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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 2789

- 02/20/2018 Authored by Fabian, Hansen, Gunther and Lillie
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy and Finance
- 03/01/2018 Adoption of Report: Amended and re-referred to the Committee on Legacy Funding Finance
- 03/21/2018 Adoption of Report: Re-referred to the Committee on Ways and Means

1.1 A bill for an act

1.2 relating to natural resources; appropriating money from outdoor heritage fund;

1.3 requiring notice to local government before acquiring land in fee; amending

1.4 Minnesota Statutes 2016, section 97A.056, by adding a subdivision.

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

1.6 Section 1. **OUTDOOR HERITAGE APPROPRIATION.**

1.7 The sums shown in the columns marked "Appropriations" are appropriated to the agencies

1.8 and for the purposes specified in this act. The appropriations are from the outdoor heritage

1.9 fund for the fiscal year indicated for each purpose. The figures "2018" and "2019" used in

1.10 this act mean that the appropriations listed under the figure are available for the fiscal year

1.11 ending June 30, 2018, or June 30, 2019, respectively. "The first year" is fiscal year 2018.

1.12 "The second year" is fiscal year 2019. "The biennium" is fiscal years 2018 and 2019. These

1.13 are onetime appropriations.

1.14		<u>APPROPRIATIONS</u>	
1.15		<u>Available for the Year</u>	
1.16		<u>Ending June 30</u>	
1.17		<u>2018</u>	<u>2019</u>

1.18 Sec. 2. **OUTDOOR HERITAGE FUND**

1.19	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>-0-</u>	<u>\$</u>	<u>113,923,000</u>
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1.20 This appropriation is from the outdoor heritage

1.21 fund. The amounts that may be spent for each

1.22 purpose are specified in the following

1.23 subdivisions.

2.1 Subd. 2. Prairies -0- 35,288,000

2.2 **(a) DNR Wildlife Management Area and**
2.3 **Scientific and Natural Area Acquisition - Phase**
2.4 **X**

2.5 \$2,786,000 the second year is to the
2.6 commissioner of natural resources to acquire
2.7 in fee and restore lands for wildlife
2.8 management under Minnesota Statutes, section
2.9 86A.05, subdivision 8, and to acquire lands in
2.10 fee for scientific and natural areas under
2.11 Minnesota Statutes, section 86A.05,
2.12 subdivision 5. Subject to evaluation criteria
2.13 in Minnesota Rules, part 6136.0900, priority
2.14 must be given to acquiring lands that are
2.15 eligible for the native prairie bank under
2.16 Minnesota Statutes, section 84.96, or lands
2.17 adjacent to protected native prairie. A list of
2.18 proposed land acquisitions must be provided
2.19 as part of the required accomplishment plan.

2.20 **(b) Accelerating Wildlife Management Area**
2.21 **Acquisition - Phase X**

2.22 \$5,740,000 the second year is to the
2.23 commissioner of natural resources for an
2.24 agreement with Pheasants Forever to acquire
2.25 in fee and restore lands for wildlife
2.26 management under Minnesota Statutes, section
2.27 86A.05, subdivision 8. Subject to evaluation
2.28 criteria in Minnesota Rules, part 6136.0900,
2.29 priority must be given to acquiring lands that
2.30 are eligible for the native prairie bank under
2.31 Minnesota Statutes, section 84.96, or lands
2.32 adjacent to protected native prairie. A list of
2.33 proposed land acquisitions must be provided
2.34 as part of the required accomplishment plan.

2.35 **(c) Minnesota Prairie Recovery Project - Phase**
2.36 **VIII**

3.1 \$2,001,000 the second year is to the
3.2 commissioner of natural resources for an
3.3 agreement with The Nature Conservancy to
3.4 acquire lands in fee and to restore and enhance
3.5 native prairies, grasslands, wetlands, and
3.6 savannas. Subject to evaluation criteria in
3.7 Minnesota Rules, part 6136.0900, priority
3.8 must be given to acquiring lands that are
3.9 eligible for the native prairie bank under
3.10 Minnesota Statutes, section 84.96, or lands
3.11 adjacent to protected native prairie. Annual
3.12 income statements and balance sheets for
3.13 income and expenses from land acquired with
3.14 this appropriation must be submitted to the
3.15 Lessard-Sams Outdoor Heritage Council no
3.16 later than 180 days after The Nature
3.17 Conservancy's fiscal year closes. A list of
3.18 proposed land acquisitions must be provided
3.19 as part of the required accomplishment plan,
3.20 and the acquisitions must be consistent with
3.21 the priorities identified in *Minnesota Prairie*
3.22 *Conservation Plan.*

3.23 **(d) Northern Tallgrass Prairie National Wildlife**
3.24 **Refuge Land Acquisition - Phase IX**

3.25 \$1,893,000 the second year is to the
3.26 commissioner of natural resources for an
3.27 agreement with The Nature Conservancy, in
3.28 cooperation with the United States Fish and
3.29 Wildlife Service, to acquire lands in fee or
3.30 permanent conservation easements and to
3.31 restore lands in the Northern Tallgrass Prairie
3.32 Habitat Preservation Area in western
3.33 Minnesota for addition to the Northern
3.34 Tallgrass Prairie National Wildlife Refuge.
3.35 Subject to evaluation criteria in Minnesota
3.36 Rules, part 6136.0900, priority must be given

4.1 to acquiring lands that are eligible for the
4.2 native prairie bank under Minnesota Statutes,
4.3 section 84.96, or lands adjacent to protected
4.4 native prairie. A list of proposed land
4.5 acquisitions must be provided as part of the
4.6 required accomplishment plan, and the
4.7 acquisitions must be consistent with the
4.8 priorities in *Minnesota Prairie Conservation*
4.9 *Plan.*

4.10 **(e) Cannon River Headwaters Habitat Complex**
4.11 **- Phase VIII**

4.12 \$1,345,000 the second year is to the
4.13 commissioner of natural resources for an
4.14 agreement with The Trust for Public Land, in
4.15 cooperation with Great River Greening, to
4.16 acquire lands in fee in the Cannon River
4.17 watershed for wildlife management under
4.18 Minnesota Statutes, section 86A.05,
4.19 subdivision 8; to acquire lands in fee for
4.20 scientific and natural areas under Minnesota
4.21 Statutes, section 86A.05, subdivision 5; to
4.22 acquire lands in fee for state forests under
4.23 Minnesota Statutes, section 86A.05,
4.24 subdivision 7; and to restore lands in the
4.25 Cannon River watershed. Of this amount,
4.26 \$945,000 is to The Trust for Public Land and
4.27 \$400,000 is to Great River Greening. Subject
4.28 to evaluation criteria in Minnesota Rules, part
4.29 6136.0900, priority must be given to acquiring
4.30 lands that are eligible for the native prairie
4.31 bank under Minnesota Statutes, section 84.96,
4.32 or lands adjacent to protected native prairie.
4.33 A list of proposed land acquisitions and
4.34 restorations must be provided as part of the
4.35 required accomplishment plan.

5.1 **(f) Accelerated Native Prairie Bank Protection**
5.2 **- Phase VII**

5.3 \$1,490,000 the second year is to the
5.4 commissioner of natural resources to acquire
5.5 permanent conservation easements to protect
5.6 and restore native prairie according to
5.7 Minnesota Prairie Conservation Plan. Of this
5.8 amount, up to \$176,000 is for establishing
5.9 monitoring and enforcement funds as approved
5.10 in the accomplishment plan and subject to
5.11 Minnesota Statutes, section 97A.056,
5.12 subdivision 17. Subject to evaluation criteria
5.13 in Minnesota Rules, part 6136.0900, priority
5.14 must be given to acquiring lands that are
5.15 eligible for the native prairie bank under
5.16 Minnesota Statutes, section 84.96, or lands
5.17 adjacent to protected native prairie. A list of
5.18 permanent conservation easements must be
5.19 provided as part of the final report.

5.20 **(g) Reinvest In Minnesota (RIM) Buffers for**
5.21 **Wildlife and Water - Phase VIII**

5.22 \$5,000,000 the second year is to the Board of
5.23 Water and Soil Resources to acquire
5.24 permanent conservation easements and restore
5.25 habitat under Minnesota Statutes, section
5.26 103F.515, to protect, restore, and enhance
5.27 habitat by expanding the riparian buffer
5.28 program under the clean water fund for at least
5.29 equal wildlife benefits from buffers on private
5.30 land. Of this amount, up to \$745,000 is for
5.31 establishing a monitoring and enforcement
5.32 fund as approved in the accomplishment plan
5.33 and subject to Minnesota Statutes, section
5.34 97A.056, subdivision 17. A list of permanent
5.35 conservation easements must be provided as
5.36 part of the final report.

6.1 **(h) Prairie Chicken Habitat Partnership of the**
6.2 **Southern Red River Valley - Phase IV**

6.3 \$1,162,000 the second year is to the
6.4 commissioner of natural resources for an
6.5 agreement with Pheasants Forever, in
6.6 cooperation with the Minnesota Prairie
6.7 Chicken Society, to acquire lands in fee and
6.8 restore and enhance lands in the southern Red
6.9 River valley for wildlife management under
6.10 Minnesota Statutes, section 86A.05,
6.11 subdivision 8, or to be designated and
6.12 managed as waterfowl production areas in
6.13 Minnesota in cooperation with the United
6.14 States Fish and Wildlife Service. Subject to
6.15 evaluation criteria in Minnesota Rules, part
6.16 6136.0900, priority must be given to acquiring
6.17 lands that are eligible for the native prairie
6.18 bank under Minnesota Statutes, section 84.96,
6.19 or lands adjacent to protected native prairie.
6.20 A list of proposed land acquisitions must be
6.21 provided as part of the required
6.22 accomplishment plan.

6.23 **(i) Martin County DNR WMA Acquisition -**
6.24 **Phase II**

6.25 \$2,447,000 the second year is to the
6.26 commissioner of natural resources for an
6.27 agreement with Fox Lake Conservation
6.28 League Inc., in cooperation with Ducks
6.29 Unlimited and The Conservation Fund, to
6.30 acquire lands in fee and restore and enhance
6.31 strategic prairie grassland, wetland, and other
6.32 wildlife habitat in Martin County for wildlife
6.33 management under Minnesota Statutes, section
6.34 86A.05, subdivision 8. Of this amount,
6.35 \$1,978,000 is to Fox Lake Conservation
6.36 League Inc., \$400,000 is to Ducks Unlimited,

7.1 and \$69,000 is to The Conservation Fund. A
7.2 list of proposed acquisitions must be provided
7.3 as part of the required accomplishment plan.

7.4 **(j) Protect and Restore Minnesota's Important**
7.5 **Bird Areas - Phase II**

7.6 \$829,000 the second year is to the
7.7 commissioner of natural resources for
7.8 agreements to acquire conservation easements
7.9 and enhance wildlife habitat in important bird
7.10 areas identified in *Minnesota Prairie*
7.11 *Conservation Plan*. Of this amount, \$209,000
7.12 is to Audubon Minnesota and \$620,000 is to
7.13 Minnesota Land Trust. Up to \$120,000 to
7.14 Minnesota Land Trust is for establishing
7.15 monitoring and enforcement funds as approved
7.16 in the accomplishment plan and subject to
7.17 Minnesota Statutes, section 97A.056,
7.18 subdivision 17. Subject to evaluation criteria
7.19 in Minnesota Rules, part 6136.0900, priority
7.20 must be given to acquiring lands that are
7.21 eligible for the native prairie bank under
7.22 Minnesota Statutes, section 84.96, or lands
7.23 adjacent to protected native prairie. A list of
7.24 permanent conservation easements and
7.25 enhancements must be provided as part of the
7.26 required accomplishment plan.

7.27 **(k) Grassland Conservation Partnership - Phase**
7.28 **III**

7.29 \$1,468,000 the second year is to the
7.30 commissioner of natural resources for an
7.31 agreement with The Conservation Fund, in
7.32 cooperation with Minnesota Land Trust, to
7.33 acquire permanent conservation easements
7.34 and to restore and enhance high-priority
7.35 grassland, prairie, and wetland habitats. Of
7.36 this amount, \$69,000 is to The Conservation

8.1 Fund and \$1,399,000 is to Minnesota Land
8.2 Trust. Up to \$72,000 to Minnesota Land Trust
8.3 is for establishing a monitoring and
8.4 enforcement fund as approved in the
8.5 accomplishment plan and subject to Minnesota
8.6 Statutes, section 97A.056, subdivision 17.
8.7 Subject to evaluation criteria in Minnesota
8.8 Rules, part 6136.0900, priority must be given
8.9 to acquiring lands that are eligible for the
8.10 native prairie bank under Minnesota Statutes,
8.11 section 84.96, or lands adjacent to protected
8.12 native prairie. A list of proposed acquisitions
8.13 must be provided as part of the required
8.14 accomplishment plan, and the acquisitions
8.15 must be consistent with the priorities in
8.16 *Minnesota Prairie Conservation Plan.*

8.17 **(l) Accelerating the USFWS Habitat**
8.18 **Conservation Easement Program**

8.19 \$2,960,000 the second year is to the
8.20 commissioner of natural resources for an
8.21 agreement with Ducks Unlimited, in
8.22 cooperation with Pheasants Forever and the
8.23 United States Fish and Wildlife Service, to
8.24 acquire permanent conservation “working
8.25 land” easements and to restore wetlands and
8.26 prairie grasslands. Of this amount, \$2,000,000
8.27 is to Ducks Unlimited and \$960,000 is to
8.28 Pheasants Forever. A list of proposed
8.29 acquisitions must be provided as part of the
8.30 required accomplishment plan.

8.31 **(m) DNR Grassland Enhancement - Phase X**

8.32 \$4,007,000 the second year is to the
8.33 commissioner of natural resources to
8.34 accelerate restoration and enhancement of
8.35 prairies, grasslands, and savannas in wildlife

9.1 management areas, in scientific and natural
 9.2 areas, on lands in the native prairie bank, in
 9.3 bluff prairies on state forest land in
 9.4 southeastern Minnesota, and in waterfowl
 9.5 production areas and refuge lands of the
 9.6 United States Fish and Wildlife Service. A list
 9.7 of proposed land restorations and
 9.8 enhancements must be provided as part of the
 9.9 required accomplishment plan.

9.10 **(n) Enhanced Public-Land Grasslands - Phase**
 9.11 **III**

9.12 \$2,160,000 the second year is to the
 9.13 commissioner of natural resources for an
 9.14 agreement with Pheasants Forever to enhance
 9.15 and restore grassland and wetland habitat on
 9.16 public lands. A list of proposed land
 9.17 restorations and enhancements must be
 9.18 provided as part of the required
 9.19 accomplishment plan.

9.20 Subd. 3. Forests -0- 9,131,000

9.21 **(a) Camp Ripley Partnership - Phase VII**

9.22 \$1,229,000 the second year is to the Board of
 9.23 Water and Soil Resources, in cooperation with
 9.24 the Morrison County Soil and Water
 9.25 Conservation District and The Conservation
 9.26 Fund, to acquire permanent conservation
 9.27 easements and restore forest wildlife habitat
 9.28 within the boundaries of the Minnesota
 9.29 National Guard Camp Ripley Sentinel
 9.30 Landscape and Army Compatible Use Buffer.
 9.31 Of this amount, \$39,000 is to the Morrison
 9.32 County Soil and Water Conservation District,
 9.33 \$207,000 is to The Conservation Fund, and
 9.34 \$983,000 is to the Board of Water and Soil
 9.35 Resources. Up to \$45,500 to the Board of

10.1 Water and Soil Resources is to establish a
10.2 monitoring and enforcement fund as approved
10.3 in the accomplishment plan and subject to
10.4 Minnesota Statutes, section 97A.056,
10.5 subdivision 17. A list of permanent
10.6 conservation easements must be provided as
10.7 part of the final report.

10.8 **(b) Southeast Minnesota Protection and**
10.9 **Restoration - Phase VI**

10.10 \$2,142,000 the second year is to the
10.11 commissioner of natural resources for
10.12 agreements to acquire lands in fee for wildlife
10.13 management under Minnesota Statutes, section
10.14 86A.05, subdivision 8; to acquire lands in fee
10.15 for scientific and natural areas under
10.16 Minnesota Statutes, section 86A.05,
10.17 subdivision 5; to acquire lands in fee for state
10.18 forests under Minnesota Statutes, section
10.19 86A.05, subdivision 7; to acquire permanent
10.20 conservation easements; and to restore and
10.21 enhance prairies, grasslands, forests, and
10.22 savannas. Of this amount, \$742,000 is to The
10.23 Nature Conservancy, \$700,000 is to The Trust
10.24 for Public Land, and \$700,000 is to Minnesota
10.25 Land Trust. Up to \$120,000 to Minnesota
10.26 Land Trust is to establish a monitoring and
10.27 enforcement fund as approved in the
10.28 accomplishment plan and subject to Minnesota
10.29 Statutes, section 97A.056, subdivision 17.
10.30 Annual income statements and balance sheets
10.31 for income and expenses from land acquired
10.32 with this appropriation must be submitted to
10.33 the Lessard-Sams Outdoor Heritage Council
10.34 no later than 180 days after The Nature
10.35 Conservancy's fiscal year closes. A list of

11.1 proposed land acquisitions must be provided
11.2 as part of the required accomplishment plan.

11.3 **(c) Minnesota Forests for the Future - Phase VI**

11.4 \$1,473,000 the second year is to the
11.5 commissioner of natural resources to acquire
11.6 lands in fee and to acquire easements for
11.7 forest, wetland, and shoreline habitat through
11.8 working forest permanent conservation
11.9 easements under the Minnesota forests for the
11.10 future program according to Minnesota
11.11 Statutes, section 84.66. A conservation
11.12 easement acquired with money appropriated
11.13 under this paragraph must comply with
11.14 Minnesota Statutes, section 97A.056,
11.15 subdivision 13. The accomplishment plan must
11.16 include an easement monitoring and
11.17 enforcement plan. Of this amount, up to
11.18 \$25,000 is for establishing a monitoring and
11.19 enforcement fund as approved in the
11.20 accomplishment plan and subject to Minnesota
11.21 Statutes, section 97A.056, subdivision 17. A
11.22 list of proposed land acquisitions must be
11.23 provided as part of the required
11.24 accomplishment plan. A list of permanent
11.25 conservation easements must be provided as
11.26 part of the final report.

11.27 **(d) State Forest Acquisitions, Richard J. Dorer**
11.28 **Memorial Forest - Phase V**

11.29 \$1,255,000 the second year is to the
11.30 commissioner of natural resources to acquire
11.31 in fee and enhance lands for wildlife habitat
11.32 in the Richard J. Dorer Memorial Hardwood
11.33 State Forest under Minnesota Statutes, section
11.34 86A.05, subdivision 7. A list of proposed land

12.1 acquisitions must be provided as part of the
12.2 required accomplishment plan.

12.3 **(e) Critical Shoreland Protection Program -**
12.4 **Phase V**

12.5 \$1,094,000 the second year is to the
12.6 commissioner of natural resources for an
12.7 agreement with Minnesota Land Trust to
12.8 acquire permanent conservation easements
12.9 along rivers and lakes in the northern forest
12.10 region. Of this amount, up to \$120,000 is for
12.11 establishing a monitoring and enforcement
12.12 fund as approved in the accomplishment plan
12.13 and subject to Minnesota Statutes, section
12.14 97A.056, subdivision 17. A list of proposed
12.15 permanent conservation easements must be
12.16 provided as part of the required
12.17 accomplishment plan.

12.18 **(f) Minnesota Moose Habitat Collaborative -**
12.19 **Phase III**

12.20 \$1,938,000 the second year is to the
12.21 commissioner of natural resources for an
12.22 agreement with the Minnesota Deer Hunters
12.23 Association to restore and enhance public
12.24 forest lands in the northern forest region for
12.25 moose habitat. A list of proposed land
12.26 restoration and enhancements must be
12.27 provided as part of the required
12.28 accomplishment plan.

12.29 **Subd. 4. Wetlands** -0- 28,116,000

12.30 **(a) Accelerating the Waterfowl Production Area**
12.31 **Acquisition - Phase X**

12.32 \$5,061,000 the second year is to the
12.33 commissioner of natural resources for an
12.34 agreement with Pheasants Forever to acquire
12.35 lands in fee and to restore and enhance
12.36 wetlands and grasslands to be designated and

13.1 managed as waterfowl production areas in
13.2 Minnesota, in cooperation with the United
13.3 States Fish and Wildlife Service. A list of
13.4 proposed land acquisitions must be provided
13.5 as part of the required accomplishment plan.

13.6 **(b) Shallow Lake and Wetland Protection**
13.7 **Program - Phase VII**

13.8 \$4,770,000 the second year is to the
13.9 commissioner of natural resources for an
13.10 agreement with Ducks Unlimited to acquire
13.11 lands in fee and to restore and enhance prairie
13.12 lands, wetlands, and land buffering shallow
13.13 lakes for wildlife management under
13.14 Minnesota Statutes, section 86A.05,
13.15 subdivision 8. A list of proposed acquisitions
13.16 must be provided as part of the required
13.17 accomplishment plan.

13.18 **(c) RIM Wetlands Partnership - Phase IX**

13.19 \$10,000,000 the second year is to the Board
13.20 of Water and Soil Resources to acquire
13.21 permanent conservation easements and to
13.22 restore wetlands and native grassland habitat
13.23 under Minnesota Statutes, section 103F.515.
13.24 Of this amount, up to \$292,500 is for
13.25 establishing a monitoring and enforcement
13.26 fund as approved in the accomplishment plan
13.27 and subject to Minnesota Statutes, section
13.28 97A.056, subdivision 17. A list of permanent
13.29 conservation easements must be provided as
13.30 part of the final report.

13.31 **(d) Wetland Habitat Protection Program - Phase**
13.32 **III**

13.33 \$1,786,000 the second year is to the
13.34 commissioner of natural resources for an
13.35 agreement with Minnesota Land Trust to

14.1 acquire permanent conservation easements
 14.2 and to restore and enhance prairie, wetland,
 14.3 and other habitat in high-priority wetland
 14.4 habitat complexes in the prairie and
 14.5 forest/prairie transition regions. Of this
 14.6 amount, up to \$240,000 is to establish a
 14.7 monitoring and enforcement fund as approved
 14.8 in the accomplishment plan and subject to
 14.9 Minnesota Statutes, section 97A.056,
 14.10 subdivision 17. A list of proposed
 14.11 conservation easement acquisitions and
 14.12 restorations and enhancements must be
 14.13 provided as part of the required
 14.14 accomplishment plan.

14.15 **(e) Accelerated Shallow Lakes and Wetlands**
 14.16 **Enhancement - Phase X**

14.17 \$2,759,000 the second year is to the
 14.18 commissioner of natural resources to enhance
 14.19 and restore shallow lakes and wetland habitat
 14.20 statewide. A list of proposed land restorations
 14.21 and enhancements must be provided as part
 14.22 of the required accomplishment plan.

14.23 **(f) Living Shallow Lakes and Wetland Initiative**
 14.24 **- Phase VII**

14.25 \$3,740,000 the second year is to the
 14.26 commissioner of natural resources for an
 14.27 agreement with Ducks Unlimited to restore
 14.28 and enhance shallow lakes and wetlands on
 14.29 public lands and wetlands under permanent
 14.30 conservation easement for wildlife
 14.31 management. A list of proposed shallow lake
 14.32 enhancements and wetland restorations must
 14.33 be provided as part of the required
 14.34 accomplishment plan.

14.35 **Subd. 5. Habitats**

-0-

40,978,000

14.36 **(a) Metro Big Rivers - Phase VIII**

15.1 \$2,630,000 the second year is to the
15.2 commissioner of natural resources for
15.3 agreements to acquire lands in fee and
15.4 permanent conservation easements and to
15.5 restore and enhance natural systems associated
15.6 with the Mississippi, Minnesota, and St. Croix
15.7 Rivers in the metropolitan area. Of this
15.8 amount, \$500,000 is to Minnesota Valley
15.9 National Wildlife Refuge Trust Inc., \$300,000
15.10 is to Friends of the Mississippi River,
15.11 \$700,000 is to Great River Greening, and
15.12 \$1,130,000 is to Minnesota Land Trust. Up to
15.13 \$120,000 to Minnesota Land Trust is to
15.14 establish a monitoring and enforcement fund
15.15 as approved in the accomplishment plan and
15.16 subject to Minnesota Statutes, section
15.17 97A.056, subdivision 17. A list of proposed
15.18 land acquisitions and permanent conservation
15.19 easements must be provided as part of the
15.20 required accomplishment plan.

15.21 **(b) Mississippi Headwaters Habitat Corridor**
15.22 **Partnership - Phase IV**

15.23 \$2,073,000 the second year is to the
15.24 commissioner of natural resources for
15.25 agreements to acquire lands in fee and restore
15.26 wildlife habitat in the Mississippi headwaters.
15.27 Of this amount, \$73,000 is to the Mississippi
15.28 Headwaters Board and \$2,000,000 is to The
15.29 Trust for Public Land. \$925,000 the second
15.30 year is to the Board of Water and Soil
15.31 Resources to acquire lands in permanent
15.32 conservation easements and to restore wildlife
15.33 habitat, of which up to \$65,000 is for
15.34 establishing a monitoring and enforcement
15.35 fund as approved in the accomplishment plan
15.36 and subject to Minnesota Statutes, section

16.1 97A.056, subdivision 17. A list of proposed
16.2 acquisitions must be included as part of the
16.3 required accomplishment plan.

16.4 **(c) Fisheries Habitat Protection on Strategic**
16.5 **North Central Minnesota Lakes - Phase IV**

16.6 \$2,801,000 the second year is to the
16.7 commissioner of natural resources for
16.8 agreements to acquire lands in fee and
16.9 permanent conservation easements to sustain
16.10 healthy fish habitat on coldwater lakes in
16.11 Aitkin, Cass, Crow Wing, and Hubbard
16.12 Counties. Of this amount, \$1,005,000 is to the
16.13 Leech Lake Area Watershed Foundation and
16.14 \$1,796,000 is to Minnesota Land Trust. Up to
16.15 \$120,000 to Minnesota Land Trust is for
16.16 establishing a monitoring and enforcement
16.17 fund as approved in the accomplishment plan
16.18 and subject to Minnesota Statutes, section
16.19 97A.056, subdivision 17. A list of acquisitions
16.20 must be provided as part of the required
16.21 accomplishment plan.

16.22 **(d) DNR Trout Stream Conservation Easements**

16.23 \$642,000 the second year is to the
16.24 commissioner of natural resources to acquire
16.25 land in permanent conservation easements to
16.26 protect trout stream aquatic habitat. Up to
16.27 \$52,500 is for establishing a monitoring and
16.28 enforcement fund as approved in the
16.29 accomplishment plan and subject to Minnesota
16.30 Statutes, section 97A.056, subdivision 17. A
16.31 list of permanent conservation easements must
16.32 be provided as part of the required
16.33 accomplishment plan.

16.34 **(e) Metro Wildlife Management Areas**

17.1 \$1,174,000 the second year is to the
17.2 commissioner of natural resources for an
17.3 agreement with The Conservation Fund to
17.4 acquire lands in fee in the metro area planning
17.5 region for wildlife management under
17.6 Minnesota Statutes, section 86A.05,
17.7 subdivision 8. A list of proposed land
17.8 acquisitions must be provided as part of the
17.9 required accomplishment plan.

17.10 **(f) Dakota County Habitat**
17.11 **Protection/Restoration - Phase VI**

17.12 \$2,288,000 the second year is to the
17.13 commissioner of natural resources for an
17.14 agreement with Dakota County to acquire
17.15 permanent conservation easements and lands
17.16 in fee and to restore and enhance riparian and
17.17 other habitats in Dakota County. A list of
17.18 proposed land acquisitions and restorations
17.19 and enhancements must be provided as part
17.20 of the required accomplishment plan.

17.21 **(g) Hennepin County Habitat Conservation**
17.22 **Program**

17.23 \$1,514,000 the second year is to the
17.24 commissioner of natural resources for an
17.25 agreement with Hennepin County, in
17.26 cooperation with Minnesota Land Trust, to
17.27 acquire permanent conservation easements
17.28 and to restore and enhance habitats in
17.29 Hennepin County. Of this amount, \$194,000
17.30 is to Hennepin County and \$1,320,000 is to
17.31 Minnesota Land Trust. Up to \$192,000 to
17.32 Minnesota Land Trust is for establishing a
17.33 monitoring and enforcement fund as approved
17.34 in the accomplishment plan and subject to
17.35 Minnesota Statutes, section 97A.056,
17.36 subdivision 17. A list of proposed permanent

18.1 conservation easements and restorations and
18.2 enhancements must be provided as part of the
18.3 required accomplishment plan.

18.4 **(h) Minnesota Trout Unlimited Coldwater Fish**
18.5 **Habitat Enhancement and Restoration - Phase**
18.6 **X**

18.7 \$2,291,000 the second year is to the
18.8 commissioner of natural resources for an
18.9 agreement with Minnesota Trout Unlimited
18.10 to acquire permanent conservation stream
18.11 easements using the payment method
18.12 prescribed in Minnesota Statutes, section
18.13 84.0272, subdivision 2, and to restore and
18.14 enhance habitat for trout and other species in
18.15 and along coldwater rivers, lakes, and streams
18.16 in Minnesota. Up to \$20,000 is for establishing
18.17 a monitoring and enforcement fund as
18.18 approved in the accomplishment plan and
18.19 subject to Minnesota Statutes, section
18.20 97A.056, subdivision 17. A list of proposed
18.21 land acquisitions and restorations and
18.22 enhancements must be provided as part of the
18.23 required accomplishment plan.

18.24 **(i) Lower Mississippi River Habitat Partnership**
18.25 **- Phase IV**

18.26 \$1,555,000 the second year is to the
18.27 commissioner of natural resources to restore
18.28 and enhance aquatic and forest habitats in the
18.29 lower Mississippi River watershed, upper Pool
18.30 9 backwater. A list of proposed restorations
18.31 and enhancements must be provided as part
18.32 of the required accomplishment plan.

18.33 **(j) St. Louis River Restoration Initiative - Phase**
18.34 **V**

18.35 \$2,013,000 the second year is to the
18.36 commissioner of natural resources to restore

19.1 aquatic habitats in the St. Louis River estuary.
19.2 Of this appropriation, up to \$1,350,000 is for
19.3 an agreement with Minnesota Land Trust. A
19.4 list of proposed restorations must be provided
19.5 as part of the required accomplishment plan.

19.6 **(k) Knife River Habitat Rehabilitation - Phase**
19.7 **III**

19.8 \$927,000 the second year is to the
19.9 commissioner of natural resources for an
19.10 agreement with Zeitgeist, in cooperation with
19.11 the Lake Superior Steelhead Association, to
19.12 enhance trout habitat in the Knife River
19.13 watershed. A list of proposed enhancements
19.14 must be provided as part of the required
19.15 accomplishment plan.

19.16 **(l) Shell Rock River Watershed Habitat**
19.17 **Restoration Program - Phase VII**

19.18 \$1,421,000 the second year is to the
19.19 commissioner of natural resources for an
19.20 agreement with the Shell Rock River
19.21 Watershed District to acquire lands in fee and
19.22 to restore and enhance aquatic habitat in the
19.23 Shell Rock River watershed. A list of proposed
19.24 acquisitions, restorations, and enhancements
19.25 must be provided as part of the required
19.26 accomplishment plan.

19.27 **(m) Lake George Dam and Rum River Erosion**

19.28 \$539,000 the second year is to the
19.29 commissioner of natural resources for an
19.30 agreement with Anoka County to enhance
19.31 aquatic habitat in and adjacent to Lake George
19.32 in Anoka County and to restore and enhance
19.33 aquatic habitat on the Rum River. A list of
19.34 proposed habitat enhancements and

20.1 restorations must be provided as part of the
20.2 required accomplishment plan.

20.3 **(n) Buffalo River Watershed Stream Habitat**
20.4 **Program**

20.5 \$1,195,000 the second year is to the
20.6 commissioner of natural resources for an
20.7 agreement with the Buffalo-Red River
20.8 Watershed District to restore and enhance
20.9 aquatic and upland habitat associated with the
20.10 south branch of the Buffalo River and Whisky
20.11 Creek in the Buffalo River watershed. A list
20.12 of proposed restorations and enhancements
20.13 must be provided as part of the required
20.14 accomplishment plan.

20.15 **(o) Two Rivers Fish Passage Restoration and**
20.16 **Habitat Enhancement**

20.17 \$2,000,000 the second year is to the
20.18 commissioner of natural resources for an
20.19 agreement with the city of Hallock to restore
20.20 and enhance fish passage and habitat in the
20.21 South Branch Two Rivers. A list of proposed
20.22 restorations must be provided as part of the
20.23 required accomplishment plan.

20.24 **(p) Six Mile Creek – Halsted Bay Habitat**
20.25 **Restoration**

20.26 \$567,000 the second year is to the
20.27 commissioner of natural resources for an
20.28 agreement with the Minnehaha Creek
20.29 Watershed District to restore and enhance fish
20.30 habitat in the Six Mile Creek - Halsted Bay
20.31 subwatershed. A list of proposed restorations
20.32 and enhancements must be provided as part
20.33 of the required accomplishment plan.

20.34 **(q) DNR Aquatic Habitat Restoration and**
20.35 **Enhancement**

21.1 \$2,834,000 the second year is to the
21.2 commissioner of natural resources to restore
21.3 and enhance aquatic habitat in degraded
21.4 streams and aquatic management areas and to
21.5 facilitate fish passage. A list of proposed land
21.6 restorations and enhancements must be
21.7 provided as part of the required
21.8 accomplishment plan.

21.9 **(r) Conservation Partners Legacy Grant**
21.10 **Program: Statewide and Metro Habitat - Phase**
21.11 **X**

21.12 \$11,589,000 the second year is to the
21.13 commissioner of natural resources for a
21.14 program to provide competitive matching
21.15 grants of up to \$400,000 to local, regional,
21.16 state, and national organizations for enhancing,
21.17 restoring, or protecting forests, wetlands,
21.18 prairies, or habitat for fish, game, or wildlife
21.19 in Minnesota. Of this amount, up to
21.20 \$2,567,000 is for grants in the seven-county
21.21 metropolitan area and cities with a population
21.22 of 50,000 or greater. Grants must not be made
21.23 for activities required to fulfill the duties of
21.24 owners of lands subject to conservation
21.25 easements. Grants must not be made from the
21.26 appropriation in this paragraph for projects
21.27 that have a total project cost exceeding
21.28 \$575,000. Of the total appropriation, \$536,000
21.29 may be spent for personnel costs and other
21.30 direct and necessary administrative costs.
21.31 Grantees may acquire land or interests in land.
21.32 Easements must be permanent. Grants may
21.33 not be used to establish easement stewardship
21.34 accounts. Land acquired in fee must be open
21.35 to hunting and fishing during the open season
21.36 unless otherwise provided by law. The

22.1 program must require a match of at least ten
22.2 percent from nonstate sources for all grants.
22.3 The match may be cash or in-kind resources.
22.4 For grant applications of \$25,000 or less, the
22.5 commissioner must provide a separate,
22.6 simplified application process. Subject to
22.7 Minnesota statutes, the commissioner of
22.8 natural resources must, when evaluating
22.9 projects of equal value, give priority to
22.10 organizations that have a history of receiving,
22.11 or a charter to receive, private contributions
22.12 for local conservation or habitat projects. If
22.13 acquiring land in fee or a conservation
22.14 easement, priority must be given to projects
22.15 associated with or within one mile of existing
22.16 wildlife management areas under Minnesota
22.17 Statutes, section 86A.05, subdivision 8;
22.18 scientific and natural areas under Minnesota
22.19 Statutes, sections 84.033 and 86A.05,
22.20 subdivision 5; or aquatic management areas
22.21 under Minnesota Statutes, sections 86A.05,
22.22 subdivision 14, and 97C.02. All restoration or
22.23 enhancement projects must be on land
22.24 permanently protected by a permanent
22.25 covenant ensuring perpetual maintenance and
22.26 protection of restored and enhanced habitat,
22.27 by a conservation easement or by public
22.28 ownership, or in public waters as defined in
22.29 Minnesota Statutes, section 103G.005,
22.30 subdivision 15. Priority must be given to
22.31 restoration and enhancement projects on public
22.32 lands. Minnesota Statutes, section 97A.056,
22.33 subdivision 13, applies to grants awarded
22.34 under this paragraph. This appropriation is
22.35 available until June 30, 2022. No less than five
22.36 percent of the amount of each grant must be

23.1 held back from reimbursement until the grant
 23.2 recipient has completed a grant
 23.3 accomplishment report by the deadline and in
 23.4 the form prescribed by and satisfactory to the
 23.5 Lessard-Sams Outdoor Heritage Council. The
 23.6 commissioner must provide notice of the grant
 23.7 program in the summary of game and fish law
 23.8 prepared under Minnesota Statutes, section
 23.9 97A.051, subdivision 2.

23.10 **Subd. 6. Administration** -0- 410,000

23.11 **(a) Contract Management**

23.12 \$210,000 the second year is to the
 23.13 commissioner of natural resources for contract
 23.14 management duties assigned in this section.
 23.15 The commissioner must provide an
 23.16 accomplishment plan in the form specified by
 23.17 the Lessard-Sams Outdoor Heritage Council
 23.18 on expending this appropriation. The
 23.19 accomplishment plan must include a copy of
 23.20 the grant contract template and reimbursement
 23.21 manual. No money may be expended before
 23.22 the Lessard-Sams Outdoor Heritage Council
 23.23 approves the accomplishment plan.

23.24 **(b) Technical Evaluation Panel**

23.25 \$150,000 the second year is to the
 23.26 commissioner of natural resources for a
 23.27 technical evaluation panel to conduct up to 25
 23.28 restoration and enhancement evaluations under
 23.29 Minnesota Statutes, section 97A.056,
 23.30 subdivision 10.

23.31 **(c) High-Priority Pretransaction Service**
 23.32 **Acceleration for Lessard-Sams Outdoor**
 23.33 **Heritage Council**

23.34 \$50,000 the second year is to the
 23.35 commissioner of natural resources to provide

24.1 land-acquisition pretransaction services
24.2 including but not limited to appraisals,
24.3 surveys, or title research for acquisition
24.4 proposals being considered by the
24.5 Lessard-Sams Outdoor Heritage Council. A
24.6 list of activities must be included in the final
24.7 accomplishment plan.

24.8 **Subd. 7. Availability of Appropriation**

24.9 Money appropriated in this section may not
24.10 be spent on activities unless they are directly
24.11 related to and necessary for a specific
24.12 appropriation and are specified in the
24.13 accomplishment plan approved by the
24.14 Lessard-Sams Outdoor Heritage Council.

24.15 Money appropriated in this section must not
24.16 be spent on indirect costs or other institutional
24.17 overhead charges that are not directly related
24.18 to and necessary for a specific appropriation.

24.19 Unless otherwise provided, the amounts in
24.20 this section are available until June 30, 2021.

24.21 For acquisition of real property, the amounts
24.22 in this section are available until June 30,
24.23 2022, if a binding agreement with a landowner
24.24 or purchase agreement is entered into by June
24.25 30, 2021, and closed no later than June 30,
24.26 2022. Funds for restoration or enhancement
24.27 are available until June 30, 2023, or five years
24.28 after acquisition, whichever is later, in order
24.29 to complete initial restoration or enhancement
24.30 work. If a project receives at least 15 percent
24.31 of its funding from federal funds, the time of
24.32 the appropriation may be extended to equal
24.33 the availability of federal funding to a
24.34 maximum of six years if that federal funding
24.35 was confirmed and included in the second
24.36 draft accomplishment plan. Funds appropriated

25.1 for fee title acquisition of land may be used
25.2 to restore, enhance, and provide for public use
25.3 of the land acquired with the appropriation.
25.4 Public-use facilities must have a minimal
25.5 impact on habitat in acquired lands.
25.6 **Subd. 8. Payment Conditions and Capital**
25.7 **Equipment Expenditures**
25.8 All agreements referred to in this section must
25.9 be administered on a reimbursement basis
25.10 unless otherwise provided in this section.
25.11 Notwithstanding Minnesota Statutes, section
25.12 16A.41, expenditures directly related to each
25.13 appropriation's purpose made on or after July
25.14 1, 2018, or the date of accomplishment plan
25.15 approval, whichever is later, are eligible for
25.16 reimbursement unless otherwise provided in
25.17 this section. For the purposes of administering
25.18 appropriations and legislatively authorized
25.19 agreements paid out of the outdoor heritage
25.20 fund, an expense must be considered
25.21 reimbursable by the administering agency
25.22 when the recipient presents the agency with
25.23 an invoice, or a binding agreement with the
25.24 landowner, and the recipient attests that the
25.25 goods have been received or the landowner
25.26 agreement is binding. Periodic reimbursement
25.27 must be made upon receiving documentation
25.28 that the items articulated in the
25.29 accomplishment plan approved by the
25.30 Lessard-Sams Outdoor Heritage Council have
25.31 been achieved, including partial achievements
25.32 as evidenced by progress reports approved by
25.33 the Lessard-Sams Outdoor Heritage Council.
25.34 Reasonable amounts may be advanced to
25.35 projects to accommodate cash flow needs,
25.36 support future management of acquired lands,

26.1 or match a federal share. The advances must
26.2 be approved as part of the accomplishment
26.3 plan. Capital equipment expenditures for
26.4 specific items over \$10,000 must be itemized
26.5 in and approved as part of the accomplishment
26.6 plan.

26.7 **Subd. 9. Mapping**

26.8 Each direct recipient of money appropriated
26.9 in this section, as well as each recipient of a
26.10 grant awarded pursuant to this section, must
26.11 provide geographic information to the
26.12 Lessard-Sams Outdoor Heritage Council for
26.13 mapping of any lands acquired in fee with
26.14 funds appropriated in this section and open to
26.15 public taking of fish and game. The
26.16 commissioner of natural resources must
26.17 include the lands acquired in fee with money
26.18 appropriated in this section on maps showing
26.19 public recreational opportunities. Maps must
26.20 include information on and acknowledgment
26.21 of the outdoor heritage fund, including a
26.22 notation of any restrictions.

26.23 **Subd. 10. Carryforwards**

26.24 (a) The availability of the appropriation in
26.25 Laws 2014, chapter 256, article 1, section 2,
26.26 subdivision 5, paragraph (e), for Mustinka
26.27 River Fish and Wildlife Habitat Corridor
26.28 Rehabilitation is extended to June 30, 2022.

26.29 (b) The availability of the appropriation in
26.30 Laws 2015, First Special Session chapter 2,
26.31 article 1, section 2, subdivision 2, paragraph
26.32 (j), for Wild Rice River Corridor Habitat
26.33 Restoration is extended to June 30, 2021.

27.1 (c) This subdivision is effective the day
27.2 following final enactment.

27.3 Sec. 3. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
27.4 read:

27.5 Subd. 25. **Nongovernmental organization acquisition; local government notice.** A
27.6 nongovernmental organization submitting a proposal to the council for a fee title acquisition
27.7 of land to be acquired in whole or in part with money from the outdoor heritage fund must
27.8 notify, in writing, the county board and the town board where the land is located and furnish
27.9 them a description of the land to be acquired on or before the date of the proposal's
27.10 submission. The county board and town board may provide to the council resolutions
27.11 favoring or opposing the land sale. For the purposes of this subdivision, a proposal includes
27.12 a proposal submitted in response to a call for funding issued by the council and a proposed
27.13 parcel submitted to the council after the initial proposal has been submitted.