

A bill for an act

relating to natural resources; modifying restrictions on use of money appropriated from the outdoor heritage fund; modifying previous parks and trails fund appropriation; appropriating money from outdoor heritage fund; amending Minnesota Statutes 2012, sections 85.53, subdivision 2; 97A.056, subdivision 1.

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

ARTICLE 1

OUTDOOR HERITAGE FUND

Section 1. **OUTDOOR HERITAGE APPROPRIATION.**

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

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

Sec. 2. **OUTDOOR HERITAGE FUND**

Subdivision 1. <u>Total Appropriation</u>	<u>\$</u>	<u>-0-</u>	<u>\$</u>	<u>109,320,000</u>
--------------------------------------------------	------------------	-------------------	------------------	---------------------------

This appropriation is from the outdoor heritage fund. The amounts that may be

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

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

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

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

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

3.13 **(b) Accelerating Wildlife Management**

3.14 **Area Acquisition - Phase VI**

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

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

4.1 **(c) Minnesota Prairie Recovery Project -**

4.2 **Phase V**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

9.12 Subd. 3. Forests -0- 16,100,000

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

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

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

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

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

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

10.9 **Forest Lands**

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

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

10.24 **County - Phase V**

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

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

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

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

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

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

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

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

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

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

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

12.28 Subd. 4. **Wetlands** -0- 24,010,000

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

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

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

13.19 **(b) Accelerating Waterfowl Production**

13.20 **Area Acquisition - Phase VI**

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

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

13.31 **Initiative - Phase IV**

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

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

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

14.11 **Program - Phase III**

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

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

14.32 **Wetlands Enhancement - Phase VI**

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

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

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

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

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

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

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

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

16.2 **- Phase V**

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

16.9 Up to \$15,000 to Dakota County is for
16.10 establishing a monitoring and enforcement
16.11 fund as approved in the accomplishment
16.12 plan and subject to Minnesota Statutes,
16.13 section 97A.056, subdivision 17. Lands
16.14 acquired or lands with easements acquired
16.15 with this appropriation may not be used for
16.16 emergency haying and grazing in response
16.17 to federal or state disaster declarations.

16.18 Conservation grazing or haying under a
16.19 management plan that is already being
16.20 implemented may continue. A list of
16.21 proposed land acquisitions and restorations
16.22 and enhancements must be provided as part
16.23 of the required accomplishment plan.

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

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

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

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

17.18 **Habitat Corridor Rehabilitation**

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

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

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

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

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

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

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

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

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

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

19.8 **(j) Wirth Park Enhancements**

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

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

19.19 **Invasive Species Prevention Strategies**

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

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

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

20.9 **(m) Conservation Partners Legacy Grant**

20.10 **Program - Phase V**

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

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

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

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

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

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

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

24.20 Subd. 6. Administration -0- 885,000

24.21 **(a) Contract Management**

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

24.35 **(b) Legislative Coordinating Commission**

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

25.10 **(c) Technical Evaluation Panel**

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

25.16 **(d) High Priority Pre-Transaction Service**

25.17 **Acceleration for Lessard-Sams Outdoor**
25.18 **Heritage Council**

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

25.28 **(e) Legacy Web Site**

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

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

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

26.32 **Subd. 8. Payment Conditions and Capital**
26.33 **Equipment Expenditures**

26.34 All agreements referred to in this section must
26.35 be administered on a reimbursement basis
26.36 unless otherwise provided in this section.

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

27.34 Subd. 9. **Mapping**

27.35 Each direct recipient of money appropriated
27.36 in this section, as well as each recipient of

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

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

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

28.23 ARTICLE 2

28.24 PARKS AND TRAILS FUND

28.25 Section 1. Minnesota Statutes 2012, section 85.53, subdivision 2, is amended to read:

28.26 Subd. 2. **Expenditures; accountability.** (a) A project or program receiving funding
28.27 from the parks and trails fund must meet or exceed the constitutional requirement to
28.28 support parks and trails of regional or statewide significance. A project or program
28.29 receiving funding from the parks and trails fund must include measurable outcomes, as
28.30 defined in section 3.303, subdivision 10, and a plan for measuring and evaluating the
28.31 results. A project or program must be consistent with current science and incorporate
28.32 state-of-the-art technology, except when the project or program is a portrayal or restoration
28.33 of historical significance.

29.1 (b) Money from the parks and trails fund shall be expended to balance the benefits
29.2 across all regions and residents of the state.

29.3 (c) A state agency or other recipient of a direct appropriation from the parks and
29.4 trails fund must compile and submit all information for funded projects or programs,
29.5 including the proposed measurable outcomes and all other items required under section
29.6 3.303, subdivision 10, to the Legislative Coordinating Commission as soon as practicable
29.7 or by January 15 of the applicable fiscal year, whichever comes first. The Legislative
29.8 Coordinating Commission must post submitted information on the Web site required
29.9 under section 3.303, subdivision 10, as soon as it becomes available.

29.10 (d) Grants funded by the parks and trails fund must be implemented according to
29.11 section 16B.98 and must account for all expenditures. Proposals must specify a process
29.12 for any regrantee envisioned. Priority for grant proposals must be given to proposals
29.13 involving grants that will be competitively awarded.

29.14 (e) Money from the parks and trails fund may only be spent on projects located
29.15 in Minnesota.

29.16 (f) When practicable, a direct recipient of an appropriation from the parks and
29.17 trails fund shall prominently display on the recipient's Web site home page the legacy
29.18 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws
29.19 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more
29.20 information." When a person clicks on the legacy logo image, the Web site must direct
29.21 the person to a Web page that includes both the contact information that a person may
29.22 use to obtain additional information, as well as a link to the Legislative Coordinating
29.23 Commission Web site required under section 3.303, subdivision 10.

29.24 (g) Future eligibility for money from the parks and trails fund is contingent upon a
29.25 state agency or other recipient satisfying all applicable requirements in this section, as
29.26 well as any additional requirements contained in applicable session law.

29.27 (h) Money appropriated from the parks and trails fund shall not be spent to acquire
29.28 property by eminent domain or to acquire property that has previously been acquired
29.29 by eminent domain unless the owner requests that the owner's property be acquired by
29.30 eminent domain.

29.31 **Sec. 2. CARVER COUNTY PARKS AND TRAILS GRANT MODIFICATION.**

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