

CHAPTER 376—S.F.No. 2738

An act relating to natural resources; providing for maintenance of leased property; modifying duties of the forest resources council; permitting aquatic plant grants; making certain state park permit exemptions; providing for federal law compliance; providing financing for management of chronic wasting disease; exempting certain appropriations from moratoriums and hiring freeze; requiring a study and report; modifying issuance of fishing licenses; modifying certain appropriations; appropriating money; amending Minnesota Statutes 2000, sections 84.153; 84.975, by adding a subdivision; 85.054, by adding a subdivision; 89A.05, subdivision 1; 97A.055, by adding a subdivision; 97A.075, subdivision 1; 97A.485, by adding a subdivision; Minnesota Statutes 2001 Supplement, section 89A.06, subdivision 2a; Laws 2001, First Special Session chapter 2, section 5, subdivisions 2, 5, 6, 7, 8, 11; proposing coding for new law in Minnesota Statutes, chapter 97A.

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

Section 1. Minnesota Statutes 2000, section 84.153, is amended to read:

84.153 PROPERTY; LEASING, RENTING.

(a) The commissioner is hereby authorized at public or private vendue and at such prices and under such terms and conditions as the commissioner may prescribe, to lease any buildings or lands not now authorized to be leased, acquired in the name of the state of Minnesota by any of the several divisions of the department which are not presently needed for the uses and purposes of any of the divisions of the department. The purposes for which such leases may be executed shall be in the furtherance of the interests of conservation and such uses shall not result in any permanent injury to the land. No such lease shall be made for a term to exceed two years and shall contain a provision for cancellation at any time by the commissioner upon three months written notice. All money received from these leases shall be credited to the fund from which the property was acquired, except an amount equal to the cost of maintenance of the leased property shall be credited to the fund charged with the cost of maintenance. Money credited for leased property maintenance is appropriated to the commissioner for that purpose.

(b) The commissioner is hereby authorized to rent or lease to employees of the various divisions of the department such cabins, buildings, or living quarters as are now or may hereafter be constructed upon state-owned lands under the control of the several divisions of the department, when this occupancy is found to be necessary or beneficial to the work of the department. These leases or rental agreements shall be upon a month to month basis and provide for surrender by the lessee upon demand at any time the lessee's services with the state may be terminated, without the necessity of any written notice. All receipts from rents shall be paid in to the state treasurer and credited to the fund charged with the cost of maintenance of such buildings and are hereby appropriated for such use.

(c) All instruments and transactions so negotiated shall be approved as to form, validity, and execution by the attorney general.

New language is indicated by underline, deletions by ~~strikeout~~.

(d) Hunting of wild game is prohibited on any land which has been posted by the lessee to prohibit hunting. Such prohibition shall apply to all persons including the lessee.

Sec. 2. Minnesota Statutes 2000, section 84.975, is amended by adding a subdivision to read:

Subd. 4. AQUATIC PLANT GRANTS. The commissioner may make grants for aquatic plant restoration projects, research, and propagation.

Sec. 3. Minnesota Statutes 2000, section 85.054, is amended by adding a subdivision to read:

Subd. 9. LAKE BEMIDJI STATE PARK. A state park permit is not required and a fee may not be charged for motor vehicle entry to, use of roads to, or parking at the department of natural resources regional headquarters portion of Lake Bemidji state park.

Sec. 4. Minnesota Statutes 2000, section 89A.05, subdivision 1, is amended to read:

Subdivision 1. **DEVELOPMENT.** The council shall coordinate the development of comprehensive timber harvesting and forest management guidelines. The guidelines must address the water, air, soil, biotic, recreational, and aesthetic resources found in forest ecosystems by focusing on those impacts commonly associated with applying site-level forestry practices. The guidelines must reflect a range of practical and sound practices based on the best available scientific information, and be integrated to minimize conflicting recommendations while being easy to understand and implement. By June 30, 2003, the council shall review and, if deemed necessary, update the guidelines and identify potential revisions. If deemed necessary, the council shall update the guidelines by June 30, 2005. Changes to the guidelines shall be peer reviewed prior to final adoption by the council. By December 1999, the council must undertake a peer review of the recommendations in the forest management guidelines adopted in December 1998 for protecting forest riparian areas and seasonal ponds.

Sec. 5. Minnesota Statutes 2001 Supplement, section 89A.06, subdivision 2a, is amended to read:

Subd. 2a. **REGIONAL FOREST COMMITTEE REPORTING.** The council must report annually on the activities and progress made by the regional forest committees established under subdivision 2, including the following:

(1) by December 1, 1999, the regional committee for the council's northeast landscape will complete the identification of draft desired future outcomes, key issues, and strategies for the landscape;

(2) by July 1, 2000, the council will complete assessments for the council's north central and southeast landscape regions;

(3) by July 1, 2001, the regional committees for the north central and southeast landscapes will complete draft desired future outcomes, key issues, and strategies for their respective landscapes; and

New language is indicated by underline, deletions by ~~strikeout~~.

(4) by June 30, 2002, all remaining landscape regions must complete assessments and by June 30, 2003, desired future outcomes and strategies for all remaining regions except the northern, east central, metropolitan, and prairie regions. By June 30, 2004, the northern region must complete desired future outcomes and strategies, and by June 30, 2005, the east central region must complete desired future outcomes and strategies.

Sec. 6. Minnesota Statutes 2000, section 97A.055, is amended by adding a subdivision to read:

Subd. 2a. FEDERAL AID DISPOSITION. (a) Federal aid reimbursements under the Federal Aid in Wildlife Restoration Act, United States Code, title 16, sections 669 to 669i, shall be deposited in the game and fish fund.

(b) Federal aid reimbursements under the Federal Aid in Fish Restoration Act, United States Code, title 16, sections 777 to 777k, shall be deposited in the game and fish fund.

Sec. 7. [97A.057] **FEDERAL LAW COMPLIANCE; RESTRICTION ON LICENSE REVENUE.**

Subdivision 1. COMPLIANCE WITH FEDERAL LAW. The commissioner shall take any action necessary to comply with the Federal Aid in Wildlife Restoration Act, United States Code, title 16, sections 669 to 669i, and the Federal Aid in Fish Restoration Act, United States Code, title 16, sections 777 to 777k.

Subd. 2. RESTRICTION ON LICENSE REVENUE. Money accruing to the state from fees charged for hunting and angling licenses shall not be used for any purpose other than game and fish activities and related activities under the administration of the commissioner.

Sec. 8. Minnesota Statutes 2000, section 97A.075, subdivision 1, is amended to read:

Subdivision 1. DEER, BEAR, AND LIFETIME LICENSES. (a) For purposes of this subdivision, "deer license" means a license issued under section 97A.475, subdivisions 2, clauses (4), (5), and (9), and 3, clauses (2), (3), and (7), and licenses issued under section 97B.301, subdivision 4.

(b) At least \$2 from each annual deer license and \$2 annually from the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued under section 97A.473, subdivision 4, shall be used for deer habitat improvement or deer management programs.

(c) At least \$1 from each annual deer license and each bear license and \$1 annually from the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued under section 97A.473, subdivision 4, shall be used for deer and bear management programs, including a computerized licensing system. Fifty cents from each deer license is appropriated for emergency deer feeding and management of chronic wasting disease. Money appropriated for emergency deer feeding and management of chronic wasting disease is available until expended. When the unencumbered balance in the appropriation for emergency deer feeding and chronic

New language is indicated by underline, deletions by strikeout.

wasting disease at the end of a fiscal year exceeds \$1,500,000 for the first time, \$750,000 is canceled to the unappropriated balance of the game and fish fund. The commissioner must inform the legislative chairs of the natural resources finance committees every two years on how the money for chronic wasting disease has been spent.

Thereafter, when the unencumbered balance in the appropriation for emergency deer feeding exceeds \$1,500,000 at the end of a fiscal year, the unencumbered balance in excess of \$1,500,000 is canceled and available for deer and bear management programs and computerized licensing.

EFFECTIVE DATE. This section is effective July 1, 2002.

Sec. 9. Minnesota Statutes 2000, section 97A.485, is amended by adding a subdivision to read:

Subd. 13. ONE-DAY PAPER FISHING LICENSES. The commissioner must allow one-day paper fishing licenses to be sold by fishing guides operating charter boats.

Sec. 10. Laws 2001, First Special Session chapter 2, section 5, subdivision 2, is amended to read:

Subd. 2. Land and Mineral Resources Management

7,079,000 7,273,000

Summary by Fund

General	6,500,000	6,679,000
Natural Resources	152,000	156,000
Game and Fish	427,000	438,000

\$307,000 the first year and \$308,000 the second year are for iron ore cooperative research, of which \$200,000 the first year and \$200,000 the second year are available only as matched by \$1 of nonstate money for each \$1 of state money. The match may be cash or in-kind. Any unencumbered balance remaining in the first year does not cancel but is available for the second year.

\$370,000 the first year and \$372,000 the second year are for mineral diversification.

\$100,000 the first year and \$101,000 the second year are for minerals cooperative environmental research, of which \$50,000

New language is indicated by underline, deletions by ~~strikeout~~.

the first year and \$50,500 the second year are available only as matched by \$1 of nonstate money for each \$1 of state money. The match may be cash or in-kind. Any unencumbered balance remaining in the first year does not cancel but is available for the second year.

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

Sec. 11. Laws 2001, First Special Session chapter 2, section 5, subdivision 5, is amended to read:

Subd. 5. Parks and Recreation
Management

40,295,000 41,218,000

Summary by Fund

General	23,452,000	24,023,000
Natural Resources	16,843,000	17,195,000

\$638,000 the first year and \$640,000 the second year are from the water recreation account in the natural resources fund for state park development projects. If the appropriation in either year is insufficient, the appropriation for the other year is available for it.

\$4,000,000 the first year and \$4,000,000 the second year are for payment of a grant to the metropolitan council for metropolitan area regional parks maintenance and operations. The portion of this appropriation allocated to the Minneapolis park and recreation board includes money for the Bassett's Creek trail to connect the Cedar Lake trail and the Luce Line trail.

\$247,000 the first year and \$253,000 the second year are for state forest campground operations.

\$4,103,000 the first year and \$4,453,000 the second year are from the natural resources fund for state park and recreation

New language is indicated by underline, deletions by ~~strikeout~~.

area operations and acquisition. This appropriation is from the revenue deposited to the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (2). Of this amount:

(1) \$1,805,000 the first year and \$1,805,000 the second year are to restore camping and day use in state parks, make camping available in the spring and fall, provide maintenance to the facilities and security for park visitors, and partially fund winter operations;

(2) \$280,000 the first year and \$290,000 the second year are to fund state park emergency maintenance projects;

(3) \$413,000 the first year and \$413,000 the second year are to fund state park resource management activities;

(4) \$185,000 the first year is to fund the purchase of the campground manager/point-of-sale system for 28 state parks;

(5) \$100,000 the first year and \$100,000 the second year are to make improvements to the state park Web site and provide additional state park informational brochures and more state park maps;

(6) \$50,000 the first year and \$50,000 the second year are to replace computers in the field and regional office locations according to department standards;

(7) \$75,000 the first year is to complete master plans for both Big Bog and Red River state recreation areas;

(8) ~~\$600,000~~ \$200,000 the second year is for operating costs, including fisheries

New language is indicated by underline, deletions by ~~strikeout~~.

management, of the Red River state recreation area;

(9) ~~\$200,000 the first year and \$200,000 \$100,000 the second year~~ are for operating costs of the Big Bog state recreation area; and

(10) ~~\$995,000 the first year and \$995,000 the second year~~ are is for acquisition of in-holdings for state parks and recreation areas; and

(11) ~~\$1,495,000 the second year~~ is for state park operations.

The appropriations in clauses (2) to (10) (11) are one-time appropriations.

~~\$4,130,000 the first year and \$5,130,000 the second year~~ are from the natural resources fund for a grant to the metropolitan council for metropolitan area regional parks and trails maintenance and operations. This appropriation is from the revenue deposited to the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (3). The appropriation in the first year is available in the second year. Notwithstanding Minnesota Statutes, section 16A.28, amounts encumbered under contract on or before June 30, 2003, are available until June 30, 2004.

\$1,000,000 the first year is from the natural resources fund for a grant to the city of St. Paul to restore East Como Lake trail and lakeshore in Como Park. The money is available until expended. This appropriation is from the revenue deposited to the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (3).

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

New language is indicated by underline, deletions by ~~strikeout~~.

Sec. 12. Laws 2001, First Special Session chapter 2, section 5, subdivision 6, is amended to read:

Subd. 6. Trails and Waterways
Management

19,263,000 19,616,000

Summary by Fund

General	2,053,000	2,083,000
Natural Resources	16,315,000	16,223,000
Game and Fish	895,000	1,310,000

\$4,424,000 the first year and \$4,424,000 the second year are from the snowmobile trails and enforcement account in the natural resources fund for snowmobile grants-in-aid.

\$600,000 each year is dedicated to the grant-in-aid system from the snowmobile trails and enforcement account in the natural resources fund made available by the increase to one percent in the unrefunded gas tax for snowmobile activity.

Notwithstanding Minnesota Statutes, section 16A.28, the appropriations encumbered under contract on or before June 30, 2003, for the snowmobile, all-terrain vehicle, off-highway vehicle, and off-road vehicle grants in this subdivision are available until June 30, 2004.

\$259,000 the first year and \$261,000 the second year are from the water recreation account in the natural resources fund for a safe harbor program on Lake Superior.

\$852,000 the first year and \$852,000 the second year are from the natural resources fund for state trail operations. This appropriation is from the revenue deposited to the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (2). This is a one-time appropriation.

New language is indicated by underline, deletions by ~~strikeout~~.

\$684,000 the first year and \$684,000 the second year are from the natural resources fund for trail grants to local units of government on land to be maintained for at least 20 years for the purposes of the grant. This appropriation is from the revenue deposited to the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (4). This is a one-time appropriation. The appropriation in the first year is available in the second year. Notwithstanding Minnesota Statutes, section 16A.28, amounts encumbered under contract on or before June 30, 2003, are available until June 3, 2004.

The appropriation from the general fund of \$1,400,000 authorized in Laws 1998, chapter 404, section 7, subdivision 26, for Skunk Hollow trail in Yellow Medicine and Chipewewa counties is reappropriated for the purpose of developing the Minnesota River trail under Minnesota Statutes, section 85.015, subdivision 22.

\$300,000 the first year and \$300,000 the second year are from the water recreation account in the natural resources fund for preconstruction, acquisition, and staffing needs for the Mississippi Whitewater trail authorized by Minnesota Statutes, section 85.0156. This is a one-time appropriation.

\$150,000 the first year is from the water recreation account in the natural resources fund for necessary improvements and repairs at the Knife river harbor of refuge and marina. This appropriation is available until spent.

\$100,000 the first year is from the water recreation account in the natural resources fund for an inventory of the Red River of the North, to make recommendations to the legislature on the cost of improvements

New language is indicated by underline, deletions by ~~strikeout~~.

necessary for the canoe and boating route on the river, and for mapping and signing the lower portion of the river from Breckenridge to Georgetown.

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

Sec. 13. Laws 2001, First Special Session chapter 2, section 5, subdivision 7, is amended to read:

Subd. 7. Fish Management

~~27,692,000~~ 27,842,000 28,948,000

Summary by Fund

General	646,000	660,000	
Natural Resources	191,000	197,000	
Game and Fish	26,855,000 <u>27,005,000</u>		28,091,000

\$222,000 the first year and \$227,000 the second year are for resource population surveys in the 1837 treaty area. Of this amount, \$84,000 the first year and \$85,000 the second year are from the game and fish fund.

\$303,000 the first year and \$311,000 the second year are for the reinvest in Minnesota programs of game and fish, critical habitat, and wetlands established under Minnesota Statutes, section 84.95, subdivision 2.

\$666,000 the first year and \$671,000 the second year are from the trout and salmon management account for only the purposes specified in Minnesota Statutes, section 97A.075, subdivision 3.

\$205,000 the first year and \$207,000 the second year are available for aquatic plant restoration.

\$150,000 the first year is appropriated from the game and fish fund for research work on Lake Mille Lacs. This is a one-time

New language is indicated by underline, deletions by strikeout.

appropriation available until June 30, 2003.

\$4,735,000 the first year and \$5,451,000 the second year are from the heritage enhancement account in the game and fish fund for only the purposes specified in Minnesota Statutes, section 297A.94, paragraph (e), clause (1). This appropriation is from the revenue deposited to the game and fish fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (1). Of this amount:

(1) \$1,980,000 the first year and \$1,980,000 the second year are to carry out projects such as installing lake aeration systems, removing access barriers for physically disabled anglers, building fishing piers, modifying dams, constructing rough fish barriers, conducting creel surveys, improving streams, improving spawning areas, repairing hatcheries and rearing ponds, stabilizing lake shorelines, and acquiring aquatic management areas and trout stream easements; and to provide field offices with some discretionary money for local habitat improvements and restorations in partnership with local stakeholders and other department units, for lake and stream surveys and assessments, and for equipment to do field projects;

(2) \$250,000 the first year and \$250,000 the second year are to provide more fishing opportunities for children and other anglers on small lakes and ponds in the Twin Cities metropolitan area;

(3) \$150,000 the first year and \$150,000 the second year are to protect and restore aquatic vegetation and other aquatic habitat in cooperation with local stakeholders;

(4) \$500,000 the first year and \$500,000 the second year are for asset preservation

New language is indicated by underline, deletions by ~~strikeout~~.

and improvement of state fish hatcheries and rearing ponds;

(5) \$500,000 the first year and \$500,000 the second year are for acquisitions of the division of fisheries' highest priority acquisitions;

(6) \$150,000 the first year and \$150,000 the second year are to maintain funding for three field positions to do fish management activities including fish culture and stocking, lake and stream monitoring, and habitat improvement;

(7) \$553,000 the first year and \$553,000 the second year are for accelerated walleye stocking;

(8) \$134,000 the first year is for restoration and aeration of Powderhorn Lake in Minneapolis;

(9) \$850,000 the second year is to make grants loans from the stream protection and improvement loan program under Minnesota Statutes, section 103G.705; and

(10) \$518,000 the first year and \$518,000 the second year are available for aquatic plant restoration.

The appropriations in clauses (1), except for \$950,000 each year, (2) to (5), and (8) to (10) are one-time appropriations.

The division of fisheries shall provide a written report to the chairs of the house and senate natural resources policy and finance committees by January 1, 2003, on how the accelerated walleye stocking money was spent, including, but not limited to, lakes that were stocked and the amount of fry, frylings, or fingerlings stocked.

New language is indicated by underline, deletions by ~~strikeout~~.

Notwithstanding Minnesota Statutes, section 16A.28, the appropriations encumbered under contract on or before June 30, 2003, for the aquatic restoration grants in this subdivision are available until until June 30, 2004.

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

Sec. 14. Laws 2001, First Special Session chapter 2, section 5, subdivision 8, is amended to read:

Subd. 8. Wildlife Management

22,948,000 23,521,000

Summary by Fund

General	1,636,000	1,655,000
Game and Fish	21,312,000	21,866,000

\$106,000 the first year and \$106,000 the second year are for resource population surveys in the 1837 treaty area. Of this amount, \$26,000 the first year and \$26,000 the second year are from the game and fish fund.

\$552,000 the first year and \$565,000 the second year are for the reinvest in Minnesota programs of game and fish, critical habitat, and wetlands established under Minnesota Statutes, section 84.95, subdivision 2.

\$1,419,000 the first year and \$1,430,000 the second year are from the wildlife acquisition surcharge account for only the purposes specified in Minnesota Statutes, section 97A.071, subdivision 2a.

\$1,245,000 the first year and \$1,269,000 the second year are from the deer habitat improvement account for only the purposes specified in Minnesota Statutes, section 97A.075, subdivision 1, paragraph (b).

\$147,000 the first year and \$148,000 the

New language is indicated by underline, deletions by ~~strikeout~~.

second year are from the deer and bear management account for only the purposes specified in Minnesota Statutes, section 97A.075, subdivision 1, paragraph (c).

\$699,000 the first year and \$708,000 the second year are from the waterfowl habitat improvement account for only the purposes specified in Minnesota Statutes, section 97A.075, subdivision 2.

\$546,000 the first year and \$546,000 the second year are from the pheasant habitat improvement account for only the purposes specified in Minnesota Statutes, section 97A.075, subdivision 4. In addition to the purposes specified in Minnesota Statutes, section 97A.075, subdivision 4, this appropriation may be used for pheasant restocking efforts.

\$308,000 the first year and \$313,000 the second year are from the game and fish fund for activities relating to reduction and prevention of property damage by wildlife. \$50,000 each year is for emergency damage abatement materials.

\$8,000 the first year and \$8,000 the second year are from the game and fish fund for the wild turkey management program. This amount shall be included in the department's base to be transferred to the wild turkey management account and is appropriated for purposes under Minnesota Statutes, section 97A.075, subdivision 5.

\$86,000 the first year and \$87,000 the second year are from the wild turkey management account for only the purposes specified in Minnesota Statutes, section 97A.075, subdivision 5.

\$3,060,000 the first year and \$3,265,000 the second year are from the heritage en-

New language is indicated by underline, deletions by ~~strikeout~~.

hancement account in the game and fish fund for only the purposes specified in Minnesota Statutes, section 297A.94, paragraph (e), clause (1). This appropriation is from the revenue deposited to the game and fish fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (1). Of this amount:

(1) \$250,000 the first year and \$250,000 the second year are for prescribed burning of grassland, wetland, and forest habitats;

(2) \$250,000 the first year and \$225,000 the second year are for prairie grassland development including the restoration of native species of grasses and forbs on public lands and for the improvement of existing stands through interseeding and other practices to improve stand diversity;

(3) \$200,000 the first year and \$200,000 the second year are for the development of forest openings and to enhance mast production, regenerate stands, improve thermal cover in order to maintain healthy sustainable forest wildlife populations, and improve wildlife-related recreational opportunities in forest habitats;

(4) \$300,000 the first year and \$225,000 the second year are for restoration of drained wetland basins and improvement of existing basins through water level maintenance and water control structures to maintain and improve habitats for wetland dependent wildlife;

(5) \$300,000 the first year and \$300,000 the second year are for the completion of applied management research and monitoring projects for wetlands and forest wildlife populations;

(6) \$95,000 the first year and \$400,000 the

New language is indicated by underline, deletions by ~~strikeout~~.

second year are for the state of Minnesota to assume management of the wolf, including monitoring wolf populations, conducting cooperative wolf depredation management, conducting telemetry, and other applied research and includes funding for a cooperative agreement for depredation management with United States Department of Agriculture Wildlife Services. \$305,000 the second year is only available if the federal government finalizes delisting the wolf from protection under the Endangered Species Act of 1973;

(7) \$125,000 the first year and \$125,000 the second year are for the shearing and burning of brushland habitats to maintain and improve high priority brushland ecosystems on public and private lands across northern Minnesota for sharp-tailed grouse, moose, deer, and many other species dependent on these areas;

(8) \$1,000,000 the first year and \$1,000,000 the second year are for development and rehabilitation of wildlife management area lands and includes boundary surveys and posting, site cleanup and erosion control, access development, grant administration, and appropriate cover establishment for wildlife habitat. \$945,000 the first year and \$950,000 the second year are available for grants to local outdoor sports clubs for habitat improvement projects on wildlife management area lands. The unencumbered balance in the first year does not cancel but is available for the second year;

(9) \$35,000 the first year and \$35,000 the second year are for waterfowl development in Canada as authorized in Minnesota Statutes, section 97A.127;

(10) \$30,000 the first year and \$30,000 the

New language is indicated by underline, deletions by ~~strikeout~~.

second year are to provide funds to match private contributions for the purpose of completing the capture, relocation, and monitoring of prairie chickens being reintroduced in west central Minnesota; and

(11) \$475,000 the first year and \$475,000 the second year are for statewide technical assistance to improve wildlife habitats on private lands, including vegetation establishment, management, and stewardship planning, and other wildlife habitat development and management techniques.

The appropriations in clauses (1) to (11) are one-time appropriations.

\$13,000 the first year and \$13,000 the second year are to publicize the critical habitat license plate match program.

Notwithstanding Minnesota Statutes, section 16A.28, the appropriations encumbered under contract on or before June 30, 2003, for the wildlife habitat grants in this subdivision are available until June 30, 2004.

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

Sec. 15. Laws 2001, First Special Session chapter 2, section 5, subdivision 11, is amended to read:

Subd. 11. Operations Support

33,292,000 33,674,000

Summary by Fund

General	20,528,000	20,656,000
Natural Resources	4,405,000	4,490,000
Game and Fish	8,359,000	8,528,000

\$413,000 the first year and \$418,000 the second year are for technical assistance and grants to assist local government units and organizations in the metropolitan area to

New language is indicated by underline, deletions by ~~strikeout~~.

acquire and develop natural areas and greenways.

\$556,000 the first year and \$572,000 the second year are for the community assistance program to provide for technical assistance and regional resource enhancement grants.

\$2,538,000 the first year and \$2,595,000 the second year are for the operations of the youth programs. Of these amounts, \$478,000 the first year and \$491,000 the second year are from the natural resources fund.

Notwithstanding Minnesota Statutes, section 16A.28, the appropriations encumbered under contract on or before June 30, 2003, for the metro greenways, Red River, and community assistance program grants in this subdivision are available until June 30, 2004.

The commissioner may contract with and make grants to nonprofit agencies to carry out the purposes, plans, and programs of the office of youth programs, Minnesota Conservation Corps.

\$304,000 the first year and \$304,000 the second year are from the natural resources fund for grants to be divided equally between the city of St. Paul for the Como Zoo and Conservatory and the city of Duluth Zoo. This appropriation is from the revenue deposited to the natural resources fund under Minnesota Statutes, section 297A.94, paragraph (e), clause (5). This is a one-time appropriation. The appropriation in the first year is available in the second year. Notwithstanding Minnesota Statutes, section 16A.28, amounts encumbered under contract on or before June 30, 2003, are available until June 3, 2004.

New language is indicated by underline, deletions by ~~strikeout~~.

\$199,000 the first year is for grants to Cook, Lake, and St. Louis counties for emergency communications equipment. This appropriation is available until spent. Of this amount, \$106,000 is for a grant to Cook county for a communications system upgrade and development of radio paths along the north shore of Lake Superior; \$47,000 is for a grant to Lake county to upgrade the existing communications tower in the Two Harbors area; and \$46,000 is for a grant to St. Louis county to enhance the emergency alerting system by installing a dispatching transmitter in the Crane Lake area.

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

Sec. 16. EXCEPTION TO REDUCTION IN CONTRACT EXPENDITURES, MORATORIUM ON CONSULTANT CONTRACTS, AND HIRING FREEZE.

Notwithstanding any law to the contrary, Laws 2002, chapter 220, article 10, sections 36, 37, and 38 do not apply to money appropriated from the Minnesota environment and natural resources trust fund or the Minnesota future resources fund.

Sec. 17. AQUATIC FARMING LICENSE STUDY.

The commissioner of natural resources must review the leasing of lakes by private aquaculture licensees and assess:

(1) the number of waters of the state that are licensed aquatic farms or private fish hatcheries and subject to one individual;

(2) what the proper length of time is for an aquatic farm or private fish hatchery license;

(3) fee structure for private aquaculture licenses;

(4) whether there should be a competitive process for licensing ponds for rearing brood fish;

(5) when landowners around the licensed water should be notified for comment prior to any private aquaculture license being granted;

(6) in which cases waters licensed for private aquaculture should require lease agreements by all landowners surrounding the lake before licensing; and

(7) what information landowners should be given before licensing about potential changes in the ecosystem of the lake.

The commissioner must report on this review to the house and senate chairs of the environment and natural resources committees by January 15, 2003.

New language is indicated by underline, deletions by ~~strikeout~~.

Presented to the governor May 16, 2002

Signed by the governor May 20, 2002, 10:14 a.m.

CHAPTER 377—H.F.No. 2498

An act relating to financing and operation of state and local government; modifying provisions relating to income, franchise, sales and use, property, MinnesotaCare, gross receipts, liquor, insurance, solid waste management, estate, minerals, and other taxes, property tax refunds, tax liens, and tax administration; imposing a wind energy production tax; modifying property tax and other state aids and credits; changing education aids and levies; modifying tax court jurisdiction; authorizing local units of government to levy, impose, or abate taxes, issue debt, and exercise other powers; extending and authorizing certain expenditures from the northeast Minnesota economic protection trust fund; modifying levy limits; providing powers to and imposing duties on the commissioner of revenue and other officials; clarifying utility rate reduction provisions mandated by property tax reductions; modifying tax increment financing and other economic development provisions; providing a time limit for offset of federal tax refunds; changing lawful purpose for purposes of lawful gambling; providing for data privacy and exchange of data; modifying certain debt limits; repealing an annexation provision; making technical corrections; providing for the transfer of funds; providing for a budget reserve; appropriating money; amending Minnesota Statutes 2000, sections 16A.152, by adding a subdivision; 40A.151, subdivision 1; 40A.152, subdivisions 1, 3; 69.77, by adding a subdivision; 126C.44; 168A.05, by adding subdivisions; 270.063, subdivision 4; 270.60, subdivision 4; 270B.01, subdivision 8; 270B.02, subdivision 4; 270B.14, subdivision 8; 272.02, subdivision 15, by adding subdivisions; 272.0212, subdivision 4; 273.125, subdivisions 3, 4; 273.1398, subdivisions 1a, 2, 3; 278.01, subdivision 1; 279.01, subdivision 3; 289A.10, subdivision 1; 289A.19, subdivision 1; 290.01, subdivision 19a; 290.067, subdivisions 1, 2a; 290.081; 290.17, subdivisions 2, 3; 290.191, subdivision 4; 290A.03, subdivision 3; 291.03, subdivision 1; 295.53, subdivision 1; 295.57, by adding a subdivision; 296A.18, subdivision 8; 297A.66, by adding a subdivision; 297A.67, subdivision 5, by adding a subdivision; 297A.68, by adding a subdivision; 297A.71, by adding subdivisions; 297A.96; 297G.07, subdivision 1; 297H.06, subdivision 2; 297I.05, subdivision 11; 298.27; 298.28, subdivisions 5, 9b, 11; 298.291; 469.1813, by adding a subdivision; 477A.011, subdivision 20; 477A.15; Minnesota Statutes 2001 Supplement, sections 69.021, subdivision 5; 124D.86, subdivision 3; 126C.17, subdivision 7a; 126C.21, subdivision 4; 126C.40, subdivision 1; 126C.43, subdivision 3; 126C.48, subdivision 8; 216B.1646; 270.69, subdivision 2; 270.691, subdivision 8; 270B.02, subdivision 3; 270B.08, subdivision 2; 271.01, subdivision 5; 271.21, subdivision 2; 272.02, subdivision 22; 272.028; 273.121; 273.124, subdivision 11; 273.13, subdivisions 22, 24, 25; 273.1384, subdivisions 1, 2; 273.1392; 273.1398, subdivisions 4c, 4d; 275.065, subdivision 3; 275.70, subdivision 5; 275.71, subdivisions 2, 3, 6; 275.74, subdivision 2; 276.04, subdivision 2; 289A.02, subdivision 7; 289A.20, subdivisions 2, 4; 289A.60, subdivision 2; 290.01, subdivisions 19, 19b, 19c, 19d, 31; 290.0675, subdivisions 1, 3; 290.091, subdivision 2; 290.0921, subdivisions 2, 3, 6; 290.21, subdivision 4; 290A.03, subdivision 15; 290A.04, subdivision 2h; 291.005, subdivision 1; 295.60, subdivisions 2, 7, by adding subdivisions; 297A.61, subdivisions 3, 26, 31; 297A.66, subdivision 1; 297A.67, subdivisions 25, 29; 297A.68, subdivision 3; 297A.70, subdivisions 3, 10; 297A.71, subdivision 23; 297A.75; 297A.995, subdivision 4; 298.01, subdivisions 3b, 4c; 298.225, subdivision 1; 298.28, subdivisions 4, 6, 9a, 10; 298.296, subdivision 2; 349.12, subdivision 25; 469.1734,

New language is indicated by underline, deletions by ~~strikeout~~.