

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

S.F. No. 4361

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Introduction and first reading
Referred to Environment and Natural Resources Policy and Legacy Finance

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to natural resources; requiring use of surveillance and early detection
1.3 system to target efforts to combat aquatic invasive species; appropriating money
1.4 for surveillance and early detection system; amending Minnesota Statutes 2018,
1.5 section 477A.19, subdivision 3; proposing coding for new law in Minnesota
1.6 Statutes, chapter 84D.

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

1.8 Section 1. **[84D.16] USING SURVEILLANCE AND EARLY DETECTION SYSTEM**
1.9 **FOR AQUATIC INVASIVE SPECIES.**

1.10 **Subdivision 1. Requirement to use.** A state agency, local government, entity, or person
1.11 who receives a direct appropriation or grant of state money to prevent, curb the spread of,
1.12 remove, or destroy aquatic invasive species must use the surveillance and early detection
1.13 system for aquatic invasive species operated by the Minnesota Aquatic Invasive Species
1.14 Research Center of the University of Minnesota to decide how to use the money.

1.15 **Subd. 2. Prohibited conduct.** A state agency, local government, entity, or person who
1.16 receives a direct appropriation or grant of state money to prevent, curb the spread of, remove,
1.17 or destroy aquatic invasive species must not:

1.18 (1) spend the money in a manner that is inconsistent with the results of the analysis
1.19 required by subdivision 1;

1.20 (2) limit the analysis required by subdivision 1 to only certain bodies of water; or

1.21 (3) spend or encumber the money before conducting the analysis required by subdivision

1.22 1.

1.23 **Subd. 3. Exceptions.** Subdivision 1 does not apply to:

2.1 (1) a direct appropriation for use in or around a specific, named body of water; or

2.2 (2) a direct appropriation or grant for aquatic invasive species research.

2.3 Sec. 2. Minnesota Statutes 2018, section 477A.19, subdivision 3, is amended to read:

2.4 Subd. 3. **Use of proceeds.** A county that receives a distribution under this section must
 2.5 use the proceeds solely to prevent the introduction or limit the spread of aquatic invasive
 2.6 species at all access sites within the county. The county must establish, by resolution or
 2.7 through adoption of a plan, guidelines for the use of the proceeds. The guidelines set by the
 2.8 county board may include, but are not limited to, providing for site-level management,
 2.9 countywide awareness, and other procedures that the county finds necessary to achieve
 2.10 compliance. The county may appropriate the proceeds directly, or may use any portion of
 2.11 the proceeds to provide funding for a joint powers board or cooperative agreement with
 2.12 another political subdivision, a soil and water conservation district in the county, a watershed
 2.13 district in the county, or a lake association located in the county. Any money appropriated
 2.14 by the county to a different entity or political subdivision must be used as required under
 2.15 this section. Each county must submit a copy of its guidelines for use of the proceeds to the
 2.16 Department of Natural Resources by December 31 of the year the payments are received.
 2.17 Money distributed under this section is subject to section 84D.16.

2.18 Sec. 3. **APPROPRIATION; IMPLEMENTING SURVEILLANCE AND EARLY**
 2.19 **DETECTION SYSTEM FOR AQUATIC INVASIVE SPECIES.**

2.20 (a) \$200,000 in fiscal year 2021 is appropriated from the general fund to the commissioner
 2.21 of natural resources for a grant to the Minnesota Aquatic Invasive Species Research Center
 2.22 at the University of Minnesota to continue to develop and implement a statewide surveillance
 2.23 and early detection system for aquatic invasive species, in conjunction with the commissioner
 2.24 of natural resources, the commissioner of the Pollution Control Agency, counties, and other
 2.25 stakeholders.

2.26 (b) By March 1, 2021, the commissioner of natural resources must submit a report and
 2.27 recommendations to the chairs and ranking minority members of the legislative committees
 2.28 and divisions with jurisdiction over environment and natural resources policy and finance.
 2.29 The report must:

2.30 (1) describe how the Department of Natural Resources is using the statewide surveillance
 2.31 and early detection system for aquatic invasive species;

- 3.1 (2) describe how the department is using eco-epidemiological models, optimized decision
3.2 models, and related tools as a mechanism for determining how best to deploy limited
3.3 resources;
- 3.4 (3) recommend how the statewide system should continue to be funded and at what
3.5 levels; and
- 3.6 (4) recommend regulatory, policy, and statutory changes that would be needed to fully
3.7 implement the statewide system.