring  
199.28 and enforcing the easement agreement; and

199.29 (6) include requirements in the easement  
199.30 document to protect the quantity and quality  
199.31 of groundwater and surface water through  
199.32 specific activities such as keeping water on  
199.33 the landscape, reducing nutrient and

200.1 contaminant loading, and not permitting  
200.2 artificial hydrological modifications.

200.3 (h) For any acquisition of lands or interest in  
200.4 lands, a recipient of money appropriated under  
200.5 this section must not agree to pay more than  
200.6 100 percent of the appraised value for a parcel  
200.7 of land using this money to complete the  
200.8 purchase, in part or in whole, except that up  
200.9 to ten percent above the appraised value may  
200.10 be allowed to complete the purchase, in part  
200.11 or in whole, using this money if permission is  
200.12 received in advance of the purchase from the  
200.13 Legislative-Citizen Commission on Minnesota  
200.14 Resources.

200.15 (i) For any acquisition of land or interest in  
200.16 land, a recipient of money appropriated under  
200.17 this section must give priority to high-quality  
200.18 natural resources or conservation lands that  
200.19 provide natural buffers to water resources.

200.20 (j) For new lands acquired with money  
200.21 appropriated under this section, a recipient  
200.22 must prepare an ecological restoration and  
200.23 management plan in compliance with  
200.24 paragraph (c), including sufficient funding for  
200.25 implementation unless the work plan addresses  
200.26 why a portion of the money is not necessary  
200.27 to achieve a high-quality restoration.

200.28 (k) To ensure public accountability for using  
200.29 public funds, a recipient of money  
200.30 appropriated under this section must, within  
200.31 60 days of the transaction, provide to the  
200.32 Legislative-Citizen Commission on Minnesota  
200.33 Resources documentation of the selection  
200.34 process used to identify parcels acquired and  
200.35 provide documentation of all related

201.1 transaction costs, including but not limited to  
201.2 appraisals, legal fees, recording fees,  
201.3 commissions, other similar costs, and  
201.4 donations. This information must be provided  
201.5 for all parties involved in the transaction. The  
201.6 recipient must also report to the  
201.7 Legislative-Citizen Commission on Minnesota  
201.8 Resources any difference between the  
201.9 acquisition amount paid to the seller and the  
201.10 state-certified or state-reviewed appraisal, if  
201.11 a state-certified or state-reviewed appraisal  
201.12 was conducted.

201.13 (l) A recipient of an appropriation from the  
201.14 trust fund under this section must acknowledge  
201.15 financial support from the environment and  
201.16 natural resources trust fund in project  
201.17 publications, signage, and other public  
201.18 communications and outreach related to work  
201.19 completed using the appropriation.

201.20 Acknowledgment may occur, as appropriate,  
201.21 through use of the trust fund logo or inclusion  
201.22 of language attributing support from the trust  
201.23 fund. Each direct recipient of money  
201.24 appropriated in this section, as well as each  
201.25 recipient of a grant awarded pursuant to this  
201.26 section, must satisfy all reporting and other  
201.27 requirements incumbent upon constitutionally  
201.28 dedicated funding recipients as provided in  
201.29 Minnesota Statutes, section 3.303, subdivision  
201.30 10, and chapter 116P.

201.31 **Subd. 15. Payment Conditions and**  
201.32 **Capital-Equipment Expenditures**

201.33 (a) All agreements, grants, or contracts  
201.34 referred to in this section must be administered  
201.35 on a reimbursement basis unless otherwise

202.1 provided in this section. Notwithstanding  
202.2 Minnesota Statutes, section 16A.41,  
202.3 expenditures made on or after July 1, 2020,  
202.4 or the date the work plan is approved,  
202.5 whichever is later, are eligible for  
202.6 reimbursement unless otherwise provided in  
202.7 this section. Periodic payments must be made  
202.8 upon receiving documentation that the  
202.9 deliverable items articulated in the approved  
202.10 work plan have been achieved, including  
202.11 partial achievements as evidenced by approved  
202.12 progress reports. Reasonable amounts may be  
202.13 advanced to projects to accommodate  
202.14 cash-flow needs or match federal money. The  
202.15 advances must be approved as part of the work  
202.16 plan. No expenditures for capital equipment  
202.17 are allowed unless expressly authorized in the  
202.18 project work plan.

202.19 (b) Single-source contracts as specified in the  
202.20 approved work plan are allowed.

202.21 **Subd. 16. Purchasing Recycled and Recyclable**  
202.22 **Materials**

202.23 A political subdivision, public or private  
202.24 corporation, or other entity that receives an  
202.25 appropriation under this section must use the  
202.26 appropriation in compliance with Minnesota  
202.27 Statutes, section 16C.0725, regarding  
202.28 purchasing recycled, repairable, and durable  
202.29 materials and Minnesota Statutes, section  
202.30 16C.073, regarding purchasing and using  
202.31 paper stock and printing.

202.32 **Subd. 17. Energy Conservation and Sustainable**  
202.33 **Building Guidelines**

202.34 A recipient to whom an appropriation is made  
202.35 under this section for a capital improvement

203.1 project must ensure that the project complies  
203.2 with the applicable energy conservation and  
203.3 sustainable building guidelines and standards  
203.4 contained in law, including Minnesota  
203.5 Statutes, sections 16B.325, 216C.19, and  
203.6 216C.20, and rules adopted under those  
203.7 sections. The recipient may use the energy  
203.8 planning, advocacy, and State Energy Office  
203.9 units of the Department of Commerce to  
203.10 obtain information and technical assistance  
203.11 on energy conservation and alternative-energy  
203.12 development relating to planning and  
203.13 constructing the capital improvement project.

203.14 **Subd. 18. Accessibility**

203.15 Structural and nonstructural facilities must  
203.16 meet the design standards in the Americans  
203.17 with Disabilities Act (ADA) accessibility  
203.18 guidelines.

203.19 **Subd. 19. Carryforward; Extension**

203.20 (a) The availability of the appropriations for  
203.21 the following projects is extended to June 30,  
203.22 2022:

203.23 (1) Laws 2017, chapter 96, section 2,  
203.24 subdivision 8, paragraph (k), Conservation  
203.25 Reserve Enhancement Program (CREP)  
203.26 Outreach and Implementation; and

203.27 (2) Laws 2018, chapter 214, article 4, section  
203.28 2, subdivision 6, paragraph (b), Palmer  
203.29 Amaranth Detection and Eradication  
203.30 Continuation.

203.31 (b) The availability of the appropriations for  
203.32 the following projects is extended to June 30,  
203.33 2023:

204.1 (1) Laws 2018, chapter 214, article 4, section  
 204.2 2, subdivision 10, Emerging Issues Account;  
 204.3 (2) Laws 2019, First Special Session chapter  
 204.4 4, article 2, section 2, subdivision 8, paragraph  
 204.5 (f), Lawns to Legumes; and  
 204.6 (3) Laws 2017, chapter 96, section 2,  
 204.7 subdivision 9, paragraph (h), Tower Trailhead  
 204.8 Boat Landing and Habitat Improvement -  
 204.9 Phase II.  
 204.10 (c) The availability of the appropriation under  
 204.11 Laws 2018, chapter 214, article 4, section 2,  
 204.12 subdivision 4, paragraph (l), Lake Agnes  
 204.13 Treatment, is extended to June 30, 2024.

204.14 **Subd. 20. Transfers**

204.15 The appropriation in Laws 2019, First Special  
 204.16 Session chapter 4, article 2, section 2,  
 204.17 subdivision 8, paragraph (c), Sauk River Dam  
 204.18 Removal and Rock Rapids Replacement, in  
 204.19 the amount of \$2,768,000, no longer needed  
 204.20 for its original purpose, is transferred to the  
 204.21 Board of Water and Soil Resources for the  
 204.22 water volume, quality, and storage program  
 204.23 under Minnesota Statutes, section 103F.05.  
 204.24 This appropriation is available until June 30,  
 204.25 2025.

204.26 **Sec. 3. [103F.05] WATER VOLUME, QUALITY, AND STORAGE.**

204.27 Subdivision 1. Definitions. (a) For purposes of this section, the terms in this subdivision  
 204.28 have the meanings given them.  
 204.29 (b) "Board" means the Board of Water and Soil Resources.  
 204.30 (c) "Local units of government" has the meaning given under section 103B.305,  
 204.31 subdivision 5, and includes tribal governments.

205.1 Subd. 2. **Establishment.** The board must establish a program to protect, conserve,  
 205.2 preserve, and enhance the state's water quality and related natural resources benefits by  
 205.3 providing financial assistance or grants to local units of government to control water volume  
 205.4 and rates of flow, to reduce water quality impairment caused by flooding, and to construct  
 205.5 infrastructure and improvements to facilitate these goals.

205.6 Subd. 3. **Financial assistance or grants.** (a) The board may provide financial assistance  
 205.7 or grants to local units of government to cover the costs of water volume control projects,  
 205.8 water storage projects, and other water quality practices consistent with a plan approved  
 205.9 according to chapter 103B, 103C, or 103D. The board may acquire conservation easements  
 205.10 under sections 103F.501 to 103F.531 as necessary to implement a project or practice under  
 205.11 this section.

205.12 (b) The board must enter into agreements with local units of government receiving  
 205.13 financial assistance or grants under this section. The agreements must specify the terms of  
 205.14 state and local cooperation, including the financing arrangement for constructing any  
 205.15 structures and assuring maintenance of the structures after completion.

205.16 Subd. 4. **Water quality and storage practices.** "Water quality and storage practices"  
 205.17 are those practices which sustain or improve water quality via surface water rate and volume  
 205.18 and ecological management, including but not limited to:

205.19 (1) retention structures and basins;

205.20 (2) soil and substrate infiltration;

205.21 (3) wetland restoration or enhancement;

205.22 (4) channel restoration or enhancement;

205.23 (5) floodplain restoration or enhancement; and

205.24 (6) in-channel and overflow revegetation with native species.

205.25 Subd. 5. **Matching contribution and maximum awards.** (a) The board must require  
 205.26 a matching contribution when providing financial assistance under this section and may  
 205.27 adjust matching requirements if federal funds are available for the project.

205.28 (b) The board must establish maximum award amounts when providing financial  
 205.29 assistance or grants under this section.

205.30 Subd. 6. **Technical assistance.** (a) The board may employ or contract with an engineer  
 205.31 or hydrologist to work on the technical implementation of the program established under  
 205.32 this section.

206.1 (b) When implementing the program, the board must:

206.2 (1) assist local units of government in achieving the goals of the program;

206.3 (2) review and analyze projects and project sites; and

206.4 (3) evaluate the effectiveness of completed projects constructed under the program.

206.5 (c) The board must cooperate with the commissioner of natural resources, the  
 206.6 commissioner of the Pollution Control Agency, the United States Department of Agriculture  
 206.7 Natural Resources Conservation Service, and other agencies as needed to analyze  
 206.8 hydrological and engineering information on proposed sites.

206.9 Subd. 7. **Requirements.** (a) A local unit of government applying for financial assistance  
 206.10 or grants under this section must provide a copy of a resolution or other documentation of  
 206.11 the local unit of government's support for the project. The documentation must include  
 206.12 provisions for local funding and management, the proposed method of obtaining necessary  
 206.13 land rights for the proposed project, and an assignment of responsibility for maintaining  
 206.14 any structures or practices upon completion.

206.15 (b) A local unit of government, with the assistance of the board, must evaluate the public  
 206.16 benefits that are reasonably expected upon completing the proposed project, and must  
 206.17 specifically identify the way in which the proposed project will further enhance the protection,  
 206.18 conservation, preservation, and enhancement of the state's water quality. The evaluation  
 206.19 must be submitted to the board before the final design.

206.20 Subd. 8. **Interstate cooperation.** The board may enter into or approve working  
 206.21 agreements with neighboring states or their political subdivisions to accomplish projects  
 206.22 consistent with the program established under this section.

206.23 Subd. 9. **Federal aid availability.** The board must regularly analyze the availability of  
 206.24 federal funds and programs to supplement or complement state and local efforts consistent  
 206.25 with the purposes of this section.

206.26 Sec. 4. Laws 2016, chapter 186, section 2, subdivision 9, as amended by Laws 2018,  
 206.27 chapter 214, article 4, section 6, is amended to read:

206.28 **Subd. 9. Land Acquisition, Habitat, and**  
 206.29 **Recreation**

-0- 8,793,000

206.30 **(a) Scientific and Natural Area Restoration**

206.31 \$1,386,000 the second year is from the trust

206.32 fund to the commissioner of natural resources

207.1 to restore and improve approximately 750  
207.2 acres of scientific and natural areas. A list of  
207.3 proposed restorations must be provided as part  
207.4 of the required work plan. This appropriation  
207.5 is available until June 30, 2019, by which time  
207.6 the project must be completed and final  
207.7 products delivered.

207.8 **(b) Minnesota Point Pine Forest Scientific and**  
207.9 **Natural Area Acquisition**

207.10 \$500,000 the second year is from the trust  
207.11 fund to the commissioner of natural resources  
207.12 in cooperation with the Duluth Airport  
207.13 Authority to acquire approximately ten acres  
207.14 as an addition to the designated Minnesota  
207.15 Point Pine Forest Scientific and Natural Area  
207.16 located along the shores of Lake Superior in  
207.17 Duluth. Any balance remaining in the  
207.18 appropriation not needed for the acquisition  
207.19 is available to the commissioner for a grant to  
207.20 the Duluth Airport Authority to use to protect  
207.21 the Minnesota Point Pine Forest Scientific and  
207.22 Natural Area by relocating an airport runway.  
207.23 The appropriation is available until June 30,  
207.24 2022.

207.25 **(c) Conservation Easements in Avon Hills -**  
207.26 **Phase III**

207.27 \$1,300,000 the second year is from the trust  
207.28 fund to the commissioner of natural resources  
207.29 for an agreement with Saint John's University  
207.30 in cooperation with Minnesota Land Trust to  
207.31 secure permanent conservation easements on  
207.32 approximately 500 acres of high-quality  
207.33 habitat in Stearns County, prepare  
207.34 conservation management plans, and provide  
207.35 public outreach. A list of proposed easement  
207.36 acquisitions must be provided as part of the

208.1 required work plan. An entity that acquires a  
208.2 conservation easement with appropriations  
208.3 from the trust fund must have a long-term  
208.4 stewardship plan for the easement and a fund  
208.5 established for monitoring and enforcing the  
208.6 agreement. Funding for the long-term  
208.7 monitoring and enforcement fund must come  
208.8 from nonstate sources for easements acquired  
208.9 with this appropriation. The state may enforce  
208.10 requirements in the conservation easements  
208.11 on land acquired with this appropriation and  
208.12 the conservation easement document must  
208.13 state this authority and explicitly include  
208.14 requirements for water quality and quantity  
208.15 protection. This appropriation is available until  
208.16 June 30, 2019, by which time the project must  
208.17 be completed and final products delivered.

208.18 **(d) Lincoln Pipestone Rural Water System**  
208.19 **Acquisition for Wellhead Protection**

208.20 \$1,500,000 the second year is from the trust  
208.21 fund to the commissioner of natural resources  
208.22 for an agreement with Lincoln Pipestone Rural  
208.23 Water to acquire and restore lands designated  
208.24 under an approved wellhead protection plan.  
208.25 Lands acquired with this appropriation must  
208.26 be from willing sellers and be identified by  
208.27 the Department of Health as targeted  
208.28 vulnerable lands for wellhead protection.  
208.29 Lands must be restored to permanent  
208.30 vegetative cover, but may be used for  
208.31 recreation and renewable energy if adequate  
208.32 protection of the drinking water aquifer is  
208.33 provided. A list of proposed acquisitions must  
208.34 be provided as part of the required work plan.  
208.35 Plant and seed materials must follow the Board  
208.36 of Water and Soil Resources' native vegetation

209.1 establishment and enhancement guidelines.  
209.2 Income derived from the lands acquired with  
209.3 funds appropriated under this paragraph is  
209.4 exempt from Minnesota Statutes, section  
209.5 116P.10, if used for additional wellhead  
209.6 protection as provided under this paragraph  
209.7 until adequate wellhead protection has been  
209.8 achieved, as determined by the commissioner  
209.9 of health. Any income earned after that must  
209.10 be returned to the environment and natural  
209.11 resources trust fund. This appropriation is  
209.12 available until June 30, 2019, by which time  
209.13 the project must be completed and final  
209.14 products delivered.

209.15 **(e) Mesabi Trail Segment from Highway 135 to**  
209.16 **Town of Embarrass**

209.17 \$1,200,000 the second year is from the trust  
209.18 fund to the commissioner of natural resources  
209.19 for an agreement with the St. Louis and Lake  
209.20 Counties Regional Railroad Authority for  
209.21 engineering and construction of segments of  
209.22 the Mesabi Trail, totaling approximately six  
209.23 miles between Highway 135 and the town of  
209.24 Embarrass. This appropriation is available  
209.25 until June 30, 2019, by which time the project  
209.26 must be completed and final products  
209.27 delivered.

209.28 **(f) Tower Historic Harbor Trail Connections**

209.29 \$679,000 the second year is from the trust  
209.30 fund to the commissioner of natural resources  
209.31 for an agreement with the city of Tower to  
209.32 construct recreational trails along the harbor  
209.33 in Tower and to connect to the Mesabi Trail.  
209.34 This appropriation is available until June 30,

210.1 2019, by which time the project must be  
210.2 completed and final products delivered.

210.3 **(g) Otter Tail River Recreational Trail**  
210.4 **Acquisition**

210.5 \$600,000 the second year is from the trust  
210.6 fund to the commissioner of natural resources  
210.7 for an agreement with the city of Fergus Falls  
210.8 to acquire land along the Otter Tail River for  
210.9 a recreational trail and park. This appropriation  
210.10 is contingent on at least a 40 percent match of  
210.11 nonstate money. Prior to the acquisition, a  
210.12 phase 1 environmental assessment must be  
210.13 completed and the city must not accept any  
210.14 liability for previous contamination of lands  
210.15 acquired with this appropriation.

210.16 Sec. 5. Laws 2017, chapter 96, section 2, subdivision 9, as amended by Laws 2019, First  
210.17 Special Session chapter 4, article 2, section 4, is amended to read:

210.18 **Subd. 9. Land Acquisition,**  
210.19 **Habitat, and Recreation**

999,000

13,533,000

-0-

210.20 **(a) Metropolitan Regional Parks System Land**  
210.21 **Acquisition**

210.22 \$1,500,000 the first year is from the trust fund  
210.23 to the Metropolitan Council for grants to  
210.24 acquire approximately 70 acres of land within  
210.25 the approved park boundaries of the  
210.26 metropolitan regional park system. This  
210.27 appropriation may not be used to purchase  
210.28 habitable residential structures. A list of  
210.29 proposed fee title acquisitions must be  
210.30 provided as part of the required work plan.  
210.31 This appropriation must be matched by at least  
210.32 40 percent of nonstate money that must be  
210.33 committed by December 31, 2017. This  
210.34 appropriation is available until June 30, 2020,

211.1 by which time the project must be completed  
211.2 and final products delivered.

211.3 **(b) Scientific and Natural Areas Acquisition and**  
211.4 **Restoration, Citizen Science, and Engagement**

211.5 \$2,500,000 the first year is from the trust fund  
211.6 to the commissioner of natural resources to  
211.7 acquire land with high-quality native plant  
211.8 communities and rare features to be  
211.9 established as scientific and natural areas as  
211.10 provided in Minnesota Statutes, section  
211.11 86A.05, subdivision 5, restore and improve  
211.12 scientific and natural areas, and provide  
211.13 technical assistance and outreach, including  
211.14 site steward events. At least one-third of the  
211.15 appropriation must be spent on restoration  
211.16 activities. A list of proposed acquisitions and  
211.17 restorations must be provided as part of the  
211.18 required work plan. Land acquired with this  
211.19 appropriation must be sufficiently improved  
211.20 to meet at least minimum management  
211.21 standards, as determined by the commissioner  
211.22 of natural resources. When feasible,  
211.23 consideration must be given to accommodate  
211.24 trails on lands acquired. This appropriation is  
211.25 available until June 30, 2020, by which time  
211.26 the project must be completed and final  
211.27 products delivered.

211.28 **(c) Minnesota State Parks and State Trails Land**  
211.29 **Acquisition**

211.30 \$1,500,000 the first year is from the trust fund  
211.31 to the commissioner of natural resources to  
211.32 acquire approximately 373 acres from willing  
211.33 sellers for authorized state trails and critical  
211.34 parcels within the statutory boundaries of state  
211.35 parks. State park land acquired with this  
211.36 appropriation must be sufficiently improved

212.1 to meet at least minimum management  
212.2 standards, as determined by the commissioner  
212.3 of natural resources. A list of proposed  
212.4 acquisitions must be provided as part of the  
212.5 required work plan. This appropriation is  
212.6 available until June 30, 2020, by which time  
212.7 the project must be completed and final  
212.8 products delivered.

212.9 **(d) Minnesota State Trails Acquisition,**  
212.10 **Development, and Enhancement**

212.11 \$999,000 in fiscal year 2017 and \$39,000 the  
212.12 first year are from the trust fund to the  
212.13 commissioner of natural resources for state  
212.14 trail acquisition, development, and  
212.15 enhancement in southern Minnesota. A  
212.16 proposed list of trail projects on authorized  
212.17 state trails must be provided as part of the  
212.18 required work plan. This appropriation is  
212.19 available until June 30, 2020, by which time  
212.20 the project must be completed and final  
212.21 products delivered.

212.22 **(e) Native Prairie Stewardship and Prairie Bank**  
212.23 **Easement Acquisition**

212.24 \$2,675,000 the first year is from the trust fund  
212.25 to the commissioner of natural resources to  
212.26 acquire native prairie bank easements in  
212.27 accordance with Minnesota Statutes, section  
212.28 84.96, on approximately 250 acres, prepare  
212.29 baseline property assessments, restore and  
212.30 enhance native prairie sites, and provide  
212.31 technical assistance to landowners. Of this  
212.32 amount, up to \$132,000 may be deposited in  
212.33 a conservation easement stewardship account.  
212.34 Deposits into the conservation easement  
212.35 stewardship account must be made upon  
212.36 closing on conservation easements or at a time

213.1 otherwise approved in the work plan. A list of  
213.2 proposed easement acquisitions must be  
213.3 provided as part of the required work plan.

213.4 This appropriation is available until June 30,  
213.5 2020, by which time the project must be  
213.6 completed and final products delivered.

213.7 **(f) Leech Lake Acquisition**

213.8 \$1,500,000 the first year is from the trust fund  
213.9 to the commissioner of natural resources for  
213.10 an agreement with the Leech Lake Band of  
213.11 Ojibwe to acquire approximately 45 acres,  
213.12 including 0.67 miles of shoreline of  
213.13 high-quality aquatic and wildlife habitat at the  
213.14 historic meeting place between Henry  
213.15 Schoolcraft and the Anishinabe people. The  
213.16 land must be open to public use including  
213.17 hunting and fishing. The band must provide a  
213.18 commitment that land will not be put in a  
213.19 federal trust through the Bureau of Indian  
213.20 Affairs.

213.21 **(g) Mesabi Trail Development**

213.22 \$2,269,000 the first year is from the trust fund  
213.23 to the commissioner of natural resources for  
213.24 an agreement with the St. Louis and Lake  
213.25 Counties Regional Railroad Authority for  
213.26 engineering and constructing segments of the  
213.27 Mesabi Trail. This appropriation is available  
213.28 until June 30, 2020, by which time the project  
213.29 must be completed and final products  
213.30 delivered.

213.31 **(h) Tower Trailhead Boat Landing and Habitat  
213.32 Improvement - Phase II**

213.33 \$600,000 the first year is from the trust fund  
213.34 to the commissioner of natural resources for  
213.35 an agreement with the city of Tower to

214.1 construct a trailhead, trail connection to the  
 214.2 Mesabi Trail, and boat landing and to restore  
 214.3 vegetative habitat on city-owned property.

214.4 Plant and seed materials must follow the Board  
 214.5 of Water and Soil Resources' native vegetation  
 214.6 establishment and enhancement guidelines.

214.7 This appropriation is available until June 30,  
 214.8 2020, by which time the project must be  
 214.9 completed and final products delivered.

214.10 **(i) Land Acquisition for Voyageurs National**  
 214.11 **Park Crane Lake Visitors Center**

214.12 \$950,000 the first year is from the trust fund  
 214.13 to the commissioner of natural resources for  
 214.14 an agreement with the town of Crane Lake, in  
 214.15 partnership with Voyageurs National Park and  
 214.16 the Department of Natural Resources, to  
 214.17 acquire approximately 30 acres to be used for  
 214.18 a visitor center and campground. Income  
 214.19 generated by the campground may be used to  
 214.20 support the facility.

214.21 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2017.

214.22 Sec. 6. Laws 2018, chapter 214, article 4, section 2, subdivision 6, is amended to read:

214.23 **Subd. 6. Aquatic and Terrestrial Invasive**  
 214.24 **Species**

-0- 5,760,000

214.25 **(a) Minnesota Invasive Terrestrial Plants and**  
 214.26 **Pests Center - Phase 4**

214.27 \$3,500,000 the second year is from the trust  
 214.28 fund to the Board of Regents of the University  
 214.29 of Minnesota for high-priority research at the  
 214.30 Invasive Terrestrial Plants and Pests Center  
 214.31 to protect Minnesota's natural and agricultural  
 214.32 resources from terrestrial invasive plants,  
 214.33 pathogens, and pests as identified through the  
 214.34 center's strategic prioritization process. This  
 214.35 appropriation is available until June 30, 2023,

215.1 by which time the project must be completed  
215.2 and final products delivered.

215.3 **(b) Palmer Amaranth Detection and Eradication**  
215.4 **Continuation**

215.5 \$431,000 the second year is from the trust  
215.6 fund to the commissioner of agriculture to  
215.7 continue to monitor, ground survey, and  
215.8 control Palmer amaranth and other prohibited  
215.9 eradicate species of noxious weeds primarily  
215.10 ~~in conservation plantings~~ natural areas and to  
215.11 develop and implement aerial-survey methods  
215.12 to prevent infestation and protect prairies,  
215.13 other natural areas, and agricultural crops.

215.14 **(c) Evaluate Control Methods for Invasive**  
215.15 **Hybrid Cattails**

215.16 \$131,000 the second year is from the trust  
215.17 fund to the commissioner of natural resources  
215.18 for an agreement with Voyageurs National  
215.19 Park to evaluate the effectiveness of  
215.20 mechanical harvesting and managing muskrat  
215.21 populations to remove exotic hybrid cattails  
215.22 and restore fish and wildlife habitat in  
215.23 Minnesota wetlands. This appropriation is  
215.24 available until June 30, 2021, by which time  
215.25 the project must be completed and final  
215.26 products delivered.

215.27 **(d) Developing RNA Interference to Control**  
215.28 **Zebra Mussels**

215.29 \$500,000 the second year is from the trust  
215.30 fund to the commissioner of natural resources  
215.31 for an agreement with the United States  
215.32 Geological Survey to develop a genetic control  
215.33 tool that exploits the natural process of RNA  
215.34 silencing to specifically target and effectively  
215.35 control zebra mussels without affecting other

216.1 species or causing other nontarget effects. This  
216.2 appropriation is available until June 30, 2021,  
216.3 by which time the project must be completed  
216.4 and final products delivered.

216.5 **(e) Install and Evaluate an Invasive Carp**  
216.6 **Deterrent for Mississippi River Locks and Dams**

216.7 \$998,000 the second year is from the trust  
216.8 fund to the Board of Regents of the University  
216.9 of Minnesota in cooperation with the United  
216.10 States Army Corps of Engineers and the  
216.11 United States Fish and Wildlife Service to  
216.12 install, evaluate, and optimize a system in  
216.13 Mississippi River locks and dams to deter  
216.14 passage of invasive carp without negatively  
216.15 impacting native fish and to evaluate the  
216.16 ability of predator fish in the pools above the  
216.17 locks and dams to consume young carp. The  
216.18 project must conduct a cost comparison of  
216.19 equipment purchase versus lease options and  
216.20 choose the most effective option. This  
216.21 appropriation is available until June 30, 2021,  
216.22 by which time the project must be completed  
216.23 and final products delivered.

216.24 **(f) Determining Risk of Toxic Alga in Minnesota**  
216.25 **Lakes**

216.26 \$200,000 the second year is from the trust  
216.27 fund to the Science Museum of Minnesota for  
216.28 the St. Croix Watershed Research Station to  
216.29 determine the historical distribution,  
216.30 abundance, and toxicity of the invasive  
216.31 blue-green alga, *Cylindrospermopsis*  
216.32 *raciborskii*, in about 20 lakes across Minnesota  
216.33 and inform managers and the public about the  
216.34 alga's spread and health risks. This  
216.35 appropriation is available until June 30, 2021,

217.1 by which time the project must be completed  
 217.2 and final products delivered.

217.3 **ARTICLE 4**

217.4 **2022 ENVIRONMENT AND NATURAL RESOURCES TRUST FUND**  
 217.5 **APPROPRIATIONS**

217.6 Section 1. **APPROPRIATIONS.**

217.7 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
 217.8 and for the purposes specified in this article. The appropriations are from the environment  
 217.9 and natural resources trust fund and are available for the fiscal years indicated for each  
 217.10 purpose. The figures "2022" and "2023" used in this article mean that the appropriations  
 217.11 listed under them are available for the fiscal year ending June 30, 2022, or June 30, 2023,  
 217.12 respectively. "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The  
 217.13 biennium" is fiscal years 2022 and 2023.

217.14		<b><u>APPROPRIATIONS</u></b>	
217.15		<b><u>Available for the Year</u></b>	
217.16		<b><u>Ending June 30</u></b>	
217.17		<b><u>2022</u></b>	<b><u>2023</u></b>

217.18 Sec. 2. **MINNESOTA RESOURCES**

217.19	<b><u>Subdivision 1. Total Appropriation</u></b>	<b><u>\$</u></b>	<b><u>70,881,000</u></b>	<b><u>\$</u></b>	<b><u>-0-</u></b>
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217.20 The amounts that may be spent for each  
 217.21 purpose are specified in the following  
 217.22 subdivisions. Appropriations in the first year  
 217.23 are available for three years beginning July 1,  
 217.24 2021, unless otherwise stated in the  
 217.25 appropriation. Any unencumbered balance  
 217.26 remaining in the first year does not cancel and  
 217.27 is available for the second year or until the  
 217.28 end of the appropriation.

217.29 **Subd. 2. Definition**

217.30 "Trust fund" means the Minnesota  
 217.31 environment and natural resources trust fund  
 217.32 established under the Minnesota Constitution,  
 217.33 article XI, section 14.

218.1	<b><u>Subd. 3. Foundational Natural Resource Data</u></b>		
218.2	<b><u>and Information</u></b>	<u>10,459,000</u>	<u>-0-</u>
218.3	<b><u>(a) What's Bugging Minnesota's Insect-Eating</u></b>		
218.4	<b><u>Birds?</u></b>		
218.5	<u>\$199,000 the first year is from the trust fund</u>		
218.6	<u>to the Board of Regents of the University of</u>		
218.7	<u>Minnesota for the Natural Resources Research</u>		
218.8	<u>Institute to examine the relationship between</u>		
218.9	<u>insect abundance, timing of insect availability,</u>		
218.10	<u>and breeding success for multiple bird species</u>		
218.11	<u>across land-use intensities to develop</u>		
218.12	<u>comprehensive guidelines to conserve bird</u>		
218.13	<u>and insect diversity.</u>		
218.14	<b><u>(b) Protecting Minnesota's Beneficial</u></b>		
218.15	<b><u>Macroalgae: All Stoneworts Aren't Starry</u></b>		
218.16	<u>\$811,000 the first year is from the trust fund</u>		
218.17	<u>to the commissioner of natural resources to</u>		
218.18	<u>conduct a statewide inventory to provide</u>		
218.19	<u>baseline data and build in-state knowledge of</u>		
218.20	<u>Minnesota's native stoneworts, a diverse group</u>		
218.21	<u>of aquatic plants that support clear lakes and</u>		
218.22	<u>healthy fish habitat.</u>		
218.23	<b><u>(c) County Groundwater Atlas</u></b>		
218.24	<u>\$1,875,000 the first year is from the trust fund</u>		
218.25	<u>to the commissioner of natural resources to</u>		
218.26	<u>continue producing county groundwater</u>		
218.27	<u>atlases to inform management of surface water</u>		
218.28	<u>and groundwater resources for drinking and</u>		
218.29	<u>other purposes. This appropriation is for Part</u>		
218.30	<u>B, to characterize the potential water yields of</u>		
218.31	<u>aquifers and aquifers' sensitivity to</u>		
218.32	<u>contamination.</u>		
218.33	<b><u>(d) Improving Resiliency and Conservation</u></b>		
218.34	<b><u>Outcomes for Minnesota Turtles</u></b>		

219.1 \$391,000 the first year is from the trust fund  
219.2 to the Minnesota Zoological Garden to  
219.3 improve the conservation of Minnesota's  
219.4 imperiled turtles through animal husbandry,  
219.5 field conservation, and educational  
219.6 programming. This appropriation is available  
219.7 until June 30, 2025, by which time the project  
219.8 must be completed and final products  
219.9 delivered.

219.10 **(e) Minnesota Biological Survey**

219.11 \$1,500,000 the first year is from the trust fund  
219.12 to the commissioner of natural resources to  
219.13 complete the statewide baseline biological  
219.14 survey by finalizing data, analyses, and  
219.15 publications and by conducting targeted field  
219.16 surveys to fill missing gaps of information  
219.17 needed to support conservation of Minnesota's  
219.18 biodiversity. Any revenues generated through  
219.19 the publication of books or other resources  
219.20 created through this appropriation may be  
219.21 reinvested as described in the work plan  
219.22 approved by the Legislative-Citizen  
219.23 Commission on Minnesota Resources  
219.24 according to Minnesota Statutes, section  
219.25 116P.10.

219.26 **(f) Groundwater Contamination Mapping**  
219.27 **Project - Phase II**

219.28 \$800,000 the first year is from the trust fund  
219.29 to the commissioner of the Pollution Control  
219.30 Agency to improve protection of groundwater  
219.31 resources for drinking water by expanding the  
219.32 web-based interactive groundwater  
219.33 contamination mapping system to include all  
219.34 other state hazardous and solid waste cleanup

220.1 programs and by upgrading the system to  
 220.2 collect monitoring data.

220.3 **(g) Geologic Atlases for Water Resource**  
 220.4 **Management**

220.5 \$3,092,000 the first year is from the trust fund  
 220.6 to the Board of Regents of the University of  
 220.7 Minnesota, Minnesota Geological Survey, to  
 220.8 continue producing county geologic atlases to  
 220.9 inform management of surface water and  
 220.10 groundwater resources. This appropriation is  
 220.11 to complete Part A, which focuses on the  
 220.12 properties and distribution of earth materials  
 220.13 to define aquifer boundaries and the  
 220.14 connection of aquifers to the land surface and  
 220.15 surface water resources.

220.16 **(h) Redwood County Reinvest in Minnesota**  
 220.17 **Easement Evaluation and Public Outreach**

220.18 \$197,000 the first year is from the trust fund  
 220.19 to the commissioner of natural resources for  
 220.20 an agreement with Redwood County for the  
 220.21 Redwood Soil and Water Conservation District  
 220.22 to inventory vegetation, evaluate wetland  
 220.23 conditions, and create a countywide  
 220.24 stewardship plan for lands protected with  
 220.25 permanent conservation easements. This  
 220.26 appropriation may also be spent to conduct  
 220.27 outreach to volunteers and landowners on  
 220.28 effective prairie and wetland habitat  
 220.29 management.

220.30 **(i) Collaborative State and Tribal Wild Rice**  
 220.31 **Monitoring Program**

220.32 \$644,000 the first year is from the trust fund  
 220.33 to the commissioner of natural resources to  
 220.34 work with tribal partners to create a  
 220.35 collaborative and comprehensive monitoring

221.1 program to conserve wild-rice waters, develop  
 221.2 remote sensing tools for statewide estimates  
 221.3 of wild rice coverage, and collect consistent  
 221.4 field data on wild rice health and abundance.

221.5 **(j) Morrison County Performance Drainage and**  
 221.6 **Hydrology Management II**

221.7 \$197,000 the first year is from the trust fund  
 221.8 to the commissioner of natural resources for  
 221.9 an agreement with the Morrison Soil and  
 221.10 Water Conservation District to complete the  
 221.11 Morrison County culvert inventory started in  
 221.12 2016 to help solve landowner conflicts, protect  
 221.13 wetlands, improve water quality, and design  
 221.14 additional water storage throughout the  
 221.15 county.

221.16 **(k) Exploring Minnesota's Wetlands: Our**  
 221.17 **Resource for Future Medicine**

221.18 \$210,000 the first year is from the trust fund  
 221.19 to the Board of Regents of the University of  
 221.20 Minnesota, Crookston, to work with White  
 221.21 Earth Tribal and Community College to  
 221.22 catalog bog microbe diversity in Minnesota's  
 221.23 ecoregions, test for potential  
 221.24 antibiotic-producing microorganisms, and  
 221.25 establish methods to enhance any antibiotic  
 221.26 cultures discovered.

221.27 **(l) A Biodiversity Checkup for Minnesota's Big**  
 221.28 **Woods**

221.29 \$109,000 the first year is from the trust fund  
 221.30 to the Board of Regents of the University of  
 221.31 Minnesota to inform conservation strategies  
 221.32 by comparing the historic and contemporary  
 221.33 flora of Minnesota's Big Woods to determine  
 221.34 if all species have survived in the small  
 221.35 remaining remnants of that ecosystem.

222.1 **(m) Microbiome in Raptors: A New Tool for**  
 222.2 **Conservation**

222.3 \$129,000 the first year is from the trust fund  
 222.4 to the Board of Regents of the University of  
 222.5 Minnesota for the Raptor Center to improve  
 222.6 wildlife care and environmental stewardship  
 222.7 by evaluating the impact of antibiotics  
 222.8 administered during captivity on raptor gut  
 222.9 microbiome, rehabilitation success, and the  
 222.10 potential spread of antimicrobial resistance in  
 222.11 the natural environment.

222.12 **(n) Bioacoustics for Broad-Scale Species**  
 222.13 **Monitoring and Conservation**

222.14 \$305,000 the first year is from the trust fund  
 222.15 to the Board of Regents of the University of  
 222.16 Minnesota to improve wildlife conservation  
 222.17 efforts by using passive acoustic monitoring  
 222.18 devices to determine statewide distribution  
 222.19 and reproduction of red-headed woodpeckers  
 222.20 and developing a protocol for future use of  
 222.21 this technology to monitor population trends  
 222.22 and responses to habitat management. This  
 222.23 appropriation is available until June 30, 2025,  
 222.24 by which time the project must be completed  
 222.25 and final products delivered.

222.26 **Subd. 4. Water Resources**

4,771,000

-0-

222.27 **(a) Trout Stream Habitat Restoration Success**

222.28 \$319,000 the first year is from the trust fund  
 222.29 to the Board of Regents of the University of  
 222.30 Minnesota for the Natural Resources Research  
 222.31 Institute to evaluate the effectiveness and  
 222.32 durability of previous trout stream habitat  
 222.33 restoration projects to improve the success and  
 222.34 cost effectiveness of future projects. This  
 222.35 appropriation is available until June 30, 2025,

223.1 by which time the project must be completed  
223.2 and final products delivered.

223.3 **(b) Novel Nutrient Recovery Process from**  
223.4 **Wastewater Treatment Plants**

223.5 \$200,000 the first year is from the trust fund  
223.6 to the Board of Regents of the University of  
223.7 Minnesota to conduct lab- and pilot-scale tests  
223.8 of a new process to promote nutrient removal  
223.9 and recovery at rural municipal and industrial  
223.10 wastewater treatment plants for water  
223.11 protection and renewable energy production.

223.12 **(c) Monitoring Emerging Viruses in Minnesota's**  
223.13 **Urban Water Cycles**

223.14 \$416,000 the first year is from the trust fund  
223.15 to the Board of Regents of the University of  
223.16 Minnesota to develop rapid testing,  
223.17 quantification, and human exposure risk  
223.18 assessment models for enveloped viruses such  
223.19 as coronaviruses in urban wastewater and  
223.20 drinking water treatment processes.

223.21 **(d) Microgeographic Impact of Antibiotics**  
223.22 **Released from Identified Hotspots**

223.23 \$508,000 the first year is from the trust fund  
223.24 to the Board of Regents of the University of  
223.25 Minnesota to inform protection of  
223.26 environmental, animal, and human health from  
223.27 proliferation of antibiotic resistance by  
223.28 quantifying and mapping the extent of  
223.29 antibiotic spread in waters and soils from  
223.30 locations identified as release hot spots.

223.31 **(e) Sustainable Irrigation Management:**  
223.32 **Expanding a Web Application**

223.33 \$1,139,000 the first year is from the trust fund  
223.34 to the Board of Regents of the University of  
223.35 Minnesota to promote responsible use of

- 224.1 Minnesota's groundwater resources by  
224.2 expanding an existing irrigation management  
224.3 assistance tool into a mobile-compatible web  
224.4 application for the top agricultural-producing  
224.5 counties in the state. This appropriation is  
224.6 available until June 30, 2025, by which time  
224.7 the project must be completed and final  
224.8 products delivered.
- 224.9 **(f) Assessing Membrane Bioreactor Wastewater**  
224.10 **Treatment Efficacy**
- 224.11 \$419,000 the first year is from the trust fund  
224.12 to the Board of Trustees of the Minnesota  
224.13 State Colleges and Universities system for St.  
224.14 Cloud State University to conduct a  
224.15 comprehensive assessment of membrane  
224.16 bioreactor treatment of wastewater to inform  
224.17 managers of options for updating or replacing  
224.18 aging wastewater infrastructure.
- 224.19 **(g) Evaluating Coronavirus and Other**  
224.20 **Microbiological Contamination of Drinking**  
224.21 **Water Sources from Wastewater**
- 224.22 \$594,000 the first year is from the trust fund  
224.23 to the Board of Regents of the University of  
224.24 Minnesota to survey public and private wells  
224.25 to identify sources of and evaluate solutions  
224.26 to microbiological contamination of drinking  
224.27 water sources by wastewater, including from  
224.28 the virus that causes COVID-19.
- 224.29 **(h) St. James Pit Water-Level Control Study**
- 224.30 \$259,000 the first year is from the trust fund  
224.31 to the commissioner of natural resources for  
224.32 an agreement with the city of Aurora to install  
224.33 sampling wells and conduct a study to  
224.34 determine appropriate mitigation of the  
224.35 abandoned St. James pit mine to protect

225.1 surface and drinking water and prevent harm  
 225.2 to homes and residents.

225.3 **(i) Long-Term Nitrate Mitigation by**  
 225.4 **Maintaining Profitable Kernza Production**

225.5 \$485,000 the first year is from the trust fund  
 225.6 to the commissioner of natural resources for  
 225.7 an agreement with the Stearns County Soil  
 225.8 and Water Conservation District to evaluate  
 225.9 the effectiveness of aging Kernza stands on  
 225.10 water quality and to continue to develop a  
 225.11 sustainable supply chain with a focus on  
 225.12 post-harvest processing of Kernza for water  
 225.13 protection and local economies.

225.14 **(j) Antibiotic Resistance and Wastewater**  
 225.15 **Treatment: Problems and Solutions**

225.16 \$432,000 the first year is from the trust fund  
 225.17 to the commissioner of natural resources for  
 225.18 an agreement with the University of St.  
 225.19 Thomas to quantify the ability of full-scale  
 225.20 wastewater treatment plants to eliminate  
 225.21 antibiotic resistance genes entering or created  
 225.22 in the water treatment process before these  
 225.23 genes are released into the natural  
 225.24 environment.

225.25 **Subd. 5. Environmental Education**

2,687,000

-0-

225.26 **(a) Increasing Outdoor Learning for Young**  
 225.27 **Minnesotans**

225.28 \$383,000 the first year is from the trust fund  
 225.29 to the commissioner of natural resources for  
 225.30 an agreement with Wolf Ridge Environmental  
 225.31 Learning Center to provide scholarships for  
 225.32 equitable access to hands-on learning  
 225.33 experiences in the outdoors related to outdoor  
 225.34 recreation, air and energy, water, habitat, and  
 225.35 fish and wildlife. This appropriation is

226.1 available until June 30, 2025, by which time  
226.2 the project must be completed and final  
226.3 products delivered.

226.4 **(b) Pollinator Education in the Science**  
226.5 **Classroom**

226.6 \$366,000 the first year is from the trust fund  
226.7 to the Board of Regents of the University of  
226.8 Minnesota to educate approximately 5,000  
226.9 students about pollinator conservation by  
226.10 providing professional development for  
226.11 science teachers to integrate pollinator  
226.12 education curriculum and materials into their  
226.13 classrooms and by evaluating the program to  
226.14 improve its effectiveness.

226.15 **(c) Minnesota Freshwater Quest: Environmental**  
226.16 **Education for Youth**

226.17 \$699,000 the first year is from the trust fund  
226.18 to the commissioner of natural resources for  
226.19 an agreement with Wilderness Inquiry to  
226.20 provide place-based STEM environmental  
226.21 education to approximately 15,000 diverse  
226.22 and underserved Minnesota youth through  
226.23 exploration of local ecosystems and waterways  
226.24 in the Minnesota Freshwater Quest program.

226.25 **(d) Minnesota Master Naturalist: Nature for**  
226.26 **New Minnesotans**

226.27 \$293,000 the first year is from the trust fund  
226.28 to the Board of Regents of the University of  
226.29 Minnesota in partnership with  
226.30 English-language-learning organizations to  
226.31 adapt and incorporate materials developed for  
226.32 Minnesota Master Naturalists into  
226.33 English-language-learning programs to  
226.34 introduce immigrants and English-language  
226.35 learners to Minnesota's great outdoors.

227.1 **(e) The Voyageurs Classroom Initiative**

227.2 \$348,000 the first year is from the trust fund  
227.3 to the commissioner of natural resources for  
227.4 an agreement with Voyageurs Conservancy  
227.5 to launch a new initiative to connect  
227.6 Minnesota youth, young adults, and their  
227.7 families to Voyageurs National Park by  
227.8 learning about the park's waters, wildlife, and  
227.9 forests and by engaging in the park's  
227.10 preservation.

227.11 **(f) Restoring Land and Reviving Heritage:**  
227.12 **Conservation Through Indigenous Culture**

227.13 \$420,000 the first year is from the trust fund  
227.14 to the commissioner of natural resources for  
227.15 an agreement with Belwin Conservancy in  
227.16 partnership with Anishinabe Academy to  
227.17 conduct environmental education  
227.18 programming that incorporates ecology and  
227.19 indigenous land traditions and to restore an  
227.20 ecologically significant area of land using  
227.21 modern scientific standards and traditional  
227.22 ecological knowledge.

227.23 **(g) Expanding Access to Environmental**  
227.24 **Education for Underserved Communities**

227.25 \$178,000 the first year is from the trust fund  
227.26 to the Board of Regents of the University of  
227.27 Minnesota for the Raptor Center to build  
227.28 environmental literacy and engagement by  
227.29 delivering an environmental education  
227.30 program featuring live raptors and  
227.31 standards-based curriculum to approximately  
227.32 300 classrooms in underserved communities  
227.33 throughout Minnesota.

228.1	<u>Subd. 6. <b>Aquatic and Terrestrial Invasive</b></u>		
228.2	<u><b>Species</b></u>	<u>6,148,000</u>	<u>-0-</u>
228.3	<u><b>(a) Starch Allocation Patterns of Invasive Starry</b></u>		
228.4	<u><b>Stonewort Harvested from Lake Koronis</b></u>		
228.5	<u>\$101,000 the first year is from the trust fund</u>		
228.6	<u>to the Board of Trustees of the Minnesota</u>		
228.7	<u>State Colleges and Universities System for</u>		
228.8	<u>Minnesota State University, Mankato, to</u>		
228.9	<u>evaluate the starch allocation patterns of the</u>		
228.10	<u>invasive starry stonewort to identify</u>		
228.11	<u>weaknesses in the plant's growth that could be</u>		
228.12	<u>targeted for management.</u>		
228.13	<u><b>(b) Long-Term Efficacy of Invasive Removal in</b></u>		
228.14	<u><b>Floodplain Forests</b></u>		
228.15	<u>\$25,000 the first year is from the trust fund to</u>		
228.16	<u>the commissioner of natural resources for an</u>		
228.17	<u>agreement with Macalester College to begin</u>		
228.18	<u>a long-term scientific study at the Ordway</u>		
228.19	<u>Field Station to provide information to land</u>		
228.20	<u>managers on protecting Minnesota's floodplain</u>		
228.21	<u>forests from combined threats of overabundant</u>		
228.22	<u>deer, invasive shrubs, and earthworms. This</u>		
228.23	<u>appropriation is available until June 30, 2025,</u>		
228.24	<u>by which time the project must be completed</u>		
228.25	<u>and final products delivered. A report on the</u>		
228.26	<u>results of the long-term study must be</u>		
228.27	<u>submitted at the end of the appropriation and</u>		
228.28	<u>an update must be submitted five years after</u>		
228.29	<u>the appropriation ends or at the study's</u>		
228.30	<u>conclusion, whichever is first.</u>		
228.31	<u><b>(c) Oak Wilt Suppression at the Northern Edge</b></u>		
228.32	<u><b>- Phase II</b></u>		
228.33	<u>\$423,000 the first year is from the trust fund</u>		
228.34	<u>to the commissioner of natural resources for</u>		
228.35	<u>an agreement with the Morrison Soil and</u>		
228.36	<u>Water Conservation District to continue to</u>		

229.1 eradicate the northernmost occurrences of oak  
229.2 wilt in the state through mechanical means on  
229.3 select private properties to prevent oak wilt's  
229.4 spread to healthy state forests.

229.5 **(d) Biocontrol of Invasive Species in Bee Lawns**  
229.6 **and Parklands**

229.7 \$425,000 the first year is from the trust fund  
229.8 to the Board of Regents of the University of  
229.9 Minnesota to establish a biocontrol program  
229.10 to manage the invasive Japanese beetle in a  
229.11 way that reduces insecticide use in bee lawns  
229.12 and pollinator restorations and the associated  
229.13 economic and environmental costs to wildlife  
229.14 and humans.

229.15 **(e) Building Knowledge and Capacity for AIS**  
229.16 **Solutions**

229.17 \$3,750,000 the first year is from the trust fund  
229.18 to the Board of Regents of the University of  
229.19 Minnesota for the Minnesota Aquatic Invasive  
229.20 Species Research Center to conduct  
229.21 high-priority projects aimed at solving  
229.22 Minnesota's aquatic invasive species problems  
229.23 using rigorous science and a collaborative  
229.24 process. Additionally, the appropriation may  
229.25 be spent to deliver research findings to end  
229.26 users through strategic communication and  
229.27 outreach. This appropriation is available until  
229.28 June 30, 2025, by which time the project must  
229.29 be completed and final products delivered.

229.30 **(f) Evaluating Minnesota's Last Best Chance to**  
229.31 **Stop Carp**

229.32 \$424,000 the first year is from the trust fund  
229.33 to the Board of Regents of the University of  
229.34 Minnesota, in cooperation with the United  
229.35 States Army Corps of Engineers and the

230.1 Department of Natural Resources, to evaluate  
 230.2 invasive carp passage and the costs, processes,  
 230.3 and potential for a state-of-the-art deterrent  
 230.4 system installed at Mississippi River Lock and  
 230.5 Dam Number 5 to impede passage of invasive  
 230.6 carp at this location to protect the upper river.

230.7 **(g) Stop Starry Invasion with Community**  
 230.8 **Invasive Species Containment**

230.9 \$1,000,000 the first year is from the trust fund  
 230.10 to the commissioner of natural resources for  
 230.11 an agreement with Minnesota Lakes and  
 230.12 Rivers Advocates to work with civic leaders  
 230.13 to purchase, install, and operate waterless  
 230.14 cleaning stations for watercraft; conduct  
 230.15 aquatic invasive species education; and  
 230.16 implement education upgrades at public  
 230.17 accesses to prevent invasive starry stonewort  
 230.18 spread beyond the 16 lakes already infested.  
 230.19 This appropriation is available until June 30,  
 230.20 2025, by which time the project must be  
 230.21 completed and final products delivered.

230.22 **Subd. 7. Air Quality, Climate Change, and**  
 230.23 **Renewable Energy**

6,205,000

-0-

230.24 **(a) Enhanced Thermo-Active Foundations for**  
 230.25 **Space Heating in Minnesota**

230.26 \$312,000 the first year is from the trust fund  
 230.27 to the Board of Regents of the University of  
 230.28 Minnesota, Duluth, to design and optimize  
 230.29 cost-competitive thermally enhanced heat  
 230.30 exchanger systems for use in building  
 230.31 foundations to improve energy efficiency and  
 230.32 conservation of natural resources in  
 230.33 Minnesota's cold climate.

230.34 **(b) Storing Renewable Energy in Flow Battery**  
 230.35 **for Grid Use**

231.1 \$2,408,000 the first year is from the trust fund  
231.2 to the Board of Regents of the University of  
231.3 Minnesota, Morris, to implement a rural,  
231.4 community-scale project that demonstrates  
231.5 how a large flow battery connected to solar  
231.6 and wind generation improves grid stability  
231.7 and enhances use of renewable energy.

231.8 **(c) Agrivoltaics to Improve the Environment**  
231.9 **and Farm Resiliency**

231.10 \$646,000 the first year is from the trust fund  
231.11 to the Board of Regents of the University of  
231.12 Minnesota, West Central Research and  
231.13 Outreach Center, Morris, to model and  
231.14 evaluate alternative solar energy system  
231.15 designs to maximize energy production while  
231.16 providing other benefits to cattle and farmers.

231.17 **(d) Behavioral Response of Bald Eagles to**  
231.18 **Acoustic Stimuli**

231.19 \$261,000 the first year is from the trust fund  
231.20 to the Board of Regents of the University of  
231.21 Minnesota, St. Anthony Falls Laboratory, to  
231.22 protect wildlife by designing and  
231.23 implementing an acoustic deterrence protocol  
231.24 to discourage bald eagles from entering  
231.25 hazardous air space near wind energy  
231.26 installations.

231.27 **(e) Create Jobs Statewide by Diverting Materials**  
231.28 **from Landfills**

231.29 \$2,244,000 the first year is from the trust fund  
231.30 to the commissioner of natural resources for  
231.31 agreements with Better Futures Minnesota and  
231.32 the Natural Resources Research Institute to  
231.33 partner with cities, counties, and businesses  
231.34 to create and implement a collection,  
231.35 restoration, reuse, and repurpose program that

232.1 diverts used household goods and building  
 232.2 materials from entering the waste stream and  
 232.3 thereby reduces greenhouse gas emissions.  
 232.4 Net income generated by Better Futures  
 232.5 Minnesota as part of this appropriation may  
 232.6 be reinvested in the project if a plan for  
 232.7 reinvestment is approved in the work plan.

232.8 **(f) Strengthening Minnesota's Reuse Economy**  
 232.9 **to Conserve Natural Resources**

232.10 \$334,000 the first year is from the trust fund  
 232.11 to the commissioner of natural resources for  
 232.12 an agreement with ReUSE Minnesota to  
 232.13 provide outreach and technical assistance to  
 232.14 communities and small businesses to increase  
 232.15 reuse, rental, and repair of consumer goods as  
 232.16 an alternative to using new materials; to reduce  
 232.17 solid-waste disposal impacts; and to create  
 232.18 more local reuse jobs. A fiscal management  
 232.19 and staffing plan must be approved in the work  
 232.20 plan before any trust fund dollars are spent.

232.21 **Subd. 8. Methods to Protect, Restore, and**  
 232.22 **Enhance Land, Water, and Habitat**

6,429,000

-0-

232.23 **(a) Camp Ripley Sentinel Landscape Forest**  
 232.24 **Restoration and Enhancements**

232.25 \$731,000 the first year is from the trust fund  
 232.26 to the commissioner of natural resources for  
 232.27 an agreement with the Crow Wing Soil and  
 232.28 Water Conservation District to partner with  
 232.29 the Nature Conservancy and Great River  
 232.30 Greening to develop forest stewardship plans,  
 232.31 restore habitat, and conduct prescribed burns  
 232.32 to advance forest restoration and enhancement  
 232.33 on public and private lands within an  
 232.34 approximate ten-mile radius around Camp  
 232.35 Ripley. Notwithstanding subdivision 13,  
 232.36 paragraph (e), this appropriation may be spent

- 233.1 on forest management plans, fires, and  
 233.2 restoration on lands with a long-term contract  
 233.3 commitment for forest conservation. The  
 233.4 restoration must follow the Board of Water  
 233.5 and Soil Resources' native vegetation  
 233.6 establishment and enhancement guidelines.
- 233.7 **(b) Restoring Mussels in Streams and Lakes -**  
 233.8 **Continuation**
- 233.9 \$619,000 the first year is from the trust fund  
 233.10 to the commissioner of natural resources to  
 233.11 restore native freshwater mussel assemblages  
 233.12 and the ecosystem services they provide in the  
 233.13 Mississippi, Cedar, and Cannon Rivers and to  
 233.14 inform the public on mussels and mussel  
 233.15 conservation.
- 233.16 **(c) Pollinator Central II: Habitat Improvement**  
 233.17 **With Community Monitoring**
- 233.18 \$631,000 the first year is from the trust fund  
 233.19 to the commissioner of natural resources for  
 233.20 an agreement with Great River Greening to  
 233.21 restore and enhance pollinator habitat in the  
 233.22 metropolitan area to benefit pollinators and  
 233.23 people and to build knowledge of the impact  
 233.24 through community-based monitoring.
- 233.25 **(d) Preserving Minnesota's Only Ball Cactus**  
 233.26 **Population**
- 233.27 \$103,000 the first year is from the trust fund  
 233.28 to the Board of Regents of the University of  
 233.29 Minnesota for the Minnesota Landscape  
 233.30 Arboretum to move the only known remaining  
 233.31 ball cactus population in the state from private  
 233.32 to protected land and to propagate and bank  
 233.33 ball cactus seeds for education and  
 233.34 preservation.

234.1 **(e) Prescribed-Fire Management for Roadside**  
 234.2 **Prairies - Phase II**

234.3 \$217,000 the first year is from the trust fund  
 234.4 to the commissioner of transportation to  
 234.5 continue to protect biodiversity and enhance  
 234.6 pollinator habitat on roadsides by helping to  
 234.7 create a self-sufficient prescribed-fire program  
 234.8 at the Department of Transportation.

234.9 **(f) Restoring Upland Forests for Birds**

234.10 \$193,000 the first year is from the trust fund  
 234.11 to the commissioner of natural resources for  
 234.12 an agreement with the American Bird  
 234.13 Conservancy to restore deciduous forest in  
 234.14 partnership with Aitkin, Beltrami, and Cass  
 234.15 Counties using science-based best  
 234.16 management practices to rejuvenate  
 234.17 noncommercial stands for focal wildlife  
 234.18 species.

234.19 **(g) Minnesota Green Schoolyards**

234.20 \$250,000 the first year is from the trust fund  
 234.21 to the commissioner of natural resources for  
 234.22 an agreement with The Trust for Public Land  
 234.23 to assess, promote, and demonstrate how  
 234.24 schoolyards can be adapted to improve water,  
 234.25 air, and habitat quality and to foster  
 234.26 next-generation environmental stewards while  
 234.27 improving health, education, and community  
 234.28 outcomes.

234.29 **(h) Plumbing the Muddy Depths of Superior**  
 234.30 **Hiking Trail**

234.31 \$187,000 the first year is from the trust fund  
 234.32 to the commissioner of natural resources for  
 234.33 an agreement with the Superior Hiking Trail  
 234.34 Association to install and implement water

235.1 management practices to prevent erosion and  
235.2 improve access to the Superior Hiking Trail.

235.3 **(i) Reducing Plastic Pollution with**  
235.4 **Biodegradable Erosion Control Products**

235.5 \$200,000 the first year is from the trust fund  
235.6 to the Agricultural Utilization Research  
235.7 Institute in partnership with the Departments  
235.8 of Transportation, Agriculture, and Natural  
235.9 Resources to demonstrate use of regionally  
235.10 grown industrial hemp to create biodegradable  
235.11 alternatives to plastic-based erosion and  
235.12 sediment control products used in  
235.13 transportation construction projects.

235.14 **(j) Remote Sensing and Super-Resolution**  
235.15 **Imaging of Microplastics**

235.16 \$309,000 the first year is from the trust fund  
235.17 to the Board of Regents of the University of  
235.18 Minnesota, St. Anthony Falls Laboratory, to  
235.19 develop and test remote sensing techniques  
235.20 for cost-effective monitoring of microplastics  
235.21 in lakes, rivers, and streams as well as in  
235.22 wastewater treatment plants. This  
235.23 appropriation is available until June 30, 2025,  
235.24 by which time the project must be completed  
235.25 and final products delivered.

235.26 **(k) Woodcrest Trail Expansion**

235.27 \$16,000 the first year is from the trust fund to  
235.28 the commissioner of natural resources for an  
235.29 agreement with Foundation for Health Care  
235.30 Continuum, doing business as Country Manor  
235.31 Campus, LLC, to construct a trail for public  
235.32 recreational use on land owned by the senior  
235.33 living facility in central Minnesota.

235.34 **(l) Urban Pollinator and Native American**  
235.35 **Cultural Site Restoration**

236.1 \$213,000 the first year is from the trust fund  
 236.2 to the commissioner of natural resources for  
 236.3 an agreement with Friends of the Mississippi  
 236.4 River to restore three urban natural areas,  
 236.5 including an iconic Native American cultural  
 236.6 site, to native prairie and forest with a focus  
 236.7 on important pollinator and culturally  
 236.8 significant native plants.

236.9 **(m) Demonstrating Real-World Economic and**  
 236.10 **Soil Benefits of Cover Crops and Alternative**  
 236.11 **Tillage**

236.12 \$288,000 the first year is from the trust fund  
 236.13 to the commissioner of natural resources for  
 236.14 an agreement with Redwood County for the  
 236.15 Redwood Soil and Water Conservation District  
 236.16 to increase farmer adoption of conservation  
 236.17 practices by demonstrating soil improvements  
 236.18 and cost savings of cover crops and alternative  
 236.19 tillage compared to conventional practices on  
 236.20 working farms. This appropriation is available  
 236.21 until June 30, 2025, by which time the project  
 236.22 must be completed and final products  
 236.23 delivered.

236.24 **(n) Creating Cost-Effective Forage and**  
 236.25 **Management Actions for Pollinators**

236.26 \$198,000 the first year is from the trust fund  
 236.27 to the Board of Regents of the University of  
 236.28 Minnesota to evaluate pollinator forage across  
 236.29 time and in response to burning and mowing  
 236.30 and to design an open-access web-based tool  
 236.31 to share these data for land managers across  
 236.32 Minnesota to inform restoration seed mix  
 236.33 selection.

236.34 **(o) Shoreline Stabilization, Fishing, and ADA**  
 236.35 **Improvements at Silverwood Park**

237.1 \$200,000 the first year is from the trust fund  
237.2 to the commissioner of natural resources for  
237.3 an agreement with the Three Rivers Park  
237.4 District to provide water quality improvements  
237.5 through shoreline stabilization, shoreline  
237.6 fishing improvements, and shoreline ADA  
237.7 access on the island in Silver Lake within  
237.8 Silverwood Park.

237.9 **(p) Lawns to Legumes Program - Phase II**

237.10 \$993,000 the first year is from the trust fund  
237.11 to the Board of Water and Soil Resources to  
237.12 provide grants, cost-sharing, and technical  
237.13 assistance to plant residential lawns,  
237.14 community parks, and school landscapes with  
237.15 native vegetation and pollinator-friendly forbs  
237.16 and legumes to protect a diversity of  
237.17 pollinators. Notwithstanding subdivision 13,  
237.18 paragraph (e), this appropriation may be spent  
237.19 on pollinator plantings on lands with a  
237.20 long-term commitment from the landowner.

237.21 **(q) Reintroducing Bison to Spring Lake Park**  
237.22 **Reserve**

237.23 \$560,000 the first year is from the trust fund  
237.24 to the commissioner of natural resources for  
237.25 an agreement with Dakota County, in  
237.26 partnership with the Minnesota Bison  
237.27 Conservation Herd, to establish the holding  
237.28 facilities and infrastructure needed to  
237.29 reintroduce American plains bison (*Bison*  
237.30 *bison*) to improve the resiliency and  
237.31 biodiversity of the prairie at Spring Lake Park  
237.32 Reserve.

237.33 **(r) Elm Creek Habitat Restoration Final Phase**

237.34 \$521,000 the first year is from the trust fund  
237.35 to the commissioner of natural resources for

238.1 an agreement with the city of Champlin to  
 238.2 conduct habitat and stream restoration in Elm  
 238.3 Creek upstream of Mill Ponds.

238.4 **Subd. 9. Land Acquisition for Habitat and**  
 238.5 **Recreation**

32,062,000

-0-

238.6 **(a) Perham to Pelican Rapids Regional Trail**  
 238.7 **(McDonald Segment)**

238.8 \$2,245,000 the first year is from the trust fund  
 238.9 to the commissioner of natural resources for  
 238.10 an agreement with Otter Tail County to  
 238.11 construct the McDonald Segment of the  
 238.12 Perham to Pelican Rapids Regional Trail to  
 238.13 connect the cities of Perham and Pelican  
 238.14 Rapids to Maplewood State Park.

238.15 **(b) Mesabi Trail CSAH 88 to Ely**

238.16 \$1,650,000 the first year is from the trust fund  
 238.17 to the commissioner of natural resources for  
 238.18 an agreement with the St. Louis and Lake  
 238.19 Counties Regional Railroad Authority to  
 238.20 acquire, engineer, and construct a segment of  
 238.21 the Mesabi Trail beginning at the intersection  
 238.22 of County State-Aid Highway 88 toward Ely.

238.23 **(c) Southwest Minnesota Single-Track Trail**

238.24 \$190,000 the first year is from the trust fund  
 238.25 to the commissioner of natural resources for  
 238.26 an agreement with Jackson County to create  
 238.27 a single-track mountain bike trail and expand  
 238.28 an associated parking lot in Belmont County  
 238.29 Park to address a lack of opportunity for this  
 238.30 kind of outdoor recreation in southwest  
 238.31 Minnesota.

238.32 **(d) Local Parks, Trails, and Natural Areas**  
 238.33 **Grant Programs**

239.1 \$2,250,000 the first year is from the trust fund  
239.2 to the commissioner of natural resources to  
239.3 solicit and rank applications for and fund  
239.4 competitive matching grants for local parks,  
239.5 trail connections, and natural and scenic areas  
239.6 under Minnesota Statutes, section 85.019.  
239.7 Priority must be given to funding projects in  
239.8 the metropolitan area or in other areas of  
239.9 southern Minnesota. For purposes of this  
239.10 paragraph, southern Minnesota is defined as  
239.11 the area of the state south of and including St.  
239.12 Cloud. This appropriation is for local  
239.13 nature-based recreation, connections to  
239.14 regional and state natural areas, and recreation  
239.15 facilities and may not be used for athletic  
239.16 facilities such as sport fields, courts, and  
239.17 playgrounds.

239.18 **(e) Metropolitan Regional Parks System Land**  
239.19 **Acquisition - Phase VII**

239.20 \$2,250,000 the first year is from the trust fund  
239.21 to the Metropolitan Council for grants to  
239.22 acquire land within the approved park  
239.23 boundaries of the metropolitan regional park  
239.24 system. This appropriation must be matched  
239.25 by an equal amount from a combination of  
239.26 Metropolitan Council and local agency funds.

239.27 **(f) Sauk Rapids Lions Park Riverfront**  
239.28 **Improvements**

239.29 \$463,000 the first year is from the trust fund  
239.30 to the commissioner of natural resources for  
239.31 an agreement with the city of Sauk Rapids to  
239.32 design and construct a second phase of  
239.33 upgrades to Lions and Southside Parks  
239.34 including trails, lighting, riverbank restoration,  
239.35 and a canoe and kayak launch to enhance  
239.36 access to the Mississippi River.

240.1 **(g) City of Brainerd - Mississippi Landing**  
240.2 **Trailhead**

240.3 \$2,850,000 the first year is from the trust fund  
240.4 to the commissioner of natural resources for  
240.5 an agreement with the city of Brainerd to  
240.6 design and construct Mississippi Landing  
240.7 Trailhead Park to help connect residents and  
240.8 visitors to the Mississippi River through  
240.9 recreation, education, and restoration.

240.10 **(h) Native Prairie Stewardship and Prairie Bank**  
240.11 **Easement Acquisition**

240.12 \$1,341,000 the first year is from the trust fund  
240.13 to the commissioner of natural resources to  
240.14 provide technical stewardship assistance to  
240.15 private landowners, restore and enhance native  
240.16 prairie protected by easements in the native  
240.17 prairie bank, and acquire easements for the  
240.18 native prairie bank in accordance with  
240.19 Minnesota Statutes, section 84.96, including  
240.20 preparing initial baseline property assessments.  
240.21 Up to \$60,000 of this appropriation may be  
240.22 deposited in the natural resources conservation  
240.23 easement stewardship account created in  
240.24 Minnesota Statutes, section 84.69, proportional  
240.25 to the number of easement acres acquired.

240.26 **(i) Moose Lake - Trunk Highway 73 Trail**

240.27 \$330,000 the first year is from the trust fund  
240.28 to the commissioner of natural resources for  
240.29 an agreement with the city of Moose Lake to  
240.30 design and construct a nonmotorized  
240.31 recreational trail in an off-street pedestrian  
240.32 corridor along Highway 73 to connect to  
240.33 several existing regional trails in the Moose  
240.34 Lake area.

241.1 **(j) SNA Acquisition, Restoration,**  
 241.2 **Citizen-Science, and Outreach**

241.3 \$3,336,000 the first year is from the trust fund  
 241.4 to the commissioner of natural resources for  
 241.5 the scientific and natural areas (SNA) program  
 241.6 to restore, improve, and enhance wildlife  
 241.7 habitat on SNAs; increase public involvement  
 241.8 and outreach; and strategically acquire lands  
 241.9 that meet criteria for SNAs under Minnesota  
 241.10 Statutes, section 86A.05, from willing sellers.

241.11 **(k) Precision Acquisition for Restoration,**  
 241.12 **Groundwater Recharge, and Habitat**

241.13 \$467,000 the first year is from the trust fund  
 241.14 to the commissioner of natural resources for  
 241.15 an agreement with the Shell Rock River  
 241.16 Watershed District to acquire and restore to  
 241.17 wetland a key parcel of land to reduce  
 241.18 downstream flooding while providing water  
 241.19 storage, groundwater recharge, nutrient  
 241.20 reduction, and pollinator and wildlife habitat.

241.21 **(l) Lake Brophy Single-Track Trail Expansion**

241.22 \$100,000 the first year is from the trust fund  
 241.23 to the commissioner of natural resources for  
 241.24 an agreement with Douglas County in  
 241.25 partnership with the Big Ole Bike Club to  
 241.26 design and build new expert single-track  
 241.27 segments and an asphalt pump track for the  
 241.28 existing trail system at Lake Brophy Park to  
 241.29 improve outdoor recreation experiences in  
 241.30 west-central Minnesota.

241.31 **(m) Veterans on the Lake**

241.32 \$553,000 the first year is from the trust fund  
 241.33 to the commissioner of natural resources for  
 241.34 an agreement with Lake County for Veterans  
 241.35 on the Lake to conduct accessibility upgrades

242.1 to Veterans on the Lake's existing trails,  
 242.2 roadway, and buildings to improve access to  
 242.3 the wilderness and outdoor recreation for  
 242.4 disabled American veterans.

242.5 **(n) Crane Lake Voyageurs National Park Visitor**  
 242.6 **Center - Continuation**

242.7 \$2,700,000 the first year is from the trust fund  
 242.8 to the commissioner of natural resources for  
 242.9 an agreement with the city of Crane Lake to  
 242.10 design and construct an approximate 4,500 to  
 242.11 7,000 square-foot visitor center building to  
 242.12 serve as an access point to Voyageurs National  
 242.13 Park. A fiscal agent or fiscal management plan  
 242.14 must be approved in the work plan before any  
 242.15 trust fund money is spent. A copy of a  
 242.16 resolution or other documentation of the city's  
 242.17 commitment to fund operations of the visitor  
 242.18 center must be included in the work plan  
 242.19 submitted to the Legislative-Citizen  
 242.20 Commission on Minnesota Resources.

242.21 **(o) Brookston Campground, Boat Launch, and**  
 242.22 **Outdoor Recreational Facility Planning**

242.23 \$425,000 the first year is from the trust fund  
 242.24 to the commissioner of natural resources for  
 242.25 an agreement with the city of Brookston to  
 242.26 design a campground, boat launch, and  
 242.27 outdoor recreation area on the banks of the St.  
 242.28 Louis River in northeastern Minnesota. A  
 242.29 fiscal agent must be approved in the work plan  
 242.30 before any trust fund dollars are spent.

242.31 **(p) Moose and Seven Beaver Multiuse Trails**  
 242.32 **Upgrade**

242.33 \$900,000 the first year is from the trust fund  
 242.34 to the commissioner of natural resources for  
 242.35 an agreement with the city of Hoyt Lakes, in

243.1 partnership with the Ranger Snowmobile and  
243.2 ATV Club, to design and construct upgrades  
243.3 and extensions to the Moose and Seven Beaver  
243.4 multiuse trails to enhance access for recreation  
243.5 use and connect to regional trails.

243.6 **(q) Above the Falls Regional Park Acquisition**

243.7 \$950,000 the first year is from the trust fund  
243.8 to the commissioner of natural resources for  
243.9 an agreement with the Minneapolis Parks and  
243.10 Recreation Board to develop a restoration plan  
243.11 and acquire approximately 3.25 acres of  
243.12 industrial land for public access and habitat  
243.13 connectivity along the Mississippi River as  
243.14 part of Above the Falls Regional Park.

243.15 **(r) Silver Lake Trail Improvement Project**

243.16 \$1,071,000 the first year is from the trust fund  
243.17 to the commissioner of natural resources for  
243.18 an agreement with the city of Virginia to  
243.19 reconstruct and renovate the walking trail  
243.20 around Silver Lake to allow safe multimodal  
243.21 transportation between schools, parks,  
243.22 community recreation facilities, and other  
243.23 community activity centers in downtown  
243.24 Virginia.

243.25 **(s) Minnesota State Trails Development**

243.26 \$4,266,000 the first year is from the trust fund  
243.27 to the commissioner of natural resources to  
243.28 expand recreational opportunities on  
243.29 Minnesota state trails by rehabilitating and  
243.30 enhancing existing state trails and replacing  
243.31 or repairing existing state trail bridges. Priority  
243.32 must be given to funding projects in the  
243.33 metropolitan area or in other areas of southern  
243.34 Minnesota. For purposes of this paragraph,

244.1 southern Minnesota is defined as the area of  
 244.2 the state south of and including St. Cloud.

244.3 **(t) Highbanks Ravine Bat Hibernaculum Project**

244.4 \$825,000 the first year is from the trust fund  
 244.5 to the commissioner of natural resources for  
 244.6 an agreement with the city of St. Cloud to  
 244.7 reroute and upgrade an existing storm water  
 244.8 system in the Highbanks Ravine area to  
 244.9 improve an existing bat hibernaculum, reduce  
 244.10 erosion, and create additional green space for  
 244.11 wildlife habitat.

244.12 **(u) State Parks and State Trails Inholdings**

244.13 \$2,560,000 the first year is from the trust fund  
 244.14 to the commissioner of natural resources to  
 244.15 acquire high-priority inholdings from willing  
 244.16  sellers within the legislatively authorized  
 244.17 boundaries of state parks, recreation areas, and  
 244.18 trails to protect Minnesota's natural heritage,  
 244.19 enhance outdoor recreation, and improve the  
 244.20 efficiency of public land management.

244.21 **(v) Accessible Fishing Piers and Shore Fishing**  
 244.22 **Areas**

244.23 \$340,000 the first year is from the trust fund  
 244.24 to the commissioner of natural resources to  
 244.25 provide accessible fishing piers and develop  
 244.26 shore fishing sites to serve new angling  
 244.27 communities, underserved populations, and  
 244.28 anglers with disabilities.

244.29 **Subd. 10. Administrative and Emerging Issues**

2,120,000

-0-

244.30 **(a) Contract Agreement Reimbursement**

244.31 \$135,000 the first year is from the trust fund  
 244.32 to the commissioner of natural resources, at  
 244.33 the direction of the Legislative-Citizen  
 244.34 Commission on Minnesota Resources, for

- 245.1 expenses incurred in preparing and  
245.2 administering contracts for the agreements  
245.3 specified in this section. The commissioner  
245.4 must provide documentation to the  
245.5 Legislative-Citizen Commission on Minnesota  
245.6 Resources on the expenditure of these funds.
- 245.7 **(b) Legislative-Citizen Commission on**  
245.8 **Minnesota Resources (LCCMR) Administration**
- 245.9 \$1,750,000 the first year is from the trust fund  
245.10 to the Legislative-Citizen Commission on  
245.11 Minnesota Resources for administration in  
245.12 fiscal years 2022 and 2023 as provided in  
245.13 Minnesota Statutes, section 116P.09,  
245.14 subdivision 5. This appropriation is available  
245.15 until June 30, 2023. Notwithstanding  
245.16 Minnesota Statutes, section 116P.11,  
245.17 paragraph (b), Minnesota Statutes, section  
245.18 16A.281, applies to this appropriation.
- 245.19 **(c) Emerging Issues Account**
- 245.20 \$233,000 the first year is from the trust fund  
245.21 to an emerging issues account authorized in  
245.22 Minnesota Statutes, section 116P.08,  
245.23 subdivision 4, paragraph (d).
- 245.24 **(d) Legislative Coordinating Commission (LCC)**  
245.25 **Administration**
- 245.26 \$2,000 the first year is from the trust fund to  
245.27 the Legislative Coordinating Commission for  
245.28 the website required in Minnesota Statutes,  
245.29 section 3.303, subdivision 10.
- 245.30 **Subd. 11. Availability of Appropriations**
- 245.31 Money appropriated in this section may not  
245.32 be spent on activities unless they are directly  
245.33 related to and necessary for a specific  
245.34 appropriation and are specified in the work

246.1 plan approved by the Legislative-Citizen  
246.2 Commission on Minnesota Resources. Money  
246.3 appropriated in this section must not be spent  
246.4 on indirect costs or other institutional overhead  
246.5 charges that are not directly related to and  
246.6 necessary for a specific appropriation. Costs  
246.7 that are directly related to and necessary for  
246.8 an appropriation, including financial services,  
246.9 human resources, information services, rent,  
246.10 and utilities, are eligible only if the costs can  
246.11 be clearly justified and individually  
246.12 documented specific to the appropriation's  
246.13 purpose and would not be generated by the  
246.14 recipient but for receipt of the appropriation.  
246.15 No broad allocations for costs in either dollars  
246.16 or percentages are allowed. Unless otherwise  
246.17 provided, the amounts in this section are  
246.18 available until June 30, 2024, when projects  
246.19 must be completed and final products  
246.20 delivered. For acquisition of real property, the  
246.21 appropriations in this section are available for  
246.22 an additional fiscal year if a binding contract  
246.23 for acquisition of the real property is entered  
246.24 into before the expiration date of the  
246.25 appropriation. If a project receives a federal  
246.26 grant, the period of the appropriation is  
246.27 extended to equal the federal grant period.  
246.28 **Subd. 12. Data Availability Requirements**  
246.29 Data collected by the projects funded under  
246.30 this section must conform to guidelines and  
246.31 standards adopted by Minnesota IT Services.  
246.32 Spatial data must also conform to additional  
246.33 guidelines and standards designed to support  
246.34 data coordination and distribution that have  
246.35 been published by the Minnesota Geospatial

247.1 Information Office. Descriptions of spatial  
247.2 data must be prepared as specified in the state's  
247.3 geographic metadata guideline and must be  
247.4 submitted to the Minnesota Geospatial  
247.5 Information Office. All data must be  
247.6 accessible and free to the public unless made  
247.7 private under the Data Practices Act,  
247.8 Minnesota Statutes, chapter 13. To the extent  
247.9 practicable, summary data and results of  
247.10 projects funded under this section should be  
247.11 readily accessible on the Internet and  
247.12 identified as having received funding from the  
247.13 environment and natural resources trust fund.

247.14 **Subd. 13. Project Requirements**

247.15 (a) As a condition of accepting an  
247.16 appropriation under this section, an agency or  
247.17 entity receiving an appropriation or a party to  
247.18 an agreement from an appropriation must  
247.19 comply with paragraphs (b) to (l) and  
247.20 Minnesota Statutes, chapter 116P, and must  
247.21 submit a work plan and annual or semiannual  
247.22 progress reports in the form determined by the  
247.23 Legislative-Citizen Commission on Minnesota  
247.24 Resources for any project funded in whole or  
247.25 in part with funds from the appropriation.  
247.26 Modifications to the approved work plan and  
247.27 budget expenditures must be made through  
247.28 the amendment process established by the  
247.29 Legislative-Citizen Commission on Minnesota  
247.30 Resources.

247.31 (b) A recipient of money appropriated in this  
247.32 section that conducts a restoration using funds  
247.33 appropriated in this section must use native  
247.34 plant species according to the Board of Water  
247.35 and Soil Resources' native vegetation

248.1 establishment and enhancement guidelines  
248.2 and include an appropriate diversity of native  
248.3 species selected to provide habitat for  
248.4 pollinators throughout the growing season as  
248.5 required under Minnesota Statutes, section  
248.6 84.973.

248.7 (c) For all restorations conducted with money  
248.8 appropriated under this section, a recipient  
248.9 must prepare an ecological restoration and  
248.10 management plan that, to the degree  
248.11 practicable, is consistent with the  
248.12 highest-quality conservation and ecological  
248.13 goals for the restoration site. Consideration  
248.14 should be given to soil, geology, topography,  
248.15 and other relevant factors that would provide  
248.16 the best chance for long-term success and  
248.17 durability of the restoration project. The plan  
248.18 must include the proposed timetable for  
248.19 implementing the restoration, including site  
248.20 preparation, establishment of diverse plant  
248.21 species, maintenance, and additional  
248.22 enhancement to establish the restoration;  
248.23 identify long-term maintenance and  
248.24 management needs of the restoration and how  
248.25 the maintenance, management, and  
248.26 enhancement will be financed; and take  
248.27 advantage of the best-available science and  
248.28 include innovative techniques to achieve the  
248.29 best restoration.

248.30 (d) An entity receiving an appropriation in this  
248.31 section for restoration activities must provide  
248.32 an initial restoration evaluation at the  
248.33 completion of the appropriation and an  
248.34 evaluation three years after the completion of  
248.35 the expenditure. Restorations must be

- 249.1 evaluated relative to the stated goals and  
249.2 standards in the restoration plan, current  
249.3 science, and, when applicable, the Board of  
249.4 Water and Soil Resources' native vegetation  
249.5 establishment and enhancement guidelines.  
249.6 The evaluation must determine whether the  
249.7 restorations are meeting planned goals,  
249.8 identify any problems with implementing the  
249.9 restorations, and, if necessary, give  
249.10 recommendations on improving restorations.  
249.11 The evaluation must be focused on improving  
249.12 future restorations.
- 249.13 (e) All restoration and enhancement projects  
249.14 funded with money appropriated in this section  
249.15 must be on land permanently protected by a  
249.16 conservation easement or public ownership.
- 249.17 (f) A recipient of money from an appropriation  
249.18 under this section must give consideration to  
249.19 contracting with Conservation Corps  
249.20 Minnesota for contract restoration and  
249.21 enhancement services.
- 249.22 (g) All conservation easements acquired with  
249.23 money appropriated under this section must:
- 249.24 (1) be permanent;
- 249.25 (2) specify the parties to an easement in the  
249.26 easement;
- 249.27 (3) specify all provisions of an agreement that  
249.28 are permanent;
- 249.29 (4) be sent to the Legislative-Citizen  
249.30 Commission on Minnesota Resources in an  
249.31 electronic format at least ten business days  
249.32 before closing;

250.1 (5) include a long-term monitoring and  
250.2 enforcement plan and funding for monitoring  
250.3 and enforcing the easement agreement; and  
250.4 (6) include requirements in the easement  
250.5 document to protect the quantity and quality  
250.6 of groundwater and surface water through  
250.7 specific activities such as keeping water on  
250.8 the landscape, reducing nutrient and  
250.9 contaminant loading, and not permitting  
250.10 artificial hydrological modifications.

250.11 (h) For any acquisition of lands or interest in  
250.12 lands, a recipient of money appropriated under  
250.13 this section must not agree to pay more than  
250.14 100 percent of the appraised value for a parcel  
250.15 of land using this money to complete the  
250.16 purchase, in part or in whole, except that up  
250.17 to ten percent above the appraised value may  
250.18 be allowed to complete the purchase, in part  
250.19 or in whole, using this money if permission is  
250.20 received in advance of the purchase from the  
250.21 Legislative-Citizen Commission on Minnesota  
250.22 Resources.

250.23 (i) For any acquisition of land or interest in  
250.24 land, a recipient of money appropriated under  
250.25 this section must give priority to high-quality  
250.26 natural resources or conservation lands that  
250.27 provide natural buffers to water resources.

250.28 (j) For new lands acquired with money  
250.29 appropriated under this section, a recipient  
250.30 must prepare an ecological restoration and  
250.31 management plan in compliance with  
250.32 paragraph (c), including sufficient funding for  
250.33 implementation unless the work plan addresses  
250.34 why a portion of the money is not necessary  
250.35 to achieve a high-quality restoration.

251.1 (k) To ensure public accountability for using  
251.2 public funds, a recipient of money  
251.3 appropriated under this section must, within  
251.4 60 days of the transaction, provide to the  
251.5 Legislative-Citizen Commission on Minnesota  
251.6 Resources documentation of the selection  
251.7 process used to identify parcels acquired and  
251.8 provide documentation of all related  
251.9 transaction costs, including but not limited to  
251.10 appraisals, legal fees, recording fees,  
251.11 commissions, other similar costs, and  
251.12 donations. This information must be provided  
251.13 for all parties involved in the transaction. The  
251.14 recipient must also report to the  
251.15 Legislative-Citizen Commission on Minnesota  
251.16 Resources any difference between the  
251.17 acquisition amount paid to the seller and the  
251.18 state-certified or state-reviewed appraisal, if  
251.19 a state-certified or state-reviewed appraisal  
251.20 was conducted.

251.21 (l) A recipient of an appropriation from the  
251.22 trust fund under this section must acknowledge  
251.23 financial support from the environment and  
251.24 natural resources trust fund in project  
251.25 publications, signage, and other public  
251.26 communications and outreach related to work  
251.27 completed using the appropriation.

251.28 Acknowledgment may occur, as appropriate,  
251.29 through use of the trust fund logo or inclusion  
251.30 of language attributing support from the trust  
251.31 fund. Each direct recipient of money  
251.32 appropriated in this section, as well as each  
251.33 recipient of a grant awarded pursuant to this  
251.34 section, must satisfy all reporting and other  
251.35 requirements incumbent upon constitutionally  
251.36 dedicated funding recipients as provided in

252.1 Minnesota Statutes, section 3.303, subdivision  
252.2 10, and chapter 116P.

252.3 **Subd. 14. Payment Conditions and**  
252.4 **Capital-Equipment Expenditures**

252.5 (a) All agreements, grants, or contracts  
252.6 referred to in this section must be administered  
252.7 on a reimbursement basis unless otherwise  
252.8 provided in this section. Notwithstanding  
252.9 Minnesota Statutes, section 16A.41,  
252.10 expenditures made on or after July 1, 2021,  
252.11 or the date the work plan is approved,  
252.12 whichever is later, are eligible for  
252.13 reimbursement unless otherwise provided in  
252.14 this section. Periodic payments must be made  
252.15 upon receiving documentation that the  
252.16 deliverable items articulated in the approved  
252.17 work plan have been achieved, including  
252.18 partial achievements as evidenced by approved  
252.19 progress reports. Reasonable amounts may be  
252.20 advanced to projects to accommodate  
252.21 cash-flow needs or match federal money. The  
252.22 advances must be approved as part of the work  
252.23 plan. No expenditures for capital equipment  
252.24 are allowed unless expressly authorized in the  
252.25 project work plan.

252.26 (b) Single-source contracts as specified in the  
252.27 approved work plan are allowed.

252.28 **Subd. 15. Purchasing Recycled and Recyclable**  
252.29 **Materials**

252.30 A political subdivision, public or private  
252.31 corporation, or other entity that receives an  
252.32 appropriation under this section must use the  
252.33 appropriation in compliance with Minnesota  
252.34 Statutes, section 16C.0725, regarding  
252.35 purchasing recycled, repairable, and durable

- 253.1 materials and Minnesota Statutes, section  
253.2 16C.073, regarding purchasing and using  
253.3 paper stock and printing.
- 253.4 **Subd. 16. Energy Conservation and Sustainable**  
253.5 **Building Guidelines**
- 253.6 A recipient to whom an appropriation is made  
253.7 under this section for a capital improvement  
253.8 project must ensure that the project complies  
253.9 with the applicable energy conservation and  
253.10 sustainable building guidelines and standards  
253.11 contained in law, including Minnesota  
253.12 Statutes, sections 16B.325, 216C.19, and  
253.13 216C.20, and rules adopted under those  
253.14 sections. The recipient may use the energy  
253.15 planning, advocacy, and State Energy Office  
253.16 units of the Department of Commerce to  
253.17 obtain information and technical assistance  
253.18 on energy conservation and alternative-energy  
253.19 development relating to planning and  
253.20 constructing the capital improvement project.
- 253.21 **Subd. 17. Accessibility**
- 253.22 Structural and nonstructural facilities must  
253.23 meet the design standards in the Americans  
253.24 with Disabilities Act (ADA) accessibility  
253.25 guidelines.
- 253.26 **Subd. 18. Carryforward; Extension**
- 253.27 (a) Notwithstanding Minnesota Statutes,  
253.28 section 16A.28, or any other law to the  
253.29 contrary, the availability of any appropriation  
253.30 or grant of money from the environment and  
253.31 natural resources trust fund that would  
253.32 otherwise cancel, lapse, or expire on June 30,  
253.33 2021, is extended to June 30, 2022, if the  
253.34 recipient or grantee does both of the following:

254.1 (1) by April 30, 2021, notifies the  
254.2 Legislative-Citizen Commission on Minnesota  
254.3 Resources in the manner specified by the  
254.4 commission that the recipient or grantee  
254.5 intends to avail itself of the extension available  
254.6 under this section; and

254.7 (2) modifies the applicable work plan where  
254.8 required by Minnesota Statutes, section  
254.9 116P.05, subdivision 2, in accordance with  
254.10 the work plan amendment procedures adopted  
254.11 under that section.

254.12 (b) The commission must notify the  
254.13 commissioner of management and budget and  
254.14 the commissioner of natural resources of any  
254.15 extension granted under this section.

254.16 **EFFECTIVE DATE.** Subdivision 18 is effective the day following final enactment.

254.17 **Sec. 3. [116P.21] CHILD PROTECTION BACKGROUND CHECKS.**

254.18 As part of the work plan required by section 116P.05, subdivision 2, a recipient of an  
254.19 appropriation from the trust fund that is a children's service provider, as defined in section  
254.20 0299C.61, subdivision 5, must certify to the commission that it performs criminal background  
254.21 checks on all employees, contractors, and volunteers that have or may have access to a child  
254.22 to whom the recipient provides children's services.

254.23 **EFFECTIVE DATE.** This section is effective July 1, 2022, and applies to a recipient  
254.24 of money appropriated on or after that date.

**85.0505 FOOD AND BEVERAGE SERVICE IN STATE PARKS.**

No active language found for: 85.0505.3

No active language found for: 85.0507

**85.054 STATE PARK PERMIT EXEMPTIONS.**

No active language found for: 85.054.19

**97C.515 IMPORTED MINNOWS.**

Subd. 4. **Private fish hatchery or aquatic farm.** Live minnows used for feeding fish at a licensed private fish hatchery or aquatic farm must be obtained within the state. Dead minnows may be imported for feeding hatchery or aquatic farm fish according to section 97C.341, paragraph (d).

Subd. 5. **Special permits.** (a) The commissioner may issue a special permit, without a fee, to allow a person with a private fish hatchery license, which private fish hatchery has been designated as a containment facility under section 17.4982, subdivision 8, to import live minnows from other states for export. A containment facility for the purposes of this section applies to live minnows imported for later export and does not need to comply with section 17.4982, subdivision 8, clause (4). The permit shall include conditions necessary to avoid spreading aquatic invasive species and fish pathogens. Permits shall not be issued to containment facilities located within a 25-year floodplain.

(b) An applicant for a permit under this subdivision shall submit to the commissioner sufficient information to identify potential threats to native plant and animal species and an evaluation of the feasibility of the proposal. The permit may include reasonable restrictions on importation, transportation, possession, containment, disease certification, and disposal of minnows to ensure that native species are protected. The permit may have a term of up to two years and may be modified, suspended, or revoked by the commissioner for cause, including violation of a condition of the permit.

(c) The premises, property, vehicles, private aquatic life, and equipment that are part of a containment facility permitted under this subdivision are subject to reasonable and necessary inspections at reasonable times by a fish health specialist delegated by the commissioner. The owner, operator, or designee may be present when inspections are conducted. During the inspection, a representative sample of imported minnows may be collected for the purpose of fish pathogen or invasive species screening.

(d) The commissioner may require the applicant to furnish evidence of financial responsibility at the time of application for a permit under this section, as prescribed by the commissioner.

*Laws 2013, chapter 121, section 53*

Sec. 53. ANTLER POINT RESTRICTIONS.

The commissioner of natural resources may not impose an antler point restriction in areas outside the Series 300 deer permit areas, other than that imposed under Minnesota Rules, part 6232.0200, subpart 6, unless the legislature approves the antler point restriction.

**6232.0350 RESTRICTIONS FOR TAKING DEER; 300 SERIES DEER PERMIT AREAS.**

Notwithstanding part 6232.0200, subpart 6, in all 300 series deer permit areas, a legal buck is defined as a deer with a minimum of four antler points on at least one antler. Bucks with fewer antler points than the minimum defined points are protected and not legal for harvest. Youth hunters, age 10 to 17, are exempt from this part.