

1.1 CONFERENCE COMMITTEE REPORT ON H. F. No. 1183

1.2 A bill for an act
1.3 relating to state government; appropriating money from constitutionally dedicated
1.4 legacy funds; modifying provisions of Lessard-Sams Outdoor Heritage Council;
1.5 establishing certain land acquisition requirements; providing for agricultural
1.6 water quality certification; modifying provisions for restoration evaluations;
1.7 requiring use of certain standards for public water access sites; establishing
1.8 Greater Minnesota Regional Parks and Trails Commission; modifying certain
1.9 metropolitan area regional park provisions; extending previous appropriation;
1.10 modifying Clean Water Legacy Act; prohibiting sale and use of coal tar
1.11 sealant; modifying Mississippi River corridor critical area program; modifying
1.12 certain grant eligibility; requiring issuance of city license; authorizing certain
1.13 expenditures; requiring recapture of certain funds previously appropriated;
1.14 providing for reimbursement of certain costs; requiring reports; amending
1.15 Minnesota Statutes 2012, sections 3.9741, subdivision 3; 10A.01, subdivision 35;
1.16 85.53, subdivision 2; 97A.056, subdivisions 3, 10, 11, by adding subdivisions;
1.17 114D.15, by adding a subdivision; 114D.50, subdivisions 4, 6, by adding
1.18 subdivisions; 116G.15, subdivisions 2, 3, 4, 7; 129D.17, subdivision 2; 129D.19,
1.19 subdivisions 1, 2; Laws 2001, chapter 193, section 10; Laws 2010, chapter 361,
1.20 article 3, section 7; proposing coding for new law in Minnesota Statutes, chapters
1.21 17; 85; 114D; 116; repealing Minnesota Statutes 2012, section 116.201.

1.22 May 20, 2013

1.23 The Honorable Paul Thissen
1.24 Speaker of the House of Representatives

1.25 The Honorable Sandra L. Pappas
1.26 President of the Senate

1.27 We, the undersigned conferees for H. F. No. 1183 report that we have agreed upon
1.28 the items in dispute and recommend as follows:

1.29 That the Senate recede from its amendments and that H. F. No. 1183 be further
1.30 amended as follows:

1.31 Delete everything after the enacting clause and insert:

1.32 "ARTICLE 1

1.33 **OUTDOOR HERITAGE FUND**

1.34 Section 1. **OUTDOOR HERITAGE APPROPRIATION.**

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

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

2.12 **Sec. 2. OUTDOOR HERITAGE FUND**

2.13 <u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>100,050,000</u>	<u>\$</u>	<u>-0-</u>
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2.14 This appropriation is from the outdoor
 2.15 heritage fund. The amounts that may be
 2.16 spent for each purpose are specified in the
 2.17 following subdivisions.

2.18 <u>Subd. 2. Prairies</u>		<u>27,730,000</u>		<u>-0-</u>
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2.19 **(a) Grasslands for the Future**

2.20 \$2,000,000 in the first year is to the Board of
 2.21 Water and Soil Resources for a pilot project
 2.22 to acquire permanent conservation easements
 2.23 on grasslands in cooperation with the
 2.24 Minnesota Land Trust and the Conservation
 2.25 Fund. Up to \$1,850,000 may be used
 2.26 for agreements with the Minnesota Land
 2.27 Trust to acquire permanent conservation
 2.28 easements and up to \$75,000 may be used
 2.29 for establishing monitoring and enforcement
 2.30 funds with the Minnesota Land Trust and
 2.31 the Board of Water and Soil Resources,
 2.32 as approved in the accomplishment plan
 2.33 and subject to Minnesota Statutes, section
 2.34 97A.056, subdivision 17. Up to \$75,000

3.1 may be used for an agreement with the
3.2 Conservation Fund for professional services.
3.3 Easements funded under this appropriation
3.4 are not subject to emergency haying and
3.5 grazing orders. Any net proceeds accruing to
3.6 a project partner from real estate transactions
3.7 related to this project must be used for the
3.8 purposes outlined in this appropriation. A
3.9 list of permanent conservation easements
3.10 must be provided as part of the required
3.11 accomplishment plan.

3.12 **(b) Accelerating Wildlife Management Area**
3.13 **Program - Phase V**

3.14 \$7,960,000 in the first year is to the
3.15 commissioner of natural resources for an
3.16 agreement with Pheasants Forever to acquire
3.17 land in fee for wildlife management purposes
3.18 under Minnesota Statutes, section 86A.05,
3.19 subdivision 8. A list of proposed land
3.20 acquisitions must be provided as part of the
3.21 required accomplishment plan.

3.22 **(c) DNR Wildlife Management Area, Scientific**
3.23 **and Natural Area, and Native Prairie Bank**
3.24 **Easement - Phase V**

3.25 \$4,940,000 in the first year is to the
3.26 commissioner of natural resources to
3.27 acquire land in fee for wildlife management
3.28 purposes under Minnesota Statutes, section
3.29 86A.05, subdivision 8; acquire land in fee
3.30 for scientific and natural area purposes
3.31 under Minnesota Statutes, section 86A.05,
3.32 subdivision 5; and acquire native prairie
3.33 bank easements under Minnesota Statutes,
3.34 section 84.96. Up to \$42,000 is for
3.35 establishing a monitoring and enforcement
3.36 fund, as approved in the accomplishment

4.1 plan and subject to Minnesota Statutes,
4.2 section 97A.056, subdivision 17, for native
4.3 prairie bank easements. A list of proposed
4.4 land and permanent conservation easement
4.5 acquisitions must be provided as part of the
4.6 required accomplishment plan.

4.7 **(d) Minnesota Prairie Recovery Project - Phase**
4.8 **IV**

4.9 \$5,310,000 in the first year is to the
4.10 commissioner of natural resources for an
4.11 agreement with The Nature Conservancy
4.12 to acquire native prairie, wetland, and
4.13 savanna and restore and enhance grasslands,
4.14 wetlands, and savanna. A list of proposed
4.15 land acquisitions must be provided as part of
4.16 the required accomplishment plan. Annual
4.17 income statements and balance sheets for
4.18 income and expenses from land acquired
4.19 with this appropriation must be submitted to
4.20 the Lessard-Sams Outdoor Heritage Council
4.21 no later than 180 days following the close of
4.22 The Nature Conservancy's fiscal year.

4.23 **(e) Minnesota Buffers for Wildlife and Water -**
4.24 **Phase III**

4.25 \$3,520,000 in the first year is to the Board
4.26 of Water and Soil Resources to acquire
4.27 permanent conservation easements to protect
4.28 and enhance habitat by expanding clean
4.29 water fund riparian wildlife buffers on private
4.30 land. Up to \$120,000 is for establishing
4.31 a monitoring and enforcement fund, as
4.32 approved in the accomplishment plan and
4.33 subject to Minnesota Statutes, section
4.34 97A.056, subdivision 17. Easements funded
4.35 under this appropriation are not subject to
4.36 emergency haying and grazing orders. A list

5.1 of permanent conservation easements must
5.2 be provided as part of the final report.

5.3 **(f) Cannon River Headwaters Habitat Complex**
5.4 **- Phase III**

5.5 \$1,780,000 in the first year is to the
5.6 commissioner of natural resources for an
5.7 agreement with Trust for Public Land to
5.8 acquire and restore lands in the Cannon River
5.9 watershed for wildlife management purposes
5.10 under Minnesota Statutes, section 86A.05,
5.11 subdivision 8, or aquatic management area
5.12 purposes under Minnesota Statutes, sections
5.13 86A.05, subdivision 14, and 97C.02. A list of
5.14 proposed land acquisitions must be provided
5.15 as part of the required accomplishment plan.

5.16 **(g) Accelerated Prairie Restoration and**
5.17 **Enhancement on DNR Lands - Phase V**

5.18 \$2,220,000 in the first year is to the
5.19 commissioner of natural resources to
5.20 accelerate the restoration and enhancement
5.21 of wildlife management areas, scientific
5.22 and natural areas, and land under native
5.23 prairie bank easements. A list of proposed
5.24 land restorations and enhancements
5.25 must be provided as part of the required
5.26 accomplishment plan.

5.27 **Subd. 3. Forests**

7,130,000

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5.28 **(a) Young Forest Conservation**

5.29 \$1,180,000 in the first year is to the
5.30 commissioner of natural resources for
5.31 an agreement with the American Bird
5.32 Conservancy to acquire lands in fee to be
5.33 added to the wildlife management area system
5.34 under Minnesota Statutes, section 86A.05,
5.35 subdivision 8, and to restore and enhance

6.1 habitat on publicly protected land. A list of
6.2 proposed land acquisitions must be provided
6.3 as part of the required accomplishment plan.

6.4 **(b) Camp Ripley Partnership - Phase III**

6.5 \$1,150,000 in the first year is to the Board of
6.6 Water and Soil Resources and \$300,000 in
6.7 the first year is to the Department of Natural
6.8 Resources to acquire land in fee to be added
6.9 to the wildlife management area system
6.10 under Minnesota Statutes, section 86A.05,
6.11 subdivision 8, and to acquire permanent
6.12 conservation easements on lands adjacent
6.13 to the Mississippi and Crow Wing Rivers
6.14 and within the boundaries of the Minnesota
6.15 National Guard Army Compatible Use
6.16 Buffer. Of the amount appropriated to the
6.17 Board of Water and Soil Resources, \$49,900
6.18 is for a grant to the Morrison County Soil
6.19 and Water Conservation District and up to
6.20 \$33,600 is for establishing a monitoring
6.21 and enforcement fund, as approved in
6.22 the accomplishment plan and subject to
6.23 Minnesota Statutes, section 97A.056,
6.24 subdivision 17. A list of proposed land
6.25 acquisitions and permanent conservation
6.26 easements must be provided as part of the
6.27 required accomplishment plan.

6.28 **(c) Northeastern Minnesota Sharp-Tailed**
6.29 **Grouse Habitat Program - Phase IV**

6.30 \$1,180,000 in the first year is to the
6.31 commissioner of natural resources for
6.32 an agreement with Pheasants Forever in
6.33 cooperation with the Minnesota Sharp-Tailed
6.34 Grouse Society to acquire and enhance
6.35 lands in Aitkin, Carlton, and Kanabec

7.1 Counties for wildlife management purposes
7.2 under Minnesota Statutes, section 86A.05,
7.3 subdivision 8. A list of proposed land
7.4 acquisitions must be provided as part of the
7.5 required accomplishment plan.

7.6 **(d) Protect Key Forest Habitat Lands in Cass**
7.7 **County - Phase IV**

7.8 \$500,000 in the first year is to the
7.9 commissioner of natural resources for an
7.10 agreement with Cass County to acquire land
7.11 in fee in Cass County for forest wildlife
7.12 habitat or to prevent forest fragmentation.

7.13 A list of proposed land acquisitions
7.14 must be provided as part of the required
7.15 accomplishment plan.

7.16 **(e) Critical Shoreline Habitat Protection**
7.17 **Program - Phase II**

7.18 \$820,000 in the first year is to the
7.19 commissioner of natural resources for
7.20 an agreement with the Minnesota Land
7.21 Trust to acquire permanent conservation
7.22 easements along rivers and lakes in the
7.23 northern forest region. Up to \$160,000 is for
7.24 establishing a monitoring and enforcement
7.25 fund, as approved in the accomplishment
7.26 plan and subject to Minnesota Statutes,
7.27 section 97A.056, subdivision 17. A list of
7.28 proposed permanent conservation easements
7.29 must be provided as part of the required
7.30 accomplishment plan.

7.31 **(f) Minnesota Moose Habitat Collaborative -**
7.32 **Phase II**

7.33 \$2,000,000 in the first year is to the
7.34 commissioner of natural resources for an
7.35 agreement with the Minnesota Deer Hunters

8.1 Association to restore and enhance public
8.2 forest lands in the northern forest region
8.3 for moose habitat purposes. A list of
8.4 proposed land restoration and enhancements
8.5 must be provided as part of the required
8.6 accomplishment plan.

8.7 Subd. 4. Wetlands

31,150,000

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8.8 (a) Reinvest in Minnesota Wetlands Reserve
8.9 Program Partnership - Phase V

8.10 \$13,390,000 in the first year is to the Board
8.11 of Soil and Water Resources to acquire
8.12 permanent conservation easements and
8.13 restore wetlands and associated upland
8.14 habitat in cooperation with the United
8.15 States Department of Agriculture Wetlands
8.16 Reserve Program and Ducks Unlimited,
8.17 including \$1,000,000 for an agreement
8.18 with Ducks Unlimited to provide technical
8.19 and bioengineering assistance. Up to
8.20 \$120,000 is for establishing a monitoring
8.21 and enforcement fund, as approved in
8.22 the accomplishment plan and subject to
8.23 Minnesota Statutes, section 97A.056,
8.24 subdivision 17. A list of permanent
8.25 conservation easements must be provided as
8.26 part of the final report.

8.27 (b) Accelerating Waterfowl Production Area
8.28 Acquisition - Phase V

8.29 \$6,830,000 in the first year is to the
8.30 commissioner of natural resources for an
8.31 agreement with Pheasants Forever to acquire
8.32 land in fee to be designated and managed as
8.33 waterfowl production areas in Minnesota,
8.34 in cooperation with the United States Fish
8.35 and Wildlife Service. A list of proposed land

9.1 acquisitions must be provided as part of the
9.2 required accomplishment plan.

9.3 **(c) Living Shallow Lakes and Wetland**
9.4 **Initiative - Phase III**

9.5 \$3,530,000 in the first year is to the
9.6 commissioner of natural resources for an
9.7 agreement with Ducks Unlimited to acquire
9.8 land in fee for wildlife management purposes
9.9 under Minnesota Statutes, section 86A.05,
9.10 subdivision 8. A list of proposed land
9.11 acquisitions must be provided as part of the
9.12 required accomplishment plan.

9.13 **(d) Wild Rice Shoreland Protection Program**
9.14 **- Phase II**

9.15 \$1,630,000 in the first year is to the Board
9.16 of Water and Soil Resources to acquire
9.17 in fee wild rice lake shoreland habitat
9.18 for native wild rice bed protection and to
9.19 acquire permanent conservation easements
9.20 in cooperation with Ducks Unlimited. Of
9.21 this amount, \$100,000 is for an agreement
9.22 with Ducks Unlimited for acquisition of land
9.23 or interests in land to protect native wild
9.24 rice beds. Up to \$48,000 is for establishing
9.25 a monitoring and enforcement fund, as
9.26 approved in the accomplishment plan and
9.27 subject to Minnesota Statutes, section
9.28 97A.056, subdivision 17. A list of proposed
9.29 land acquisitions must be included as part of
9.30 the required accomplishment plan.

9.31 **(e) Wetland Habitat Program**

9.32 \$1,980,000 in the first year is to the
9.33 commissioner of natural resources for an
9.34 agreement with the Minnesota Land Trust to
9.35 acquire permanent conservation easements

10.1 in high-priority wetland complexes in
10.2 the prairie and forest/prairie transition
10.3 regions. Up to \$280,000 is for establishing
10.4 a monitoring and enforcement fund, as
10.5 approved in the accomplishment plan and
10.6 subject to Minnesota Statutes, section
10.7 97A.056, subdivision 17. A list of proposed
10.8 land acquisitions must be included as part of
10.9 the required accomplishment plan.

10.10 **(f) Accelerated Shallow Lakes and Wetlands**
10.11 **Enhancement - Phase V**

10.12 \$1,790,000 in the first year is to the
10.13 commissioner of natural resources to
10.14 enhance and restore shallow lakes, including
10.15 \$210,000 for an agreement with Ducks
10.16 Unlimited to help implement restorations
10.17 and enhancements. A list of proposed
10.18 land restorations and enhancements
10.19 must be provided as part of the required
10.20 accomplishment plan.

10.21 **(g) Pelican Lake Enhancement**

10.22 \$2,000,000 in the first year is to the
10.23 commissioner of natural resources for an
10.24 agreement with Ducks Unlimited to construct
10.25 a gravity outlet, water control structure, and
10.26 pump station lift to enhance aquatic habitat
10.27 in Pelican Lake in Wright County. A list of
10.28 proposed land restoration and enhancements
10.29 must be included as part of the required
10.30 accomplishment plan.

10.31 **Subd. 5. Habitats**

33,287,000

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10.32 **(a) DNR Aquatic Habitat - Phase V**

10.33 \$5,250,000 in the first year is to the
10.34 commissioner of natural resources to

11.1 acquire interests in land in fee for aquatic
11.2 management purposes under Minnesota
11.3 Statutes, sections 86A.05, subdivision 14,
11.4 and 97C.02, and to restore and enhance
11.5 aquatic habitat. A list of proposed
11.6 land acquisitions and restorations and
11.7 enhancements must be provided as part of
11.8 the required accomplishment plan.

11.9 **(b) Habitat Protection in Dakota County -**
11.10 **Phase IV**

11.11 \$4,100,000 in the first year is to the
11.12 commissioner of natural resources for an
11.13 agreement with Dakota County to acquire,
11.14 restore, and enhance lands in Dakota County
11.15 for fish and wildlife management purposes
11.16 under Minnesota Statutes, section 86A.05,
11.17 subdivision 8, or aquatic management area
11.18 purposes under Minnesota Statutes, sections
11.19 86A.05, subdivision 14, and 97C.02, and to
11.20 acquire permanent conservation easements
11.21 and restore and enhance habitats in rivers
11.22 and lake watersheds in Dakota County. Up
11.23 to \$60,000 is for establishing a monitoring
11.24 and enforcement fund, as approved in
11.25 the accomplishment plan and subject to
11.26 Minnesota Statutes, section 97A.056,
11.27 subdivision 17. A list of proposed land
11.28 acquisitions and permanent conservation
11.29 easements must be provided as part of the
11.30 required accomplishment plan.

11.31 **(c) Root River Protection and Restoration**

11.32 \$2,750,000 in the first year is to the
11.33 commissioner of natural resources for
11.34 agreements to acquire land in fee for
11.35 scientific and natural areas under Minnesota

12.1 Statutes, sections 86A.05, subdivision 5, and
12.2 for state forest purposes under Minnesota
12.3 Statutes, section 86A.05, subdivision 7,
12.4 and to acquire permanent conservation
12.5 easements as follows: \$2,122,000 to The
12.6 Nature Conservancy and \$628,000 to the
12.7 Minnesota Land Trust. Up to \$100,000 is for
12.8 establishing a monitoring and enforcement
12.9 fund, as approved in the accomplishment
12.10 plan and subject to Minnesota Statutes,
12.11 section 97A.056, subdivision 17. A list
12.12 of proposed acquisitions and permanent
12.13 conservation easements must be provided as
12.14 part of the required accomplishment plan.

12.15 **(d) Metro Big Rivers Habitat - Phase IV**

12.16 \$1,720,000 in the first year is to the
12.17 commissioner of natural resources for
12.18 agreements to acquire land in fee and as
12.19 permanent conservation easements and
12.20 to restore and enhance natural systems
12.21 associated with the Mississippi, Minnesota,
12.22 and St. Croix Rivers as follows: \$450,000
12.23 to the Minnesota Valley National Wildlife
12.24 Refuge Trust, Inc.; \$160,000 to the Friends
12.25 of the Mississippi; \$210,000 to the Great
12.26 River Greening; \$450,000 to the Minnesota
12.27 Land Trust; and \$450,000 to the Trust
12.28 for Public Land. Up to \$80,000 is for
12.29 establishing a monitoring and enforcement
12.30 fund, as approved in the accomplishment
12.31 plan and subject to Minnesota Statutes,
12.32 section 97A.056, subdivision 17. A list of
12.33 proposed land acquisitions and permanent
12.34 conservation easements must be provided as
12.35 part of the required accomplishment plan.

13.1 **(e) Minnesota Landscape Arboretum**

13.2 \$1,000,000 in the first year is to the Board
13.3 of Regents of the University of Minnesota
13.4 to acquire land in fee surrounding Lake
13.5 Tamarack in Carver County to be added to
13.6 the Minnesota Landscape Arboretum. A land
13.7 description must be provided as part of the
13.8 required accomplishment plan.

13.9 **(f) Lower Mississippi River Habitat**
13.10 **Partnership - Phase III**

13.11 \$1,710,000 in the first year is to the
13.12 commissioner of natural resources to
13.13 enhance aquatic habitat. Of this amount,
13.14 \$450,000 is for an agreement with the
13.15 United States Fish and Wildlife Service
13.16 to enhance aquatic habitat in the lower
13.17 Mississippi River watershed. A list of
13.18 proposed land restorations and enhancements
13.19 must be provided as part of the required
13.20 accomplishment plan.

13.21 **(g) Coldwater Fish Habitat Enhancement -**
13.22 **Phase V**

13.23 \$2,470,000 in the first year is to the
13.24 commissioner of natural resources for an
13.25 agreement with Minnesota Trout Unlimited
13.26 to restore and enhance coldwater river and
13.27 stream habitats in Minnesota. A list of
13.28 proposed land restorations and enhancements
13.29 must be provided as part of the required
13.30 accomplishment plan.

13.31 **(h) Albert Lea Lake Management and Invasive**
13.32 **Species Control Structure - Phase III**

13.33 \$1,127,000 in the first year is to the
13.34 commissioner of natural resources for
13.35 an agreement with the Shell Rock River

14.1 Watershed District to construct structural
14.2 deterrents and lake level controls to enhance
14.3 aquatic habitat on Albert Lea Lake in
14.4 Freeborn County. A list of proposed
14.5 land restorations and enhancements
14.6 must be provided as part of the required
14.7 accomplishment plan.

14.8 **(i) Metropolitan Regional Parks Wildlife**
14.9 **Habitat Protection and Restoration**

14.10 \$6,300,000 in the first year is to the
14.11 Metropolitan Council for grants to restore
14.12 and enhance wetlands, prairies, forests, and
14.13 habitat for fish, game, and wildlife in the
14.14 metropolitan regional parks system.

14.15 Funded projects must implement priority
14.16 natural resource management plan
14.17 components of regional park master plans
14.18 approved by the Metropolitan Council.

14.19 **(j) Outdoor Heritage Conservation Partners**
14.20 **Grant Program - Phase V**

14.21 \$6,860,000 is for the outdoor heritage
14.22 conservation partners program. Of this
14.23 amount, \$3,860,000 in the first year is
14.24 to the commissioner of natural resources
14.25 for a program to provide competitive,
14.26 matching grants of up to \$400,000 to local,
14.27 regional, state, and national organizations
14.28 for enhancing, restoring, or protecting
14.29 forests, wetlands, prairies, and habitat for
14.30 fish, game, or wildlife in Minnesota. Grants
14.31 shall not be made for activities required to
14.32 fulfill the duties of owners of lands subject
14.33 to conservation easements. Grants shall not
14.34 be made from this appropriation for projects
14.35 that have a total project cost exceeding

15.1 \$575,000. Of this appropriation, \$366,000
15.2 may be spent for personnel costs and other
15.3 direct and necessary administrative costs.
15.4 Grantees may acquire land or interests in
15.5 land. Easements must be permanent. Land
15.6 acquired in fee must be open to hunting
15.7 and fishing during the open season unless
15.8 otherwise provided by state law. The
15.9 program shall require a match of at least ten
15.10 percent from nonstate sources for all grants.
15.11 The match may be cash or in-kind resources.
15.12 For grant applications of \$25,000 or less,
15.13 the commissioner shall provide a separate,
15.14 simplified application process. Subject to
15.15 Minnesota Statutes, the commissioner of
15.16 natural resources shall, when evaluating
15.17 projects of equal value, give priority to
15.18 organizations that have a history of receiving
15.19 or charter to receive private contributions
15.20 for local conservation or habitat projects. If
15.21 acquiring land or a conservation easement,
15.22 priority shall be given to projects associated
15.23 with existing wildlife management areas
15.24 under Minnesota Statutes, section 86A.05,
15.25 subdivision 8; scientific and natural areas
15.26 under Minnesota Statutes, sections 84.033
15.27 and 86A.05, subdivision 5; and aquatic
15.28 management areas under Minnesota Statutes,
15.29 sections 86A.05, subdivision 14, and 97C.02.
15.30 All restoration or enhancement projects
15.31 must be on land permanently protected by a
15.32 conservation easement or public ownership
15.33 or in public waters as defined in Minnesota
15.34 Statutes, section 103G.005, subdivision
15.35 15. Priority shall be given to restoration
15.36 and enhancement projects on public lands.

16.1 Minnesota Statutes, section 97A.056,
16.2 subdivision 13, applies to grants awarded
16.3 under this paragraph. This appropriation is
16.4 available until June 30, 2017. No less than
16.5 five percent of the amount of each grant
16.6 must be held back from reimbursement until
16.7 the grant recipient has completed a grant
16.8 accomplishment report by the deadline and
16.9 in the form prescribed by and satisfactory to
16.10 the Lessard-Sams Outdoor Heritage Council.
16.11 The commissioner shall provide notice of
16.12 the grant program in the game and fish law
16.13 summaries that are prepared under Minnesota
16.14 Statutes, section 97A.051, subdivision 2.

16.15 Of this amount, \$3,000,000 is for aquatic
16.16 invasive species grants to tribal and local
16.17 governments with a delegation agreement
16.18 under Minnesota Statutes, section 84D.105,
16.19 subdivision 2, paragraph (g), for education,
16.20 inspection, and decontamination activities
16.21 at public water access, and other sites. Up
16.22 to four percent of this appropriation may be
16.23 used to administer the grants.

16.24 Subd. 6. **Administration**

753,000

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16.25 (a) **Contract Management**

16.26 \$175,000 in the first year is to the
16.27 commissioner of natural resources for
16.28 contract management duties assigned in this
16.29 section. The commissioner shall provide an
16.30 accomplishment plan in the form specified by
16.31 the Lessard-Sams Outdoor Heritage Council
16.32 on the expenditure of this appropriation.
16.33 The accomplishment plan must include
16.34 a copy of the grant contract template
16.35 and reimbursement manual. No money

17.1 may be expended prior to Lessard-Sams
17.2 Outdoor Heritage Council approval of the
17.3 accomplishment plan.

17.4 **(b) Legislative Coordinating Commission**

17.5 \$468,000 in the first year is to the Legislative
17.6 Coordinating Commission for administrative
17.7 expenses of the Lessard-Sams Outdoor
17.8 Heritage Council and for compensation and
17.9 expense reimbursement of council members.

17.10 Funds in this appropriation are available until
17.11 June 30, 2015. Minnesota Statutes, section
17.12 16A.281, applies to this appropriation.

17.13 **(c) Technical Evaluation Panel**

17.14 \$45,000 in the first year is to the
17.15 commissioner of natural resources for a
17.16 technical evaluation panel to conduct up to
17.17 ten restoration evaluations under Minnesota
17.18 Statutes, section 97A.056, subdivision 10.

17.19 **(d) High-Priority Pre-Transaction Service**
17.20 **Acceleration for Lessard-Sams Outdoor**
17.21 **Heritage Council**

17.22 \$50,000 in the first year is to the
17.23 commissioner of natural resources to provide
17.24 land acquisition pre-transaction services
17.25 including, but not limited to, appraisals,
17.26 surveys, or title research for acquisition
17.27 proposals under consideration by the
17.28 Lessard-Sams Outdoor Heritage Council. A
17.29 list of activities must be included in the final
17.30 accomplishment plan.

17.31 **(e) Legacy Web Site**

17.32 \$15,000 the first year is for the Legislative
17.33 Coordinating Commission for the Web site

18.1 required in Minnesota Statutes, section
18.2 3.303, subdivision 10.

18.3 **Subd. 7. Availability of Appropriation**

18.4 Money appropriated in this section may
18.5 not be spent on activities unless they are
18.6 directly related to and necessary for a
18.7 specific appropriation and are specified in
18.8 the accomplishment plan approved by the
18.9 Lessard-Sams Outdoor Heritage Council.
18.10 Money appropriated in this section must
18.11 not be spent on indirect costs or other
18.12 institutional overhead charges that are not
18.13 directly related to and necessary for a specific
18.14 appropriation. Unless otherwise provided,
18.15 the amounts in this section are available
18.16 until June 30, 2016. For acquisition of real
18.17 property, the amounts in this section are
18.18 available until June 30, 2017, if a binding
18.19 agreement with a landowner or purchase
18.20 agreement is entered into by June 30, 2016,
18.21 and closed no later than June 30, 2017. Funds
18.22 for restoration or enhancement are available
18.23 until June 30, 2018, or four years after
18.24 acquisition, whichever is later, in order to
18.25 complete initial restoration or enhancement
18.26 work. If a project receives federal funds, the
18.27 time period of the appropriation is extended
18.28 to equal the availability of federal funding.
18.29 Funds appropriated for fee title acquisition
18.30 of land may be used to restore, enhance, and
18.31 provide for public use of the land acquired
18.32 with the appropriation. Public use facilities
18.33 must have a minimal impact on habitat in
18.34 acquired lands.

18.35 **Subd. 8. Payment Conditions and Capital**
18.36 **Equipment Expenditures**

19.1 All agreements referred to in this section must
19.2 be administered on a reimbursement basis
19.3 unless otherwise provided in this section.
19.4 Notwithstanding Minnesota Statutes, section
19.5 16A.41, expenditures directly related
19.6 to each appropriation's purpose made
19.7 on or after July 1, 2013, or the date of
19.8 accomplishment plan approval, whichever is
19.9 later, are eligible for reimbursement unless
19.10 otherwise provided in this section. For the
19.11 purposes of administering appropriations
19.12 and legislatively authorized agreements
19.13 paid out of the outdoor heritage fund, an
19.14 expense must be considered reimbursable
19.15 by the administering agency when the
19.16 recipient presents the agency with an invoice
19.17 or binding agreement with the landowner
19.18 and the recipient attests that the goods have
19.19 been received or the landowner agreement
19.20 is binding. Periodic reimbursement must
19.21 be made upon receiving documentation that
19.22 the items articulated in the accomplishment
19.23 plan approved by the Lessard-Sams Outdoor
19.24 Heritage Council have been achieved,
19.25 including partial achievements as evidenced
19.26 by progress reports approved by the
19.27 Lessard-Sams Outdoor Heritage Council.
19.28 Reasonable amounts may be advanced to
19.29 projects to accommodate cash flow needs,
19.30 support future management of acquired
19.31 lands, or match a federal share. The
19.32 advances must be approved as part of the
19.33 accomplishment plan. Capital equipment
19.34 expenditures for specific items in excess of
19.35 \$10,000 must be itemized in and approved as
19.36 part of the accomplishment plan.

20.1 Subd. 9. Mapping

20.2 Each direct recipient of money appropriated
20.3 in this section, as well as each recipient of
20.4 a grant awarded pursuant to this section,
20.5 must provide geographic information to
20.6 the Department of Natural Resources for
20.7 mapping any lands acquired in fee with
20.8 funds appropriated in this section and open
20.9 to public taking of fish and game. The
20.10 commissioner of natural resources shall
20.11 include the lands acquired in fee with
20.12 money appropriated in this section on maps
20.13 showing public recreation opportunities.
20.14 Maps shall include information on and
20.15 acknowledgement of the outdoor heritage
20.16 fund, including a notation of any restrictions.

20.17 Subd. 10. Appropriations Carryforward; Fee
20.18 Title Acquisition

20.19 The availability of the appropriation for the
20.20 following project is extended to July 1, 2015:
20.21 Laws 2010, chapter 361, article 1, section
20.22 2, subdivision 5, paragraph (h), Washington
20.23 County St. Croix River Land Protection, and
20.24 the appropriation may be spent on acquisition
20.25 of land in fee title to protect habitat associated
20.26 with the St. Croix River Valley. A list of
20.27 proposed acquisitions must be provided as
20.28 part of the accomplishment plan.

20.29 Sec. 3. BIENNIAL RECOMMENDATIONS STUDY.

20.30 The Lessard-Sams Outdoor Heritage Council, in consultation with the house of
20.31 representatives and senate committees and divisions with jurisdiction over environment
20.32 and natural resources and the outdoor heritage fund, shall examine transitioning to a
20.33 biennial recommendation process beginning with fiscal year 2016. The council shall
20.34 submit its recommendations on the biennial process with its recommendations for outdoor

21.1 heritage fund spending due January 1, 2014, to the chairs and ranking minority members
 21.2 of the house of representatives and senate committees and divisions with jurisdiction over
 21.3 environment and natural resources and the outdoor heritage fund.

21.4 **ARTICLE 2**

21.5 **CLEAN WATER FUND**

21.6 Section 1. **CLEAN WATER FUND APPROPRIATIONS.**

21.7 The sums shown in the columns marked "Appropriations" are appropriated to the
 21.8 agencies and for the purposes specified in this article. The appropriations are from the
 21.9 clean water fund and are available for the fiscal years indicated for allowable activities
 21.10 under the Minnesota Constitution, article XI, section 15. The figures "2014" and "2015"
 21.11 used in this article mean that the appropriations listed under them are available for the
 21.12 fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal
 21.13 year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014
 21.14 and 2015. The appropriations in this article are onetime.

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

21.19 Sec. 2. **CLEAN WATER**

21.20 <u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>97,301,000</u>	<u>\$</u>	<u>97,680,000</u>
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21.21 The amounts that may be spent for each
 21.22 purpose are specified in the following
 21.23 sections.

21.24 **Subd. 2. Availability of Appropriation**

21.25 Money appropriated in this article may
 21.26 not be spent on activities unless they are
 21.27 directly related to and necessary for a
 21.28 specific appropriation. Money appropriated
 21.29 in this article must be spent in accordance
 21.30 with Minnesota Management and Budget's
 21.31 Guidance to Agencies on Legacy Fund
 21.32 Expenditure. Notwithstanding Minnesota
 21.33 Statutes, section 16A.28, and unless
 21.34 otherwise specified in this article, fiscal year

22.1 2014 appropriations are available until June
22.2 30, 2015, and fiscal year 2015 appropriations
22.3 are available until June 30, 2016. If a project
22.4 receives federal funds, the time period of
22.5 the appropriation is extended to equal the
22.6 availability of federal funding.

22.7 Sec. 3. **DEPARTMENT OF AGRICULTURE** \$ **7,310,000** \$ **7,460,000**

22.8 (a) \$350,000 the first year and \$350,000 the
22.9 second year are to increase monitoring for
22.10 pesticides and pesticide degradates in surface
22.11 water and groundwater and to use data
22.12 collected to assess pesticide use practices.

22.13 (b) \$2,500,000 the first year and \$2,500,000
22.14 the second year are to increase monitoring
22.15 and evaluate trends in the concentration of
22.16 nitrate in groundwater in areas vulnerable
22.17 to groundwater degradation, including a
22.18 substantial increase of monitoring of private
22.19 wells in cooperation with the commissioner
22.20 of health, monitoring for pesticides when
22.21 nitrate are detected, and promoting and
22.22 evaluating regional and crop-specific
22.23 nutrient best management practices to
22.24 protect groundwater from degradation.

22.25 Of this amount, \$75,000 may be used for
22.26 accelerating the update for the commercial
22.27 manure applicator manual. This amount
22.28 is to be matched with general funds. This
22.29 appropriation is available until June 30, 2016,
22.30 when the commissioner shall submit a report
22.31 to the chairs and ranking minority members
22.32 of the senate and house of representatives
22.33 committees and divisions with jurisdiction
22.34 over agriculture and environment and
22.35 natural resources policy and finance on

23.1 the expenditure of these funds, including
23.2 the progress in preventing groundwater
23.3 degradation and recommendations. By
23.4 October 15, 2014, the commissioner shall
23.5 submit an interim report to the chairs and
23.6 ranking minority members of the senate and
23.7 house of representatives committees and
23.8 divisions with jurisdiction over agriculture
23.9 and environment and natural resources policy
23.10 and finance on the expenditure of these
23.11 funds, including recommendations.

23.12 (c) \$200,000 the first year and \$200,000
23.13 the second year are for the agriculture best
23.14 management practices loan program. At
23.15 least \$170,000 each year is for transfer
23.16 to an agricultural and environmental
23.17 revolving account created under Minnesota
23.18 Statutes, section 17.117, subdivision 5a,
23.19 and is available for pass-through to local
23.20 government and lenders for low-interest
23.21 loans under Minnesota Statutes, section
23.22 17.117. Any unencumbered balance
23.23 that is not used for pass-through to local
23.24 governments does not cancel at the end of the
23.25 first year and is available for the second year.

23.26 (d) \$1,500,000 the first year and \$1,500,000
23.27 the second year are for research, pilot
23.28 projects, and technical assistance on
23.29 proper implementation of best management
23.30 practices and more precise information on
23.31 nonpoint contributions to impaired waters.
23.32 This appropriation is available until June 30,
23.33 2018.

23.34 (e) \$1,000,000 the first year and \$1,100,000
23.35 the second year are for research to quantify

24.1 agricultural contributions to impaired waters
24.2 and for development and evaluation of
24.3 best management practices to protect and
24.4 restore water resources while maintaining
24.5 productivity. This appropriation is available
24.6 until June 30, 2018.

24.7 (f) \$100,000 the first year and \$150,000 the
24.8 second year are for a research inventory
24.9 database containing water-related research
24.10 activities. Any information technology
24.11 development or support or costs necessary
24.12 for this research inventory database will be
24.13 incorporated into the agency's service level
24.14 agreement with and paid to the Office of
24.15 Enterprise Technology. This appropriation is
24.16 available until June 30, 2018.

24.17 (g) \$1,500,000 the first year and \$1,500,000
24.18 the second year are to implement a Minnesota
24.19 agricultural water quality certification
24.20 program. This appropriation is available
24.21 until June 30, 2018.

24.22 (h) \$110,000 the first year and \$110,000 the
24.23 second year are to provide funding for a
24.24 regional irrigation water quality specialist
24.25 through University of Minnesota Extension.

24.26 (i) \$50,000 the first year and \$50,000 the
24.27 second year are to develop and implement
24.28 a comprehensive, up-to-date instruction
24.29 system for animal waste technicians who
24.30 apply manure to the ground for hire.

24.31 **Sec. 4. PUBLIC FACILITIES AUTHORITY \$ 11,000,000 \$ 11,000,000**

24.32 (a) \$9,000,000 the first year and \$9,000,000
24.33 the second year are for the total maximum
24.34 daily load grant program under Minnesota

25.1 Statutes, section 446A.073. This
25.2 appropriation is available until June 30, 2018.

25.3 (b) \$2,000,000 the first year and \$2,000,000
25.4 the second year are for small community
25.5 wastewater treatment grants and loans under
25.6 Minnesota Statutes, section 446A.075. This
25.7 appropriation is available until June 30, 2018.

25.8 (c) If there are any uncommitted funds at
25.9 the end of each fiscal year under paragraph
25.10 (a) or (b), the Public Facilities Authority
25.11 may transfer the remaining funds to eligible
25.12 projects under any of the programs listed
25.13 in this section based on their priority rank
25.14 on the Pollution Control Agency's project
25.15 priority list.

25.16 **Sec. 5. POLLUTION CONTROL AGENCY \$ 28,365,000 \$ 28,265,000**

25.17 (a) \$7,600,000 the first year and \$7,600,000
25.18 the second year are for completion of 20
25.19 percent of the needed statewide assessments
25.20 of surface water quality and trends. Of this
25.21 amount, \$500,000 each year is to monitor and
25.22 assess contaminants of emerging concern in
25.23 groundwater and surface water, and \$100,000
25.24 each year is for grants to the Red River
25.25 Watershed Management Board to enhance
25.26 and expand the existing water quality and
25.27 watershed monitoring river watch activities
25.28 in the schools in the Red River of the North
25.29 Watershed. The Red River Watershed
25.30 Management Board shall provide a report to
25.31 the commissioner of the Pollution Control
25.32 Agency and the legislative committees and
25.33 divisions with jurisdiction over environment
25.34 and natural resources finance and policy and

26.1 the clean water fund by February 15, 2015,
26.2 on the expenditure of these funds.

26.3 (b) \$9,400,000 the first year and \$9,400,000
26.4 the second year are to develop watershed
26.5 restoration and protection strategies
26.6 (WRAPS), which include total maximum
26.7 daily load (TMDL) studies and TMDL
26.8 implementation plans for waters listed on
26.9 the Unites States Environmental Protection
26.10 Agency approved impaired waters list in
26.11 accordance with Minnesota Statutes, chapter
26.12 114D. The agency shall complete an average
26.13 of ten percent of the TMDL's each year over
26.14 the biennium.

26.15 (c) \$1,125,000 the first year and \$1,125,000
26.16 the second year are for groundwater
26.17 assessment, including enhancing the
26.18 ambient monitoring network, modeling, and
26.19 evaluating trends, including the reassessment
26.20 of groundwater that was assessed ten to 15
26.21 years ago and found to be contaminated.
26.22 By January 15, 2016, the commissioner
26.23 shall submit a report with recommendations
26.24 for reducing or preventing groundwater
26.25 degradation from contaminants to the chairs
26.26 and ranking minority members of the senate
26.27 and house of representatives committees and
26.28 divisions with jurisdiction over environment
26.29 and natural resources policy and finance.

26.30 (d) \$750,000 the first year and \$750,000
26.31 the second year are for water quality
26.32 improvements in the lower St. Louis River
26.33 and Duluth harbor within the St. Louis River
26.34 System Area of Concern. This appropriation

27.1 must be matched at a rate of 65 percent
27.2 nonstate money to 35 percent state money.

27.3 (e) \$1,000,000 the first year and \$2,000,000
27.4 the second year are for the clean water
27.5 partnership program to provide grants
27.6 to protect and improve the basins and
27.7 watersheds of the state and provide financial
27.8 and technical assistance to study waters
27.9 with nonpoint source pollution problems.

27.10 Priority shall be given to projects preventing
27.11 impairments and degradation of lakes, rivers,
27.12 streams, and groundwater in accordance
27.13 with Minnesota Statutes, section 114D.20,
27.14 subdivision 2, clause (4). Any balance
27.15 remaining in the first year does not cancel
27.16 and is available for the second year.

27.17 (f) \$275,000 the first year and \$275,000 the
27.18 second year are for storm water research and
27.19 guidance.

27.20 (g) \$1,150,000 the first year and \$1,150,000
27.21 the second year are for TMDL research and
27.22 database development.

27.23 (h) \$1,000,000 the first year and \$1,000,000
27.24 the second year are to initiate development of
27.25 a multiagency watershed database reporting
27.26 portal. Any information technology
27.27 development or support or costs necessary
27.28 for this research inventory database will be
27.29 incorporated into the agency's service level
27.30 agreement with and paid to the Office of
27.31 Enterprise Technology.

27.32 (i) \$900,000 the first year and \$900,000
27.33 the second year are for national pollutant
27.34 discharge elimination system wastewater and
27.35 storm water TMDL implementation efforts.

28.1 (j) \$3,250,000 the first year and \$3,650,000
28.2 the second year are for enhancing the
28.3 county-level delivery systems for subsurface
28.4 sewage treatment systems (SSTS) activities
28.5 necessary to implement Minnesota Statutes,
28.6 sections 115.55 and 115.56, for protection
28.7 of groundwater, including base grants
28.8 for all counties with SSTS programs and
28.9 competitive grants to counties with specific
28.10 plans to significantly reduce water pollution
28.11 by reducing the number of systems that
28.12 are an imminent threat to public health or
28.13 safety or are otherwise failing. Counties that
28.14 receive base grants must report the number
28.15 of sewage noncompliant properties upgraded
28.16 through SSTS replacement, connection to
28.17 a centralized sewer system, or other means
28.18 including property abandonment or buy-out.
28.19 Counties also must report the number of
28.20 compliance inspections of existing SSTS's
28.21 conducted in areas under county jurisdiction.
28.22 These required reports are to be part of
28.23 established annual reporting for SSTS
28.24 programs. Counties that conduct SSTS
28.25 inventories or those with an ordinance in
28.26 place that requires an SSTS to be inspected
28.27 as a condition of transferring property or as a
28.28 condition of obtaining a local permit shall be
28.29 given priority for competitive grants under
28.30 this paragraph. Of this amount, \$750,000
28.31 each year is available to counties for grants to
28.32 low-income landowners to address systems
28.33 that pose an imminent threat to public health
28.34 or safety or fail to protect groundwater. A
28.35 grant awarded under this paragraph may not
28.36 exceed \$500,000 for the biennium. A county

29.1 receiving a grant under this paragraph must
29.2 submit a report to the agency listing the
29.3 projects funded, including an account of the
29.4 expenditures.

29.5 (k) \$1,500,000 the first year is for a
29.6 competitive grant program for sewer projects
29.7 that helps protect or restore the water quality
29.8 of waters in any national park located in
29.9 the state. Grants may be awarded to local
29.10 government units and must be matched with
29.11 25 percent non-clean-water-fund dollars.

29.12 (l) \$375,000 the first year and \$375,000 the
29.13 second year are for developing wastewater
29.14 treatment system designs and practices
29.15 and providing technical assistance. Of
29.16 this amount, \$145,000 each year is for
29.17 transfer to the Board of Regents of the
29.18 University of Minnesota to provide ongoing
29.19 support for design teams with scientific
29.20 and technical expertise pertaining to
29.21 wastewater management and treatment
29.22 that will include representatives from the
29.23 University of Minnesota, Pollution Control
29.24 Agency, and municipal wastewater utilities
29.25 and other wastewater engineering experts.
29.26 The design teams shall promote the use of
29.27 new technology, designs, and practices to
29.28 address existing and emerging wastewater
29.29 treatment challenges, including the treatment
29.30 of wastewater for reuse and the emergence
29.31 of new and other unregulated contaminants.
29.32 This appropriation is available until June 30,
29.33 2016.

29.34 (m) \$40,000 the first year and \$40,000 the
29.35 second year are to support activities of the

30.1 Clean Water Council according to Minnesota
30.2 Statutes, section 114D.30, subdivision 1.
30.3 (n) Notwithstanding Minnesota Statutes,
30.4 section 16A.28, the appropriations
30.5 encumbered on or before June 30, 2015,
30.6 as grants or contracts in this section are
30.7 available until June 30, 2018.

30.8 **Sec. 6. DEPARTMENT OF NATURAL**
30.9 **RESOURCES**

\$ 12,635,000 \$ 9,450,000

30.10 (a) \$2,000,000 the first year and \$2,000,000
30.11 the second year are for stream flow
30.12 monitoring, including the installation of
30.13 additional monitoring gauges, and monitoring
30.14 necessary to determine the relationship
30.15 between stream flow and groundwater.

30.16 (b) \$1,300,000 the first year and \$1,300,000
30.17 the second year are for lake Index of
30.18 Biological Integrity (IBI) assessments.

30.19 (c) \$135,000 the first year and \$135,000
30.20 the second year are for assessing mercury
30.21 contamination of fish, including monitoring
30.22 to track the status of waters impaired by
30.23 mercury and mercury reduction efforts over
30.24 time.

30.25 (d) \$1,850,000 the first year and \$1,850,000
30.26 the second year are for developing targeted,
30.27 science-based watershed restoration and
30.28 protection strategies, including regional
30.29 technical assistance for TMDL plans and
30.30 development of a watershed assessment tool,
30.31 in cooperation with the commissioner of the
30.32 Pollution Control Agency. By January 15,
30.33 2016, the commissioner shall submit a report
30.34 to the chairs and ranking minority members

- 31.1 of the senate and house of representatives
31.2 committees and divisions with jurisdiction
31.3 over environment and natural resources
31.4 policy and finance providing the outcomes
31.5 to lakes, rivers, streams, and groundwater
31.6 achieved with this appropriation and
31.7 recommendations.
- 31.8 (e) \$1,375,000 the first year and \$1,375,000
31.9 the second year are for water supply planning,
31.10 aquifer protection, and monitoring activities.
- 31.11 (f) \$1,000,000 the first year and \$1,000,000
31.12 the second year are for technical assistance
31.13 to support local implementation of nonpoint
31.14 source restoration and protection activities,
31.15 including water quality protection in forested
31.16 watersheds.
- 31.17 (g) \$675,000 the first year and \$675,000
31.18 the second year are for applied research
31.19 and tools, including watershed hydrologic
31.20 modeling; maintaining and updating spatial
31.21 data for watershed boundaries, streams, and
31.22 water bodies and integrating high-resolution
31.23 digital elevation data; assessing effectiveness
31.24 of forestry best management practices for
31.25 water quality; and developing an ecological
31.26 monitoring database.
- 31.27 (h) \$615,000 the first year and \$615,000
31.28 the second year are for developing county
31.29 geologic atlases.
- 31.30 (i) \$85,000 the first year is to develop design
31.31 standards and best management practices
31.32 for public water access sites to maintain and
31.33 improve water quality by avoiding shoreline
31.34 erosion and runoff.

32.1 (j) \$3,000,000 the first year is for beginning
32.2 to develop and designate groundwater
32.3 management areas under Minnesota Statutes,
32.4 section 103G.287, subdivision 4. The
32.5 commissioner, in consultation with the
32.6 commissioners of the Pollution Control
32.7 Agency, health, and agriculture, shall
32.8 establish a uniform statewide hydrogeologic
32.9 mapping system that will include designated
32.10 groundwater management areas. The
32.11 mapping system must include wellhead
32.12 protection areas, special well construction
32.13 areas, groundwater provinces, groundwater
32.14 recharge areas, and other designated or
32.15 geographical areas related to groundwater.
32.16 This mapping system shall be used to
32.17 implement all groundwater-related laws
32.18 and for reporting and evaluations. This
32.19 appropriation is available until June 30, 2017.

32.20 (k) \$500,000 the first year and \$500,000 the
32.21 second year are for grants to counties and
32.22 other local units of government to adopt and
32.23 implement advanced shoreland protection
32.24 measures. The grants awarded under this
32.25 paragraph shall be for up to \$100,000 and
32.26 must be used to restore and enhance riparian
32.27 areas to protect, enhance, and restore water
32.28 quality in lakes, rivers, and streams. Grant
32.29 recipients must submit a report to the
32.30 commissioner on the outcomes achieved
32.31 with the grant. To be eligible for a grant
32.32 under this paragraph, a county or other local
32.33 unit of government must be adopting or have
32.34 adopted an ordinance for the subdivision,
32.35 use, redevelopment, and development of
32.36 shoreland that has been approved by the

33.1 commissioner of natural resources as having
33.2 advanced shoreland protection measures. An
33.3 ordinance must meet or exceed the following
33.4 standards:

33.5 (1) requires new sewage treatment systems
33.6 to be set back at least 100 feet from the
33.7 ordinary high water level for recreational
33.8 development shorelands and 75 feet for
33.9 general development lake shorelands;

33.10 (2) requires redevelopment and new
33.11 development on shoreland to have at least
33.12 a 50-foot vegetative buffer. An access path
33.13 and recreational use area may be allowed;

33.14 (3) requires mitigation when any variance to
33.15 standards designed to protect lakes, rivers,
33.16 and streams is granted;

33.17 (4) requires best management practices to be
33.18 used to control storm water and sediment as
33.19 part of a land alteration;

33.20 (5) includes other criteria developed by the
33.21 commissioner; and

33.22 (6) has been adopted by July 1, 2015.

33.23 An ordinance that does not exceed all the
33.24 standards in clauses (1) to (5) is considered
33.25 to meet the requirement if the commissioner
33.26 determines that the ordinance provides
33.27 significantly greater protection for both
33.28 waters and shoreland than those standards.

33.29 The commissioner of natural resources
33.30 may develop additional criteria for the
33.31 grants awarded under this paragraph. In
33.32 developing the criteria, the commissioner
33.33 shall consider the proposed changes to
33.34 the department's shoreland rules discussed

34.1 during the rulemaking process authorized
34.2 under Laws 2007, chapter 57, article 1,
34.3 section 4, subdivision 3. This appropriation
34.4 is available until spent.

34.5 (l) \$100,000 the first year is for the
34.6 commissioner of natural resources for
34.7 rulemaking under Minnesota Statutes,
34.8 section 116G.15, subdivision 7.

34.9 **Sec. 7. BOARD OF WATER AND SOIL**
34.10 **RESOURCES** **\$ 30,689,000 \$ 34,740,000**

34.11 (a) \$5,000,000 the first year and \$7,000,000
34.12 the second year are for grants to local
34.13 government units organized for the
34.14 management of water in a watershed or
34.15 subwatershed that have multiyear plans
34.16 that will result in a significant reduction in
34.17 water pollution in a selected subwatershed.

34.18 The grants may be used for the following
34.19 purposes: establishment of riparian buffers;
34.20 practices to store water for natural treatment
34.21 and infiltration, including rain gardens;
34.22 capturing storm water for reuse; stream
34.23 bank, shoreland, and ravine stabilization;
34.24 enforcement activities; and implementation
34.25 of best management practices for feedlots
34.26 within riparian areas and other practices
34.27 demonstrated to be most effective in
34.28 protecting, enhancing, and restoring water
34.29 quality in lakes, rivers, and streams and
34.30 protecting groundwater from degradation.

34.31 Grant recipients must identify a nonstate
34.32 cash match of at least 25 percent of the
34.33 total eligible project costs. Grant recipients
34.34 may use other legacy funds to supplement
34.35 projects funded under this paragraph. Grants

35.1 awarded under this paragraph are available
35.2 for four years and priority shall be given
35.3 to the three to six best designed plans each
35.4 year. By January 15, 2016, the board shall
35.5 submit an interim report on the outcomes
35.6 achieved with this appropriation, including
35.7 recommendations, to the chairs and ranking
35.8 minority members of the senate and house
35.9 of representatives committees and divisions
35.10 with jurisdiction over environment and
35.11 natural resources policy and finance. This
35.12 appropriation is available until June 30, 2018.

35.13 (b) \$9,705,000 the first year and \$10,756,000
35.14 the second year are for grants to protect and
35.15 restore surface water and drinking water; to
35.16 keep water on the land; to protect, enhance,
35.17 and restore water quality in lakes, rivers,
35.18 and streams; and to protect groundwater
35.19 and drinking water, including feedlot water
35.20 quality and subsurface sewage treatment
35.21 system (SSTS) projects and stream bank,
35.22 stream channel, shoreline restoration,
35.23 and ravine stabilization projects. The
35.24 projects must use practices demonstrated
35.25 to be effective, be of long-lasting public
35.26 benefit, include a match, and be consistent
35.27 with total maximum daily load (TMDL)
35.28 implementation plans or local water
35.29 management plans or their equivalents.

35.30 (c) \$3,500,000 the first year and \$4,500,000
35.31 the second year are for targeted local
35.32 resource protection and enhancement grants
35.33 for projects and practices that supplement or
35.34 exceed current state standards for protection,
35.35 enhancement, and restoration of water
35.36 quality in lakes, rivers, and streams or that

36.1 protect groundwater from degradation,
36.2 including compliance.

36.3 (d) \$950,000 the first year and \$950,000 the
36.4 second year are to provide state oversight
36.5 and accountability, evaluate results, and
36.6 measure the value of conservation program
36.7 implementation by local governments,
36.8 including submission to the legislature
36.9 by March 1 each year an annual report
36.10 prepared by the board, in consultation with
36.11 the commissioners of natural resources,
36.12 health, agriculture, and the Pollution Control
36.13 Agency, detailing the recipients, projects
36.14 funded under this section, and the amount of
36.15 pollution reduced.

36.16 (e) \$1,700,000 the first year and \$1,700,000
36.17 the second year are for grants to local units
36.18 of government to ensure compliance with
36.19 Minnesota Statutes, chapter 103E, and
36.20 sections 103F.401 to 103F.455, including
36.21 enforcement efforts. Of this amount,
36.22 \$235,000 the first year is to update the
36.23 Minnesota Public Drainage Manual and the
36.24 Minnesota Public Drainage Law Overview
36.25 for Decision Makers and to provide outreach
36.26 to users.

36.27 (f) \$6,500,000 the first year and \$6,500,000
36.28 the second year are to purchase and restore
36.29 permanent conservation easements on
36.30 riparian buffers adjacent to lakes, rivers,
36.31 streams, and tributaries, to keep water on the
36.32 land in order to decrease sediment, pollutant,
36.33 and nutrient transport; reduce hydrologic
36.34 impacts to surface waters; and increase
36.35 infiltration for groundwater recharge. This

37.1 appropriation may be used for restoration
37.2 of riparian buffers protected by easements
37.3 purchased with this appropriation and for
37.4 stream bank restorations when the riparian
37.5 buffers have been restored.

37.6 (g) \$1,300,000 the first year and \$1,300,000
37.7 the second year are for permanent
37.8 conservation easements on wellhead
37.9 protection areas under Minnesota Statutes,
37.10 section 103F.515, subdivision 2, paragraph
37.11 (d). Priority must be placed on land that
37.12 is located where the vulnerability of the
37.13 drinking water supply is designated as high
37.14 or very high by the commissioner of health.

37.15 (h) \$1,500,000 the first year and \$1,500,000
37.16 the second year are for community partners
37.17 grants to local units of government for:
37.18 (1) structural or vegetative management
37.19 practices that reduce storm water runoff
37.20 from developed or disturbed lands to reduce
37.21 the movement of sediment, nutrients, and
37.22 pollutants for restoration, protection, or
37.23 enhancement of water quality in lakes, rivers,
37.24 and streams and to protect groundwater
37.25 and drinking water; and (2) installation
37.26 of proven and effective water retention
37.27 practices including, but not limited to, rain
37.28 gardens and other vegetated infiltration
37.29 basins and sediment control basins in order
37.30 to keep water on the land. The projects
37.31 must be of long-lasting public benefit,
37.32 include a local match, and be consistent
37.33 with TMDL implementation plans or local
37.34 water management plans or their equivalents.
37.35 Local government unit costs may be used as
37.36 a match.

38.1 (i) \$84,000 the first year and \$84,000 the
38.2 second year are for a technical evaluation
38.3 panel to conduct ten restoration evaluations
38.4 under Minnesota Statutes, section 114D.50,
38.5 subdivision 6.

38.6 (j) \$450,000 the first year and \$450,000 the
38.7 second year are for assistance and grants to
38.8 local governments to transition local water
38.9 management plans to a watershed approach
38.10 as provided for in Minnesota Statutes,
38.11 chapters 103B, 103C, 103D, and 114D.

38.12 (k) The board shall contract for services
38.13 with Conservation Corps Minnesota for
38.14 restoration, maintenance, and other activities
38.15 under this section for up to \$500,000 the first
38.16 year and up to \$500,000 the second year.

38.17 (l) The board may shift grant or cost-share
38.18 funds in this section and may adjust the
38.19 technical and administrative assistance
38.20 portion of the funds to leverage federal or
38.21 other nonstate funds or to address oversight
38.22 responsibilities or high-priority needs
38.23 identified in local water management plans.

38.24 (m) The board shall require grantees to
38.25 specify the outcomes that will be achieved
38.26 by the grants prior to any grant awards.

38.27 (n) The appropriations in this section are
38.28 available until June 30, 2018. Returned grant
38.29 funds are available until expended and shall
38.30 be regranted consistent with the purposes of
38.31 this section.

38.32 Sec. 8. DEPARTMENT OF HEALTH \$ 4,635,000 \$ 4,635,000

- 39.1 (a) \$1,150,000 the first year and \$1,150,000
39.2 the second year are for addressing public
39.3 health concerns related to contaminants
39.4 found in Minnesota drinking water for
39.5 which no health-based drinking water
39.6 standards exist, including accelerating the
39.7 development of health risk limits, including
39.8 triclosan, and improving the capacity of
39.9 the department's laboratory to analyze
39.10 unregulated contaminants.
- 39.11 (b) \$1,615,000 the first year and \$1,615,000
39.12 the second year are for protection of drinking
39.13 water sources.
- 39.14 (c) \$250,000 the first year and \$250,000 the
39.15 second year are for cost-share assistance to
39.16 public and private well owners for up to 50
39.17 percent of the cost of sealing unused wells.
- 39.18 (d) \$390,000 the first year and \$390,000 the
39.19 second year are to update and expand the
39.20 county well index, in cooperation with the
39.21 commissioner of natural resources.
- 39.22 (e) \$325,000 the first year and \$325,000 the
39.23 second year are for studying the occurrence
39.24 and magnitude of contaminants in private
39.25 wells and developing guidance to ensure
39.26 that new well placement minimizes the
39.27 potential for risks, in cooperation with the
39.28 commissioner of agriculture.
- 39.29 (f) \$105,000 the first year and \$105,000 the
39.30 second year are for monitoring recreational
39.31 beaches on Lake Superior for pollutants that
39.32 may pose a public health risk and mitigating
39.33 sources of bacterial contamination that are
39.34 identified.

40.1 (g) \$800,000 the first year and \$800,000
40.2 the second year are for the development
40.3 and implementation of a groundwater
40.4 virus monitoring plan, including an
40.5 epidemiological study to determine the
40.6 association between groundwater virus
40.7 concentration and community illness rates.
40.8 This appropriation is available until June 30,
40.9 2017.

40.10 (h) Unless otherwise specified, the
40.11 appropriations in this section are available
40.12 until June 30, 2016.

40.13 **Sec. 9. METROPOLITAN COUNCIL \$ 2,037,000 \$ 1,500,000**

40.14 (a) \$500,000 the first year and \$500,000 the
40.15 second year are for grants or loans for local
40.16 inflow and infiltration reduction programs
40.17 addressing high priority areas in the
40.18 metropolitan area, as defined in Minnesota
40.19 Statutes, section 473.121, subdivision 2. This
40.20 appropriation is available until expended.

40.21 (b) \$537,000 the first year is for an agreement
40.22 with the United States Geological Survey to
40.23 investigate groundwater and surface water
40.24 interaction in and around White Bear Lake
40.25 and surrounding northeast metropolitan
40.26 lakes, including seepage rate determinations,
40.27 water quality of groundwater and surface
40.28 water, isotope analyses, lake level analyses,
40.29 water balance determination, and creation
40.30 of a calibrated groundwater flow model,
40.31 including a comparison of water levels with
40.32 lakes bordering the study area. The council
40.33 shall use the results to prepare guidance for
40.34 other areas to use in addressing groundwater

41.1 and surface water interaction issues. This is
 41.2 a onetime appropriation and is available until
 41.3 June 30, 2016.

41.4 (c) \$1,000,000 the first year and \$1,000,000
 41.5 the second year are for metropolitan regional
 41.6 groundwater planning to achieve water
 41.7 supply reliability and sustainability, including
 41.8 determination of a sustainable regional
 41.9 balance of surface water and groundwater, a
 41.10 feasibility assessment of potential solutions
 41.11 to rebalance regional water use and identify
 41.12 potential solutions to address emerging
 41.13 subregional water supply issues such as the
 41.14 northeast metro, and development of an
 41.15 implementation plan that addresses regional
 41.16 targets and timelines and defines short- and
 41.17 medium-term milestones for achieving the
 41.18 desirable surface water and groundwater
 41.19 regional balance. By January 15, 2014, the
 41.20 commissioner shall submit an interim report
 41.21 on the expenditure of this appropriation to
 41.22 the chairs and ranking minority members
 41.23 of the house of representatives and senate
 41.24 committees and divisions with jurisdiction
 41.25 over environment and natural resources
 41.26 finance and policy and the clean water fund.

41.27 **Sec. 10. UNIVERSITY OF MINNESOTA \$ 615,000 \$ 615,000**

41.28 \$615,000 the first year and \$615,000 the
 41.29 second year are for developing county
 41.30 geologic atlases. This appropriation is
 41.31 available until June 30, 2018.

41.32 **Sec. 11. LEGISLATURE \$ 15,000 \$ 15,000**

41.33 \$15,000 the first year and \$15,000 the second
 41.34 year are for the Legislative Coordinating

42.1 Commission for the Web site required
42.2 in Minnesota Statutes, section 3.303,
42.3 subdivision 10, including detailed mapping.

42.4 Sec. 12. Minnesota Statutes 2012, section 114D.15, is amended by adding a
42.5 subdivision to read:

42.6 Subd. 13. **Watershed restoration and protection strategy or WRAPS.** "Watershed
42.7 restoration and protection strategy" or "WRAPS" means a document summarizing
42.8 scientific studies of a major watershed no larger than a hydrologic unit code 8 including
42.9 the physical, chemical, and biological assessment of the water quality of the watershed;
42.10 identification of impairments and water bodies in need of protection; identification of
42.11 biotic stressors and sources of pollution, both point and nonpoint; TMDL's for the
42.12 impairments; and an implementation table containing strategies and actions designed to
42.13 achieve and maintain water quality standards and goals.

42.14 Sec. 13. [114D.26] **WATERSHED RESTORATION AND PROTECTION**
42.15 **STRATEGIES.**

42.16 Subdivision 1. **Contents.** The Pollution Control Agency shall develop watershed
42.17 restoration and protection strategies. To ensure effectiveness and accountability in meeting
42.18 the goals of this chapter, each WRAPS shall:

42.19 (1) identify impaired waters and waters in need of protection;

42.20 (2) identify biotic stressors causing impairments or threats to water quality;

42.21 (3) summarize watershed modeling outputs and resulting pollution load allocations,
42.22 wasteload allocations, and priority areas for targeting actions to improve water quality;

42.23 (4) identify point sources of pollution for which a national pollutant discharge
42.24 elimination system permit is required under section 115.03;

42.25 (5) identify nonpoint sources of pollution for which a national pollutant discharge
42.26 elimination system permit is not required under section 115.03, with sufficient specificity
42.27 to prioritize and geographically locate watershed restoration and protection actions;

42.28 (6) describe the current pollution loading and load reduction needed for each source
42.29 or source category to meet water quality standards and goals, including wasteload and
42.30 load allocations from TMDL's;

42.31 (7) contain a plan for ongoing water quality monitoring to fill data gaps, determine
42.32 changing conditions, and gauge implementation effectiveness; and

43.1 (8) contain an implementation table of strategies and actions that are capable of
43.2 cumulatively achieving needed pollution load reductions for point and nonpoint sources,
43.3 including:

43.4 (i) water quality parameters of concern;

43.5 (ii) current water quality conditions;

43.6 (iii) water quality goals and targets by parameter of concern;

43.7 (iv) strategies and actions by parameter of concern and the scale of adoptions needed
43.8 for each;

43.9 (v) a timeline for achievement of water quality targets;

43.10 (vi) the governmental units with primary responsibility for implementing each
43.11 watershed restoration or protection strategy; and

43.12 (vii) a timeline and interim milestones for achievement of watershed restoration or
43.13 protection implementation actions within ten years of strategy adoption.

43.14 Subd. 2. **Reporting.** Beginning July 1, 2016, and every other year thereafter, the
43.15 Pollution Control Agency must report on its Web site the progress toward implementation
43.16 milestones and water quality goals for all adopted TMDL's and, where available, WRAPS's.

43.17 Subd. 3. **Timelines; administration.** Each year, the Pollution Control Agency must
43.18 complete WRAPS's for at least ten percent of the state's major watersheds. WRAPS shall
43.19 be governed by the procedures for approval and notice in section 114D.25, subdivisions
43.20 2 and 4, except that WRAPS need not be submitted to the United States Environmental
43.21 Protection Agency.

43.22 Sec. 14. Minnesota Statutes 2012, section 114D.50, is amended by adding a
43.23 subdivision to read:

43.24 Subd. 3a. **Nonpoint priority funding plan.** (a) Beginning July 1, 2014, and every
43.25 other year thereafter, the Board of Water and Soil Resources shall prepare and post on its
43.26 Web site a priority funding plan to prioritize potential nonpoint restoration and protection
43.27 actions based on available WRAPS's, TMDL's, and local water plans. The plan must take
43.28 into account the following factors: water quality outcomes, cost-effectiveness, landowner
43.29 financial need, and leverage of nonstate funding sources. The plan shall include an
43.30 estimated range of costs for the prioritized actions.

43.31 (b) Consistent with the priorities listed in section 114D.20, state agencies allocating
43.32 money from the clean water fund for nonpoint restoration and protection strategies shall
43.33 target the money according to the priorities identified on the nonpoint priority funding
43.34 plan. The allocation of money from the clean water fund to projects eligible for financial
43.35 assistance under section 116.182 is not governed by the nonpoint priority funding plan.

44.1 Sec. 15. Minnesota Statutes 2012, section 114D.50, is amended by adding a
44.2 subdivision to read:

44.3 Subd. 4a. **Riparian buffer payments; reporting.** When clean water funds are used
44.4 to purchase riparian buffer easements, payments for the first 50 feet of riparian buffer that
44.5 are noncompliant with Minnesota Rules, part 6120.3300, may not exceed noncropped
44.6 rates as established under section 103F.515. The Board of Water and Soil Resources must
44.7 include in its biennial report on clean water fund appropriations the funding spent on
44.8 easements for riparian buffers that are not compliant with Minnesota Rules, part 6120.3300.

44.9 Sec. 16. Minnesota Statutes 2012, section 114D.50, subdivision 6, is amended to read:

44.10 Subd. 6. **Restoration evaluations.** The Board of Water and Soil Resources may
44.11 convene a technical evaluation panel comprised of five members, including one technical
44.12 representative from the Board of Water and Soil Resources, one technical representative
44.13 from the Department of Natural Resources, one technical expert from the University of
44.14 Minnesota or the Minnesota State Colleges and Universities, and two representatives
44.15 with expertise related to the project being evaluated. The board may add a technical
44.16 representative from a unit of federal or local government. The members of the technical
44.17 evaluation panel may not be associated with the restoration, may vary depending upon the
44.18 projects being reviewed, and shall avoid any potential conflicts of interest. Each year, the
44.19 board may assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects
44.20 completed with clean water funding. The coordinator shall secure the restoration plans for
44.21 the projects specified and direct the technical evaluation panel to evaluate the restorations
44.22 relative to the law, current science, and the stated goals and standards in the restoration
44.23 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation
44.24 establishment and enhancement guidelines. The coordinator shall summarize the findings
44.25 of the panel and provide a report to the chairs of the respective house of representatives
44.26 and senate policy and finance committees with jurisdiction over natural resources and
44.27 spending from the clean water fund. The report shall determine if the restorations are
44.28 meeting planned goals, any problems with the implementation of restorations, and, if
44.29 necessary, recommendations on improving restorations. The report shall be focused on
44.30 improving future restorations. Up to one-tenth of one percent of forecasted receipts from
44.31 the clean water fund may be used for restoration evaluations under this section.

44.32 Sec. 17. **[116.202] COAL TAR SEALANT USE AND SALE PROHIBITED.**

44.33 Subdivision 1. **Definitions.** The following terms have the meanings given.

45.1 (a) "Coal tar sealant product" means a surface applied sealing product containing
45.2 coal tar, coal tar pitch, coal tar pitch volatiles, or any variation assigned the Chemical
45.3 Abstracts Service (CAS) numbers 65996-93-2, 65996-89-6, or 8007-45-2.

45.4 (b) "Commissioner" means the commissioner of the Pollution Control Agency.

45.5 Subd. 2. **Use prohibited.** Except as provided in subdivision 4, a person shall not
45.6 apply coal tar sealant products on asphalt-paved surfaces.

45.7 Subd. 3. **Sale prohibited.** Except as provided in subdivision 4, a person shall
45.8 not sell a coal tar sealant product that is formulated or marketed for application on
45.9 asphalt-paved surfaces.

45.10 Subd. 4. **Exemptions.** The commissioner may exempt a person from this section if
45.11 the commissioner determines that one or both of the following apply:

45.12 (1) the person is researching the effects of a coal tar sealant product on the
45.13 environment; or

45.14 (2) the person is developing an alternative technology and the use of a coal tar
45.15 sealant product is required for research or development.

45.16 A request for exemption must be made to the commissioner in writing including
45.17 an explanation of why the exemption is needed for research, or the development of an
45.18 alternative technology.

45.19 Subd. 5. **Compliance and enforcement.** Local units of government may adopt by
45.20 reference and enforce the provisions of this section. The commissioner may provide
45.21 technical support to local units of government for compliance and enforcement of
45.22 this section. The commissioner may respond to compliance and enforcement cases
45.23 transcending jurisdictional boundaries, cases requiring statewide corrective actions, or
45.24 requests for assistance or referral from local units of government.

45.25 **EFFECTIVE DATE.** This section is effective January 1, 2014.

45.26 Sec. 18. Minnesota Statutes 2012, section 116G.15, subdivision 2, is amended to read:

45.27 Subd. 2. **Administration; duties.** (a) The commissioner of natural resources, after
45.28 consultation with affected local units of government within the Mississippi River corridor
45.29 critical area, may adopt rules under chapter 14 as are necessary for the administration of
45.30 the Mississippi River corridor critical area program. Duties of the Environmental Quality
45.31 Council or the Environmental Quality Board referenced in this chapter, related rules, and
45.32 the governor's Executive Order No. 79-19, published in the State Register on March 12,
45.33 1979, that are related to the Mississippi River corridor critical area shall be the duties of
45.34 the commissioner. All rules adopted by the board pursuant to these duties remain in effect
45.35 and shall be enforced until amended or repealed by the commissioner in accordance with

46.1 law. The commissioner shall work in consultation with the United States Army Corps of
46.2 Engineers, the National Park Service, the Metropolitan Council, other agencies, and local
46.3 units of government to ensure that the Mississippi River corridor critical area is managed
46.4 as a multipurpose resource in a way that:

46.5 (1) conserves the scenic, environmental, recreational, mineral, economic, cultural,
46.6 and historic resources and functions of the river corridor;

46.7 (2) maintains the river channel for transportation by providing and maintaining
46.8 barging and fleeting areas in appropriate locations consistent with the character of the
46.9 Mississippi River and riverfront;

46.10 (3) provides for the continuation ~~and~~ development, and redevelopment of a variety
46.11 of urban uses, including industrial and commercial uses, and recreational and residential
46.12 uses, where appropriate, within the Mississippi River corridor;

46.13 (4) utilizes certain reaches of the river as a source of water supply and as a receiving
46.14 water for properly treated sewage, storm water, and industrial waste effluents; and

46.15 (5) protects and preserves the biological and ecological functions of the corridor.

46.16 (b) The Metropolitan Council shall incorporate the standards developed under
46.17 this section into its planning and shall work with local units of government and the
46.18 commissioner to ensure the standards are being adopted and implemented appropriately.

46.19 (c) The rules must be consistent with residential nonconformity provisions under
46.20 sections 394.36 and 462.357.

46.21 Sec. 19. Minnesota Statutes 2012, section 116G.15, subdivision 3, is amended to read:

46.22 Subd. 3. **Districts.** The commissioner shall establish, by rule, districts within
46.23 the Mississippi River corridor critical area. The commissioner must seek to determine
46.24 an appropriate number of districts within any one municipality and take into account
46.25 municipal plans and policies, and existing ordinances and conditions. The commissioner
46.26 shall consider the following when establishing the districts:

46.27 ~~(1) the protection of the major features of the river in existence as of March 12, 1979;~~

46.28 ~~(2)~~ (1) the protection of improvements such as parks, trails, natural areas,
46.29 recreational areas, and interpretive centers;

46.30 ~~(3)~~ (2) the use of the Mississippi River as a source of drinking water;

46.31 ~~(4)~~ (3) the protection of resources identified in the Mississippi National River and
46.32 Recreation Area Comprehensive Management Plan;

46.33 ~~(5)~~ (4) the protection of resources identified in comprehensive plans developed by
46.34 counties, cities, and towns within the Mississippi River corridor critical area;

47.1 ~~(6) the intent of the Mississippi River corridor critical area land use districts from~~
47.2 ~~the governor's Executive Order No. 79-19, published in the State Register on March~~
47.3 ~~12, 1979; and~~

47.4 (5) management of the river corridor consistent with its natural characteristics and
47.5 its existing development, and in consideration of potential new commercial, industrial,
47.6 and residential development; and

47.7 ~~(7)~~ (6) identified scenic, geologic, and ecological resources.

47.8 Sec. 20. Minnesota Statutes 2012, section 116G.15, subdivision 4, is amended to read:

47.9 Subd. 4. **Standards.** (a) The commissioner shall establish, by rule, minimum
47.10 guidelines and standards for the districts established in subdivision 3. The guidelines and
47.11 standards for each district shall include the intent of each district and key resources and
47.12 features to be protected or enhanced based upon paragraph (b). The commissioner must
47.13 take into account municipal plans and policies, and existing ordinances and conditions
47.14 when developing the guidelines in this section. The commissioner may provide certain
47.15 exceptions and criteria for standards, including, but not limited to, exceptions for river
47.16 access facilities, water supply facilities, storm water facilities, and wastewater treatment
47.17 facilities, and hydropower facilities.

47.18 (b) The guidelines and standards must protect or enhance the following key
47.19 resources and features:

47.20 (1) floodplains;

47.21 (2) wetlands;

47.22 (3) gorges;

47.23 (4) areas of confluence with key tributaries;

47.24 (5) natural drainage routes;

47.25 (6) shorelines and riverbanks;

47.26 (7) bluffs;

47.27 (8) steep slopes and very steep slopes;

47.28 (9) unstable soils and bedrock;

47.29 (10) significant existing vegetative stands, tree canopies, and native plant
47.30 communities;

47.31 (11) scenic views and vistas;

47.32 (12) publicly owned parks, trails, and open spaces;

47.33 (13) cultural and historic sites and structures; and

47.34 (14) water quality; and

47.35 (15) commercial, industrial, and residential resources.

48.1 (e) ~~The commissioner shall establish a map to define bluffs and bluff-related features~~
48.2 ~~within the Mississippi River corridor critical area. At the outset of the rulemaking process,~~
48.3 ~~the commissioner shall create a preliminary map of all the bluffs and bluff lines within~~
48.4 ~~the Mississippi River corridor critical area, based on the guidelines in paragraph (d). The~~
48.5 ~~rulemaking process shall provide an opportunity to refine the preliminary bluff map. The~~
48.6 ~~commissioner may add to or remove areas of demonstrably unique or atypical conditions~~
48.7 ~~that warrant special protection or exemption. At the end of the rulemaking process, the~~
48.8 ~~commissioner shall adopt a final bluff map that contains associated features, including~~
48.9 ~~bluff lines, bases of bluffs, steep slopes, and very steep slopes.~~

48.10 (d) ~~The following guidelines shall be used by the commissioner to create a~~
48.11 ~~preliminary bluff map as part of the rulemaking process:~~

48.12 (1) ~~"bluff face" or "bluff" means the area between the bluff line and the bluff base. A~~
48.13 ~~high, steep, natural topographic feature such as a broad hill, cliff, or embankment with~~
48.14 ~~a slope of 18 percent or greater and a vertical rise of at least ten feet between the bluff~~
48.15 ~~base and the bluff line;~~

48.16 (2) ~~"bluff line" means a line delineating the top of a slope connecting the points~~
48.17 ~~at which the slope becomes less than 18 percent. More than one bluff line may be~~
48.18 ~~encountered proceeding upslope from the river valley;~~

48.19 (3) ~~"base of the bluff" means a line delineating the bottom of a slope connecting~~
48.20 ~~the points at which the slope becomes 18 percent or greater. More than one bluff base~~
48.21 ~~may be encountered proceeding landward from the water;~~

48.22 (4) ~~"steep slopes" means 12 percent to 18 percent slopes. Steep slopes are natural~~
48.23 ~~topographic features with an average slope of 12 to 18 percent measured over a horizontal~~
48.24 ~~distance of 50 feet or more; and~~

48.25 (5) ~~"very steep slopes" means slopes 18 percent or greater. Very steep slopes are~~
48.26 ~~natural topographic features with an average slope of 18 percent or greater, measured over~~
48.27 ~~a horizontal distance of 50 feet or more.~~

48.28 Sec. 21. Minnesota Statutes 2012, section 116G.15, subdivision 7, is amended to read:

48.29 Subd. 7. **Rules.** The commissioner shall adopt rules to ensure compliance with this
48.30 section. By January 15, 2010, the commissioner shall begin the rulemaking required by
48.31 this section under chapter 14. Notwithstanding sections 14.125 and 14.128, the authority
48.32 to adopt these rules does not expire.

48.33 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

48.34 Sec. 22. **MISSISSIPPI RIVER CORRIDOR CRITICAL AREA REPORT.**

49.1 By January 15, 2014, the commissioner of natural resources shall submit a report
49.2 to the chairs and ranking minority members of the senate and house of representatives
49.3 committees and divisions with jurisdiction over natural resources finance and policy
49.4 and the clean water fund on the status of the rulemaking authorized under Minnesota
49.5 Statutes, section 116G.15.

49.6 Sec. 23. **REPEALER.**

49.7 Minnesota Statutes 2012, section 116.201, is repealed.

49.8 **EFFECTIVE DATE.** This section is effective January 1, 2014.

49.9 **ARTICLE 3**

49.10 **PARKS AND TRAILS FUND**

49.11 Section 1. **PARKS AND TRAILS FUND APPROPRIATIONS.**

49.12 The sums shown in the columns marked "Appropriations" are appropriated to the
49.13 agencies and for the purposes specified in this article. The appropriations are from the
49.14 parks and trails fund and are available for the fiscal years indicated for each purpose. The
49.15 figures "2014" and "2015" used in this article mean that the appropriations listed under
49.16 them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively.
49.17 "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium"
49.18 is fiscal years 2014 and 2015. All appropriations in this article are onetime.

49.19	<u>APPROPRIATIONS</u>	
49.20	<u>Available for the Year</u>	
49.21	<u>Ending June 30</u>	
49.22	<u>2014</u>	<u>2015</u>

49.23 Sec. 2. **PARKS AND TRAILS**

49.24	<u>Subdivision 1. Total Appropriation</u>	\$	<u>42,509,000</u>	\$	<u>42,596,000</u>
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49.25 The amounts that may be spent for each
49.26 purpose are specified in the following
49.27 sections.

49.28 **Subd. 2. Availability of Appropriation**

49.29 Money appropriated in this article may
49.30 not be spent on activities unless they are
49.31 directly related to and necessary for a
49.32 specific appropriation. Money appropriated

50.1 in this article must be spent in accordance
 50.2 with Minnesota Management and Budget's
 50.3 Guidance to Agencies on Legacy Fund
 50.4 Expenditure. Notwithstanding Minnesota
 50.5 Statutes, section 16A.28, and unless
 50.6 otherwise specified in this article, fiscal year
 50.7 2014 appropriations are available until June
 50.8 30, 2016, and fiscal year 2015 appropriations
 50.9 are available until June 30, 2017. If a project
 50.10 receives federal funds, the time period of
 50.11 the appropriation is extended to equal the
 50.12 availability of federal funding.

50.13 **Sec. 3. DEPARTMENT OF NATURAL**
 50.14 **RESOURCES**

\$ 25,431,000 \$ 25,637,000

50.15 (a) \$16,821,000 the first year and
 50.16 \$16,953,000 the second year are for state
 50.17 parks, recreation areas, and trails to:

50.18 (1) connect people to the outdoors;

50.19 (2) acquire land and create opportunities;

50.20 (3) maintain existing holdings; and

50.21 (4) improve cooperation by coordinating
 50.22 with partners to implement the 25-year
 50.23 long-range parks and trails legacy plan.

50.24 (b) \$3,533,000 the first year and \$4,078,000
 50.25 the second year are for grants under
 50.26 Minnesota Statutes, section 85.535, to
 50.27 acquire, develop, improve, and restore
 50.28 parks and trails of regional or statewide
 50.29 significance outside of the metropolitan area,
 50.30 as defined in Minnesota Statutes, section
 50.31 473.121, subdivision 2. Up to four percent
 50.32 of the total appropriation may be used for
 50.33 administering the grants.

51.1 (c) \$4,877,000 the first year and \$4,399,000
51.2 the second year are for grants for parks and
51.3 trails of regional or statewide significance
51.4 outside of the metropolitan area. Of this
51.5 amount:

51.6 (1) \$1,338,000 is for development of
51.7 the Swedish Immigrant Trail, including
51.8 amenities in Taylors Falls connecting the
51.9 trail to Interstate State Park;

51.10 (2) \$75,000 is for rehabilitation of Sunrise
51.11 Prairie Trail;

51.12 (3) \$500,000 is for construction of the Lowell
51.13 to Lakewalk Trail in Duluth;

51.14 (4) \$1,250,000 is for the Mesabi Trail. Of
51.15 this amount, \$260,000 is for trail connections
51.16 to connect Grand Rapids, LaPrairie, and
51.17 Coleraine with the Mesabi Trail;

51.18 (5) \$920,000 is for extensions and
51.19 connections to the Rocori Trail;

51.20 (6) \$1,000,000 is for extensions and
51.21 connections to the Lake Wobegon Trail;

51.22 (7) \$100,000 is for the Beaver Bay Trail,
51.23 including trailhead amenities;

51.24 (8) \$184,000 is for trail connections and
51.25 camping facilities in Aitkin County for
51.26 the Mississippi River parks and water trail
51.27 project;

51.28 (9) \$1,000,000 is for trail enhancement, land
51.29 acquisition, and other improvements at Sauk
51.30 River Regional Park;

51.31 (10) \$1,000,000 is for restoration of parks
51.32 and trails in the Duluth area impacted by the
51.33 flood of 2012;

- 52.1 (11) \$75,000 is for planning and design
52.2 of trail connections between the cities of
52.3 Hermantown and Proctor and the Munger
52.4 State Trail;
- 52.5 (12) \$530,000 is for trail improvements on
52.6 the Duluth Cross City West Trail and the
52.7 Superior Hiking Trail near the intersection of
52.8 County State-Aid Highway 91 and Haines
52.9 Road in St. Louis County;
- 52.10 (13) \$750,000 is for park improvements in
52.11 Paul Bunyan Park and Library Park in the
52.12 city of Bemidji;
- 52.13 (14) \$275,000 is for park improvements at
52.14 M.B. Johnson Park in the city of Moorhead;
52.15 and
- 52.16 (15) \$279,000 is for park improvements at
52.17 the Milford Mine Memorial Park in Crow
52.18 Wing County.
- 52.19 (d) \$200,000 the first year and \$207,000 the
52.20 second year are for enhanced, integrated,
52.21 and accessible Web-based information for
52.22 park and trail users; joint marketing and
52.23 promotional efforts for all parks and trails
52.24 of regional or statewide significance; and
52.25 support of activities of a parks and trails
52.26 legacy advisory committee. Of this amount,
52.27 \$100,000 the first year and \$103,000 the
52.28 second year are for Greater Minnesota Parks
52.29 and Trails Commission capacity building.
- 52.30 (e) The commissioner shall contract for
52.31 services with Conservation Corps Minnesota
52.32 for restoration, maintenance, and other
52.33 activities under this section for at least

53.1 \$1,000,000 the first year and \$1,000,000 the
53.2 second year.

53.3 (f) A recipient of a grant awarded under
53.4 this section must give consideration to
53.5 Conservation Corps Minnesota for possible
53.6 use of the corps' services to contract for
53.7 restoration and enhancement services.

53.8 (g) For projects with the potential to
53.9 need historic preservation services, the
53.10 commissioner or a recipient of a grant
53.11 awarded under this section must give
53.12 consideration to the Northern Bedrock
53.13 Conservation Corps for possible use of the
53.14 corps' services.

53.15 (h) By January 15, 2015, the commissioner
53.16 shall submit a list of projects, ranked in
53.17 priority order, that contains the Department
53.18 of Natural Resources' recommendations for
53.19 funding from the parks and trails fund for
53.20 the 2016-2017 biennium to the chairs and
53.21 ranking minority members of the senate
53.22 and house of representatives committees
53.23 and divisions with jurisdiction over the
53.24 environment and natural resources and the
53.25 parks and trails fund.

53.26 **Sec. 4. METROPOLITAN COUNCIL \$ 16,821,000 \$ 16,953,000**

53.27 (a) \$16,821,000 the first year and \$16,953,000
53.28 the second year are for parks and trails of
53.29 regional or statewide significance in the
53.30 metropolitan area, distributed according to
53.31 paragraphs (b) to (1). Any funds remaining
53.32 after completion of the listed project may be
53.33 spent on projects to support parks and trails
53.34 by the implementing agency.

- 54.1 (b) \$1,443,000 the first year and \$1,455,000
54.2 the second year are for grants to Anoka
54.3 County for:
- 54.4 (1) a trail connection for Bunker Hills
54.5 Regional Park from Avocet Street;
- 54.6 (2) restoration, including erosion repair,
54.7 along Pleasure Creek and the Mississippi
54.8 River Regional Trail at the Coon Rapids
54.9 Dam Regional Park;
- 54.10 (3) a new playground and surfacing at Lake
54.11 George Regional Park;
- 54.12 (4) land acquisition for the Rice Creek Chain
54.13 of Lakes Park Reserve;
- 54.14 (5) improvements at the Rice Creek Chain of
54.15 Lakes Park Reserve, including maintenance
54.16 shop rehabilitation, road and parking
54.17 construction, fencing, beach improvements,
54.18 and roof repairs;
- 54.19 (6) trail reconstruction under East River
54.20 Road on the Rice Creek West Regional Trail;
- 54.21 (7) contracts with Conservation Corps
54.22 Minnesota;
- 54.23 (8) a volunteer or resource coordinator
54.24 position;
- 54.25 (9) a landscape designer or architect;
- 54.26 (10) design, engineering, and construction of
54.27 the Central Anoka County Regional Trail;
- 54.28 (11) road rehabilitation at Lake George
54.29 Regional Park;
- 54.30 (12) reconstruction of a retaining wall on the
54.31 Mississippi River Regional Trail;

- 55.1 (13) a trail connection on the Mississippi
55.2 River Regional Trail to connect Mississippi
55.3 West Regional Park to the city of Ramsey;
- 55.4 (14) improvements of the Heritage
55.5 Laboratory/Day Camp at the Rice Creek
55.6 Chain of Lakes Park Reserve; and
- 55.7 (15) trail reconstruction on the Rice Creek
55.8 North Regional Trail from Lexington Avenue
55.9 to Golden Lake Elementary School.
- 55.10 (c) \$289,000 the first year and \$292,000
55.11 the second year are for grants to the city of
55.12 Bloomington to reconstruct parking lots at the
55.13 Hyland-Bush-Anderson Lakes Park Reserve.
- 55.14 (d) \$294,000 the first year and \$297,000 the
55.15 second year are for grants to Carver County
55.16 to connect the Minnesota River Bluffs
55.17 Regional Trail and Southwest Regional Trail
55.18 and for trail and bridge construction on the
55.19 Minnesota River Bluff Regional Trail.
- 55.20 (e) \$1,174,000 the first year and \$1,183,000
55.21 the second year are for grants to Dakota
55.22 County for:
- 55.23 (1) engineering to extend the Mississippi
55.24 River Regional Trail and Big Rivers Regional
55.25 Trails, including extensions to St. Paul, and
55.26 to provide a connection to Lilydale Regional
55.27 Trail;
- 55.28 (2) a trail connection for the Mississippi
55.29 River Regional Trail to connect St. Paul and
55.30 to construct a bridge over railroad tracks;
- 55.31 (3) engineering and construction of regional
55.32 trail segments throughout the county;

- 56.1 (4) engineering and construction of a bridge
56.2 and trails through the Minnesota Zoological
56.3 Garden on the North Creek Regional
56.4 Greenway; and
- 56.5 (5) resource management of the county's
56.6 parks and trails system.
- 56.7 (f) \$3,221,000 the first year and \$3,246,000
56.8 the second are for grants to the Minneapolis
56.9 Park and Recreation Board for:
- 56.10 (1) design and construction of trail loops,
56.11 river access areas, landscapes, and storm
56.12 water management improvements at Above
56.13 the Falls Regional Park;
- 56.14 (2) land acquisition at Above the Falls
56.15 Regional Park;
- 56.16 (3) a master plan and trail design for Central
56.17 Mississippi Riverfront Regional Park;
- 56.18 (4) planning and design for the Central
56.19 Riverfront including the water works and the
56.20 Mississippi Whitewater Park sites;
- 56.21 (5) trail, path, and shoreline improvements
56.22 and play area rehabilitation at
56.23 Nokomis-Hiawatha Regional Park;
- 56.24 (6) trail, shoreline, water access,
56.25 picnic, sailboat facility, and concession
56.26 improvements at Minneapolis Chain of
56.27 Lakes Regional Park;
- 56.28 (7) a bird sanctuary, trail stabilization, habitat
56.29 restoration, accessibility improvements, and
56.30 construction of new entrances at Minneapolis
56.31 Chain of Lakes Regional Park;

- 57.1 (8) a trail connection for the Minnehaha
57.2 Parkway Regional Trail below Lyndale
57.3 Avenue; and
- 57.4 (9) trail work at Theodore Wirth Regional
57.5 Park.
- 57.6 (g) \$1,299,000 the first year and \$1,309,000
57.7 the second year are for grants to Ramsey
57.8 County for:
- 57.9 (1) wayfinding for cross-country ski trails
57.10 at Battle Creek Regional Park, Tamarack
57.11 Nature Center, and Grass-Vadnais-Snail
57.12 Lakes Regional Park;
- 57.13 (2) contracts with Conservation Corps
57.14 Minnesota;
- 57.15 (3) design and construction of an early
57.16 learning center at Tamarack Nature Center
57.17 and pedestrian connections, landscape
57.18 restoration, signage, and other site amenities
57.19 at Bald Eagle-Otter Lakes Regional Park;
- 57.20 (4) improvements to Tamarack Nature
57.21 Center;
- 57.22 (5) building and supporting a volunteer corps
57.23 for Tamarack Nature Center and Discovery
57.24 Hollow;
- 57.25 (6) trail development to connect Tamarack
57.26 Nature Center to the Otter Lake boat launch;
- 57.27 (7) a trail on Vadnais Lake, storm water
57.28 management improvements, and site
57.29 amenities at Grass-Vadnais-Snail Lakes
57.30 Regional Park;
- 57.31 (8) trail development and connection, storm
57.32 water management improvements, and site

- 58.1 amenities at Rice Creek North Regional
58.2 Trail; and
58.3 (9) the Bruce Vento Regional Trail.
58.4 (h) \$2,378,000 the first year and \$2,397,000
58.5 the second year are for grants to the city of
58.6 Saint Paul for:
58.7 (1) an education coordinator;
58.8 (2) a volunteer coordinator;
58.9 (3) Como Regional Park shuttle operation;
58.10 (4) a trail connection to connect Harriet
58.11 Island to the Mississippi Regional Trail;
58.12 (5) Estabrook Road reconstruction and
58.13 lighting upgrades at Como Regional Park;
58.14 and
58.15 (6) a trail connection and railroad bridge
58.16 reconstruction at Lilydale Regional Park.
58.17 (i) \$550,000 the first year and \$554,000 the
58.18 second year are for grants to Scott County for
58.19 construction at Cedar Lake Farm Regional
58.20 Park.
58.21 (j) \$3,669,000 the first year and \$3,697,000
58.22 the second year are for grants to Three Rivers
58.23 Park District for:
58.24 (1) a trail connection to connect Grand
58.25 Rounds to Nine Mile Creek Trail;
58.26 (2) a trail bridge over County State-Aid
58.27 Highway 19 for the Lake Minnetonka LRT
58.28 Regional Trail;
58.29 (3) trail construction on the Crystal Lake
58.30 Regional Trail;
58.31 (4) trail construction on the Bassett Creek
58.32 Regional Trail;

- 59.1 (5) trail construction on the Twin Lakes
59.2 Regional Trail; and
- 59.3 (6) trail construction on the Nine Mile Creek
59.4 Regional Trail.
- 59.5 (k) \$821,000 the first year and \$827,000 the
59.6 second year are for grants to Washington
59.7 County for:
- 59.8 (1) parking, buildings, and other
59.9 improvements at the Swim Pond in Lake
59.10 Elmo Park Reserve;
- 59.11 (2) design and construction of the Point
59.12 Douglas Regional Trail, which connects to
59.13 Wisconsin; and
- 59.14 (3) paving improvements to Hardwood Creek
59.15 Regional Trail, which may include new trail
59.16 sections toward Bald Eagle Regional Park.
- 59.17 (l) \$1,682,000 the first year and \$1,695,000
59.18 the second year are for grants to implementing
59.19 agencies for land acquisition within
59.20 Metropolitan Council approved regional
59.21 parks and trails master plan boundaries as
59.22 provided under Minnesota Statutes, section
59.23 85.53, subdivision 3, clause (4).
- 59.24 (m) A recipient of a grant awarded under
59.25 this section must give consideration to
59.26 Conservation Corps Minnesota for possible
59.27 use of corps services to contract for
59.28 restoration and enhancement services.
- 59.29 (n) For projects with the potential to need
59.30 historic preservation services, a recipient
59.31 of a grant awarded under this section must
59.32 give consideration to the Northern Bedrock
59.33 Conservation Corps for possible use of the
59.34 corps' services.

60.1 (o) By January 15, 2015, the council
 60.2 shall submit a list of projects, ranked in
 60.3 priority order, that contains the council's
 60.4 recommendations for funding from the
 60.5 parks and trails fund for the 2016 and
 60.6 2017 biennium to the chairs and ranking
 60.7 minority members of the senate and house
 60.8 of representatives committees and divisions
 60.9 with jurisdiction over the environment and
 60.10 natural resources and the parks and trails
 60.11 fund.

60.12	Sec. 5. <u>LEGISLATURE</u>	<u>\$</u>	<u>7,000</u>	<u>\$</u>	<u>6,000</u>
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60.13 \$7,000 the first year and \$6,000 the second
 60.14 year are for the Legislative Coordinating
 60.15 Commission for the Web site required
 60.16 in Minnesota Statutes, section 3.303,
 60.17 subdivision 10, including detailed mapping.

60.18	Sec. 6. <u>UNIVERSITY OF MINNESOTA</u>	<u>\$</u>	<u>250,000</u>	<u>\$</u>	<u>-0-</u>
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60.19 \$250,000 the first year is for the University of
 60.20 Minnesota Center for Changing Landscapes
 60.21 to update the long-range inventory and
 60.22 framework for an integrated statewide parks
 60.23 and trails network that provides information
 60.24 on the natural resource-based recreational
 60.25 opportunities available throughout the state.
 60.26 The detailed inventory and framework must
 60.27 be updated to include new census data,
 60.28 updated data from the Greater Minnesota
 60.29 Regional Parks and Trails study authorized
 60.30 by the 2011 legislature, updated physical
 60.31 information, the adoption of a user-friendly
 60.32 platform for the information, and the
 60.33 development of a standardized survey tool
 60.34 for use by:

- 61.1 (1) the commissioner of natural resources for
61.2 state parks and trails;
- 61.3 (2) metropolitan area park and trail agencies
61.4 for metropolitan parks and trails; and
- 61.5 (3) park and trail managers outside the
61.6 metropolitan area for parks and trails of
61.7 regional or statewide significance.

61.8 In updating the inventory and framework, the
61.9 Center for Changing Landscapes shall consult
61.10 with the Department of Natural Resources,
61.11 the Office of Explore Minnesota Tourism, the
61.12 Greater Minnesota Regional Parks and Trails
61.13 Commission, the Metropolitan Council, local
61.14 units of government, park and trail groups,
61.15 the public, and other stakeholder groups.

61.16 The Center for Changing Landscapes shall
61.17 submit a report on the updated inventory and
61.18 framework and a summary of the inventory
61.19 to the commissioner of natural resources and
61.20 to the chairs and ranking minority members
61.21 of the senate and house of representatives
61.22 committees and divisions having jurisdiction
61.23 over natural resources policy and finance by
61.24 February 15, 2015.

61.25 Sec. 7. Minnesota Statutes 2012, section 10A.01, subdivision 35, is amended to read:

61.26 Subd. 35. **Public official.** "Public official" means any:

61.27 (1) member of the legislature;

61.28 (2) individual employed by the legislature as secretary of the senate, legislative
61.29 auditor, chief clerk of the house of representatives, revisor of statutes, or researcher,
61.30 legislative analyst, or attorney in the Office of Senate Counsel and Research or House
61.31 Research;

61.32 (3) constitutional officer in the executive branch and the officer's chief administrative
61.33 deputy;

61.34 (4) solicitor general or deputy, assistant, or special assistant attorney general;

- 62.1 (5) commissioner, deputy commissioner, or assistant commissioner of any state
62.2 department or agency as listed in section 15.01 or 15.06, or the state chief information
62.3 officer;
- 62.4 (6) member, chief administrative officer, or deputy chief administrative officer of a
62.5 state board or commission that has either the power to adopt, amend, or repeal rules under
62.6 chapter 14, or the power to adjudicate contested cases or appeals under chapter 14;
- 62.7 (7) individual employed in the executive branch who is authorized to adopt, amend,
62.8 or repeal rules under chapter 14 or adjudicate contested cases under chapter 14;
- 62.9 (8) executive director of the State Board of Investment;
- 62.10 (9) deputy of any official listed in clauses (7) and (8);
- 62.11 (10) judge of the Workers' Compensation Court of Appeals;
- 62.12 (11) administrative law judge or compensation judge in the State Office of
62.13 Administrative Hearings or unemployment law judge in the Department of Employment
62.14 and Economic Development;
- 62.15 (12) member, regional administrator, division director, general counsel, or operations
62.16 manager of the Metropolitan Council;
- 62.17 (13) member or chief administrator of a metropolitan agency;
- 62.18 (14) director of the Division of Alcohol and Gambling Enforcement in the
62.19 Department of Public Safety;
- 62.20 (15) member or executive director of the Higher Education Facilities Authority;
- 62.21 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 62.22 (17) member of the board of directors or executive director of the Minnesota State
62.23 High School League;
- 62.24 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 62.25 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 62.26 (20) manager of a watershed district, or member of a watershed management
62.27 organization as defined under section 103B.205, subdivision 13;
- 62.28 (21) supervisor of a soil and water conservation district;
- 62.29 (22) director of Explore Minnesota Tourism;
- 62.30 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established
62.31 in section 97A.056;
- 62.32 (24) citizen member of the Clean Water Council established in section 114D.30; ~~or~~
- 62.33 (25) member or chief executive of the Minnesota Sports Facilities Authority
62.34 established in section 473J.07; or
- 62.35 (26) member of the Greater Minnesota Regional Parks and Trails Commission.

63.1 Sec. 8. **[85.536] GREATER MINNESOTA REGIONAL PARKS AND TRAILS**
63.2 **COMMISSION.**

63.3 Subdivision 1. **Establishment; purpose.** The Greater Minnesota Regional Parks and
63.4 Trails Commission is created to undertake system planning and provide recommendations
63.5 to the legislature for grants funded by the parks and trails fund to counties and cities
63.6 outside of the seven-county metropolitan area for parks and trails of regional significance.

63.7 Subd. 2. **Commission.** The commission shall include 13 members appointed by the
63.8 governor with two members from each of the regional parks and trails districts determined
63.9 under subdivision 5 and one member at large. Membership terms, compensation, and
63.10 removal of members and filling of vacancies are as provided in section 15.0575.

63.11 Subd. 3. **First appointments.** The governor shall make the first appointment by
63.12 June 15, 2013. The governor shall designate six of the first appointees to terms ending on
63.13 the first Monday in January 2015, and the remainder of the first appointees shall serve
63.14 terms ending the first Monday in January 2016.

63.15 Subd. 4. **First meeting.** The governor or the governor's designee shall convene
63.16 the first meeting of the commission by July 15, 2013, and shall act as chair until the
63.17 commission elects a chair. The commission shall elect a chair at its first meeting.

63.18 Subd. 5. **Districts; plans and hearings.** (a) The commissioner of natural resources,
63.19 in consultation with the Greater Minnesota Regional Parks and Trails Coalition, shall
63.20 establish six regional parks and trails districts in the state encompassing the area outside
63.21 the seven-county metropolitan area. The commissioner shall establish districts by
63.22 combining counties and may not assign a county to more than one district.

63.23 (b) The commission shall develop a strategic plan and criteria for determining parks
63.24 and trails of regional significance that are eligible for funding from the parks and trails
63.25 fund and meet the criteria under subdivision 6.

63.26 (c) Counties within each district may jointly prepare, after consultation with all
63.27 affected municipalities, and submit to the commission, and from time to time revise and
63.28 resubmit to the commission, a master plan for the acquisition and development of parks
63.29 and trails of regional significance located within the district. Districtwide plans and master
63.30 plans for individual parks and trails must meet the protocols and criteria as set forth in
63.31 the Greater Minnesota Regional Parks and Trails strategic plan. The counties, after
63.32 consultation with the commission, shall jointly hold a public hearing on the proposed plan
63.33 and budget at a time and place determined by the counties. Not less than 15 days before
63.34 the hearing, the counties shall provide notice of the hearing stating the date, time, and
63.35 place of the hearing and the place where the proposed plan and budget may be examined

64.1 by any interested person. At any hearing, interested persons shall be permitted to present
64.2 their views on the plan and budget.

64.3 (d) The commission shall review each master plan to determine whether it meets
64.4 the conditions of subdivision 7. If it does not, the commission shall return the plan with
64.5 its comments to the district for revision and resubmittal.

64.6 Subd. 6. **Regional significance.** The commission must determine whether a park
64.7 or trail is regionally significant under this section based on the definitions and criteria
64.8 determined in the Greater Minnesota Parks and Trails Strategic Plan, along with the
64.9 following criteria:

64.10 (1) a park must provide a natural resource-based setting and should provide outdoor
64.11 recreation facilities and multiple activities that are primarily natural resource-based;

64.12 (2) a trail must serve more than a local population and where feasible connect to
64.13 existing or planned state or regional parks or trails;

64.14 (3) a park or trail must be utilized by a regional population that may encompass
64.15 multiple jurisdictions; and

64.16 (4) a park may include or a trail may pass unique natural, historic, or cultural
64.17 features or characteristics.

64.18 Subd. 7. **Recommendations.** (a) In recommending grants under this section, the
64.19 commission shall make recommendations consistent with master plans.

64.20 (b) The commission shall determine recommended grant amounts through an
64.21 adopted merit-based evaluation process that includes the level of local financial support.
64.22 The evaluation process is not subject to the rulemaking provisions of chapter 14 and
64.23 section 14.386 does not apply.

64.24 (c) When recommending grants, the commission shall consider balance of the grant
64.25 benefits across greater Minnesota.

64.26 (d) Grants may be recommended only for parks and trails included in a plan
64.27 approved by the commission under subdivision 5.

64.28 Subd. 8. **Chair.** The commission shall annually elect from among its members a
64.29 chair and other officers necessary for the performance of its duties.

64.30 Subd. 9. **Meetings.** The commission shall meet at least twice each year.
64.31 Commission meetings are subject to chapter 13D.

64.32 Subd. 10. **Report.** The commission shall submit a report by January 15 each year
64.33 listing its recommendations under subdivision 7, in priority order, to the chairs and
64.34 ranking minority members of the committees of the senate and house of representatives
64.35 with primary jurisdiction over legacy appropriations.

65.1 Subd. 11. **Conflict of interest.** A member of the commission may not participate in
65.2 or vote on a decision of the commission relating to an organization in which the member
65.3 has either a direct or indirect financial interest.

65.4 Subd. 12. **Definitions.** For purposes of this section, "commission" means the
65.5 Greater Minnesota Regional Parks and Trails Commission established under this section.

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

65.7 Sec. 9. **MISSISSIPPI WHITEWATER PARK.**

65.8 The appropriation in Laws 2003, chapter 128, article 1, section 5, subdivision 6,
65.9 from the water recreation account in the natural resources fund for a cooperative project
65.10 with the United States Army Corps of Engineers to develop the Mississippi Whitewater
65.11 Park is available until June 30, 2018.

65.12 **ARTICLE 4**

65.13 **ARTS AND CULTURAL HERITAGE FUND**

65.14 Section 1. **ARTS AND CULTURAL HERITAGE FUND APPROPRIATIONS.**

65.15 The sums shown in the columns marked "Appropriations" are appropriated to the
65.16 entities and for the purposes specified in this article. The appropriations are from the arts
65.17 and cultural heritage fund and are available for the fiscal years indicated for allowable
65.18 activities under the Minnesota Constitution, article XI, section 15. The figures "2014" and
65.19 "2015" used in this article mean that the appropriations listed under the figure are available
65.20 for the fiscal year ending June 30, 2014, and June 30, 2015, respectively. "The first year"
65.21 is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years
65.22 2014 and 2015. All appropriations in this article are onetime.

65.23		<u>APPROPRIATIONS</u>	
65.24		<u>Available for the Year</u>	
65.25		<u>Ending June 30</u>	
65.26		<u>2014</u>	<u>2015</u>

65.27 Sec. 2. **ARTS AND CULTURAL HERITAGE**

65.28	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>58,309,000</u>	<u>\$</u>	<u>57,659,000</u>
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65.29 The amounts that may be spent for each
65.30 purpose are specified in the following
65.31 subdivisions.

65.32 Subd. 2. **Availability of Appropriation**

66.1 Money appropriated in this article may not
 66.2 be spent on activities unless they are directly
 66.3 related to and necessary for a specific
 66.4 appropriation. Money appropriated in this
 66.5 article must not be spent on indirect costs
 66.6 or other institutional overhead charges that
 66.7 are not directly related to and necessary for
 66.8 a specific appropriation. Notwithstanding
 66.9 Minnesota Statutes, section 16A.28, and
 66.10 unless otherwise specified in this article,
 66.11 fiscal year 2014 appropriations are available
 66.12 until June 30, 2015, and fiscal year 2015
 66.13 appropriations are available until June 30,
 66.14 2016. If a project receives federal funds, the
 66.15 time period of the appropriation is extended
 66.16 to equal the availability of federal funding.

66.17	<u>Subd. 3. Minnesota State Arts Board</u>	<u>26,675,000</u>	<u>26,675,000</u>
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66.18 (a) These amounts are appropriated to
 66.19 the Minnesota State Arts Board for arts,
 66.20 arts education, and arts access. Grant
 66.21 agreements entered into by the Minnesota
 66.22 State Arts Board and other recipients
 66.23 of appropriations in this subdivision
 66.24 shall ensure that these funds are used to
 66.25 supplement and not substitute for traditional
 66.26 sources of funding. Each grant program
 66.27 established within this appropriation shall
 66.28 be separately administered from other state
 66.29 appropriations for program planning and
 66.30 outcome measurements, but may take into
 66.31 consideration other state resources awarded
 66.32 in the selection of applicants and grant award
 66.33 size. If, during the term of a fiscal year 2013
 66.34 grant agreement between the Minnesota
 66.35 State Arts Board and an arts organization, a
 66.36 lockout occurs, and if the amount of the grant

67.1 under the agreement exceeds the amount
67.2 of eligible expenses according to the terms
67.3 of the agreement, any unexpended funds
67.4 must be returned to the board at the end of
67.5 the grant agreement. If a 2013 fiscal year
67.6 grantee uses grant funds during a lockout,
67.7 then the commissioner of management and
67.8 budget shall report on all such uses to the
67.9 Office of the Legislative Auditor and shall
67.10 recommend actions that may be taken by the
67.11 Minnesota State Arts Board to offset such
67.12 expenditures with reductions in future grants
67.13 to the organization given by the Minnesota
67.14 State Arts Board. Any arts and cultural
67.15 heritage funds returned to the board must
67.16 be redistributed pursuant to its formulas for
67.17 distribution of grants to arts organizations.
67.18 Any arts and cultural heritage funds returned
67.19 to the Minnesota State Arts Board under
67.20 this paragraph shall be considered a onetime
67.21 appropriation and are available until June
67.22 30, 2014.

67.23 **(b) Arts and Arts Access Initiatives**

67.24 \$21,325,000 the first year and \$21,325,000
67.25 the second year are to support Minnesota
67.26 artists and arts organizations in creating,
67.27 producing, and presenting high-quality arts
67.28 activities; to overcome barriers to accessing
67.29 high-quality arts activities; and to instill the
67.30 arts into the community and public life in
67.31 this state.

67.32 **(c) Arts Education**

67.33 \$3,760,000 the first year and \$3,760,000
67.34 the second year are for high-quality,
67.35 age-appropriate arts education for

68.1 Minnesotans of all ages to develop
68.2 knowledge, skills, and understanding of the
68.3 arts.

68.4 **(d) Arts and Cultural Heritage**

68.5 \$1,590,000 the first year and \$1,590,000 the
68.6 second year are for events and activities that
68.7 represent the diverse cultural arts traditions,
68.8 including folk and traditional artists and art
68.9 organizations, represented in this state.

68.10 (e) Up to 4.5 percent of the funds appropriated
68.11 in paragraphs (b) to (d) may be used by the
68.12 board for administration of grant programs,
68.13 delivering technical services, providing
68.14 fiscal oversight for the statewide system, and
68.15 ensuring accountability.

68.16 (f) Thirty percent of the remaining total
68.17 appropriation to each of the categories listed
68.18 in paragraphs (b) to (d) is for grants to the
68.19 regional arts councils. Notwithstanding any
68.20 other provision of law, regional arts council
68.21 grants or other arts council grants for touring
68.22 programs, projects, or exhibits shall be able
68.23 to tour in their own region as well as all other
68.24 regions of the state.

68.25 (g) Any unencumbered balance remaining
68.26 under this section in the first year does not
68.27 cancel, but is available for the second year
68.28 of the biennium.

68.29 **Subd. 4. Department of Education** 3,000,000 3,000,000

68.30 These amounts are appropriated to the
68.31 commissioner of education for grants to
68.32 the 12 Minnesota regional library systems
68.33 to provide educational opportunities in
68.34 the arts, history, literary arts, and cultural

69.1 heritage of Minnesota. These funds shall be
 69.2 allocated using the formula in Minnesota
 69.3 Statutes, section 134.355, subdivisions 3,
 69.4 4, and 5, with the remaining 25 percent to
 69.5 be distributed to all qualifying systems in
 69.6 an amount proportionate to the number of
 69.7 qualifying system entities in each system.
 69.8 For purposes of this subdivision, "qualifying
 69.9 system entity" means a public library, a
 69.10 regional library system, a regional library
 69.11 system headquarters, a county, or an outreach
 69.12 service program. These funds may be used
 69.13 to sponsor programs provided by regional
 69.14 libraries or to provide grants to local arts
 69.15 and cultural heritage programs for programs
 69.16 in partnership with regional libraries.
 69.17 These funds shall be distributed in ten
 69.18 equal payments per year. Notwithstanding
 69.19 Minnesota Statutes, section 16A.28, the
 69.20 appropriations encumbered on or before
 69.21 June 30, 2015, as grants or contracts in this
 69.22 subdivision are available until June 30, 2017.

69.23	<u>Subd. 5. Minnesota Historical Society</u>	<u>13,800,000</u>	<u>14,075,000</u>
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69.24 (a) These amounts are appropriated to the
 69.25 governing board of the Minnesota Historical
 69.26 Society to preserve and enhance access to
 69.27 Minnesota's history and its cultural and
 69.28 historical resources. Grant agreements
 69.29 entered into by the Minnesota Historical
 69.30 Society and other recipients of appropriations
 69.31 in this subdivision must ensure that
 69.32 these funds are used to supplement and
 69.33 not substitute for traditional sources of
 69.34 funding. Funds directly appropriated to the
 69.35 Minnesota Historical Society shall be used to
 69.36 supplement, and not substitute for, traditional

70.1 sources of funding. Notwithstanding
70.2 Minnesota Statutes, section 16A.28, for
70.3 historic preservation projects that improve
70.4 historic structures, the amounts are available
70.5 until June 30, 2017. The Minnesota
70.6 Historical Society or grant recipients of the
70.7 Minnesota Historical Society using arts and
70.8 cultural heritage funds under this subdivision
70.9 must give consideration to Conservation
70.10 Corps Minnesota and Northern Bedrock
70.11 Conservation Corps, or an organization
70.12 carrying out similar work, for projects with
70.13 the potential to need historic preservation
70.14 services.

70.15 **(b) Historical Grants and Programs**

70.16 **(1) Statewide Historic and Cultural Grants**

70.17 \$5,525,000 the first year and \$5,675,000 the
70.18 second year are for history programs and
70.19 projects operated or conducted by or through
70.20 local, county, regional, or other historical
70.21 or cultural organizations or for activities
70.22 to preserve significant historic and cultural
70.23 resources. Funds are to be distributed through
70.24 a competitive grant process. The Minnesota
70.25 Historical Society shall administer these
70.26 funds using established grant mechanisms,
70.27 with assistance from the advisory committee
70.28 created under Laws 2009, chapter 172, article
70.29 4, section 2, subdivision 4, paragraph (b),
70.30 item (ii).

70.31 **(2) Programs**

70.32 \$5,525,000 the first year and \$5,675,000 the
70.33 second year are for programs and purposes
70.34 related to the historical and cultural heritage

71.1 of the state of Minnesota, conducted by the
71.2 Minnesota Historical Society.

71.3 (3) History Partnerships

71.4 \$2,000,000 the first year and \$2,000,000 the
71.5 second year are for partnerships involving
71.6 multiple organizations, which may include
71.7 the Minnesota Historical Society, to preserve
71.8 and enhance access to Minnesota's history
71.9 and cultural heritage in all regions of the state.

71.10 (4) Statewide Survey of Historical and
71.11 Archaeological Sites

71.12 \$300,000 the first year and \$300,000 the
71.13 second year are for a contract or contracts
71.14 to be awarded on a competitive basis to
71.15 conduct statewide surveys of Minnesota's
71.16 sites of historical, archaeological, and
71.17 cultural significance. Results of the surveys
71.18 must be published in a searchable form
71.19 and available to the public on a cost-free
71.20 basis. The Minnesota Historical Society, the
71.21 Office of the State Archaeologist, and the
71.22 Indian Affairs Council shall each appoint a
71.23 representative to an oversight board to select
71.24 contractors and direct the conduct of the
71.25 surveys. The oversight board shall consult
71.26 with the Departments of Transportation and
71.27 Natural Resources.

71.28 (5) Digital Library

71.29 \$300,000 the first year and \$300,000 the
71.30 second year are for a digital library project
71.31 to preserve, digitize, and share Minnesota
71.32 images, documents, and historical materials.
71.33 The Minnesota Historical Society shall
71.34 cooperate with the Minitex interlibrary

72.1 loan system and shall jointly share this
72.2 appropriation for these purposes.
72.3 (6) Civil War Task Force
72.4 \$25,000 the first year is to the Civil War Task
72.5 Force for activities that commemorate the
72.6 sesquicentennial of the American Civil War
72.7 and the Dakota Conflict, as recommended by
72.8 the Civil War Commemoration Task Force
72.9 established in Executive Order 11-15 (2011).

72.10 (c) Civics Programs

72.11 \$125,000 the first year and \$125,000
72.12 the second year are for grants to Kids
72.13 Voting St. Paul, Learning Law and
72.14 Democracy Foundation, and YMCA
72.15 Youth in Government, to conduct civics
72.16 education programs for the civic and cultural
72.17 development of Minnesota youth. Civic
72.18 education is the study of constitutional
72.19 principles and the democratic foundation
72.20 of our national, state, and local institutions
72.21 and the study of political processes and
72.22 structures of government, grounded in the
72.23 understanding of constitutional government
72.24 under the rule of law.

72.25 Subd. 6. Department of Administration 9,605,000 8,925,000

72.26 (a) These amounts are appropriated to
72.27 the commissioner of administration for
72.28 grants to the named organizations for the
72.29 purposes specified in this subdivision. Up
72.30 to one percent of funds may be used by the
72.31 commissioner for grants administration.

72.32 (b) Grant agreements entered into by
72.33 the commissioner and recipients of
72.34 appropriations in this subdivision must

73.1 ensure that money appropriated in this
73.2 subdivision is used to supplement and not
73.3 substitute for traditional sources of funding.

73.4 **(c) Minnesota Public Radio**

73.5 \$1,500,000 the first year and \$1,500,000 the
73.6 second year are for Minnesota Public Radio
73.7 to create programming and expand news
73.8 service on Minnesota's cultural heritage and
73.9 history.

73.10 **(d) Association of Minnesota Public**
73.11 **Educational Radio Stations**

73.12 \$1,650,000 the first year and \$1,650,000
73.13 the second year are appropriated for a grant
73.14 to the Association of Minnesota Public
73.15 Educational Radio Stations for production
73.16 and acquisition grants in accordance with
73.17 Minnesota Statutes, section 129D.19.

73.18 **(e) Lake Superior Center Authority**

73.19 \$200,000 the first year is for development of
73.20 an exhibit to examine the effect that aquatic
73.21 environments have on shipwrecks and to
73.22 preserve Minnesota's history and cultural
73.23 heritage. Priority should be given to projects
73.24 that have a nonstate cash match of at least 25
73.25 percent of the total eligible project costs.

73.26 **(f) Lake Superior Zoo**

73.27 \$150,000 each year is for development of the
73.28 forest discovery zone to create educational
73.29 exhibits using animals and the environment.
73.30 Priority should be given to projects that have
73.31 a nonstate cash match of at least 25 percent
73.32 of the total eligible project costs.

73.33 **(g) Como Park Zoo**

74.1 \$500,000 the first year and \$500,000 the
74.2 second year are for the Como Park Zoo for
74.3 program development. Priority should be
74.4 given to projects that have a nonstate cash
74.5 match of at least 25 percent of the total
74.6 eligible project costs.

74.7 **(h) Science Museum of Minnesota**

74.8 \$1,100,000 the first year and \$1,100,000 the
74.9 second year are for programs described in
74.10 this paragraph. Grant recipients must provide
74.11 a nonstate cash match of at least 25 percent
74.12 of the total eligible project costs:

74.13 (1) \$500,000 the first year and \$500,000
74.14 the second year are for arts, arts education,
74.15 and arts access and to preserve Minnesota's
74.16 history and cultural heritage including student
74.17 and teacher outreach and expansion of the
74.18 museum's American Indian initiatives; and

74.19 (2) \$600,000 each year is for a grant to
74.20 upgrade the Science Museum's Omnitheater
74.21 audio and projection systems.

74.22 **(i) Public Television**

74.23 \$3,950,000 the first year and \$3,950,000
74.24 the second year are for grants to the
74.25 Minnesota Public Television Association for
74.26 production and acquisition grants according
74.27 to Minnesota Statutes, section 129D.18.

74.28 **(j) Small Theatre Grants**

74.29 \$75,000 each year is for grants to theatres
74.30 in Minnesota to purchase and install digital
74.31 projection technology to allow continued
74.32 access to films. Priority for grants is to
74.33 theaters that have exclusively 35 millimeter
74.34 projection systems in communities with few

75.1 available theaters or to small theaters with
75.2 only one screen. Priority should be given to
75.3 projects that have a nonstate cash match of at
75.4 least 65 percent of the total eligible project
75.5 costs.

75.6 **(k) Minnesota African American Museum and**
75.7 **Cultural Center**

75.8 \$400,000 the first year is for a grant to the
75.9 Minnesota African American Museum and
75.10 Cultural Center for arts, arts education, and
75.11 arts access, and to preserve Minnesota's
75.12 history and cultural heritage.

75.13 **(l) Veterans Memorial Parks**

75.14 \$80,000 the first year is for at least four grants
75.15 to local units of government for veterans
75.16 memorials in municipal parks to preserve the
75.17 culture and heritage of Minnesota. The local
75.18 unit of government must provide a nonstate
75.19 cash match equal to the amount of the grant
75.20 received under this paragraph.

75.21 **Subd. 7. Minnesota Humanities Center** 1,725,000 1,525,000

75.22 (a) These amounts are appropriated to
75.23 the Board of Directors of the Minnesota
75.24 Humanities Center for the purposes
75.25 specified in this subdivision. The Minnesota
75.26 Humanities Center may use a portion of
75.27 the following grants to cover the cost of
75.28 administering, planning, evaluating, and
75.29 reporting these grants.

75.30 **(b) Programs and Purposes**

75.31 \$425,000 the first year and \$425,000 the
75.32 second year are for programs and purposes
75.33 of the Minnesota Humanities Center. Of this

76.1 amount, \$100,000 each year may be used for
76.2 the veterans' voices program.

76.3 The Minnesota Humanities Center may
76.4 consider museums and organizations
76.5 celebrating the identities of Minnesotans for
76.6 grants from these funds. The Minnesota
76.7 Humanities Center may develop a written
76.8 plan for the competitive issuance of these
76.9 grants and, if developed, shall submit
76.10 that plan for review and approval by the
76.11 Department of Administration.

76.12 **(c) Children's Museum Grants**

76.13 \$1,100,000 the first year and \$900,000 the
76.14 second year are for arts and cultural heritage
76.15 grants to children's museums.

76.16 Of this amount, \$600,000 the first year
76.17 and \$400,000 the second year are for the
76.18 Minnesota Children's Museum, \$200,000
76.19 each year is for the Duluth Children's
76.20 Museum, \$100,000 each year is for the
76.21 Grand Rapids Children's Museum, and
76.22 \$200,000 each year is for the Southern
76.23 Minnesota Children's Museum.

76.24 **(d) Council on Disability**

76.25 \$200,000 the first year and \$200,000 the
76.26 second year are for a grant to the Minnesota
76.27 State Council on Disability to provide
76.28 educational opportunities in the arts, history,
76.29 and cultural heritage of Minnesotans
76.30 with disabilities in conjunction with the
76.31 25th anniversary of the Americans with
76.32 Disabilities Act. If the amount in the first
76.33 year is insufficient, the amount in the second

77.1	<u>year is available in the first year. These funds</u>		
77.2	<u>are available until June 30, 2016.</u>		
77.3	<u>Subd. 8. Perpich Center for Arts Education</u>	<u>795,000</u>	<u>750,000</u>
77.4	<u>(a) These amounts are appropriated to the</u>		
77.5	<u>Board of Directors of the Perpich Center for</u>		
77.6	<u>Arts Education for the following programs.</u>		
77.7	<u>Money appropriated in this subdivision must</u>		
77.8	<u>not be used to purchase or lease a school</u>		
77.9	<u>facility previously operated by the East Metro</u>		
77.10	<u>Integration District No. 6067 or to continue</u>		
77.11	<u>any programs that were administered by the</u>		
77.12	<u>district.</u>		
77.13	<u>(b) Notwithstanding Minnesota Statutes,</u>		
77.14	<u>section 16A.28, the appropriations</u>		
77.15	<u>encumbered on or before June 30, 2015, are</u>		
77.16	<u>available until June 30, 2017.</u>		
77.17	<u>(c) Administrative Costs</u>		
77.18	<u>\$20,000 the first year and \$20,000 the second</u>		
77.19	<u>year are for administrative costs.</u>		
77.20	<u>(d) Arts Integration</u>		
77.21	<u>\$775,000 the first year and \$730,000 the</u>		
77.22	<u>second year are for the arts integration</u>		
77.23	<u>program to increase the capacity of</u>		
77.24	<u>teachers to design, implement, and assess</u>		
77.25	<u>collaborative arts integration in Minnesota</u>		
77.26	<u>schools and the capacity of administrators to</u>		
77.27	<u>support this instructional strategy, to improve</u>		
77.28	<u>standards-based student learning through</u>		
77.29	<u>collaborative arts integration, and to develop</u>		
77.30	<u>arts-integrated courses to be implemented in</u>		
77.31	<u>the 2015-2016 school year.</u>		
77.32	<u>Subd. 9. Minnesota Zoo</u>	<u>1,750,000</u>	<u>1,750,000</u>

78.1 These amounts are appropriated to the
 78.2 Minnesota Zoological Board for programs
 78.3 and development of the Minnesota
 78.4 Zoological Garden and to provide access to
 78.5 the arts, arts education, and cultural heritage
 78.6 of Minnesota.

78.7 **Subd. 10. Indian Affairs Council** 950,000 950,000

78.8 (a) These amounts are appropriated to the
 78.9 Indian Affairs Council for the purposes
 78.10 identified in this subdivision.

78.11 **(b) Grants to Preserve Dakota and Ojibwe**
 78.12 **Language**

78.13 \$475,000 the first year and \$475,000 the
 78.14 second year are for grants for programs that
 78.15 preserve Dakota and Ojibwe Indian language
 78.16 and to foster educational programs in Dakota
 78.17 and Ojibwe languages.

78.18 **(c) Language Immersion**

78.19 \$250,000 the first year and \$250,000 the
 78.20 second year are for grants of \$125,000 each
 78.21 year to the Niigaane Ojibwe Immersion
 78.22 School and the Wicoie Nandagikendan urban
 78.23 immersion project.

78.24 **(d) Competitive Grants for Language**
 78.25 **Immersion**

78.26 \$225,000 the first year and \$225,000 the
 78.27 second year are for competitive grants for
 78.28 language immersion programs.

78.29 **Subd. 11. Legislature** 9,000 9,000

78.30 This amount is appropriated to the Legislative
 78.31 Coordinating Commission to operate the
 78.32 Web site for dedicated funds required
 78.33 under Minnesota Statutes, section 3.303,
 78.34 subdivision 10.

79.1 Sec. 3. Minnesota Statutes 2012, section 129D.17, is amended by adding a subdivision
79.2 to read:

79.3 Subd. 4. **Minnesota State Arts Board allocation.** At least 47 percent of the money
79.4 deposited in the arts and cultural heritage fund must be for grants and services awarded
79.5 through the Minnesota State Arts Board, or regional arts councils subject to appropriation.

79.6 Sec. 4. Minnesota Statutes 2012, section 129D.19, subdivision 1, is amended to read:

79.7 Subdivision 1. **Applicability.** This section applies only to the Association of
79.8 Minnesota Public Educational Radio Stations and the noncommercial radio stations that
79.9 are members of the Association of Minnesota Public Educational Radio Stations.

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

79.11 Sec. 5. Minnesota Statutes 2012, section 129D.19, subdivision 2, is amended to read:

79.12 Subd. 2. **Use of grant funds.** Money appropriated from the Minnesota arts and
79.13 cultural heritage fund may be designated to make grants to the Association of Minnesota
79.14 Public Educational Radio Stations and its member stations and noncommercial radio
79.15 stations, as defined in section 129D.14, subdivision 2. Grants received under this section
79.16 must be used to create, produce, acquire, or distribute programs that educate, enhance, or
79.17 promote local, regional, or statewide items of artistic, cultural, or historic significance.
79.18 Grant funds may be used to cover any expenses associated with the creation, production,
79.19 acquisition, or distribution of noncommercial radio programs through broadcast.

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

79.21 Sec. 6. Laws 2001, chapter 193, section 10, is amended to read:

79.22 Sec. 10. **CAPITOL CAFETERIA; WINE AND BEER LICENSE.**

79.23 Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, paragraph
79.24 (a), clause (2), the city of St. Paul may issue an on-sale wine and malt liquor license
79.25 ~~for the premises known as the capitol cafeteria, for special events held at the capitol~~
79.26 ~~cafeteria.~~ to the Capitol cafeteria, also called the Rathskeller Café. The commissioner
79.27 of administration must enter into an agreement with the food service vendor or another
79.28 vendor on all matters related to the sale of wine and malt liquor in the Capitol. Minnesota
79.29 Statutes, section 16B.275, does not apply to the sale of wine and malt liquor in the Capitol
79.30 cafeteria and all profits earned by the Department of Administration from the sale of wine
79.31 and malt liquor in the Capitol must be deposited in the arts and cultural heritage fund. The
79.32 Capitol cafeteria must sell wine and malt liquor that are made in Minnesota.

80.1 **EFFECTIVE DATE.** This section is effective the day after the governing body of
80.2 St. Paul and its chief clerical officer timely complete compliance with Minnesota Statutes,
80.3 section 645.021, subdivisions 2 and 3.

80.4 **ARTICLE 5**

80.5 **GENERAL PROVISIONS; ALL LEGACY FUNDS**

80.6 Section 1. **COMMISSIONER DETERMINATION; FUND AVAILABILITY.**

80.7 The commissioner of management and budget shall determine if sufficient funds
80.8 are available in the four legacy funds to allow payment of all appropriations made by
80.9 the legislature. If the commissioner determines that a shortfall in available revenues
80.10 will limit the availability of appropriations of the legacy funds, the commissioner must
80.11 withhold payment of each appropriation in an equal or equitable amount, as needed to
80.12 balance available revenue with expenditures from each fund. The commissioner must
80.13 report all reductions required under this section to the Legislative Advisory Commission
80.14 in a timely fashion.

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

80.16 Sec. 2. **SOLAR PHOTOVOLTAIC MODULES.**

80.17 No solar photovoltaic module may be installed that is financed directly or indirectly,
80.18 wholly or in part, with money appropriated in this act, unless the solar photovoltaic module
80.19 is made in Minnesota as defined in Minnesota Statutes, section 216C.411, paragraph (a)."

80.20 Delete the title and insert:

80.21 "A bill for an act
80.22 relating to state government; appropriating money from the outdoor heritage
80.23 fund, clean water fund, parks and trails fund, and arts and cultural heritage
80.24 fund; providing for watershed restoration and protection strategies; creating the
80.25 Greater Minnesota Regional Parks and Trails Commission; extending previous
80.26 appropriations; providing for the allocation of arts and cultural heritage fund to
80.27 the Minnesota State Arts Board; modifying certain grant eligibility; providing for
80.28 sale of wine and malt liquor at Capitol cafeteria; requiring Minnesota-made solar
80.29 photovoltaic modules; requiring report and study; amending Minnesota Statutes
80.30 2012, sections 10A.01, subdivision 35; 114D.15, by adding a subdivision;
80.31 114D.50, subdivision 6, by adding subdivisions; 116G.15, subdivisions 2, 3, 4,
80.32 7; 129D.17, by adding a subdivision; 129D.19, subdivisions 1, 2; Laws 2001,
80.33 chapter 193, section 10; proposing coding for new law in Minnesota Statutes,
80.34 chapters 85; 114D; 116; repealing Minnesota Statutes 2012, section 116.201."

We request the adoption of this report and repassage of the bill.

House Conferees:

.....
Phyllis Kahn

.....
Leon Lillie

.....
Mike Freiberg

.....
David Bly

.....
Anna Wills

Senate Conferees:

.....
Richard J. Cohen

.....
Tom Saxhaug

.....
David J. Tomassoni

.....
Katie Sieben

.....
Bill Ingebrigtsen