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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 653

- 02/04/2019 Authored by Lillie, Heintzeman, Becker-Finn, Brand, Schomacker and others
The bill was read for the first time and referred to the Committee on Ways and Means
- 04/25/2019 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
- 05/02/2019 Calendar for the Day, Amended
Read Third Time as Amended
- 05/09/2019 Passed by the House as Amended and transmitted to the Senate to include Floor Amendments
Returned to the House as Amended by the Senate
Refused to concur and a Conference Committee was appointed

1.1 A bill for an act

1.2 relating to legacy; appropriating money from outdoor heritage, clean water, arts

1.3 and cultural heritage, and parks and trails funds; modifying previous appropriations;

1.4 modifying legislative oversight; modifying Clean Water Legacy Act and Water

1.5 Law; providing for compliance with constitutional requirements; amending

1.6 Minnesota Statutes 2018, sections 97A.056, subdivision 7; 103B.3369, subdivisions

1.7 5, 9; 103B.801, subdivisions 2, 4, 5; 114D.15, subdivisions 7, 11, 13, by adding

1.8 subdivisions; 114D.20, subdivisions 2, 3, 5, 7, by adding subdivisions; 114D.26;

1.9 114D.30, by adding a subdivision; 114D.35, subdivisions 1, 3; 129D.17, subdivision

1.10 2, by adding a subdivision; Laws 2015, First Special Session chapter 2, article 1,

1.11 section 2, subdivision 2, as amended; Laws 2017, chapter 91, article 1, section 2,

1.12 subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 15;

1.13 114D.

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

1.15 **ARTICLE 1**

1.16 **OUTDOOR HERITAGE FUND**

1.17 Section 1. **OUTDOOR HERITAGE FUND APPROPRIATIONS.**

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

1.19 and for the purposes specified in this article. The appropriations are from the outdoor heritage

1.20 fund for the fiscal year indicated for each purpose. The figures "2020" and "2021" used in

1.21 this article mean that the appropriations listed under the figure are available for the fiscal

1.22 year ending June 30, 2020, or June 30, 2021, respectively. "The first year" is fiscal year

1.23 2020. "The second year" is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021.

1.24 These are onetime appropriations.

1.25	<u>APPROPRIATIONS</u>	
1.26	<u>Available for the Year</u>	
1.27	<u>Ending June 30</u>	
1.28	<u>2020</u>	<u>2021</u>

3.1 to acquiring lands that are eligible for the
3.2 native prairie bank under Minnesota Statutes,
3.3 section 84.96, or lands adjacent to protected
3.4 native prairie. A list of proposed land
3.5 acquisitions must be provided as part of the
3.6 required accomplishment plan.

3.7 **(c) Minnesota Prairie Recovery Project - Phase**
3.8 **IX**

3.9 \$3,058,000 the first year is to the
3.10 commissioner of natural resources for an
3.11 agreement with The Nature Conservancy to
3.12 acquire lands in fee and to restore and enhance
3.13 native prairies, grasslands, wetlands, and
3.14 savannas. Subject to evaluation criteria in
3.15 Minnesota Rules, part 6136.0900, priority
3.16 must be given to acquiring lands that are
3.17 eligible for the native prairie bank under
3.18 Minnesota Statutes, section 84.96, or lands
3.19 adjacent to protected native prairie. No later
3.20 than 180 days after The Nature Conservancy's
3.21 fiscal year ends, The Nature Conservancy must
3.22 submit to the Lessard-Sams Outdoor Heritage
3.23 Council annual income statements and balance
3.24 sheets for income and expenses from land
3.25 acquired with this appropriation. A list of
3.26 proposed land acquisitions must be provided
3.27 as part of the required accomplishment plan,
3.28 and the acquisitions must be consistent with
3.29 the priorities identified in *Minnesota Prairie*
3.30 *Conservation Plan.*

3.31 **(d) Northern Tallgrass Prairie National Wildlife**
3.32 **Refuge Land Acquisition - Phase X**

3.33 \$2,383,000 the first year is to the
3.34 commissioner of natural resources for an
3.35 agreement with The Nature Conservancy, in
3.36 cooperation with the United States Fish and

4.1 Wildlife Service, to acquire lands in fee or
4.2 permanent conservation easements and to
4.3 restore and enhance lands in the Northern
4.4 Tallgrass Prairie Habitat Preservation Area in
4.5 western Minnesota for addition to the Northern
4.6 Tallgrass Prairie National Wildlife Refuge.
4.7 Subject to evaluation criteria in Minnesota
4.8 Rules, part 6136.0900, priority must be given
4.9 to acquiring lands that are eligible for the
4.10 native prairie bank under Minnesota Statutes,
4.11 section 84.96, or lands adjacent to protected
4.12 native prairie. A list of proposed land
4.13 acquisitions must be provided as part of the
4.14 required accomplishment plan, and the
4.15 acquisitions must be consistent with the
4.16 priorities in *Minnesota Prairie Conservation*
4.17 *Plan.*

4.18 **(e) Lower Wild Rice Corridor Habitat**
4.19 **Restoration - Phase II**

4.20 \$225,000 the first year is to the commissioner
4.21 of natural resources for an agreement with the
4.22 Wild Rice Watershed District to acquire land
4.23 in permanent conservation easement and to
4.24 restore river and related habitat in the Wild
4.25 Rice River corridor. \$2,750,000 the first year
4.26 is to the Board of Water and Soil Resources
4.27 to acquire lands in permanent conservation
4.28 easements and to restore river and related
4.29 habitat in the Wild Rice River corridor, of
4.30 which up to \$111,000 is for establishing a
4.31 monitoring and enforcement fund as approved
4.32 in the accomplishment plan and subject to
4.33 Minnesota Statutes, section 97A.056,
4.34 subdivision 17. A list of proposed acquisitions
4.35 must be included as part of the required
4.36 accomplishment plan.

5.1 **(f) Martin County DNR WMA Acquisition -**
5.2 **Phase III**

5.3 \$3,650,000 the first year is to the
5.4 commissioner of natural resources for
5.5 agreements to acquire lands in fee and restore
5.6 and enhance strategic prairie grassland,
5.7 wetland, and other wildlife habitat in Martin
5.8 County for wildlife management under
5.9 Minnesota Statutes, section 86A.05,
5.10 subdivision 8. Of this amount, \$3,002,000 is
5.11 to Fox Lake Conservation League Inc.,
5.12 \$554,000 is to Ducks Unlimited, and \$94,000
5.13 is to The Conservation Fund. A list of
5.14 proposed acquisitions must be provided as part
5.15 of the required accomplishment plan.

5.16 **(g) RIM Grasslands Reserve**

5.17 \$2,276,000 the first year is to the Board of
5.18 Water and Soil Resources to acquire
5.19 permanent conservation easements and to
5.20 restore and enhance grassland habitat under
5.21 Minnesota Statutes, section 103F.501 to
5.22 103F.531. Of this amount, up to \$39,000 is
5.23 for establishing a monitoring and enforcement
5.24 fund as approved in the accomplishment plan
5.25 and subject to Minnesota Statutes, section
5.26 97A.056, subdivision 17. A list of permanent
5.27 conservation easements must be provided as
5.28 part of the final report.

5.29 **(h) Prairie Chicken Habitat Partnership of the**
5.30 **Southern Red River Valley - Phase V**

5.31 \$2,558,000 the first year is to the
5.32 commissioner of natural resources for an
5.33 agreement with Pheasants Forever, in
5.34 cooperation with the Minnesota Prairie
5.35 Chicken Society, to acquire lands in fee and

6.1 restore and enhance lands in the southern Red
6.2 River valley for wildlife management under
6.3 Minnesota Statutes, section 86A.05,
6.4 subdivision 8, or to be designated and
6.5 managed as waterfowl production areas in
6.6 Minnesota in cooperation with the United
6.7 States Fish and Wildlife Service. Subject to
6.8 evaluation criteria in Minnesota Rules, part
6.9 6136.0900, priority must be given to acquiring
6.10 lands that are eligible for the native prairie
6.11 bank under Minnesota Statutes, section 84.96,
6.12 or lands adjacent to protected native prairie.
6.13 A list of proposed land acquisitions must be
6.14 provided as part of the required
6.15 accomplishment plan.

6.16 **(i) DNR Grassland Enhancement - Phase XI**

6.17 \$8,861,000 the first year is to the
6.18 commissioner of natural resources to
6.19 accelerate restoration and enhancement of
6.20 prairies, grasslands, and savannas in wildlife
6.21 management areas, in scientific and natural
6.22 areas, in aquatic management areas, on lands
6.23 in the native prairie bank, in bluff prairies on
6.24 state forest land in southeastern Minnesota,
6.25 and in waterfowl production areas and refuge
6.26 lands of the United States Fish and Wildlife
6.27 Service. A list of proposed land restorations
6.28 and enhancements must be provided as part
6.29 of the required accomplishment plan.

6.30 **(j) Anoka Sand Plain Habitat Restoration and**
6.31 **Enhancement - Phase VI**

6.32 \$2,573,000 the first year is to the
6.33 commissioner of natural resources for
6.34 agreements to acquire permanent conservation
6.35 easements and to restore and enhance wildlife

7.1 habitat on public lands and easements in the
 7.2 Anoka Sand Plain ecoregion and intersecting
 7.3 minor watersheds as follows: \$156,000 is to
 7.4 the Anoka Conservation District; \$699,000 is
 7.5 to Great River Greening; \$269,000 is to the
 7.6 Sherburne Soil and Water Conservation
 7.7 District; \$182,000 is to the National Wild
 7.8 Turkey Federation; and \$1,267,000 is to
 7.9 Minnesota Land Trust, of which up to
 7.10 \$144,000 to Minnesota Land Trust is for
 7.11 establishing monitoring and enforcement funds
 7.12 as approved in the accomplishment plan and
 7.13 subject to Minnesota Statutes, section
 7.14 97A.056, subdivision 17. A list of proposed
 7.15 permanent conservation easements,
 7.16 restorations, and enhancements must be
 7.17 provided as part of the required
 7.18 accomplishment plan.

7.19 **(k) Fairmont Chain of Lakes Habitat**
 7.20 **Restoration Plan - Phase I**

7.21 \$1,390,000 the first year is to the
 7.22 commissioner of natural resources for an
 7.23 agreement with the city of Fairmont to restore
 7.24 and enhance grassland, wetland, and stream
 7.25 habitats in the Dutch Creek watershed. A list
 7.26 of proposed restorations and enhancements
 7.27 must be provided as part of the required
 7.28 accomplishment plan.

7.29 **Subd. 3. Forests**

17,032,000

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7.30 **(a) Protecting Strategic Forest Lands Near**
 7.31 **Camp Ripley Partnership - Phase VIII**

7.32 \$3,348,000 the first year is to the
 7.33 commissioner of natural resources for an
 7.34 agreement with The Conservation Fund to
 7.35 acquire in fee and restore and enhance forest

8.1 wildlife habitat in Cass, Crow Wing, and
8.2 Morrison Counties in proximity to the
8.3 Minnesota National Guard Camp Ripley
8.4 Sentinel Landscape. Land must be acquired
8.5 for state forests under Minnesota Statutes,
8.6 section 86A.05, subdivision 7; for wildlife
8.7 management under Minnesota Statutes, section
8.8 86A.05, subdivision 8; for scientific and
8.9 natural areas under Minnesota Statutes, section
8.10 86A.05, subdivision 5; or as county forest land
8.11 or municipal forest land. A list of proposed
8.12 land acquisitions must be provided as part of
8.13 the required accomplishment plan.

8.14 **(b) Southeast Minnesota Protection and**
8.15 **Restoration - Phase VII**

8.16 \$5,741,000 the first year is to the
8.17 commissioner of natural resources for
8.18 agreements as follows:

8.19 (1) \$2,701,000 to The Nature Conservancy to
8.20 acquire lands in fee to be held by The Nature
8.21 Conservancy or acquire lands in fee for
8.22 wildlife management under Minnesota
8.23 Statutes, section 86A.05, subdivision 8; for
8.24 scientific and natural areas under Minnesota
8.25 Statutes, section 86A.05, subdivision 5; for
8.26 state forests under Minnesota Statutes, section
8.27 86A.05, subdivision 7; and for aquatic
8.28 management areas under Minnesota Statutes,
8.29 section 86A.05, subdivision 14;

8.30 (2) \$1,370,000 to The Trust for Public Land
8.31 to acquire lands in fee for wildlife
8.32 management under Minnesota Statutes, section
8.33 86A.05, subdivision 8; for scientific and
8.34 natural areas under Minnesota Statutes, section
8.35 86A.05, subdivision 5; for state forests under

9.1 Minnesota Statutes, section 86A.05,
9.2 subdivision 7; and for aquatic management
9.3 areas under Minnesota Statutes, section
9.4 86A.05, subdivision 14; and
9.5 (3) \$1,670,000 to Minnesota Land Trust to
9.6 acquire permanent conservation easements
9.7 and to restore and enhance wildlife habitat, of
9.8 which \$192,000 is to establish a monitoring
9.9 and enforcement fund as approved in the
9.10 accomplishment plan and subject to Minnesota
9.11 Statutes, section 97A.056, subdivision 17.

9.12 Annual income statements and balance sheets
9.13 for income and expenses from land acquired
9.14 in fee and held by The Nature Conservancy
9.15 with the appropriation in clause (1) must be
9.16 submitted to the Lessard-Sams Outdoor
9.17 Heritage Council no later than 180 days after
9.18 The Nature Conservancy's fiscal year closes.

9.19 A list of proposed land acquisitions must be
9.20 provided as part of the required
9.21 accomplishment plan.

9.22 **(c) Minnesota Forests for the Future - Phase VII**

9.23 \$4,573,000 the first year is to the
9.24 commissioner of natural resources to acquire
9.25 lands in fee and easements and to restore and
9.26 enhance forests, wetlands, and shoreline
9.27 habitat through working forest permanent
9.28 conservation easements under the Minnesota
9.29 forests for the future program according to
9.30 Minnesota Statutes, section 84.66. A
9.31 conservation easement acquired with money
9.32 appropriated under this paragraph must
9.33 comply with Minnesota Statutes, section
9.34 97A.056, subdivision 13. The accomplishment
9.35 plan must include an easement monitoring and

10.1 enforcement plan. Of this amount, up to
10.2 \$150,000 is for establishing a monitoring and
10.3 enforcement fund as approved in the
10.4 accomplishment plan and subject to Minnesota
10.5 Statutes, section 97A.056, subdivision 17. A
10.6 list of proposed land acquisitions must be
10.7 provided as part of the required
10.8 accomplishment plan. A list of permanent
10.9 conservation easements must be provided as
10.10 part of the final report.

10.11 **(d) Mississippi River Floodplain Forest**
10.12 **Enhancement - Phase III**

10.13 \$1,357,000 the first year is to the
10.14 commissioner of natural resources for an
10.15 agreement with the National Audubon Society
10.16 to restore and enhance floodplain forest habitat
10.17 for wildlife on public lands along the
10.18 Mississippi River. A list of restorations and
10.19 enhancements must be provided as part of the
10.20 required accomplishment plan.

10.21 **(e) Enhanced Public Land Open Landscapes -**
10.22 **Phase I**

10.23 \$955,000 the first year is to the commissioner
10.24 of natural resources for an agreement with
10.25 Pheasants Forever, in cooperation with the
10.26 Minnesota Sharp-Tailed Grouse Society, to
10.27 enhance and restore early successional open
10.28 landscape habitat on public lands. A list of
10.29 proposed restoration and enhancements must
10.30 be provided as part of the required
10.31 accomplishment plan.

10.32 **(f) Minnesota Forest Recovery Project - Phase**
10.33 **I**

10.34 \$1,058,000 the first year is to the
10.35 commissioner of natural resources for an

11.1 agreement with The Nature Conservancy to
 11.2 enhance degraded forests in Beltrami, Cass,
 11.3 Cook, Itasca, Lake, and St. Louis Counties. A
 11.4 list of enhancements must be provided as part
 11.5 of the required accomplishment plan.

11.6 **Subd. 4. Wetlands** 20,753,000 -0-

11.7 **(a) Accelerating Waterfowl Production Area**
 11.8 **Acquisition - Phase XI**

11.9 \$5,631,000 the first year is to the
 11.10 commissioner of natural resources for an
 11.11 agreement with Pheasants Forever, in
 11.12 cooperation with the United States Fish and
 11.13 Wildlife Service, to acquire lands in fee and
 11.14 to restore and enhance wetlands and grasslands
 11.15 to be designated and managed as waterfowl
 11.16 production areas in Minnesota. A list of
 11.17 proposed land acquisitions must be provided
 11.18 as part of the required accomplishment plan.

11.19 **(b) Shallow Lake and Wetland Protection**
 11.20 **Program - Phase VIII**

11.21 \$6,150,000 the first year is to the
 11.22 commissioner of natural resources for an
 11.23 agreement with Ducks Unlimited to acquire
 11.24 lands in fee and to restore and enhance prairie
 11.25 lands, wetlands, and land buffering shallow
 11.26 lakes for wildlife management under
 11.27 Minnesota Statutes, section 86A.05,
 11.28 subdivision 8. A list of proposed acquisitions
 11.29 must be provided as part of the required
 11.30 accomplishment plan.

11.31 **(c) Wetland Habitat Protection Program - Phase**
 11.32 **IV**

11.33 \$2,129,000 the first year is to the
 11.34 commissioner of natural resources for an
 11.35 agreement with Minnesota Land Trust to

- 12.1 acquire permanent conservation easements
12.2 and to restore and enhance prairie, wetland,
12.3 and other habitat on permanently protected
12.4 conservation easements in high-priority
12.5 wetland habitat complexes in the prairie and
12.6 forest/prairie transition regions. Of this
12.7 amount, up to \$240,000 is to establish a
12.8 monitoring and enforcement fund as approved
12.9 in the accomplishment plan and subject to
12.10 Minnesota Statutes, section 97A.056,
12.11 subdivision 17. A list of proposed
12.12 conservation easement acquisitions and
12.13 restorations and enhancements must be
12.14 provided as part of the required
12.15 accomplishment plan.
- 12.16 **(d) Wild Rice Shoreland Protection - Phase VI**
- 12.17 \$937,000 the first year is to the Board of
12.18 Water and Soil Resources to acquire
12.19 permanent conservation easements on wild
12.20 rice lake shoreland habitat for native wild rice
12.21 bed protection. Of this amount, up to \$72,000
12.22 is for establishing a monitoring and
12.23 enforcement fund as approved in the
12.24 accomplishment plan and subject to Minnesota
12.25 Statutes, section 97A.056, subdivision 17. A
12.26 list of permanent conservation easements must
12.27 be provided as part of the final report.
- 12.28 \$250,000 the first year is to the commissioner
12.29 of natural resources to acquire lands in fee and
12.30 restore and enhance lands for wildlife
12.31 management under Minnesota Statutes, section
12.32 86A.05, subdivision 8; for scientific and
12.33 natural areas under Minnesota Statutes, section
12.34 86A.05, subdivision 5; for state forests under
12.35 Minnesota Statutes, section 86A.05,

13.1 subdivision 7; and for aquatic management
 13.2 under Minnesota Statutes, sections 86A.05,
 13.3 subdivision 14, and 97C.02 to acquire lands
 13.4 for wild rice lake shoreland habitat to protect
 13.5 native wild rice beds. A list of proposed
 13.6 acquisitions in fee must be provided as part
 13.7 of the required accomplishment plan.

13.8 **(e) Shallow Lakes and Wetlands Enhancement**
 13.9 **- Phase XI**

13.10 \$3,541,000 the first year is to the
 13.11 commissioner of natural resources to enhance
 13.12 and restore shallow lakes and wetland habitat
 13.13 statewide. A list of proposed land restorations
 13.14 and enhancements must be provided as part
 13.15 of the required accomplishment plan.

13.16 **(f) Restoring Wetlands Dominated by Nonnative**
 13.17 **Cattail in Border Waters**

13.18 \$1,270,000 the first year is to the
 13.19 commissioner of natural resources for an
 13.20 agreement with the National Park Service to
 13.21 restore and enhance wetland and lacustrine
 13.22 habitat in Voyageurs National Park. A list of
 13.23 proposed restorations and enhancements must
 13.24 be provided as part of the accomplishment
 13.25 plan.

13.26 **(g) Big Rice Lake Wild Rice Enhancement**

13.27 \$845,000 the first year is to the commissioner
 13.28 of natural resources to enhance and restore
 13.29 wild rice wetland habitat in Big Rice Lake in
 13.30 St. Louis County.

13.31 Subd. 5. **Habitats**

50,119,000

-0-

13.32 **(a) St. Croix Watershed Habitat Protection and**
 13.33 **Restoration - Phase I**

- 14.1 \$3,751,000 the first year is to the
14.2 commissioner of natural resources for
14.3 agreements as follows:
- 14.4 (1) \$2,209,000 to The Trust for Public Land
14.5 to acquire land in fee and to acquire permanent
14.6 conservation stream easements in the St. Croix
14.7 River watershed using the payment method
14.8 prescribed in Minnesota Statutes, section
14.9 84.0272, subdivision 2;
- 14.10 (2) \$1,377,000 to Minnesota Land Trust to
14.11 acquire permanent conservation easements
14.12 and to restore and enhance natural habitat
14.13 systems in the St. Croix River watershed. Of
14.14 this amount, up to \$168,000 to Minnesota
14.15 Land Trust is to establish a monitoring and
14.16 enforcement fund as approved in the
14.17 accomplishment plan and subject to Minnesota
14.18 Statutes, section 97A.056, subdivision 17; and
- 14.19 (3) \$165,000 to the St. Croix River
14.20 Association to coordinate and administer the
14.21 program under this paragraph.
- 14.22 A list of proposed land acquisitions and
14.23 permanent conservation easements must be
14.24 provided as part of the required
14.25 accomplishment plan.
- 14.26 **(b) Metro Big Rivers - Phase IX**
- 14.27 \$4,163,000 the first year is to the
14.28 commissioner of natural resources for
14.29 agreements to acquire lands in fee and
14.30 permanent conservation easements and to
14.31 restore and enhance natural habitat systems
14.32 associated with the Mississippi, Minnesota,
14.33 and St. Croix Rivers and their tributaries in
14.34 the metropolitan area. Of this amount,

15.1 \$820,000 is to Minnesota Valley National
15.2 Wildlife Refuge Trust Inc., \$532,000 is to
15.3 Friends of the Mississippi River, \$1,061,000
15.4 is to Great River Greening, and \$1,750,000 is
15.5 to Minnesota Land Trust. Up to \$144,000 to
15.6 Minnesota Land Trust is to establish a
15.7 monitoring and enforcement fund as approved
15.8 in the accomplishment plan and subject to
15.9 Minnesota Statutes, section 97A.056,
15.10 subdivision 17. A list of proposed land
15.11 acquisitions and permanent conservation
15.12 easements must be provided as part of the
15.13 required accomplishment plan.

15.14 **(c) Dakota County Habitat**
15.15 **Protection/Restoration - Phase VII**

15.16 \$3,516,000 the first year is to the
15.17 commissioner of natural resources for an
15.18 agreement with Dakota County to acquire
15.19 permanent conservation easements and land
15.20 in fee and to restore and enhance riparian and
15.21 other habitats in Dakota County. A list of
15.22 proposed land acquisitions and restorations
15.23 and enhancements must be provided as part
15.24 of the required accomplishment plan.

15.25 **(d) Fisheries Habitat Protection on Strategic**
15.26 **North Central Minnesota Lakes - Phase V**

15.27 \$3,365,000 the first year is to the
15.28 commissioner of natural resources for
15.29 agreements to acquire lands in fee and
15.30 permanent conservation easements and to
15.31 restore and enhance wildlife habitat to sustain
15.32 healthy fish habitat on coldwater lakes in
15.33 Aitkin, Cass, Crow Wing, and Hubbard
15.34 Counties. Of this amount, \$841,000 is to
15.35 Northern Waters Land Trust and \$2,524,000
15.36 is to Minnesota Land Trust. Up to \$192,000

16.1 to Minnesota Land Trust is to establish a
16.2 monitoring and enforcement fund as approved
16.3 in the accomplishment plan and subject to
16.4 Minnesota Statutes, section 97A.056,
16.5 subdivision 17. A list of acquisitions must be
16.6 provided as part of the required
16.7 accomplishment plan.

16.8 **(e) Sauk River Watershed Habitat Protection**
16.9 **and Restoration**

16.10 \$2,946,000 the first year is to the
16.11 commissioner of natural resources for
16.12 agreements to acquire lands in fee and
16.13 permanent conservation easements and restore
16.14 and enhance wildlife habitat in the Sauk River
16.15 watershed as follows: \$440,000 to Sauk River
16.16 Watershed District, \$590,000 to Pheasants
16.17 Forever, and \$1,916,000 to Minnesota Land
16.18 Trust. Up to \$192,000 to Minnesota Land
16.19 Trust is to establish a monitoring and
16.20 enforcement fund as approved in the
16.21 accomplishment plan and subject to Minnesota
16.22 Statutes, section 97A.056, subdivision 17. A
16.23 list of acquisitions must be provided as part
16.24 of the required accomplishment plan.

16.25 **(f) Trout Unlimited Coldwater Fish Habitat**
16.26 **Enhancement and Restoration - Phase XI**

16.27 \$2,359,000 the first year is to the
16.28 commissioner of natural resources for an
16.29 agreement with Trout Unlimited to acquire
16.30 permanent conservation stream easements
16.31 using the payment method prescribed in
16.32 Minnesota Statutes, section 84.0272,
16.33 subdivision 2, and to restore and enhance
16.34 habitat for trout and other species in and along
16.35 coldwater rivers, lakes, and streams in
16.36 Minnesota. Up to \$40,000 is to establish a

17.1 monitoring and enforcement fund as approved
17.2 in the accomplishment plan and subject to
17.3 Minnesota Statutes, section 97A.056,
17.4 subdivision 17. A list of proposed land
17.5 acquisitions and restorations and
17.6 enhancements must be provided as part of the
17.7 required accomplishment plan.

17.8 **(g) DNR Aquatic Habitat Restoration and**
17.9 **Enhancement - Phase II**

17.10 \$3,208,000 the first year is to the
17.11 commissioner of natural resources to restore
17.12 and enhance aquatic habitat in degraded
17.13 streams and aquatic management areas and to
17.14 facilitate fish passage. A list of proposed land
17.15 restorations and enhancements must be
17.16 provided as part of the required
17.17 accomplishment plan.

17.18 **(h) St. Louis River Restoration Initiative - Phase**
17.19 **VI**

17.20 \$3,777,000 the first year is to the
17.21 commissioner of natural resources to restore
17.22 aquatic and riparian habitats in the St. Louis
17.23 River estuary. Of this appropriation, up to
17.24 \$2,182,000 is for an agreement with
17.25 Minnesota Land Trust. A list of proposed
17.26 restorations must be provided as part of the
17.27 required accomplishment plan.

17.28 **(i) Knife River Habitat Rehabilitation - Phase**
17.29 **IV**

17.30 \$891,000 the first year is to the commissioner
17.31 of natural resources for an agreement with
17.32 Zeitgeist, in cooperation with the Lake
17.33 Superior Steelhead Association, to restore and
17.34 enhance trout habitat in the Knife River
17.35 watershed. A list of proposed enhancements

18.1 must be provided as part of the required
18.2 accomplishment plan.

18.3 **(j) Shell Rock River Watershed Habitat**
18.4 **Restoration Program - Phase VIII**

18.5 \$2,046,000 the first year is to the
18.6 commissioner of natural resources for an
18.7 agreement with the Shell Rock River
18.8 Watershed District to acquire lands in fee and
18.9 to restore and enhance aquatic habitat in the
18.10 Shell Rock River watershed. A list of proposed
18.11 acquisitions, restorations, and enhancements
18.12 must be provided as part of the required
18.13 accomplishment plan.

18.14 **(k) Pine River Fish Passage Project**

18.15 \$1,246,000 the first year is to the
18.16 commissioner of natural resources for an
18.17 agreement with the Crow Wing Soil and Water
18.18 Conservation District to restore and enhance
18.19 riverine habitat in the Pine River and provide
18.20 fish passage by removing dams and modifying
18.21 and installing structures.

18.22 **(l) Sauk River Dam Fish Passage**

18.23 \$737,000 the first year is to the commissioner
18.24 of natural resources for an agreement with the
18.25 Stearns County Soil and Water Conservation
18.26 District to restore and enhance riverine habitat
18.27 in the Sauk River and provide fish passage by
18.28 removing the dam and modifying and
18.29 installing structures at the Melrose dam site.

18.30 **(m) Restoring Norway Brook Connectivity to**
18.31 **the Pine River**

18.32 \$2,267,000 the first year is to the
18.33 commissioner of natural resources for an
18.34 agreement with the city of Pine River to

19.1 restore and enhance riverine habitat in the Pine
19.2 River and provide fish passage by removing
19.3 the dam and modifying and installing
19.4 structures at the Norway Lake dam site.

19.5 **(n) Pig's Eye Lake Islands Habitat Restoration**
19.6 **and Enhancement**

19.7 \$4,337,000 the first year is to the
19.8 commissioner of natural resources for an
19.9 agreement with Ramsey County to restore and
19.10 enhance wildlife habitat in Pig's Eye Lake, to
19.11 include constructing islands.

19.12 **(o) Restoring Upper Mississippi River at Lake**
19.13 **Pepin**

19.14 \$750,000 the first year is to the commissioner
19.15 of natural resources for an agreement with the
19.16 Lake Pepin Legacy Alliance to restore and
19.17 enhance wildlife habitat on public lands in
19.18 Lake Pepin and the adjacent floodplain. A list
19.19 of proposed restorations and enhancements
19.20 must be provided as part of the required
19.21 accomplishment plan.

19.22 **(p) Conservation Partners Legacy Grant**
19.23 **Program: Statewide and Metro Habitat - Phase**
19.24 **XI**

19.25 \$10,760,000 the first year is to the
19.26 commissioner of natural resources for a
19.27 program to provide competitive matching
19.28 grants of up to \$400,000 to local, regional,
19.29 state, and national organizations for enhancing,
19.30 restoring, or protecting forests, wetlands,
19.31 prairies, or habitat for fish, game, or wildlife
19.32 in Minnesota. Of this amount, at least
19.33 \$3,000,000 is for grants in the seven-county
19.34 metropolitan area and cities with a population
19.35 of 50,000 or greater. Grants must not be made
19.36 for activities required to fulfill the duties of

20.1 owners of lands subject to conservation
20.2 easements. Grants must not be made from the
20.3 appropriation in this paragraph for projects
20.4 that have a total project cost exceeding
20.5 \$575,000. Of the total appropriation, \$445,000
20.6 may be spent for personnel costs and other
20.7 direct and necessary administrative costs.
20.8 Grantees may acquire land or interests in land.
20.9 Easements must be permanent. Grants may
20.10 not be used to establish easement stewardship
20.11 accounts. The program must require a match
20.12 of at least ten percent from nonstate sources
20.13 for all grants. The match may be cash or
20.14 in-kind resources. For grant applications of
20.15 \$25,000 or less, the commissioner must
20.16 provide a separate, simplified application
20.17 process. Subject to Minnesota statutes, the
20.18 commissioner of natural resources must, when
20.19 evaluating projects of equal value, give
20.20 priority to organizations that have a history of
20.21 receiving, or a charter to receive, private
20.22 contributions for local conservation or habitat
20.23 projects. All restoration or enhancement
20.24 projects must be on land permanently
20.25 protected by a permanent covenant ensuring
20.26 perpetual maintenance and protection of
20.27 restored and enhanced habitat, by a
20.28 conservation easement or public ownership or
20.29 in public waters as defined in Minnesota
20.30 Statutes, section 103G.005, subdivision 15.
20.31 Priority must be given to restoration and
20.32 enhancement projects on public lands.
20.33 Minnesota Statutes, section 97A.056,
20.34 subdivision 13, applies to grants awarded
20.35 under this paragraph. This appropriation is
20.36 available until June 30, 2023. No less than five

21.1 percent of the amount of each grant must be
 21.2 held back from reimbursement until the grant
 21.3 recipient has completed a grant
 21.4 accomplishment report by the deadline and in
 21.5 the form prescribed by and satisfactory to the
 21.6 Lessard-Sams Outdoor Heritage Council. The
 21.7 commissioner must provide notice of the grant
 21.8 program in the summary of game and fish law
 21.9 prepared under Minnesota Statutes, section
 21.10 97A.051, subdivision 2.

21.11 **Subd. 6. Administration** 920,000 565,000

21.12 **(a) Contract Management**

21.13 \$210,000 the first year is to the commissioner
 21.14 of natural resources for contract management
 21.15 duties assigned in this section. The
 21.16 commissioner must provide an
 21.17 accomplishment plan in the form specified by
 21.18 the Lessard-Sams Outdoor Heritage Council
 21.19 on expending this appropriation. The
 21.20 accomplishment plan must include a copy of
 21.21 the grant contract template and reimbursement
 21.22 manual. No money may be expended before
 21.23 the Lessard-Sams Outdoor Heritage Council
 21.24 approves the accomplishment plan.

21.25 **(b) Legislative Coordinating Commission**

21.26 \$555,000 the first year and \$560,000 the
 21.27 second year are to the Legislative
 21.28 Coordinating Commission for administrative
 21.29 expenses of the Lessard-Sams Outdoor
 21.30 Heritage Council and for compensating and
 21.31 reimbursing expenses of council members.
 21.32 This appropriation is available until June 30,
 21.33 2021. Minnesota Statutes, section 16A.281,
 21.34 applies to this appropriation.

22.1 **(c) Technical Evaluation Panel**

22.2 \$150,000 the first year is to the commissioner
22.3 of natural resources for a technical evaluation
22.4 panel to conduct up to 25 restoration and
22.5 enhancement evaluations under Minnesota
22.6 Statutes, section 97A.056, subdivision 10.

22.7 **(d) Legacy Website**

22.8 \$5,000 the first year and \$5,000 the second
22.9 year are to the Legislative Coordinating
22.10 Commission for the website required in
22.11 Minnesota Statutes, section 3.303, subdivision
22.12 10.

22.13 **Subd. 7. Availability of Appropriation**

22.14 Money appropriated in this section may not
22.15 be spent on activities unless they are directly
22.16 related to and necessary for a specific
22.17 appropriation and are specified in the
22.18 accomplishment plan approved by the
22.19 Lessard-Sams Outdoor Heritage Council.

22.20 Money appropriated in this section must not
22.21 be spent on indirect costs or other institutional
22.22 overhead charges that are not directly related
22.23 to and necessary for a specific appropriation.

22.24 Unless otherwise provided, the amounts in
22.25 this section are available until June 30, 2022.

22.26 For acquisition of real property, the amounts
22.27 in this section are available until June 30,
22.28 2023, if a binding agreement with a landowner
22.29 or purchase agreement is entered into by June
22.30 30, 2022, and closed no later than June 30,

22.31 2023. Funds for restoration or enhancement
22.32 are available until June 30, 2024, or five years
22.33 after acquisition, whichever is later, in order
22.34 to complete initial restoration or enhancement
22.35 work. If a project receives at least 15 percent

23.1 of its funding from federal funds, the time of
23.2 the appropriation may be extended to equal
23.3 the availability of federal funding to a
23.4 maximum of six years if that federal funding
23.5 was confirmed and included in the original
23.6 draft accomplishment plan. Funds appropriated
23.7 for fee title acquisition of land may be used
23.8 to restore, enhance, and provide for public use
23.9 of the land acquired with the appropriation.
23.10 Public-use facilities must have a minimal
23.11 impact on habitat in acquired lands.

23.12 **Subd. 8. Payment Conditions and Capital**
23.13 **Equipment Expenditures**

23.14 All agreements referred to in this section must
23.15 be administered on a reimbursement basis
23.16 unless otherwise provided in this section.
23.17 Notwithstanding Minnesota Statutes, section
23.18 16A.41, expenditures directly related to each
23.19 appropriation's purpose made on or after July
23.20 1, 2019, or the date of accomplishment plan
23.21 approval, whichever is later, are eligible for
23.22 reimbursement unless otherwise provided in
23.23 this section. For the purposes of administering
23.24 appropriations and legislatively authorized
23.25 agreements paid out of the outdoor heritage
23.26 fund, an expense must be considered
23.27 reimbursable by the administering agency
23.28 when the recipient presents the agency with
23.29 an invoice, or a binding agreement with the
23.30 landowner, and the recipient attests that the
23.31 goods have been received or the landowner
23.32 agreement is binding. Periodic reimbursement
23.33 must be made upon receiving documentation
23.34 that the items articulated in the
23.35 accomplishment plan approved by the
23.36 Lessard-Sams Outdoor Heritage Council have

24.1 been achieved, including partial achievements
24.2 as evidenced by progress reports approved by
24.3 the Lessard-Sams Outdoor Heritage Council.
24.4 Reasonable amounts may be advanced to
24.5 projects to accommodate cash flow needs,
24.6 support future management of acquired lands,
24.7 or match a federal share. The advances must
24.8 be approved as part of the accomplishment
24.9 plan. Capital equipment expenditures for
24.10 specific items over \$10,000 must be itemized
24.11 in and approved as part of the accomplishment
24.12 plan.

24.13 **Subd. 9. Mapping**

24.14 Each direct recipient of money appropriated
24.15 in this section, as well as each recipient of a
24.16 grant awarded according to this section, must
24.17 provide geographic information to the
24.18 Lessard-Sams Outdoor Heritage Council for
24.19 mapping of any lands acquired in fee with
24.20 funds appropriated in this section and open to
24.21 public taking of fish and game. The
24.22 commissioner of natural resources must
24.23 include the lands acquired in fee with money
24.24 appropriated in this section on maps showing
24.25 public recreational opportunities. Maps must
24.26 include information on and acknowledgment
24.27 of the outdoor heritage fund, including a
24.28 notation of any restrictions.

24.29 **Subd. 10. Carryforwards**

24.30 (a) The availability of the appropriation in
24.31 Laws 2014, chapter 256, article 1, section 2,
24.32 subdivision 5, paragraph (k), Evaluate
24.33 Effectiveness of Aquatic Invasive Species
24.34 Prevention Strategies, is extended to June 30,
24.35 2020.

25.1 (b) The availability of the appropriation in
 25.2 Laws 2015, First Special Session chapter 2,
 25.3 article 1, section 2, subdivision 2, paragraph
 25.4 (f), Minnesota Buffers for Wildlife and Water
 25.5 - Phase V, is extended to June 30, 2024.

25.6 (c) The availability of the appropriation in
 25.7 Laws 2016, chapter 172, article 1, section 2,
 25.8 subdivision 2, paragraph (g), Reinvest in
 25.9 Minnesota (RIM) Buffers for Wildlife and
 25.10 Water - Phase VI, is extended to June 30,
 25.11 2025.

25.12 (d) This subdivision is effective the day
 25.13 following final enactment.

25.14 Sec. 3. Minnesota Statutes 2018, section 97A.056, subdivision 7, is amended to read:

25.15 Subd. 7. **Legislative oversight.** The senate and house of representatives chairs of the
 25.16 committees and divisions with jurisdiction over ~~the~~ environment and natural resources
 25.17 ~~budget shall~~ finance and the outdoor heritage fund must convene a joint hearing to review
 25.18 the activities and evaluate the effectiveness of the council and to receive reports on the
 25.19 council from the legislative auditor no later than June 30, ~~2014~~ 2020.

25.20 Sec. 4. Laws 2015, First Special Session chapter 2, article 1, section 2, subdivision 2, as
 25.21 amended by Laws 2016, chapter 172, article 1, section 5, and Laws 2017, chapter 91, article
 25.22 1, section 7, is amended to read:

25.23 Subd. 2. **Prairies** 40,948,000 -0-

25.24 **(a) DNR Wildlife Management Area and**
 25.25 **Scientific and Natural Area Acquisition - Phase**
 25.26 **VII**

25.27 \$4,570,000 in the first year is to the
 25.28 commissioner of natural resources to acquire
 25.29 land in fee for wildlife management purposes
 25.30 under Minnesota Statutes, section 86A.05,
 25.31 subdivision 8, and to acquire land in fee for
 25.32 scientific and natural area purposes under
 25.33 Minnesota Statutes, section 86A.05,
 25.34 subdivision 5. Subject to evaluation criteria

26.1 in Minnesota Rules, part 6136.0900, priority
26.2 must be given to acquisition of lands that are
26.3 eligible for the native prairie bank under
26.4 Minnesota Statutes, section 84.96, or lands
26.5 adjacent to protected native prairie. A list of
26.6 proposed land and permanent conservation
26.7 easement acquisitions must be provided as
26.8 part of the required accomplishment plan.

26.9 **(b) Accelerating Wildlife Management Area**
26.10 **Acquisition - Phase VII**

26.11 \$7,452,000 in the first year is to the
26.12 commissioner of natural resources for an
26.13 agreement with Pheasants Forever to acquire
26.14 land in fee for wildlife management area
26.15 purposes under Minnesota Statutes, section
26.16 86A.05, subdivision 8. Subject to evaluation
26.17 criteria in Minnesota Rules, part 6136.0900,
26.18 priority must be given to acquisition of lands
26.19 that are eligible for the native prairie bank
26.20 under Minnesota Statutes, section 84.96, or
26.21 lands adjacent to protected native prairie. A
26.22 list of proposed land acquisitions must be
26.23 provided as part of the required
26.24 accomplishment plan.

26.25 **(c) Minnesota Prairie Recovery Project - Phase**
26.26 **VI**

26.27 \$4,032,000 in the first year is to the
26.28 commissioner of natural resources for an
26.29 agreement with The Nature Conservancy to
26.30 acquire native prairie, wetlands, and savanna
26.31 and restore and enhance grasslands, wetlands,
26.32 and savanna. Subject to evaluation criteria in
26.33 Minnesota Rules, part 6136.0900, priority
26.34 must be given to acquisition of lands that are
26.35 eligible for the native prairie bank under
26.36 Minnesota Statutes, section 84.96, or lands

27.1 adjacent to protected native prairie. Annual
27.2 income statements and balance sheets for
27.3 income and expenses from land acquired with
27.4 this appropriation must be submitted to the
27.5 Lessard-Sams Outdoor Heritage Council no
27.6 later than 180 days following the close of The
27.7 Nature Conservancy's fiscal year. A list of
27.8 proposed land acquisitions must be provided
27.9 as part of the required accomplishment plan
27.10 and must be consistent with the priorities
27.11 identified in the Minnesota Prairie
27.12 Conservation Plan.

27.13 **(d) Northern Tallgrass Prairie National Wildlife**
27.14 **Refuge Land Acquisition - Phase VI**

27.15 \$3,430,000 in the first year is to the
27.16 commissioner of natural resources for an
27.17 agreement with The Nature Conservancy in
27.18 cooperation with the United States Fish and
27.19 Wildlife Service to acquire land in fee or
27.20 permanent conservation easements within the
27.21 Northern Tallgrass Prairie Habitat Preservation
27.22 Area in western Minnesota for addition to the
27.23 Northern Tallgrass Prairie National Wildlife
27.24 Refuge. Subject to evaluation criteria in
27.25 Minnesota Rules, part 6136.0900, priority
27.26 must be given to acquisition of lands that are
27.27 eligible for the native prairie bank under
27.28 Minnesota Statutes, section 84.96, or lands
27.29 adjacent to protected native prairie. A list of
27.30 proposed land acquisitions must be provided
27.31 as part of the required accomplishment plan
27.32 and must be consistent with the priorities in
27.33 the Minnesota Prairie Conservation Plan.

27.34 **(e) Accelerated Native Prairie Bank Protection**
27.35 **- Phase IV**

28.1 \$3,740,000 in the first year is to the
28.2 commissioner of natural resources to
28.3 implement the Minnesota Prairie Conservation
28.4 Plan through the acquisition of permanent
28.5 conservation easements to protect native
28.6 prairie and grasslands. Up to \$165,000 is for
28.7 establishing monitoring and enforcement funds
28.8 as approved in the accomplishment plan and
28.9 subject to Minnesota Statutes, section
28.10 97A.056, subdivision 17. Subject to evaluation
28.11 criteria in Minnesota Rules, part 6136.0900,
28.12 priority must be given to acquisition of lands
28.13 that are eligible for the native prairie bank
28.14 under Minnesota Statutes, section 84.96, or
28.15 lands adjacent to protected native prairie. A
28.16 list of permanent conservation easements must
28.17 be provided as part of the final report.

28.18 **(f) Minnesota Buffers for Wildlife and Water -**
28.19 **Phase V**

28.20 \$4,544,000 in the first year is to the Board of
28.21 Water and Soil Resources to acquire
28.22 permanent conservation easements to protect
28.23 and enhance habitat by expanding the clean
28.24 water fund riparian buffer program for at least
28.25 equal wildlife benefits from buffers on private
28.26 land. Up to \$728,000 is for establishing a
28.27 monitoring and enforcement fund as approved
28.28 in the accomplishment plan and subject to
28.29 Minnesota Statutes, section 97A.056,
28.30 subdivision 17. A list of permanent
28.31 conservation easements must be provided as
28.32 part of the final report.

28.33 **(g) Cannon River Headwaters Habitat Complex**
28.34 **- Phase V**

28.35 \$1,380,000 in the first year is to the
28.36 commissioner of natural resources for an

29.1 agreement with The Trust for Public Land to
29.2 acquire and restore lands in the Cannon River
29.3 watershed for wildlife management purposes
29.4 under Minnesota Statutes, section 86A.05,
29.5 subdivision 8. Subject to evaluation criteria
29.6 in Minnesota Rules, part 6136.0900, priority
29.7 must be given to acquisition of lands that are
29.8 eligible for the native prairie bank under
29.9 Minnesota Statutes, section 84.96, or lands
29.10 adjacent to protected native prairie. A list of
29.11 proposed land acquisitions must be provided
29.12 as part of the required accomplishment plan.

29.13 **(h) Prairie Chicken Habitat Partnership of the**
29.14 **Southern Red River Valley**

29.15 \$1,800,000 in the first year is to the
29.16 commissioner of natural resources for an
29.17 agreement with Pheasants Forever in
29.18 cooperation with the Minnesota Prairie
29.19 Chicken Society to acquire and restore lands
29.20 in the southern Red River Valley for wildlife
29.21 management purposes under Minnesota
29.22 Statutes, section 86A.05, subdivision 8, or for
29.23 designation and management as waterfowl
29.24 production areas in Minnesota, in cooperation
29.25 with the United States Fish and Wildlife
29.26 Service. A list of proposed land acquisitions
29.27 must be provided as part of the required
29.28 accomplishment plan.

29.29 **(i) Protecting and Restoring Minnesota's**
29.30 **Important Bird Areas**

29.31 \$1,730,000 in the first year is to the
29.32 commissioner of natural resources for
29.33 agreements to acquire conservation easements
29.34 within and restore and enhance important bird
29.35 areas identified in the Minnesota Prairie
29.36 Conservation Plan, to be used as follows:

30.1 \$408,000 is to Audubon Minnesota and
30.2 \$1,322,000 is to Minnesota Land Trust, of
30.3 which up to \$100,000 is for establishing
30.4 monitoring and enforcement funds as approved
30.5 in the accomplishment plan and subject to
30.6 Minnesota Statutes, section 97A.056,
30.7 subdivision 17. A list of permanent
30.8 conservation easements must be provided as
30.9 part of the final report. This appropriation is
30.10 available until June 30, 2021.

30.11 **(j) Wild Rice River Corridor Habitat**
30.12 **Restoration**

30.13 \$2,270,000 in the first year is to the
30.14 commissioner of natural resources for an
30.15 agreement with the Wild Rice Watershed
30.16 District to acquire land in fee and permanent
30.17 conservation easement and to restore river and
30.18 related habitat in the Wild Rice River corridor.
30.19 A list of proposed acquisitions and restorations
30.20 must be provided as part of the required
30.21 accomplishment plan.

30.22 **(k) Accelerated Prairie Restoration and**
30.23 **Enhancement on DNR Lands - Phase VII**

30.24 \$4,880,000 in the first year is to the
30.25 commissioner of natural resources to
30.26 accelerate the restoration and enhancement of
30.27 prairie communities on wildlife management
30.28 areas, scientific and natural areas, state forest
30.29 land, and land under native prairie bank
30.30 easements. A list of proposed land restorations
30.31 and enhancements must be provided as part
30.32 of the required accomplishment plan.

30.33 **(l) Enhanced Public Land Grasslands - Phase**
30.34 **II**

30.35 \$1,120,000 in the first year is to the
30.36 commissioner of natural resources for an

31.1 agreement with Pheasants Forever to enhance
 31.2 and restore habitat on public lands. A list of
 31.3 proposed land restorations and enhancements
 31.4 must be provided as part of the final report.

31.5 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2015.

31.6 Sec. 5. Laws 2017, chapter 91, article 1, section 2, subdivision 2, is amended to read:

31.7	Subd. 2. Prairies	29,489,000	1,373,000
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31.8 **(a) DNR Wildlife Management Area and**
 31.9 **Scientific and Natural Area Acquisition - Phase**
 31.10 **IX**

31.11 \$3,064,000 the first year and \$1,373,000 the
 31.12 second year are to the commissioner of natural
 31.13 resources to acquire in fee and restore lands
 31.14 for wildlife management purposes under
 31.15 Minnesota Statutes, section 86A.05,
 31.16 subdivision 8, and to acquire land in fee for
 31.17 scientific and natural area purposes under
 31.18 Minnesota Statutes, section 86A.05,
 31.19 subdivision 5. Subject to evaluation criteria
 31.20 in Minnesota Rules, part 6136.0900, priority
 31.21 must be given to acquiring lands that are
 31.22 eligible for the native prairie bank under
 31.23 Minnesota Statutes, section 84.96, or lands
 31.24 adjacent to protected native prairie. A list of
 31.25 proposed land acquisitions must be provided
 31.26 as part of the required accomplishment plan.

31.27 **(b) Accelerating the Wildlife Management Area**
 31.28 **Acquisition - Phase IX**

31.29 \$5,603,000 the first year is to the
 31.30 commissioner of natural resources for an
 31.31 agreement with Pheasants Forever to acquire
 31.32 in fee and restore lands for wildlife
 31.33 management area purposes under Minnesota
 31.34 Statutes, section 86A.05, subdivision 8.
 31.35 Subject to evaluation criteria in Minnesota

32.1 Rules, part 6136.0900, priority must be given
32.2 to acquiring lands that are eligible for the
32.3 native prairie bank under Minnesota Statutes,
32.4 section 84.96, or lands adjacent to protected
32.5 native prairie. A list of proposed land
32.6 acquisitions must be provided as part of the
32.7 required accomplishment plan.

32.8 **(c) Minnesota Prairie Recovery Project - Phase**
32.9 **VII**

32.10 \$1,901,000 the first year is to the
32.11 commissioner of natural resources for an
32.12 agreement with The Nature Conservancy to
32.13 acquire land in fee for native prairie, wetland,
32.14 and savanna and to restore and enhance
32.15 grasslands, wetlands, and savanna. Subject to
32.16 evaluation criteria in Minnesota Rules, part
32.17 6136.0900, priority must be given to acquiring
32.18 lands that are eligible for the native prairie
32.19 bank under Minnesota Statutes, section 84.96,
32.20 or lands adjacent to protected native prairie.
32.21 No later than 180 days after The Nature
32.22 Conservancy's fiscal year ends, The Nature
32.23 Conservancy must submit to the Lessard-Sams
32.24 Outdoor Heritage Council annual income
32.25 statements and balance sheets for income and
32.26 expenses from land acquired with this
32.27 appropriation. A list of proposed land
32.28 acquisitions must be provided as part of the
32.29 required accomplishment plan and must be
32.30 consistent with the priorities identified in
32.31 Minnesota Prairie Conservation Plan.

32.32 **(d) Northern Tallgrass Prairie National Wildlife**
32.33 **Refuge Land Acquisition - Phase VIII**

32.34 \$2,683,000 the first year is to the
32.35 commissioner of natural resources for an
32.36 agreement with The Nature Conservancy in

33.1 cooperation with the United States Fish and
33.2 Wildlife Service to acquire land in fee or
33.3 permanent conservation easements and restore
33.4 lands in the Northern Tallgrass Prairie Habitat
33.5 Preservation Area in western Minnesota for
33.6 addition to the Northern Tallgrass Prairie
33.7 National Wildlife Refuge. Subject to
33.8 evaluation criteria in Minnesota Rules, part
33.9 6136.0900, priority must be given to acquiring
33.10 lands that are eligible for the native prairie
33.11 bank under Minnesota Statutes, section 84.96,
33.12 or lands adjacent to protected native prairie.
33.13 A list of proposed land acquisitions must be
33.14 provided as part of the required
33.15 accomplishment plan, and the acquisitions
33.16 must be consistent with the priorities in
33.17 Minnesota Prairie Conservation Plan.

33.18 **(e) Cannon River Headwaters Habitat Complex**
33.19 **- Phase VII**

33.20 \$1,436,000 the first year is to the
33.21 commissioner of natural resources for an
33.22 agreement with The Trust for Public Land to
33.23 acquire in fee and restore lands in the Cannon
33.24 River watershed for wildlife management
33.25 purposes under Minnesota Statutes, section
33.26 86A.05, subdivision 8. Subject to evaluation
33.27 criteria in Minnesota Rules, part 6136.0900,
33.28 priority must be given to acquiring lands that
33.29 are eligible for the native prairie bank under
33.30 Minnesota Statutes, section 84.96, or lands
33.31 adjacent to protected native prairie. A list of
33.32 proposed land acquisitions must be provided
33.33 as part of the required accomplishment plan.

33.34 **(f) Accelerated Native Prairie Bank Protection**
33.35 **- Phase VI**

34.1 \$2,481,000 the first year is to the
34.2 commissioner of natural resources to acquire
34.3 permanent conservation easements to
34.4 implement the strategies in Minnesota Prairie
34.5 Conservation Plan to protect and restore native
34.6 prairie. Of this amount, up to \$140,000 is for
34.7 establishing monitoring and enforcement funds
34.8 as approved in the accomplishment plan and
34.9 subject to Minnesota Statutes, section
34.10 97A.056, subdivision 17. Subject to evaluation
34.11 criteria in Minnesota Rules, part 6136.0900,
34.12 priority must be given to acquiring lands that
34.13 are eligible for the native prairie bank under
34.14 Minnesota Statutes, section 84.96, or lands
34.15 adjacent to protected native prairie. A list of
34.16 permanent conservation easements must be
34.17 provided as part of the final report.

34.18 **(g) Reinvest In Minnesota (RIM) Buffers for**
34.19 **Wildlife and Water - Phase VII**

34.20 \$5,333,000 the first year is to the Board of
34.21 Water and Soil Resources to restore habitat
34.22 and acquire permanent conservation easements
34.23 under Minnesota Statutes, section 103F.515,
34.24 to protect, restore, and enhance habitat by
34.25 expanding the riparian-buffer program of the
34.26 clean water fund for at least equal wildlife
34.27 benefits from buffers on private land. Of this
34.28 amount, up to \$858,000 is for establishing a
34.29 monitoring and enforcement fund as approved
34.30 in the accomplishment plan and subject to
34.31 Minnesota Statutes, section 97A.056,
34.32 subdivision 17. A list of permanent
34.33 conservation easements must be provided as
34.34 part of the final report.

34.35 **(h) Prairie Chicken Habitat Partnership of the**
34.36 **Southern Red River Valley - Phase III**

35.1 \$1,908,000 the first year is to the
 35.2 commissioner of natural resources for an
 35.3 agreement with Pheasants Forever in
 35.4 cooperation with the Minnesota Prairie
 35.5 Chicken Society to acquire land in fee and
 35.6 restore and enhance lands in the southern Red
 35.7 River valley for wildlife management purposes
 35.8 under Minnesota Statutes, section 86A.05,
 35.9 subdivision 8, or to be designated and
 35.10 managed as waterfowl-production areas in
 35.11 Minnesota in cooperation with the United
 35.12 States Fish and Wildlife Service. Subject to
 35.13 evaluation criteria in Minnesota Rules, part
 35.14 6136.0900, priority must be given to acquiring
 35.15 lands that are eligible for the native prairie
 35.16 bank under Minnesota Statutes, section 84.96,
 35.17 or lands adjacent to protected native prairie.
 35.18 A list of proposed land acquisitions must be
 35.19 provided as part of the required
 35.20 accomplishment plan.

35.21 **(i) Accelerated Prairie Restoration and**
 35.22 **Enhancement on DNR Lands - Phase IX**

35.23 \$3,950,000 the first year is to the
 35.24 commissioner of natural resources to
 35.25 accelerate restoration and enhancement of
 35.26 prairies, grasslands, and savannas on wildlife
 35.27 management areas, scientific and natural areas,
 35.28 native prairie bank land, bluff prairies on state
 35.29 forest land in southeastern Minnesota, and
 35.30 United States Fish and Wildlife Service
 35.31 waterfowl-production area and refuge lands.
 35.32 A list of proposed land restorations and
 35.33 enhancements must be provided as part of the
 35.34 required accomplishment plan.

35.35 **(j) ~~Anoka Sandplain~~ Sand Plain Habitat**
 35.36 **Restoration and Enhancement - Phase V**

36.1 \$1,130,000 the first year is to the
36.2 commissioner of natural resources for
36.3 agreements to acquire permanent conservation
36.4 easements and to restore and enhance wildlife
36.5 habitat on public lands in ~~Anoka, Benton,~~
36.6 ~~Isanti, Morrison, and Stearns Counties~~ the
36.7 Anoka Sand Plain ecoregion and intersecting
36.8 minor watersheds as follows: \$41,000 is to the
36.9 Anoka Conservation District, \$231,000 is to
36.10 the Isanti County Soil and Water Conservation
36.11 District, \$345,000 is to Great River Greening,
36.12 \$163,000 is to the Stearns County Soil and
36.13 Water Conservation District, and \$350,000 is
36.14 to Minnesota Land Trust. Up to \$40,000 to
36.15 Minnesota Land Trust is for establishing
36.16 monitoring and enforcement funds as approved
36.17 in the accomplishment plan and subject to
36.18 Minnesota Statutes, section 97A.056,
36.19 subdivision 17. A list of proposed permanent
36.20 conservation easements, restorations, and
36.21 enhancements must be provided as part of the
36.22 required accomplishment plan.

36.23 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2017.

36.24 **ARTICLE 2**
36.25 **CLEAN WATER FUND**

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

36.27 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
36.28 and for the purposes specified in this article. The appropriations are from the clean water
36.29 fund and are available for the fiscal years indicated for allowable activities under the
36.30 Minnesota Constitution, article XI, section 15. The figures "2020" and "2021" used in this
36.31 article mean that the appropriations listed under the figure are available for the fiscal year
36.32 ending June 30, 2020, or June 30, 2021, respectively. "The first year" is fiscal year 2020.
36.33 "The second year" is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021. The
36.34 appropriations in this article are onetime.

38.1 programs the recipient funds using
 38.2 appropriations made in this article.

38.3 **Sec. 3. DEPARTMENT OF AGRICULTURE \$ 12,445,000 \$ 12,445,000**

38.4 (a) \$350,000 the first year and \$350,000 the
 38.5 second year are to increase monitoring for
 38.6 pesticides, pesticide degradates, microplastics,
 38.7 and nanoplastics in surface water and
 38.8 groundwater and to use data collected to assess
 38.9 pesticide use practices. By January 15, 2021,
 38.10 the commissioner must submit a report to the
 38.11 chairs and ranking minority members of the
 38.12 house of representatives and senate
 38.13 committees and divisions with jurisdiction
 38.14 over agriculture, environment and natural
 38.15 resources, and the clean water fund detailing
 38.16 the results of the monitoring and assessment
 38.17 conducted under this paragraph and
 38.18 information on the pesticide monitoring
 38.19 conducted under Minnesota Statutes, section
 38.20 18B.064.

38.21 (b) \$2,585,000 the first year and \$2,585,000
 38.22 the second year are for monitoring and
 38.23 evaluating trends in the concentration of
 38.24 nitrate in groundwater in areas vulnerable to
 38.25 groundwater degradation; promoting,
 38.26 developing, and evaluating regional and
 38.27 crop-specific nutrient best management
 38.28 practices; assessing best management practice
 38.29 adoption; education and technical support from
 38.30 University of Minnesota Extension; grants to
 38.31 support agricultural demonstration and
 38.32 implementation activities; Rosholt Farm; and
 38.33 other actions to protect groundwater from
 38.34 degradation from nitrate. This appropriation
 38.35 is available until June 30, 2024.

39.1 (c) \$75,000 the first year and \$75,000 the
39.2 second year are for administering clean water
39.3 funds managed through the agriculture best
39.4 management practices loan program. Any
39.5 unencumbered balance at the end of the second
39.6 year must be added to the corpus of the loan
39.7 fund.

39.8 (d) \$50,000 the first year and \$50,000 the
39.9 second year are for a research inventory
39.10 database containing water-related research
39.11 activities. Costs for information technology
39.12 development or support for this research
39.13 inventory database may be paid to the Office
39.14 of MN.IT Services. This appropriation is
39.15 available until June 30, 2024.

39.16 (e) \$3,000,000 the first year and \$3,000,000
39.17 the second year are to implement the
39.18 Minnesota agricultural water quality
39.19 certification program statewide. By January
39.20 15, 2021, the commissioner must submit a
39.21 report to the chairs and ranking minority
39.22 members of the house of representatives and
39.23 senate committees and divisions with
39.24 jurisdiction over agriculture, environment and
39.25 natural resources, and the clean water fund
39.26 detailing the outcomes achieved by the
39.27 program, including a comparison of state water
39.28 quality goals and the impact the program has
39.29 on meeting the goals. Funds appropriated in
39.30 this paragraph are available until June 30,
39.31 2024.

39.32 (f) \$385,000 the first year and \$385,000 the
39.33 second year are for a regional irrigation water
39.34 quality specialist through University of
39.35 Minnesota Extension, development and

40.1 statewide expansion of the irrigation
 40.2 management assistant tool, irrigation education
 40.3 and outreach, and the Agricultural Weather
 40.4 Station Network.

40.5 (g) \$5,000,000 the first year and \$5,000,000
 40.6 the second year are for grants for the Forever
 40.7 Green Agriculture Initiative to protect the
 40.8 state's natural resources while increasing the
 40.9 efficiency, profitability, and productivity of
 40.10 Minnesota farmers by reducing agricultural
 40.11 contributions to impaired waters through the
 40.12 incorporation of perennial and winter-annual
 40.13 crops into existing agricultural practices to
 40.14 protect and restore drinking water resources.
 40.15 Of this amount, \$2,500,000 each year is for
 40.16 grants to implement Forever Green crops or
 40.17 cropping systems. This appropriation is
 40.18 available until June 30, 2024.

40.19 (h) \$1,000,000 the first year and \$1,000,000
 40.20 the second year are for testing private wells
 40.21 for pesticides, microplastics, and nanoplastics
 40.22 where nitrate is detected as part of the
 40.23 township testing program. This appropriation
 40.24 is available until June 30, 2024.

40.25 **Sec. 4. PUBLIC FACILITIES AUTHORITY \$ 9,125,000 \$ 9,125,000**

40.26 (a) \$9,000,000 the first year and \$9,000,000
 40.27 the second year are for the point source
 40.28 implementation grants program under
 40.29 Minnesota Statutes, section 446A.073. This
 40.30 appropriation is available until June 30, 2024.

40.31 (b) \$125,000 the first year and \$125,000 the
 40.32 second year are for small community
 40.33 wastewater treatment grants and loans under

41.1 Minnesota Statutes, section 446A.075. This
 41.2 appropriation is available until June 30, 2024.

41.3 (c) If there is any uncommitted money at the
 41.4 end of each fiscal year under paragraph (a) or
 41.5 (b), the Public Facilities Authority may
 41.6 transfer the remaining funds to eligible
 41.7 projects under any of the programs listed in
 41.8 this section according to a project's priority
 41.9 rank on the Pollution Control Agency's project
 41.10 priority list.

41.11 **Sec. 5. POLLUTION CONTROL AGENCY \$ 24,823,000 \$ 22,623,000**

41.12 (a) \$8,500,000 the first year and \$6,300,000
 41.13 the second year are for completing needed
 41.14 statewide assessments of surface water quality
 41.15 and trends, including assessments for
 41.16 microplastics and nanoplastics, according to
 41.17 Minnesota Statutes, chapter 114D. By January
 41.18 15, 2021, the commissioner must submit a
 41.19 report to the chairs and ranking minority
 41.20 members of the house of representatives and
 41.21 senate committees and divisions with
 41.22 jurisdiction over environment and natural
 41.23 resources and the clean water fund detailing
 41.24 the outcomes achieved under this paragraph.

41.25 (b) \$8,050,000 the first year and \$8,050,000
 41.26 the second year are to develop watershed
 41.27 restoration and protection strategies (WRAPS),
 41.28 which include total maximum daily load
 41.29 (TMDL) studies and TMDL implementation
 41.30 plans according to Minnesota Statutes, chapter
 41.31 114D, for waters on the impaired waters list
 41.32 approved by the United States Environmental
 41.33 Protection Agency. The agency must complete
 41.34 an average of ten percent of the TMDLs each
 41.35 year over the biennium.

- 42.1 (c) \$1,500,000 the first year and \$1,500,000
42.2 the second year are for groundwater
42.3 assessment, including assessments for
42.4 microplastics and nanoplastics, enhancing the
42.5 ambient monitoring network, modeling,
42.6 evaluating trends, and reassessing groundwater
42.7 that was assessed ten to 15 years ago and
42.8 found to be contaminated.
- 42.9 (d) \$750,000 the first year and \$750,000 the
42.10 second year are for implementing the St. Louis
42.11 River System Area of Concern Remedial
42.12 Action Plan.
- 42.13 (e) \$900,000 the first year and \$900,000 the
42.14 second year are for national pollutant
42.15 discharge elimination system wastewater and
42.16 storm water TMDL implementation efforts.
- 42.17 (f) \$3,938,000 the first year and \$3,938,000
42.18 the second year are for enhancing the
42.19 county-level delivery systems for subsurface
42.20 sewage treatment system (SSTS) activities
42.21 necessary to implement Minnesota Statutes,
42.22 sections 115.55 and 115.56, for protecting
42.23 groundwater, including base grants for all
42.24 counties with SSTS programs and competitive
42.25 grants to counties with specific plans to
42.26 significantly reduce water pollution by
42.27 reducing the number of systems that are an
42.28 imminent threat to public health or safety or
42.29 are otherwise failing. Counties that receive
42.30 base grants must report the number of sewage
42.31 noncompliant properties upgraded through
42.32 SSTS replacement, connection to a centralized
42.33 sewer system, or other means, including
42.34 property abandonment or buy-out. Counties
42.35 also must report the number of existing SSTS

43.1 compliance inspections conducted in areas
43.2 under county jurisdiction. These required
43.3 reports are to be part of established annual
43.4 reporting for SSTS programs. Counties that
43.5 conduct SSTS inventories or those with an
43.6 ordinance in place that requires an SSTS to
43.7 be inspected as a condition of transferring
43.8 property or as a condition of obtaining a local
43.9 permit must be given priority for competitive
43.10 grants under this paragraph. Of this amount,
43.11 \$1,500,000 each year is available to counties
43.12 for grants to low-income landowners to
43.13 address systems that pose an imminent threat
43.14 to public health or safety or fail to protect
43.15 groundwater. A grant awarded under this
43.16 paragraph may not exceed \$40,000 for the
43.17 biennium. A county receiving a grant under
43.18 this paragraph must submit a report to the
43.19 agency listing the projects funded, including
43.20 an account of the expenditures. By January
43.21 15, 2021, the commissioner must submit a
43.22 report to the chairs and ranking minority
43.23 members of the house of representatives and
43.24 senate committees and divisions with
43.25 jurisdiction over environment and natural
43.26 resources and the clean water fund detailing
43.27 the outcomes achieved under this paragraph
43.28 and past appropriations from the clean water
43.29 fund for this purpose.

43.30 (g) \$775,000 the first year and \$775,000 the
43.31 second year are for a grant program for
43.32 sanitary sewer projects that are included in the
43.33 draft or any updated Voyageurs National Park
43.34 Clean Water Project Comprehensive Plan to
43.35 restore the water quality of waters in
43.36 Voyageurs National Park. Grants must be

44.1 awarded to local government units for projects
44.2 approved by the Voyageurs National Park
44.3 Clean Water Joint Powers Board and must be
44.4 matched by at least 25 percent from sources
44.5 other than the clean water fund.

44.6 (h) \$300,000 the first year and \$300,000 the
44.7 second year are for activities, training, and
44.8 grants that reduce chloride pollution. Of this
44.9 amount, \$100,000 each year is for grants for
44.10 upgrading or removing water-softening units
44.11 at public facilities. This appropriation is
44.12 available until June 30, 2023. Any
44.13 unencumbered grant balances in the first year
44.14 do not cancel but are available for grants in
44.15 the second year.

44.16 (i) \$110,000 the first year and \$110,000 the
44.17 second year are to support activities of the
44.18 Clean Water Council according to Minnesota
44.19 Statutes, section 114D.30, subdivision 1.

44.20 (j) The commissioner must develop protocols
44.21 for testing groundwater and surface water for
44.22 microplastics and nanoplastics to be used by
44.23 agencies and departments required to monitor
44.24 and test for plastics under this article. For the
44.25 purposes of this article, "microplastics" are
44.26 small pieces of plastic debris in the
44.27 environment resulting from the disposal and
44.28 breakdown of consumer products and
44.29 industrial waste that are less than five
44.30 millimeters in length and "nanoplastics" are
44.31 particles within a size ranging from 1 to 1000
44.32 nanometers that are unintentionally produced
44.33 from the manufacture or degradation of plastic
44.34 objects and that exhibit a colloidal behavior.

45.1 (k) Notwithstanding Minnesota Statutes,
 45.2 section 16A.28, the appropriations in this
 45.3 section are available until June 30, 2024.

45.4 **Sec. 6. DEPARTMENT OF NATURAL**
 45.5 **RESOURCES**

\$ 11,076,000 \$ 11,076,000

45.6 (a) \$2,200,000 the first year and \$2,200,000
 45.7 the second year are for stream flow
 45.8 monitoring.

45.9 (b) \$1,250,000 the first year and \$1,250,000
 45.10 the second year are for lake Index of
 45.11 Biological Integrity (IBI) assessments,
 45.12 including assessments for microplastics and
 45.13 nanoplastics. At least 50 percent of the
 45.14 assessments must be conducted in the
 45.15 seven-county metropolitan area and the cities
 45.16 of Rochester and Duluth.

45.17 (c) \$135,000 the first year and \$135,000 the
 45.18 second year are for assessing mercury,
 45.19 microplastics and nanoplastics, and other fish
 45.20 contaminants, including monitoring to track
 45.21 the status of impaired waters over time.

45.22 (d) \$2,016,000 the first year and \$2,016,000
 45.23 the second year are for developing targeted,
 45.24 science-based watershed restoration and
 45.25 protection strategies.

45.26 (e) \$2,325,000 the first year and \$2,325,000
 45.27 the second year are for water-supply planning,
 45.28 aquifer protection, and monitoring activities.

45.29 (f) \$1,200,000 the first year and \$1,200,000
 45.30 the second year are for technical assistance to
 45.31 support local implementation of nonpoint
 45.32 source restoration and protection activities.

45.33 (g) \$700,000 the first year and \$700,000 the
 45.34 second year are for applied research and tools,

46.1 including watershed hydrologic modeling;
 46.2 maintaining and updating spatial data for
 46.3 watershed boundaries, streams, and water
 46.4 bodies and integrating high-resolution digital
 46.5 elevation data; and assessing effectiveness of
 46.6 forestry best management practices for water
 46.7 quality.

46.8 (h) \$150,000 the first year and \$150,000 the
 46.9 second year are for developing county
 46.10 geologic atlases.

46.11 (i) \$100,000 the first year and \$100,000 the
 46.12 second year are for maintenance and updates
 46.13 to buffer maps and for technical guidance on
 46.14 interpreting buffer maps for local units of
 46.15 government implementing buffer
 46.16 requirements. Maps must be provided to local
 46.17 units of government and made available to
 46.18 landowners on the Department of Natural
 46.19 Resources' website.

46.20 (j) \$1,000,000 the first year and \$1,000,000
 46.21 the second year are to acquire permanent
 46.22 interests in lands in the Mississippi
 46.23 Headwaters Watershed to protect, enhance,
 46.24 and restore water quality, while preparing for
 46.25 climate change through the Minnesota forests
 46.26 for the future program under Minnesota
 46.27 Statutes, section 84.66.

46.28 **Sec. 7. BOARD OF WATER AND SOIL**
 46.29 **RESOURCES**

\$ 56,269,000 \$ 63,269,000

46.30 (a) \$14,711,000 the first year and \$14,711,000
 46.31 the second year are for performance-based
 46.32 grants with multiyear implementation plans
 46.33 to local government units. The grants may be
 46.34 used to implement projects that protect,
 46.35 enhance, and restore surface water quality in

47.1 lakes, rivers, and streams; protect groundwater
47.2 from degradation; and protect drinking water
47.3 sources. Projects must be identified in a
47.4 comprehensive watershed plan developed
47.5 under the One Watershed, One Plan or
47.6 metropolitan surface water management
47.7 frameworks or groundwater plans. Grant
47.8 recipients must identify a nonstate match and
47.9 may use other legacy funds to supplement
47.10 projects funded under this paragraph.

47.11 (b) \$16,300,000 the first year and \$16,300,000
47.12 the second year are for grants to local
47.13 government units to protect and restore surface
47.14 water and drinking water; to keep water on
47.15 the land; to protect, enhance, and restore water
47.16 quality in lakes, rivers, and streams; and to
47.17 protect groundwater and drinking water,
47.18 including feedlot water quality and subsurface
47.19 sewage treatment system projects and stream
47.20 bank, stream channel, shoreline restoration,
47.21 and ravine stabilization projects. The projects
47.22 must use practices demonstrated to be
47.23 effective, be of long-lasting public benefit,
47.24 include a match, and be consistent with total
47.25 maximum daily load (TMDL) implementation
47.26 plans, watershed restoration and protection
47.27 strategies (WRAPS), or local water
47.28 management plans or their equivalents. A
47.29 portion of this money may be used to seek
47.30 administrative efficiencies through shared
47.31 resources by multiple local governmental
47.32 units. Of this appropriation, at least 20 percent
47.33 is for land-conservation projects and practices
47.34 that benefit drinking water.

- 48.1 (c) \$6,050,000 the first year and \$6,050,000
48.2 the second year are for accelerated
48.3 implementation, including local resource
48.4 protection, enhancement grants, and statewide
48.5 analytical targeting tools that fill an identified
48.6 gap, program enhancements for technical
48.7 assistance, citizen and community outreach,
48.8 compliance, and training and certification. By
48.9 January 15, 2021, the commissioner must
48.10 submit a report to the Clean Water Council
48.11 and the chairs and ranking minority members
48.12 of the house of representatives and senate
48.13 committees and divisions with jurisdiction
48.14 over environment and natural resources and
48.15 the clean water fund detailing the outcomes
48.16 achieved with this appropriation.
- 48.17 (d) \$1,000,000 the first year and \$1,000,000
48.18 the second year are to provide state oversight
48.19 and accountability, evaluate and communicate
48.20 results, provide implementation tools, and
48.21 measure the value of conservation program
48.22 implementation by local governments,
48.23 including submitting to the legislature by
48.24 March 1 each even-numbered year a biennial
48.25 report prepared by the board, in consultation
48.26 with the commissioners of natural resources,
48.27 health, agriculture, and the Pollution Control
48.28 Agency, detailing the recipients, the projects
48.29 funded under this section, and the amount of
48.30 pollution reduced.
- 48.31 (e) \$2,500,000 the first year and \$2,500,000
48.32 the second year are to provide assistance,
48.33 oversight, and grants for supporting local
48.34 governments in implementing and complying

49.1 with riparian protection and excessive soil loss
49.2 requirements.

49.3 (f) \$4,875,000 the first year and \$4,875,000
49.4 the second year are to purchase, restore, or
49.5 preserve riparian land adjacent to lakes, rivers,
49.6 streams, and tributaries, by easements or
49.7 contracts, to keep water on the land to decrease
49.8 sediment, pollutant, and nutrient transport;
49.9 reduce hydrologic impacts to surface waters;
49.10 and increase infiltration for groundwater
49.11 recharge. Up to \$507,000 is for deposit in a
49.12 monitoring and enforcement account.

49.13 (g) \$5,000,000 the first year and \$5,000,000
49.14 the second year are for permanent
49.15 conservation easements on wellhead protection
49.16 areas under Minnesota Statutes, section
49.17 103F.515, subdivision 2, paragraph (d), or for
49.18 grants to local units of government for fee title
49.19 acquisition to permanently protect
49.20 groundwater supply sources on wellhead
49.21 protection areas. Priority must be placed on
49.22 land that is located where the vulnerability of
49.23 the drinking water supply is designated as high
49.24 or very high by the commissioner of health,
49.25 where drinking water protection plans have
49.26 identified specific activities that will achieve
49.27 long-term protection, and on lands with
49.28 expiring Conservation Reserve Program
49.29 contracts. Up to \$182,000 is for deposit in a
49.30 monitoring and enforcement account.

49.31 (h) \$100,000 the first year and \$100,000 the
49.32 second year are for a technical evaluation
49.33 panel to conduct at least ten restoration
49.34 evaluations under Minnesota Statutes, section
49.35 114D.50, subdivision 6.

50.1 (i) \$2,270,000 the first year and \$2,270,000
50.2 the second year are for assistance, oversight,
50.3 and grants to local governments to transition
50.4 local water management plans to a watershed
50.5 approach as provided for in Minnesota
50.6 Statutes, chapters 103B, 103C, 103D, and
50.7 114D.

50.8 (j) \$7,500,000 the second year is to purchase
50.9 and restore permanent conservation sites via
50.10 easements or contracts to treat and store water
50.11 on the land for water quality improvement
50.12 purposes and related technical assistance. This
50.13 work may be done in cooperation with the
50.14 United States Department of Agriculture with
50.15 a first-priority use to accomplish a
50.16 conservation reserve enhancement program,
50.17 or equivalent, in the state. Up to \$397,000 is
50.18 for deposit in a monitoring and enforcement
50.19 account.

50.20 (k) \$1,750,000 the first year and \$1,750,000
50.21 the second year are to purchase permanent
50.22 conservation easements to protect lands
50.23 adjacent to public waters with good water
50.24 quality but threatened with degradation. Up
50.25 to \$338,000 is for deposit in a monitoring and
50.26 enforcement account.

50.27 (l) \$213,000 the first year and \$213,000 the
50.28 second year are for a program including grants
50.29 and contracts to systematically collect data
50.30 and produce county, watershed, and statewide
50.31 estimates of soil erosion caused by water and
50.32 wind along with tracking adoption of
50.33 conservation measures, including cover crops,
50.34 to address erosion. Up to \$175,000 each year
50.35 is available for grants to or contracts with the

- 51.1 University of Minnesota to complete this
51.2 work.
- 51.3 (m) \$1,000,000 the first year and \$1,000,000
51.4 the second year are for grants or contracts to
51.5 local, regional, or tribal government and
51.6 nongovernmental organizations to increase
51.7 citizen participation in implementing water
51.8 quality projects and programs to increase
51.9 long-term sustainability of water resources.
- 51.10 (n) \$500,000 the first year is for grants to
51.11 enhance landowner adoption of cover crops
51.12 in areas with direct benefits to public water
51.13 supplies.
- 51.14 (o) The board must contract for delivery of
51.15 services with Conservation Corps Minnesota
51.16 for restoration, maintenance, and other
51.17 activities under this section for up to \$500,000
51.18 the first year and up to \$500,000 the second
51.19 year.
- 51.20 (p) The board may shift grant, cost-share, or
51.21 easement funds in this section and may adjust
51.22 the technical and administrative assistance
51.23 portion of the funds to leverage federal or
51.24 other nonstate funds or to address oversight
51.25 responsibilities or high-priority drinking water
51.26 needs.
- 51.27 (q) The board must require grantees to specify
51.28 the outcomes that will be achieved by the
51.29 grants before any grant awards.
- 51.30 (r) The appropriations in this section are
51.31 available until June 30, 2024, except grant
51.32 funds are available for five years after the date
51.33 a grant is executed. Returned grant funds must

52.1 be regranted consistent with the purposes of
 52.2 this section.

52.3 Sec. 8. **DEPARTMENT OF HEALTH** \$ **8,822,000** \$ **12,764,000**

52.4 (a) \$3,300,000 the first year and \$7,242,000
 52.5 the second year are for addressing public
 52.6 health concerns related to contaminants found
 52.7 in Minnesota drinking water for which no
 52.8 health-based drinking water standards exist;
 52.9 for developing and adopting at least eight
 52.10 health risk limits consistent with Minnesota
 52.11 Statutes, section 144.0751; for improving the
 52.12 department's capacity to monitor the water
 52.13 quality of drinking water sources, including
 52.14 establishing and implementing water quality
 52.15 monitoring protocols for surface waters used
 52.16 as a drinking water source; to develop
 52.17 interventions to improve water quality; and
 52.18 for the department's laboratory to analyze
 52.19 unregulated contaminants. By January 15,
 52.20 2020, the commissioner of health must submit
 52.21 a preliminary report to the chairs and ranking
 52.22 minority members of the house of
 52.23 representatives and senate committees and
 52.24 divisions with jurisdiction over health policy
 52.25 and environment and natural resources finance
 52.26 and policy that identifies the health risk limits
 52.27 to be developed, the water quality monitoring
 52.28 protocols to be implemented, the surface
 52.29 waters to be tested, and the list of
 52.30 contaminants to be tested for. A final report
 52.31 detailing the outcomes of this appropriation
 52.32 and recommendations must be submitted by
 52.33 the commissioner to the chairs and ranking
 52.34 minority members by January 15, 2022.

- 53.1 (b) \$2,747,000 the first year and \$2,747,000
53.2 the second year are for protecting drinking
53.3 water sources.
- 53.4 (c) \$250,000 the first year and \$250,000 the
53.5 second year are for cost-share assistance to
53.6 public and private well owners for up to 50
53.7 percent of the cost of sealing unused wells.
- 53.8 (d) \$650,000 the first year and \$650,000 the
53.9 second year are to develop and deliver
53.10 groundwater restoration and protection
53.11 strategies on a watershed scale for use in local
53.12 comprehensive water planning efforts, to
53.13 provide resources to local governments for
53.14 activities that protect sources of drinking
53.15 water, and to enhance approaches that improve
53.16 the capacity of local governmental units to
53.17 protect and restore groundwater resources.
- 53.18 (e) \$1,000,000 the first year and \$1,000,000
53.19 the second year are for studying the occurrence
53.20 and magnitude of contaminants in private
53.21 wells, including microplastics and
53.22 nanoplastics, and developing guidance,
53.23 outreach, and interventions to reduce risks to
53.24 private-well owners.
- 53.25 (f) \$250,000 the first year and \$250,000 the
53.26 second year are for evaluating and addressing
53.27 the risks from viruses, bacteria, and protozoa
53.28 in groundwater supplies and for evaluating
53.29 land uses that may contribute to contamination
53.30 of public water systems with these pathogens.
- 53.31 (g) \$350,000 the first year and \$350,000 the
53.32 second year are to develop public health
53.33 policies and an action plan to address threats
53.34 to safe drinking water, including development

55.1 (5) development of subregional groundwater
 55.2 models.

55.3 (b) \$500,000 the first year and \$500,000 the
 55.4 second year are for the water demand
 55.5 reduction grant program to encourage
 55.6 municipalities in the metropolitan area to
 55.7 implement measures to reduce water demand
 55.8 to ensure the reliability and protection of
 55.9 drinking water supplies.

55.10 (c) \$1,390,000 the first year is for grants or
 55.11 loans for local inflow and infiltration reduction
 55.12 programs addressing high-priority areas in the
 55.13 metropolitan area, as defined in Minnesota
 55.14 Statutes, section 473.121, subdivision 2.

55.15 **Sec. 10. UNIVERSITY OF MINNESOTA \$ 1,500,000 \$ 1,500,000**

55.16 (a) \$500,000 the first year and \$500,000 the
 55.17 second year are for developing county
 55.18 geologic atlases. This appropriation is
 55.19 available until June 30, 2026.

55.20 (b) \$750,000 the first year and \$750,000 the
 55.21 second year are for a program to evaluate
 55.22 performance and technology transfer for
 55.23 municipal storm water best management
 55.24 practices, to evaluate best management
 55.25 performance and effectiveness to support
 55.26 meeting total maximum daily loads, to develop
 55.27 standards and incorporate state-of-the-art
 55.28 guidance using minimal impact design
 55.29 standards as the model, and to implement a
 55.30 system to transfer knowledge and technology
 55.31 across local government, industry, and
 55.32 regulatory sectors. This appropriation is
 55.33 available until June 30, 2026.

56.1 (c) \$250,000 the first year and \$250,000 the
 56.2 second year are to increase the efficacy and
 56.3 cost-effectiveness of nutrient reduction
 56.4 strategies by developing comprehensive carp
 56.5 management programs and documenting their
 56.6 effectiveness.

56.7 Sec. 11. LEGISLATURE \$ 9,000 \$ -0-
 56.8 \$9,000 the first year is for the Legislative
 56.9 Coordinating Commission for the website
 56.10 required under Minnesota Statutes, section
 56.11 3.303, subdivision 10.

56.12 Sec. 12. Minnesota Statutes 2018, section 114D.30, is amended by adding a subdivision
 56.13 to read:

56.14 Subd. 8. **Legislative oversight.** The chairs of the house of representatives and senate
 56.15 committees and divisions with jurisdiction over the environment and natural resources
 56.16 finance and the clean water fund must convene a joint hearing to review the activities and
 56.17 evaluate the effectiveness of the Clean Water Council and to receive reports on the council
 56.18 from the legislative auditor no later than June 30, 2020, and every four years thereafter.

56.19 **ARTICLE 3**

56.20 **CLEAN WATER LEGACY ACT MODIFICATIONS**

56.21 Section 1. Minnesota Statutes 2018, section 103B.3369, subdivision 5, is amended to read:

56.22 ~~Subd. 5. **Financial assistance.** A base grant may be awarded to a county that provides~~
 56.23 ~~a match utilizing a water implementation tax or other local source. A water implementation~~
 56.24 ~~tax that a county intends to use as a match to the base grant must be levied at a rate sufficient~~
 56.25 ~~to generate a minimum amount determined by the board. The board may award~~
 56.26 performance-based, watershed-based, or program-based grants or other financial assistance
 56.27 to local units of government that are responsible for implementing elements of applicable
 56.28 portions of watershed management plans, comprehensive plans, local water management
 56.29 plans, or comprehensive watershed management plans, developed or amended, adopted and
 56.30 approved, according to chapter 103B, 103C, or 103D. Upon request by a local government
 56.31 unit, the board may also award performance-based grants to local units of government to
 56.32 carry out TMDL implementation plans as provided in chapter 114D, if the TMDL
 56.33 implementation plan has been incorporated into the local water management plan according

57.1 to the procedures for approving comprehensive plans, watershed management plans, local
57.2 water management plans, or comprehensive watershed management plans under chapter
57.3 103B, 103C, or 103D, or if the TMDL implementation plan has undergone a public review
57.4 process. Notwithstanding section 16A.41, the board may award performance-based,
57.5 watershed-based, or program-based grants or other financial assistance on an advanced
57.6 basis and may prescribe the amount of local match required. ~~The fee authorized in section~~
57.7 ~~40A.152 may be used as a local match or as a supplement to state funding to accomplish~~
57.8 ~~implementation of comprehensive plans, watershed management plans, local water~~
57.9 ~~management plans, or comprehensive watershed management plans under this chapter and~~
57.10 ~~chapter 103C or 103D~~ Performance measures must be included in grant work plans. The
57.11 board may enter into intergovernmental agreements to provide funding for water management
57.12 to local governments.

57.13 Sec. 2. Minnesota Statutes 2018, section 103B.3369, subdivision 9, is amended to read:

57.14 Subd. 9. ~~Performance-based Criteria.~~ (a) ~~The board shall~~ must develop and ~~utilize~~ use
57.15 performance-based criteria for local water resources restoration, protection, and management
57.16 programs and projects. The criteria may include but are not limited to science-based
57.17 assessments, organizational capacity, priority resource issues, community outreach and
57.18 support, partnership potential, potential for multiple benefits, and program and project
57.19 delivery efficiency and effectiveness.

57.20 (b) Notwithstanding paragraph (a), the board may develop and use eligibility criteria
57.21 for state grants or other financial assistance provided to local governments.

57.22 Sec. 3. Minnesota Statutes 2018, section 103B.801, subdivision 2, is amended to read:

57.23 Subd. 2. **Program purposes.** The purposes of the comprehensive watershed management
57.24 plan program under section 103B.101, subdivision 14, paragraph (a), are to:

57.25 (1) align local water planning purposes and procedures under this chapter and chapters
57.26 103C and 103D on watershed boundaries to create a systematic, watershed-wide,
57.27 science-based approach to watershed management;

57.28 (2) acknowledge and build off existing local government structure, water plan services,
57.29 and local capacity;

57.30 (3) incorporate and make use of data and information, including watershed restoration
57.31 and protection strategies under section 114D.26, which may serve to fulfill all or some of
57.32 the requirements under chapter 114D;

58.1 (4) solicit input and engage experts from agencies, citizens, and stakeholder groups;

58.2 (5) focus on implementation of prioritized and targeted actions capable of achieving
58.3 measurable progress; ~~and~~

58.4 (6) serve as a substitute for a comprehensive plan, local water management plan, or
58.5 watershed management plan developed or amended, approved, and adopted, according to
58.6 this chapter or chapter 103C or 103D; and

58.7 (7) protect sensitive groundwater areas as defined in section 103F.511, subdivision 9,
58.8 and be considered and acknowledged by the commissioner of health as providing wellhead
58.9 protection measures and supporting wellhead protection planning where relevant.

58.10 Sec. 4. Minnesota Statutes 2018, section 103B.801, subdivision 4, is amended to read:

58.11 Subd. 4. **Plan content.** The board shall develop policies for required comprehensive
58.12 watershed management plan content consistent with comprehensive local water management
58.13 planning. To ensure effectiveness and accountability in meeting the purposes of subdivision
58.14 2, plan content must include, at a minimum:

58.15 (1) an analysis and prioritization of issues and resource concerns;

58.16 (2) measurable goals to address the issues and concerns, including but not limited to:

58.17 (i) restoration, protection, and preservation of drinking water sources and natural surface
58.18 water and groundwater storage and retention systems;

58.19 (ii) minimization of public capital expenditures needed to correct flooding and water
58.20 quality problems;

58.21 (iii) restoration, protection, and improvement of surface water and groundwater quality;

58.22 (iv) establishment of more uniform local policies and official controls for surface water
58.23 and groundwater management;

58.24 (v) identification of priority areas for wetland enhancement, restoration, and
58.25 establishment;

58.26 (vi) identification of priority areas for riparian zone management and buffers;

58.27 (vii) prevention of erosion and soil transport into surface water systems;

58.28 (viii) promotion of groundwater recharge;

58.29 (ix) protection and enhancement of fish and wildlife habitat and water recreational
58.30 facilities; and

59.1 (x) securing other benefits associated with the proper management of surface water and
59.2 groundwater;

59.3 (3) a targeted implementation schedule describing at a minimum the actions, locations,
59.4 timeline, estimated costs, method of measurement, and identification of roles and responsible
59.5 government units;

59.6 (4) a description of implementation programs, including how the implementation schedule
59.7 will be achieved and how the plan will be administered and coordinated between local water
59.8 management responsibilities; and

59.9 (5) a land and water resource inventory.

59.10 Sec. 5. Minnesota Statutes 2018, section 103B.801, subdivision 5, is amended to read:

59.11 Subd. 5. **Timelines; administration.** (a) The board shall develop and adopt, by June
59.12 30, 2016, a transition plan for development, approval, adoption, and coordination of plans
59.13 consistent with section 103A.212. The transition plan must include a goal of completing
59.14 statewide transition to comprehensive watershed management plans by 2025. The
59.15 metropolitan area may be considered for inclusion in the transition plan. The board may
59.16 amend the transition plan no more than once every two years.

59.17 (b) The board may use the authority under section 103B.3369, subdivision 9, to support
59.18 development or implementation of a comprehensive watershed management plan under this
59.19 section.

59.20 Sec. 6. Minnesota Statutes 2018, section 114D.15, is amended by adding a subdivision to
59.21 read:

59.22 Subd. 3a. **Comprehensive local water management plan.** "Comprehensive local water
59.23 management plan" has the meaning given under section 103B.3363, subdivision 3.

59.24 Sec. 7. Minnesota Statutes 2018, section 114D.15, is amended by adding a subdivision to
59.25 read:

59.26 Subd. 3b. **Comprehensive watershed management plan.** "Comprehensive watershed
59.27 management plan" has the meaning given under section 103B.3363, subdivision 3a.

59.28 Sec. 8. Minnesota Statutes 2018, section 114D.15, subdivision 7, is amended to read:

59.29 Subd. 7. **Restoration.** "Restoration" means actions, ~~including effectiveness monitoring,~~
59.30 ~~that are~~ taken to pursue, achieve, and maintain water quality standards for impaired waters

60.1 ~~in accordance with a TMDL that has been approved by the United States Environmental~~
60.2 ~~Protection Agency under federal TMDL requirements.~~

60.3 Sec. 9. Minnesota Statutes 2018, section 114D.15, subdivision 11, is amended to read:

60.4 Subd. 11. **TMDL implementation plan.** "TMDL implementation plan" means a
60.5 document detailing restoration strategies or activities needed to meet the approved TMDL's
60.6 TMDL pollutant load allocations for point and nonpoint sources. This could include a
60.7 WRAPS, a comprehensive watershed management plan, a comprehensive local water
60.8 management plan, or another document or strategy that the commissioner of the Pollution
60.9 Control Agency determines to be, in whole or in part, sufficient to provide reasonable
60.10 assurance of achieving applicable water quality standards.

60.11 Sec. 10. Minnesota Statutes 2018, section 114D.15, subdivision 13, is amended to read:

60.12 Subd. 13. **Watershed restoration and protection strategy or WRAPS.** "Watershed
60.13 restoration and protection strategy" or "WRAPS" means a document summarizing scientific
60.14 studies of a major watershed ~~no larger than~~ at approximately a hydrologic unit code 8
60.15 ~~including the physical, chemical, and biological assessment of the water quality of the~~
60.16 ~~watershed; identification of impairments and water bodies in need of protection; identification~~
60.17 ~~of biotic stressors and sources of pollution, both point and nonpoint; TMDLs for the~~
60.18 ~~impairments; and an implementation table containing~~ scale with strategies and actions
60.19 designed to achieve and maintain water quality standards and goals.

60.20 Sec. 11. Minnesota Statutes 2018, section 114D.20, subdivision 2, is amended to read:

60.21 Subd. 2. **Goals for implementation.** The following goals must guide the implementation
60.22 of this chapter:

60.23 (1) to identify impaired waters in accordance with federal TMDL requirements ~~within~~
60.24 ~~ten years after May 23, 2006,~~ and thereafter to ensure continuing evaluation of surface
60.25 waters for impairments;

60.26 (2) to submit TMDLs to the United States Environmental Protection Agency ~~for all~~
60.27 ~~impaired waters~~ in a timely manner in accordance with federal TMDL requirements;

60.28 (3) to ~~set a reasonable time~~ inform and support strategies for implementing restoration
60.29 ~~of each identified impaired water~~ and protection activities with the goal that all waters will
60.30 have achieved the designated uses applicable to those waters by 2040;

61.1 (4) to systematically evaluate waters, to provide assistance and incentives to prevent
61.2 waters from becoming impaired, and to improve the quality of waters that are listed as
61.3 impaired ~~but do not have an approved TMDL addressing the impairment;~~

61.4 (5) to promptly seek the delisting of waters from the impaired waters list when those
61.5 waters are shown to achieve the designated uses applicable to the waters;

61.6 (6) to achieve compliance with federal Clean Water Act requirements in Minnesota;

61.7 (7) to support effective measures to prevent the degradation of groundwater according
61.8 to the groundwater degradation prevention goal under section 103H.001; and

61.9 (8) to support effective measures to restore degraded groundwater.

61.10 Sec. 12. Minnesota Statutes 2018, section 114D.20, subdivision 3, is amended to read:

61.11 Subd. 3. **Implementation policies.** The following policies must guide the implementation
61.12 of this chapter:

61.13 (1) develop regional ~~and, multiple pollutant, or watershed TMDLs and TMDL~~
61.14 ~~implementation plans, and TMDLs and TMDL implementation plans for multiple pollutants~~
61.15 ~~or WRAPSs,~~ where reasonable and feasible;

61.16 (2) maximize use of available organizational, technical, and financial resources to perform
61.17 sampling, monitoring, and other activities to identify degraded groundwater and impaired
61.18 waters, including use of citizen monitoring and citizen monitoring data used by the Pollution
61.19 Control Agency in assessing water quality that meets the requirements ~~in Appendix D of~~
61.20 ~~the Volunteer Surface Water Monitoring Guide, Minnesota~~ established by the commissioner
61.21 of the Pollution Control Agency (2003);

61.22 (3) maximize opportunities for restoration of degraded groundwater and impaired waters,
61.23 by prioritizing and targeting of available programmatic, financial, and technical resources
61.24 and by providing additional state resources to complement and leverage available resources;

61.25 (4) use existing regulatory authorities to achieve restoration for point and nonpoint
61.26 sources of pollution where applicable, and promote the development and use of effective
61.27 nonregulatory measures to address pollution sources for which regulations are not applicable;

61.28 (5) use restoration methods that have a demonstrated effectiveness in reducing
61.29 impairments and provide the greatest long-term positive impact on water quality protection
61.30 and improvement and related conservation benefits while incorporating innovative approaches
61.31 on a case-by-case basis;

62.1 (6) identify for the legislature any innovative approaches that may strengthen or
62.2 complement existing programs;

62.3 (7) identify and encourage implementation of measures to prevent surface waters from
62.4 becoming impaired and to improve the quality of waters that are listed as impaired but have
62.5 no approved TMDL addressing the impairment using the best available data and technology,
62.6 and establish and report outcome-based performance measures that monitor the progress
62.7 and effectiveness of protection and restoration measures;

62.8 (8) monitor and enforce cost-sharing contracts and impose monetary damages in an
62.9 amount up to 150 percent of the financial assistance received for failure to comply; and

62.10 (9) identify and encourage implementation of measures to prevent groundwater from
62.11 becoming degraded and measures that restore groundwater resources.

62.12 Sec. 13. Minnesota Statutes 2018, section 114D.20, subdivision 5, is amended to read:

62.13 Subd. 5. **Priorities for scheduling and preparing WRAPs and TMDLs.** The
62.14 commissioner of the Pollution Control Agency must seek recommendations from the Clean
62.15 Water Council ~~shall recommend,~~ the commissioners of natural resources, health, and
62.16 agriculture, and the Board of Water and Soil Resources regarding priorities for scheduling
62.17 and preparing WRAPs and TMDLs and TMDL implementation plans, taking into account
62.18 the severity. Recommendations must consider the causes of the impairment impairments,
62.19 the designated uses of these the waters, and other applicable federal TMDL requirements-
62.20 In recommending priorities, the council shall also give consideration to, surface water and
62.21 groundwater interactions, protection of high-quality waters, waters and watersheds with
62.22 declining water quality trends, and waters used as drinking water sources. Furthermore,
62.23 consideration must be given to waters and watersheds:

62.24 (1) ~~with impairments that pose~~ have the greatest potential risk to human health;

62.25 (2) ~~with impairments that pose~~ have the greatest potential risk to threatened or endangered
62.26 species;

62.27 (3) ~~with impairments that pose~~ have the greatest potential risk to aquatic health;

62.28 (4) where other public agencies and participating organizations and individuals, especially
62.29 local, ~~basinwide~~ basin-wide, watershed, or regional agencies or organizations, have
62.30 demonstrated readiness to assist in carrying out the responsibilities, including availability
62.31 and organization of human, technical, and financial resources necessary to undertake the
62.32 work; and

63.1 (5) where there is demonstrated coordination and cooperation among cities, counties,
63.2 watershed districts, and soil and water conservation districts in planning and implementation
63.3 of activities that will assist in carrying out the responsibilities.

63.4 Sec. 14. Minnesota Statutes 2018, section 114D.20, subdivision 7, is amended to read:

63.5 Subd. 7. **Priorities for funding prevention actions.** The Clean Water Council shall
63.6 apply the priorities applicable under subdivision 6, as far as practicable, when recommending
63.7 priorities for funding actions to prevent groundwater and surface waters from becoming
63.8 degraded or impaired and to improve the quality of surface waters that are listed as impaired
63.9 ~~but do not have an approved TMDL.~~

63.10 Sec. 15. Minnesota Statutes 2018, section 114D.20, is amended by adding a subdivision
63.11 to read:

63.12 Subd. 8. **Alternatives; TMDL, TMDL implementation plan, or WRAPS.** (a) If the
63.13 commissioner of the Pollution Control Agency determines that a comprehensive watershed
63.14 management plan or comprehensive local water management plan contains information that
63.15 is sufficient and consistent with guidance from the United States Environmental Protection
63.16 Agency under section 303(d) of the federal Clean Water Act, the commissioner may submit
63.17 the plan to the Environmental Protection Agency according to federal TMDL requirements
63.18 as an alternative to developing a TMDL after consultation with affected national pollutant
63.19 discharge elimination system (NPDES) permit holders.

63.20 (b) A TMDL implementation plan or a WRAPS, or portions thereof, are not needed for
63.21 waters or watersheds when the commissioner of the Pollution Control Agency determines
63.22 that a comprehensive watershed management plan, a comprehensive local water management
63.23 plan, or a statewide or regional strategy published by the Pollution Control Agency meets
63.24 the definition in section 114D.15, subdivision 11 or 13.

63.25 (c) The commissioner of the Pollution Control Agency may request that the Board of
63.26 Water and Soil Resources conduct an evaluation of the implementation efforts under a
63.27 comprehensive watershed management plan or comprehensive local water management
63.28 plan when the commissioner makes a determination under paragraph (b). The board must
63.29 conduct the evaluation in accordance with section 103B.102.

63.30 (d) The commissioner of the Pollution Control Agency may amend or revoke a
63.31 determination made under paragraph (a) or (b) after considering the evaluation conducted
63.32 under paragraph (c).

64.1 Sec. 16. Minnesota Statutes 2018, section 114D.20, is amended by adding a subdivision
64.2 to read:

64.3 Subd. 9. **Coordinating municipal and local water quality activities.** A project, practice,
64.4 or program for water quality improvement or protection that is conducted by a watershed
64.5 management organization or a local government unit with a comprehensive watershed
64.6 management plan or other water management plan approved according to chapter 103B,
64.7 103C, or 103D may be considered by the commissioner of the Pollution Control Agency
64.8 as contributing to the requirements of a storm water pollution prevention program (SWPPP)
64.9 for a municipal separate storm sewer systems (MS4) permit unless the project, practice, or
64.10 program was previously documented as contributing to a different SWPPP for an MS4
64.11 permit. The commissioner of health may determine that a comprehensive watershed
64.12 management plan or a comprehensive local water management plan, in whole or in part, is
64.13 sufficient to fulfill the requirements of wellhead protection plans.

64.14 Sec. 17. Minnesota Statutes 2018, section 114D.26, is amended to read:

64.15 **114D.26 WATERSHED RESTORATION AND PROTECTION STRATEGIES.**

64.16 Subdivision 1. **Contents.** (a) The commissioner of the Pollution Control Agency shall
64.17 develop watershed restoration and protection strategies. ~~To ensure effectiveness and~~
64.18 accountability in meeting the goals of this chapter, for the purposes of:

64.19 (1) summarizing the physical, chemical, and biological assessment of the water quality
64.20 of the watershed;

64.21 (2) quantifying impairments and risks to water quality;

64.22 (3) describing the causes of impairments and pollution sources;

64.23 (4) consolidating TMDLs in a major watershed; and

64.24 (5) informing comprehensive local water management plans and comprehensive
64.25 watershed management plans.

64.26 (b) Each WRAPS shall ~~shall~~ must:

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

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

64.29 (3) summarize TMDLs, watershed modeling outputs, and resulting pollution load
64.30 allocations, ~~wasteload allocations,~~ and ~~priority areas for targeting actions to improve water~~
64.31 quality identify areas with high pollutant-loading rates;

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

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

65.6 ~~(6) describe the current pollution loading and load reduction needed for each source or~~
 65.7 ~~source category to meet water quality standards and goals, including wasteload and load~~
 65.8 ~~allocations from TMDLs;~~

65.9 ~~(7) contain a plan for ongoing (4) in consultation with local governments and other state~~
 65.10 ~~agencies, identify water quality monitoring needed to fill data gaps, determine changing~~
 65.11 ~~conditions, and or gauge implementation effectiveness; and~~

65.12 ~~(8) (5) contain an implementation table of strategies and actions that are capable of~~
 65.13 ~~cumulatively achieving needed pollution load reductions for point and nonpoint sources,~~
 65.14 ~~including identifying:~~

65.15 (i) water quality parameters of concern;

65.16 (ii) current water quality conditions;

65.17 (iii) water quality goals, strategies, and targets by parameter of concern; and

65.18 (iv) strategies ~~and actions by parameter of concern~~ and an example of the scale of
 65.19 adoptions needed for each; with a timeline to meet the water quality restoration or protection
 65.20 goals of this chapter.

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

65.22 ~~(vi) the governmental units with primary responsibility for implementing each watershed~~
 65.23 ~~restoration or protection strategy; and~~

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

65.26 Subd. 1a. **Coordination.** To ensure effectiveness, efficiency, and accountability in
 65.27 meeting the goals of this chapter, the commissioner of the Pollution Control Agency, in
 65.28 consultation with the Board of Water and Soil Resources and local government units, must
 65.29 coordinate the schedule, budget, scope, and use of a WRAPS and related documents and
 65.30 processes.

65.31 Subd. 2. **Reporting.** Beginning July 1, 2016, and every other year thereafter, the
 65.32 commissioner of the Pollution Control Agency must report on its the agency's website the

66.1 progress toward implementation milestones and water quality goals for all adopted TMDLs
66.2 and, where available, WRAPSs.

66.3 Subd. 3. **Timelines; administration.** ~~Each year,~~ (a) The commissioner of the Pollution
66.4 Control Agency must complete WRAPSs for at least ten percent of watershed restoration
66.5 and protection strategies for the state's major watersheds. WRAPS shall be by June 30,
66.6 2023, unless the commissioner determines that a comprehensive watershed management
66.7 plan or comprehensive local water management plan, in whole or in part, meets the definition
66.8 in section 114D.15, subdivision 11 or 13. As needed, the commissioner must update the
66.9 strategies, in whole or in part, after consulting with the Board of Water and Soil Resources
66.10 and local government units.

66.11 (b) Watershed restoration and protection strategies are governed by the procedures for
66.12 approval and notice in section 114D.25, subdivisions 2 and 4, except that WRAPS the
66.13 strategies need not be submitted to the United States Environmental Protection Agency.

66.14 Sec. 18. Minnesota Statutes 2018, section 114D.35, subdivision 1, is amended to read:

66.15 Subdivision 1. **Public and stakeholder participation.** (a) Public agencies and private
66.16 entities involved in the implementation of implementing this chapter shall must encourage
66.17 participation by the public and stakeholders, including local citizens, landowners and, land
66.18 managers, and public and private organizations, in identifying impaired waters, in developing
66.19 TMDLs, in planning, priority setting, and implementing restoration of impaired waters, in
66.20 identifying degraded groundwater, and in protecting and restoring groundwater resources.

66.21 (b) In particular, the commissioner of the Pollution Control Agency shall must make
66.22 reasonable efforts to provide timely information to the public and to stakeholders about
66.23 impaired waters that have been identified by the agency. The agency shall seek broad and
66.24 early public and stakeholder participation in scoping the activities necessary to develop a
66.25 TMDL, including the scientific models, methods, and approaches to be used in TMDL
66.26 development, and to implement restoration pursuant to section 114D.15, subdivision 7 and
66.27 to inform and consult with the public and stakeholders in developing a WRAPS or TMDL.

66.28 (c) Public agencies and private entities using public funds that are involved in
66.29 implementing restoration and protection identified in a comprehensive watershed
66.30 management plan or comprehensive local water management plan must make efforts to
66.31 inform, consult, and involve the public and stakeholders.

66.32 (d) The commissioner of the Pollution Control Agency and the Board of Water and Soil
66.33 Resources must coordinate public and stakeholder participation in consultation with local

67.1 government units. To the extent practicable, implementation of this chapter must be
 67.2 accomplished in cooperation with local, state, federal, and tribal governments and
 67.3 private-sector organizations.

67.4 Sec. 19. Minnesota Statutes 2018, section 114D.35, subdivision 3, is amended to read:

67.5 Subd. 3. **Education.** The Clean Water Council ~~shall~~ must develop strategies for
 67.6 informing, educating, and encouraging the participation of citizens, stakeholders, and others
 67.7 regarding ~~the identification of impaired waters, development of TMDLs, development of~~
 67.8 ~~TMDL implementation plans, implementation of restoration for impaired waters,~~
 67.9 ~~identification of degraded groundwater, and protection and restoration of groundwater~~
 67.10 ~~resources~~ this chapter. Public agencies ~~shall be~~ are responsible for implementing the
 67.11 strategies.

67.12 Sec. 20. **[114D.47] NONPOINT FUNDING ALTERNATIVE.**

67.13 Notwithstanding section 114D.50, subdivision 3a, the Board of Water and Soil Resources
 67.14 may, by board order, establish alternative timelines or content for the priority funding plan
 67.15 for nonpoint sources under section 114D.50, subdivision 3a, and may use information from
 67.16 comprehensive watershed management plans or comprehensive local water management
 67.17 plans to estimate or summarize costs.

67.18 **ARTICLE 4**

67.19 **PARKS AND TRAILS FUND**

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

67.21 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
 67.22 and for the purposes specified in this article. The appropriations are from the parks and
 67.23 trails fund and are available for the fiscal years indicated for each purpose. The figures
 67.24 "2020" and "2021" used in this article mean that the appropriations listed under the figure
 67.25 are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively. "The
 67.26 first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium" is
 67.27 fiscal years 2020 and 2021. All appropriations in this article are onetime.

67.28 **APPROPRIATIONS**

67.29 **Available for the Year**

67.30 **Ending June 30**

67.31 **2020**

2021

67.32 Sec. 2. **PARKS AND TRAILS**

68.1	<u>Subdivision 1. Total Appropriation</u>	<u>\$ 50,053,000</u>	<u>\$ 51,204,000</u>
68.2	<u>The amounts that may be spent for each</u>		
68.3	<u>purpose are specified in the following sections.</u>		
68.4	<u>Subd. 2. Availability of Appropriation</u>		
68.5	<u>Money appropriated in this article may not be</u>		
68.6	<u>spent on activities unless they are directly</u>		
68.7	<u>related to and necessary for a specific</u>		
68.8	<u>appropriation. Money appropriated in this</u>		
68.9	<u>article must be spent in accordance with</u>		
68.10	<u>Minnesota Management and Budget's</u>		
68.11	<u>Guidance to Agencies on Legacy Fund</u>		
68.12	<u>Expenditure. Notwithstanding Minnesota</u>		
68.13	<u>Statutes, section 16A.28, and unless otherwise</u>		
68.14	<u>specified in this article, fiscal year 2020</u>		
68.15	<u>appropriations are available until June 30,</u>		
68.16	<u>2022, and fiscal year 2021 appropriations are</u>		
68.17	<u>available until June 30, 2023. If a project</u>		
68.18	<u>receives federal funds, the period of the</u>		
68.19	<u>appropriation is extended to equal the</u>		
68.20	<u>availability of federal funding.</u>		
68.21	<u>Subd. 3. Disability Access</u>		
68.22	<u>Where appropriate, grant recipients of parks</u>		
68.23	<u>and trails funds, in consultation with the</u>		
68.24	<u>Council on Disability and other appropriate</u>		
68.25	<u>governor-appointed disability councils, boards,</u>		
68.26	<u>committees, and commissions, should make</u>		
68.27	<u>progress toward providing people with</u>		
68.28	<u>disabilities greater access to programs, print</u>		
68.29	<u>publications, and digital media related to the</u>		
68.30	<u>programs the recipient funds using</u>		
68.31	<u>appropriations made in this article.</u>		
68.32	<u>Sec. 3. DEPARTMENT OF NATURAL</u>		
68.33	<u>RESOURCES</u>	<u>\$ 30,229,000</u>	<u>\$ 30,927,000</u>

69.1 (a) \$19,820,000 the first year and \$20,277,000
69.2 the second year are for state parks, recreation
69.3 areas, and trails to:
69.4 (1) connect people to the outdoors;
69.5 (2) acquire land and create opportunities;
69.6 (3) maintain existing holdings; and
69.7 (4) improve cooperation by coordinating with
69.8 partners to implement the 25-year long-range
69.9 parks and trails legacy plan.
69.10 (b) \$9,910,000 the first year and \$10,139,000
69.11 the second year are for grants for parks and
69.12 trails of regional significance outside the
69.13 seven-county metropolitan area under
69.14 Minnesota Statutes, section 85.535. The grants
69.15 awarded under this paragraph must be based
69.16 on the lists of recommended projects
69.17 submitted to the legislative committees under
69.18 Minnesota Statutes, section 85.536,
69.19 subdivision 10, from the Greater Minnesota
69.20 Regional Parks and Trails Commission
69.21 established under Minnesota Statutes, section
69.22 85.536. Grants funded under this paragraph
69.23 must support parks and trails of regional or
69.24 statewide significance that meet the applicable
69.25 definitions and criteria for regional parks and
69.26 trails contained in the Greater Minnesota
69.27 Regional Parks and Trails Strategic Plan
69.28 adopted by the Greater Minnesota Regional
69.29 Parks and Trails Commission on April 22,
69.30 2015. Grant recipients identified under this
69.31 paragraph must submit a grant application to
69.32 the commissioner of natural resources. Up to
69.33 2.5 percent of the appropriation may be used
69.34 by the commissioner for the actual cost of

70.1 issuing and monitoring the grants for the
70.2 commission. Of the amount appropriated,
70.3 \$450,000 the first year and \$450,000 the
70.4 second year are for the Greater Minnesota
70.5 Regional Parks and Trails Commission to
70.6 carry out its duties under Minnesota Statutes,
70.7 section 85.536, including the continued
70.8 development of a statewide system plan for
70.9 regional parks and trails outside the
70.10 seven-county metropolitan area.

70.11 (c) By January 15, 2020, the Greater
70.12 Minnesota Regional Parks and Trails
70.13 Commission must submit a list of projects that
70.14 contains the commission's recommendations
70.15 for funding from the parks and trails fund for
70.16 fiscal year 2021 to the chairs and ranking
70.17 minority members of the house of
70.18 representatives and senate committees and
70.19 divisions with jurisdiction over the
70.20 environment and natural resources and the
70.21 parks and trails fund.

70.22 (d) By January 15, 2020, the Greater
70.23 Minnesota Regional Parks and Trails
70.24 Commission must submit a report that contains
70.25 the commission's criteria for funding from the
70.26 parks and trails fund, including the criteria
70.27 used to determine if a park or trail is of
70.28 regional significance, to the chairs and ranking
70.29 minority members of the house of
70.30 representatives and senate committees and
70.31 divisions with jurisdiction over the
70.32 environment and natural resources and the
70.33 parks and trails fund.

70.34 (e) \$499,000 the first year and \$511,000 the
70.35 second year are for coordination and projects

71.1 between the department, the Metropolitan
 71.2 Council, and the Greater Minnesota Regional
 71.3 Parks and Trails Commission; enhanced
 71.4 web-based information for park and trail users;
 71.5 and support of activities of the Parks and
 71.6 Trails Legacy Advisory Committee.

71.7 (f) The commissioner must contract for
 71.8 services with Conservation Corps Minnesota
 71.9 for restoration, maintenance, and other
 71.10 activities under this section for at least
 71.11 \$1,000,000 the first year and \$1,000,000 the
 71.12 second year.

71.13 (g) The implementing agencies receiving
 71.14 appropriations under this section must give
 71.15 consideration to contracting with Conservation
 71.16 Corps Minnesota for restoration, maintenance,
 71.17 and other activities.

71.18 Sec. 4. **METROPOLITAN COUNCIL** **\$** **19,820,000** **\$** **20,277,000**

71.19 (a) \$19,820,000 the first year and \$20,277,000
 71.20 the second year are for distribution according
 71.21 to Minnesota Statutes, section 85.53,
 71.22 subdivision 3.

71.23 (b) Money appropriated under this section and
 71.24 distributed to implementing agencies must be
 71.25 used only to fund the list of projects approved
 71.26 by the elected representatives of each of the
 71.27 metropolitan parks implementing agencies.
 71.28 Projects funded by the money appropriated
 71.29 under this section must be substantially
 71.30 consistent with the project descriptions and
 71.31 dollar amounts approved by each elected body.
 71.32 Any money remaining after completing the
 71.33 listed projects may be spent by the

72.1 implementing agencies on projects to support
72.2 parks and trails.

72.3 (c) Grant agreements entered into by the
72.4 Metropolitan Council and recipients of money
72.5 appropriated under this section must ensure
72.6 that the money is used to supplement and not
72.7 substitute for traditional sources of funding.

72.8 (d) The implementing agencies receiving
72.9 appropriations under this section must give
72.10 consideration to contracting with Conservation
72.11 Corps Minnesota for restoration, maintenance,
72.12 and other activities.

72.13 Sec. 5. LEGISLATURE \$ 4,000 \$ -0-
72.14 \$4,000 the first year is for the Legislative
72.15 Coordinating Commission for the website
72.16 required under Minnesota Statutes, section
72.17 3.303, subdivision 10.

72.18 Sec. 6. ST. LOUIS AND LAKE COUNTIES REGIONAL RAILROAD AUTHORITY;
72.19 GRANT EXTENSION.

72.20 The portion of the fiscal year 2017 appropriation from the parks and trails fund from
72.21 Laws 2015, First Special Session chapter 2, article 3, section 3, paragraph (b), designated
72.22 for a grant to the St. Louis and Lake Counties Regional Railroad Authority for a segment
72.23 of the Mesabi Trail is available until June 30, 2021.

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

72.25 **ARTICLE 5**

72.26 **ARTS AND CULTURAL HERITAGE FUND**

72.27 Section 1. ARTS AND CULTURAL HERITAGE FUND APPROPRIATIONS.

72.28 The sums shown in the columns marked "Appropriations" are appropriated to the entities
72.29 and for the purposes specified in this article. The appropriations are from the arts and cultural
72.30 heritage fund and are available for the fiscal years indicated for allowable activities under
72.31 the Minnesota Constitution, article XI, section 15. The figures "2020" and "2021" used in
72.32 this article mean that the appropriations listed under the figure are available for the fiscal

74.1 (a) These amounts are appropriated to the
74.2 Minnesota State Arts Board for arts, arts
74.3 education, arts preservation, and arts access.
74.4 Grant agreements entered into by the
74.5 Minnesota State Arts Board and other
74.6 recipients of appropriations in this subdivision
74.7 must ensure that these funds are used to
74.8 supplement and not substitute for traditional
74.9 sources of funding. Each grant program
74.10 established in this appropriation must be
74.11 separately administered from other state
74.12 appropriations for program planning and
74.13 outcome measurements, but may take into
74.14 consideration other state resources awarded
74.15 in the selection of applicants and grant award
74.16 size.

74.17 **(b) Arts and Arts Access Initiatives**
74.18 \$26,040,000 the first year and \$26,514,000
74.19 the second year are to support Minnesota
74.20 artists and arts organizations in creating,
74.21 producing, and presenting high-quality arts
74.22 activities; to preserve, maintain, and interpret
74.23 art forms and works of art so that they are
74.24 accessible to Minnesota audiences; to
74.25 overcome barriers to accessing high-quality
74.26 arts activities; and to instill the arts into the
74.27 community and public life in this state.

74.28 **(c) Arts Education**
74.29 \$4,883,000 the first year and \$4,971,000 the
74.30 second year are for high-quality,
74.31 age-appropriate arts education for Minnesotans
74.32 of all ages to develop knowledge, skills, and
74.33 understanding of the arts.

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

75.1 \$1,627,000 the first year and \$1,658,000 the
 75.2 second year are for events and activities that
 75.3 represent, preserve, and maintain the diverse
 75.4 cultural arts traditions, including folk and
 75.5 traditional artists and art organizations,
 75.6 represented in this state.

75.7 (e) Up to \$2,960,000 of the funds appropriated
 75.8 in paragraphs (b) to (d) may be used by the
 75.9 board for administering grant programs,
 75.10 delivering technical services, providing fiscal
 75.11 oversight for the statewide system, and
 75.12 ensuring accountability in fiscal year 2020 and
 75.13 fiscal year 2021.

75.14 (f) Up to 30 percent of the remaining total
 75.15 appropriation to each of the categories listed
 75.16 in paragraphs (b) to (d) is for grants to the
 75.17 regional arts councils. Notwithstanding any
 75.18 other provision of law, regional arts council
 75.19 grants or other arts council grants for touring
 75.20 programs, projects, or exhibits must ensure
 75.21 the programs, projects, or exhibits are able to
 75.22 tour in their own region as well as all other
 75.23 regions of the state.

75.24 (g) Any unencumbered balance remaining
 75.25 under this subdivision the first year does not
 75.26 cancel but is available the second year.

75.27 <u>Subd. 4. Minnesota Historical Society</u>	<u>16,298,000</u>	<u>17,650,000</u>
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75.28 (a) These amounts are appropriated to the
 75.29 governing board of the Minnesota Historical
 75.30 Society to preserve and enhance access to
 75.31 Minnesota's history and its cultural and
 75.32 historical resources. Grant agreements entered
 75.33 into by the Minnesota Historical Society and
 75.34 other recipients of appropriations in this

76.1 subdivision must ensure that these funds are
76.2 used to supplement and not substitute for
76.3 traditional sources of funding. Funds directly
76.4 appropriated to the Minnesota Historical
76.5 Society must be used to supplement and not
76.6 substitute for traditional sources of funding.
76.7 Notwithstanding Minnesota Statutes, section
76.8 16A.28, for historic preservation projects that
76.9 improve historic structures, the amounts are
76.10 available until June 30, 2023. The Minnesota
76.11 Historical Society or grant recipients of the
76.12 Minnesota Historical Society using arts and
76.13 cultural heritage funds under this subdivision
76.14 must give consideration to Conservation Corps
76.15 Minnesota and Northern Bedrock Historic
76.16 Preservation Corps, or an organization
76.17 carrying out similar work, for projects with
76.18 the potential to need historic preservation
76.19 services.

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

76.21 **(1) Statewide Historic and Cultural Grants**
76.22 \$6,564,000 the first year and \$7,064,000 the
76.23 second year are for statewide historic and
76.24 cultural grants to local, county, regional, or
76.25 other historical or cultural organizations or for
76.26 activities to preserve significant historic and
76.27 cultural resources. Money must be distributed
76.28 through a competitive grant process. The
76.29 Minnesota Historical Society must administer
76.30 the money using established grant mechanisms
76.31 with assistance from the advisory committee
76.32 created under Laws 2009, chapter 172, article
76.33 4, section 2, subdivision 4, paragraph (b), item
76.34 (ii).

- 77.1 (i) Of this amount, \$150,000 the first year is
77.2 for a grant to the commissioner of natural
77.3 resources to maintain the history of the
77.4 Grindstone River Dam at Hinckley.
- 77.5 (ii) Up to \$200,000 the first year may be used
77.6 by the Minnesota Historical Society to provide
77.7 education and programming or for grants to
77.8 local historical societies, libraries, and cities
77.9 to commemorate the 100th anniversary of
77.10 passage of the 19th Amendment, with a
77.11 portion of the grants highlighting the
77.12 experience of women of color and Native
77.13 American women in Minnesota.
- 77.14 (2) Statewide History Programs
77.15 \$6,339,000 the first year and \$7,014,000 the
77.16 second year are for historic and cultural
77.17 programs and purposes related to the heritage
77.18 of the state.
- 77.19 (i) Of this amount, \$250,000 each year must
77.20 be used by the Board of Directors of the
77.21 Minnesota Historical Society to either produce
77.22 or purchase and to distribute a book to engage
77.23 and educate elementary school students on
77.24 Minnesota's natural resources, legacy, culture,
77.25 and history. The book should be made
77.26 available for free to educators and libraries
77.27 and through state historical society sites to
77.28 provide to a targeted grade of elementary
77.29 school students.
- 77.30 (ii) Of this amount, \$25,000 the first year must
77.31 be used by the Board of Directors of the
77.32 Minnesota Historical Society to work in
77.33 collaboration with programs and organizations
77.34 funded through the arts and cultural heritage

78.1 fund, including but not limited to the State
78.2 Arts Board, the Minnesota Humanities Center,
78.3 and other groups, to develop a second ten-year
78.4 plan for the arts and cultural heritage fund that
78.5 includes goals and measurable outcomes for
78.6 future funding. The ten-year plan must include
78.7 goals and measurable outcomes that guide the
78.8 legislature in awarding money and addressing
78.9 the needs of underserved communities.

78.10 The governing board of the Minnesota
78.11 Historical Society, in collaboration with
78.12 recipients of arts and cultural heritage funding
78.13 including but not limited to the State Arts
78.14 Board, the Minnesota Humanities Center, and
78.15 other groups, must also review and amend the
78.16 25-year framework for the arts and cultural
78.17 heritage fund to include in the purposes of the
78.18 framework the importance of American Indian
78.19 history and culture to the state of Minnesota
78.20 and the continuing need to celebrate and
78.21 engage communities with American Indian
78.22 history, arts, and culture. The governing board
78.23 of the Minnesota Historical Society must
78.24 report to the legislative committees with
78.25 jurisdiction over the arts and cultural heritage
78.26 fund no later than March 1, 2020, with a
78.27 second ten-year plan and an amended 25-year
78.28 framework for the arts and cultural heritage
78.29 fund.

78.30 (3) History Partnerships
78.31 \$2,428,000 the first year and \$2,632,000 the
78.32 second year are for history partnerships
78.33 involving multiple organizations, which may
78.34 include the Minnesota Historical Society, to
78.35 preserve and enhance access to Minnesota's

- 79.1 history and cultural heritage in all regions of
79.2 the state.
- 79.3 (4) Statewide Survey of Historical and
79.4 Archaeological Sites
- 79.5 \$520,000 the first year and \$564,000 the
79.6 second year are for one or more contracts to
79.7 be competitively awarded to conduct statewide
79.8 surveys or investigations of Minnesota's sites
79.9 of historical, archeological, and cultural
79.10 significance. Results of the surveys or
79.11 investigations must be published in a
79.12 searchable form and available to the public
79.13 cost-free. The Minnesota Historical Society,
79.14 the Office of the State Archeologist, the Indian
79.15 Affairs Council, and the State Historic
79.16 Preservation Office must each appoint a
79.17 representative to an oversight board to select
79.18 contractors and direct the conduct of the
79.19 surveys or investigations. The oversight board
79.20 must consult with the Departments of
79.21 Transportation and Natural Resources.
- 79.22 (5) Digital Library
- 79.23 \$347,000 the first year and \$376,000 the
79.24 second year are for a digital library project to
79.25 preserve, digitize, and share Minnesota
79.26 images, documents, and historical materials.
79.27 The Minnesota Historical Society must
79.28 cooperate with the Minitex interlibrary loan
79.29 system and must jointly share this
79.30 appropriation for these purposes.
- 79.31 (6) Grants
- 79.32 \$100,000 the first year is for a grant to the
79.33 Litchfield Opera House to restore and renovate
79.34 the historic Litchfield Opera House.

80.1 (c) Any unencumbered balance remaining
 80.2 under this subdivision the first year does not
 80.3 cancel but is available the second year.

80.4 **Subd. 5. Department of Education** 2,550,000 2,550,000

80.5 (a) \$2,500,000 each year is appropriated to
 80.6 the commissioner of education for grants to
 80.7 the 12 Minnesota regional library systems to
 80.8 provide educational opportunities in the arts,
 80.9 history, literary arts, and cultural heritage of
 80.10 Minnesota. This money must be allocated
 80.11 using the formulas in Minnesota Statutes,
 80.12 section 134.355, subdivisions 3, 4, and 5, with
 80.13 the remaining 25 percent to be distributed to
 80.14 all qualifying systems in an amount
 80.15 proportionate to the number of qualifying
 80.16 system entities in each system. For purposes
 80.17 of this subdivision, "qualifying system entity"
 80.18 means a public library, a regional library
 80.19 system, a regional library system headquarters,
 80.20 a county, or an outreach service program. This
 80.21 money may be used to sponsor programs
 80.22 provided by regional libraries or to provide
 80.23 grants to local arts and cultural heritage
 80.24 programs for programs in partnership with
 80.25 regional libraries. This money must be
 80.26 distributed in ten equal payments per year.
 80.27 Notwithstanding Minnesota Statutes, section
 80.28 16A.28, the appropriations encumbered on or
 80.29 before June 30, 2021, as grants or contracts in
 80.30 this subdivision are available until June 30,
 80.31 2023.

80.32 (b) \$50,000 each year is appropriated to the
 80.33 commissioner of education for a water safety
 80.34 grant program. The commissioner of education
 80.35 must determine the criteria for allocating

81.1 grants among eligible applicants. Grant awards
 81.2 must be used for the following purposes:
 81.3 (1) to provide low-income and at-risk children
 81.4 with scholarships for swimming lessons based
 81.5 on nationally recognized water safety
 81.6 curriculum;
 81.7 (2) to hire water safety instructors or
 81.8 lifeguards; or
 81.9 (3) to train water safety instructors or
 81.10 lifeguards in nationally recognized water
 81.11 safety practices and instruction.

81.12	<u>Subd. 6. Department of Administration</u>	<u>10,425,000</u>	<u>9,775,000</u>
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81.13 (a) These amounts are appropriated to the
 81.14 commissioner of administration for grants to
 81.15 the named organizations for the purposes
 81.16 specified in this subdivision. The
 81.17 commissioner of administration may use a
 81.18 portion of this appropriation for costs that are
 81.19 directly related to and necessary to the
 81.20 administration of grants in this subdivision.

81.21 (b) Grant agreements entered into by the
 81.22 commissioner and recipients of appropriations
 81.23 under this subdivision must ensure that money
 81.24 appropriated in this subdivision is used to
 81.25 supplement and not substitute for traditional
 81.26 sources of funding.

81.27 **(c) Minnesota Public Radio**
 81.28 \$1,700,000 each year is for Minnesota Public
 81.29 Radio to create programming and expand news
 81.30 service on Minnesota's cultural heritage and
 81.31 history.

81.32 **(d) Association of Minnesota Public Educational**
 81.33 **Radio Stations**

82.1 \$1,700,000 each year is to the Association of
82.2 Minnesota Public Educational Radio Stations
82.3 for production and acquisition grants in
82.4 accordance with Minnesota Statutes, section
82.5 129D.19.

82.6 **(e) Public Television**

82.7 \$4,025,000 each year is to the Minnesota
82.8 Public Television Association for production
82.9 and acquisition grants according to Minnesota
82.10 Statutes, section 129D.18. Of this amount,
82.11 \$250,000 each year is for a grant to Twin
82.12 Cities Public Television to produce *Minnesota*
82.13 *Journeys: Capturing, Sharing, and*
82.14 *Undertaking Our Immigration History.*

82.15 **(f) Wilderness Inquiry**

82.16 \$250,000 each year is to Wilderness Inquiry
82.17 to preserve Minnesota's outdoor history,
82.18 culture, and heritage by connecting Minnesota
82.19 youth to natural resources.

82.20 **(g) Como Park Zoo**

82.21 \$1,350,000 each year is to the Como Park Zoo
82.22 and Conservatory for program development
82.23 that features education programs and habitat
82.24 enhancement, special exhibits, music
82.25 appreciation programs, and historical garden
82.26 access and preservation.

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

82.28 \$600,000 each year is to the Science Museum
82.29 of Minnesota for arts, arts education, and arts
82.30 access and to preserve Minnesota's history and
82.31 cultural heritage, including student and teacher
82.32 outreach, statewide educational initiatives, and
82.33 community-based exhibits that preserve
82.34 Minnesota's history and cultural heritage.

83.1 **(i) Great Lakes Aquarium**

83.2 \$250,000 the first year is to the Lake Superior
 83.3 Center to prepare and construct an exhibit
 83.4 demonstrating the role of water in Minnesota's
 83.5 history and cultural heritage.

83.6 **(j) Lake Superior Zoo**

83.7 \$75,000 each year is to the Lake Superior Zoo
 83.8 to develop educational exhibits and programs.

83.9 **(k) Midwest Outdoors Unlimited**

83.10 \$25,000 each year is to Midwest Outdoors
 83.11 Unlimited to preserve Minnesota's outdoor
 83.12 history, culture, and heritage by connecting
 83.13 individuals and youth with disabilities to the
 83.14 state's natural resources.

83.15 **(l) Phalen Park China Garden**

83.16 \$400,000 the first year is to the Minnesota
 83.17 China Friendship Garden Society to develop
 83.18 the Chinese garden in Phalen Park in
 83.19 collaboration with local artists and members
 83.20 of the local Hmong community including
 83.21 cultural leaders who understand the traditional
 83.22 Hmong landscaping and building practices
 83.23 and a local artist that can help tell the Hmong
 83.24 experience. An individual or professional
 83.25 contracted to provide goods or services under
 83.26 this paragraph must be a resident of
 83.27 Minnesota.

83.28 **(m) Green Giant Museum**

83.29 \$50,000 each year is to the city of Blue Earth
 83.30 for exhibits and programming for the Green
 83.31 Giant Museum to preserve the culture and
 83.32 agricultural history of Minnesota.

83.33 **Subd. 7. Minnesota Zoo**

1,750,000

1,750,000

84.1 These amounts are appropriated to the
 84.2 Minnesota Zoological Board for programs at
 84.3 and development of the Minnesota Zoological
 84.4 Garden and to provide access and education
 84.5 related to programs on the cultural heritage of
 84.6 Minnesota.

84.7 **Subd. 8. Minnesota Humanities Center** 3,025,000 3,000,000

84.8 (a) These amounts are appropriated to the
 84.9 Board of Directors of the Minnesota
 84.10 Humanities Center for the purposes specified
 84.11 in this subdivision. The Minnesota Humanities
 84.12 Center may use up to 4.5 percent of the
 84.13 following grants to cover the cost of
 84.14 administering, planning, evaluating, and
 84.15 reporting these grants. The Minnesota
 84.16 Humanities Center must develop a written
 84.17 plan to issue the grants under this subdivision
 84.18 and must submit the plan for review and
 84.19 approval by the commissioner of
 84.20 administration. The written plan must require
 84.21 the Minnesota Humanities Center to create
 84.22 and adhere to grant policies that are similar to
 84.23 those established according to Minnesota
 84.24 Statutes, section 16B.97, subdivision 4,
 84.25 paragraph (a), clause (1).

84.26 No grants awarded under this subdivision may
 84.27 be used for travel outside the state of
 84.28 Minnesota. The grant agreement must specify
 84.29 the repercussions for failing to comply with
 84.30 the grant agreement.

84.31 **(b) Programs and Purposes**
 84.32 \$1,100,000 each year is for programs and
 84.33 purposes of the Minnesota Humanities Center,
 84.34 including the kindergarten through grade 12

- 85.1 education activities and professional
85.2 development events, the Veterans' Voices
85.3 program, and the "Why Treaties Matter"
85.4 exhibits and programming.
- 85.5 **(c) Children's Museum Grants**
- 85.6 \$1,150,000 the first year and \$1,150,000 the
85.7 second year are for grants to children's
85.8 museums for arts and cultural exhibits and
85.9 related educational outreach programs.
- 85.10 Of this amount:
- 85.11 (1) \$500,000 each year is for the Minnesota
85.12 Children's Museum for interactive exhibits
85.13 and outreach programs on arts and cultural
85.14 heritage, including the Minnesota Children's
85.15 Museum in Rochester;
- 85.16 (2) \$150,000 each year is for the Duluth
85.17 Children's Museum to develop new, regionally
85.18 significant, educational exhibits and programs;
- 85.19 (3) \$150,000 each year is for the Grand Rapids
85.20 Children's Museum to design and build
85.21 interactive exhibits and develop a hands-on
85.22 learning outreach program;
- 85.23 (4) \$150,000 each year is for the Southern
85.24 Minnesota Children's Museum to increase
85.25 access and engagement for diverse audiences
85.26 through museum programs and exhibits that
85.27 promote Minnesota arts, culture, and history;
- 85.28 (5) \$150,000 each year is to Great River
85.29 Children's Museum for regionally significant,
85.30 interactive exhibits and outreach programs on
85.31 arts and cultural heritage, including redesign
85.32 and development;

86.1 (6) \$50,000 the first year and \$25,000 the
86.2 second year are for the Wheel and Cog
86.3 Children's Museum of Hutchinson for
86.4 interactive exhibits, education, and access
86.5 programs on arts and cultural heritage; and

86.6 (7) \$25,000 each year is for the Region 5
86.7 Children's Museum to develop programming
86.8 and new educational exhibits in arts and
86.9 cultural heritage.

86.10 **(d) American Indian Legacy Grant Program**

86.11 \$250,000 each year is for the American Indian
86.12 legacy grant program. The Minnesota
86.13 Humanities Center must evaluate, coordinate,
86.14 and administer a grant program to provide
86.15 funding to individuals and organizations in
86.16 the Minnesota American Indian community.
86.17 The grant program must work with members
86.18 of the American Indian community to develop
86.19 goals and criteria for evaluating projects and
86.20 awarding money. The grant program must
86.21 reach members of the American Indian
86.22 community in the seven-county metropolitan
86.23 area and throughout the state of Minnesota.
86.24 The American Indian legacy grant program
86.25 must:

86.26 (1) issue grants to American Indian artists to
86.27 develop their work or to provide education
86.28 and opportunities to the public related to their
86.29 art or cultural heritage in Minnesota;

86.30 (2) issue grants to American Indian
86.31 organizations to support artists or to provide
86.32 educational opportunities and public events
86.33 related to American Indian arts, heritage, and
86.34 culture; and

87.1 (3) hold workshops and provide assistance to
 87.2 American Indian artists and arts programs for
 87.3 capacity building for projects and programs
 87.4 related to Minnesota's arts, culture, and
 87.5 heritage.

87.6 **(e) Hmong Cultural Events and Programming**
 87.7 **Grants**

87.8 \$250,000 each year is for grants to one or
 87.9 more community organizations that provide
 87.10 arts and cultural heritage programming
 87.11 celebrating Hmong heritage. Museums,
 87.12 nonprofit organizations, and arts and cultural
 87.13 organizations are eligible to apply for
 87.14 competitive grants under this grant program.
 87.15 Preference must be given to organizations that
 87.16 provide artist programming and artist and
 87.17 crafting educational instruction to seniors and
 87.18 youth and programs that have workshops,
 87.19 mentoring programs, exhibits, or community
 87.20 engagement events related to Hmong culture
 87.21 and heritage in Minnesota.

87.22 **(f) Somali Community Cultural Grants**

87.23 \$250,000 each year is for a grant to one or
 87.24 more community organizations that provide
 87.25 Somali-based collaborative programs for arts
 87.26 and cultural heritage or preserve and share
 87.27 Somali arts, culture, and history. The money
 87.28 must be used for programs to provide arts and
 87.29 humanities education and workshops, mentor
 87.30 programs, classes, exhibits, presentations,
 87.31 community engagement events, and outreach
 87.32 about the Somali community and heritage in
 87.33 Minnesota.

87.34 **Subd. 9. Indian Affairs Council** 2,150,000 2,150,000

88.1 \$2,150,000 each year is appropriated to the
 88.2 Indian Affairs Council for grants for
 88.3 preserving Dakota and Ojibwe Indian
 88.4 languages and for protecting Indian graves.
 88.5 The money must be distributed as follows:
 88.6 (1) \$750,000 each year is to provide grants to
 88.7 Minnesota Tribal Nations to preserve Dakota
 88.8 and Ojibwe Indian languages and to foster
 88.9 education programs and services for Dakota
 88.10 and Ojibwe languages;
 88.11 (2) \$500,000 each year is for grants to Dakota
 88.12 and Ojibwe Indian language immersion
 88.13 educational institutions;
 88.14 (3) \$750,000 each year is to provide grants to
 88.15 preserve the Dakota and Ojibwe Indian
 88.16 languages through support of projects and
 88.17 services and to support educational programs
 88.18 and immersion efforts in Dakota and Ojibwe
 88.19 Indian languages;
 88.20 (4) \$50,000 each year is to the Indian Affairs
 88.21 Council for a Dakota and Ojibwe Indian
 88.22 language working group coordinated by the
 88.23 Indian Affairs Council; and
 88.24 (5) \$100,000 each year is to carry out
 88.25 responsibilities under Minnesota Statutes,
 88.26 section 307.08, to comply with Public Law
 88.27 101-601, the Native American Graves
 88.28 Protection and Repatriation Act.
 88.29 **Subd. 10. University of Minnesota** 250,000 250,000
 88.30 These amounts are appropriated to the Board
 88.31 of Regents of the University of Minnesota for
 88.32 a grant to the Bell Museum, Minnesota's
 88.33 museum of natural history, to increase access
 88.34 to Minnesota's history and cultural heritage

89.1 by providing funding for access to people with
 89.2 disabilities and to expand access to culturally
 89.3 and linguistically diverse communities.

89.4 **Subd. 11. Department of Agriculture** 250,000 250,000

89.5 These amounts are appropriated to the
 89.6 commissioner of agriculture for grants to
 89.7 county agricultural societies to enhance arts
 89.8 access and education and to preserve and
 89.9 promote Minnesota's history and cultural
 89.10 heritage as embodied in its county fairs. The
 89.11 grants are in addition to the aid distribution to
 89.12 county agricultural societies under Minnesota
 89.13 Statutes, section 38.02. The commissioner of
 89.14 agriculture must develop grant-making criteria
 89.15 and guidance for expending money under this
 89.16 subdivision to provide funding for projects
 89.17 and events that provide access to the arts or
 89.18 the state's agricultural, historical, and cultural
 89.19 heritage. The commissioner must seek input
 89.20 from all interested parties.

89.21 **Subd. 12. Legislative Coordinating Commission** 6,000 -0-

89.22 This amount is appropriated to the Legislative
 89.23 Coordinating Commission to maintain the
 89.24 website required under Minnesota Statutes,
 89.25 section 3.303, subdivision 10.

89.26 Sec. 3. Minnesota Statutes 2018, section 129D.17, subdivision 2, is amended to read:

89.27 Subd. 2. **Expenditures; accountability.** (a) Funding from the arts and cultural heritage
 89.28 fund may be spent only for arts, arts education, and arts access, and to preserve Minnesota's
 89.29 history and cultural heritage. A project or program receiving funding from the arts and
 89.30 cultural heritage fund must include measurable outcomes, and a plan for measuring and
 89.31 evaluating the results. A project or program must be consistent with current scholarship, or
 89.32 best practices, when appropriate and must incorporate state-of-the-art technology when
 89.33 appropriate.

90.1 (b) Funding from the arts and cultural heritage fund may be granted for an entire project
90.2 or for part of a project so long as the recipient provides a description and cost for the entire
90.3 project and can demonstrate that it has adequate resources to ensure that the entire project
90.4 will be completed.

90.5 (c) Money from the arts and cultural heritage fund shall be expended for benefits across
90.6 all regions and residents of the state.

90.7 (d) A state agency or other recipient of a direct appropriation from the arts and cultural
90.8 heritage fund must compile and submit all information for funded projects or programs,
90.9 including the proposed measurable outcomes and all other items required under section
90.10 3.303, subdivision 10, to the Legislative Coordinating Commission as soon as practicable
90.11 or by January 15 of the applicable fiscal year, whichever comes first. The Legislative
90.12 Coordinating Commission must post submitted information on the website required under
90.13 section 3.303, subdivision 10, as soon as it becomes available.

90.14 (e) Grants funded by the arts and cultural heritage fund must be implemented according
90.15 to section 16B.98 and must account for all expenditures of funds. Priority for grant proposals
90.16 must be given to proposals involving grants that will be competitively awarded.

90.17 (f) Individual recipients of money from the arts and cultural heritage fund must be
90.18 residents of Minnesota. All money from the arts and cultural heritage fund must be for
90.19 projects located in Minnesota. Recipients of money from the arts and cultural heritage fund
90.20 must complete the project in Minnesota. If a grant recipient is no longer able to complete
90.21 the project in Minnesota, the grant recipient must return any remaining grant money to the
90.22 state.

90.23 (g) When practicable, a direct recipient of an appropriation from the arts and cultural
90.24 heritage fund shall prominently display on the recipient's website home page the legacy
90.25 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws
90.26 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more
90.27 information." When a person clicks on the legacy logo image, the website must direct the
90.28 person to a web page that includes both the contact information that a person may use to
90.29 obtain additional information, as well as a link to the Legislative Coordinating Commission
90.30 website required under section 3.303, subdivision 10.

90.31 (h) Future eligibility for money from the arts and cultural heritage fund is contingent
90.32 upon a state agency or other recipient satisfying all applicable requirements in this section,
90.33 as well as any additional requirements contained in applicable session law. If the Office of
90.34 the Legislative Auditor, in the course of an audit or investigation, publicly reports that a

91.1 recipient of money from the arts and cultural heritage fund has not complied with the laws,
91.2 rules, or regulations in this section or other laws applicable to the recipient, the recipient
91.3 must be listed in an annual report to the legislative committees with jurisdiction over the
91.4 legacy funds. The list must be publicly available. The legislative auditor shall remove a
91.5 recipient from the list upon determination that the recipient is in compliance. A recipient
91.6 on the list is not eligible for future funding from the arts and cultural heritage fund until the
91.7 recipient demonstrates compliance to the legislative auditor.

91.8 (i) Any state agency or organization requesting a direct appropriation from the arts and
91.9 cultural heritage fund must inform the house of representatives and senate committees
91.10 having jurisdiction over the arts and cultural heritage fund, at the time the request for funding
91.11 is made, whether the request is supplanting or is a substitution for any previous funding that
91.12 was not from a legacy fund and was used for the same purpose.

91.13 Sec. 4. Minnesota Statutes 2018, section 129D.17, is amended by adding a subdivision to
91.14 read:

91.15 Subd. 6. Prohibited activities; civil penalty. (a) Money from the arts and cultural
91.16 heritage fund must not be used for projects that promote domestic terrorism; white
91.17 nationalism; crimes motivated by bias including promoting violence or threats of harm on
91.18 the basis of race, gender, religion, or sexual orientation; or other criminal activities.

91.19 (b) The commissioner of administration may impose a civil penalty not to exceed ten
91.20 times the amount of the grant or award for the project for a violation of this subdivision. If
91.21 the commissioner proposes to take action to impose a civil penalty, the commissioner must
91.22 first notify the person against whom the action is to be taken and provide the person with
91.23 an opportunity to request a hearing under the contested case provisions of chapter 14. Service
91.24 of the notice of violation of this subdivision and the proposed penalty must be made
91.25 personally or by certified mail, return receipt requested. If the person does not request a
91.26 hearing by notifying the commissioner within 30 days after service of the notice of the
91.27 proposed action, the commissioner may proceed with the action without a hearing.

91.28 (c) The civil penalty recovered must be deposited in the general fund, except that the
91.29 amount of the original grant or award must be deposited in the arts and cultural heritage
91.30 fund. In addition to the civil penalty, a person found in violation of this subdivision must
91.31 reimburse the commissioner for the costs of the investigation and proceedings, attorney
91.32 fees, and other administrative hearing or court costs incurred as a result of action taken
91.33 under this subdivision.

92.1 **ARTICLE 6**
92.2 **GENERAL PROVISIONS; ALL LEGACY FUNDS**

92.3 Section 1. **[15.431] COMPLIANCE WITH CONSTITUTIONAL REQUIREMENT**
92.4 **FOR LEGACY FUNDS.**

92.5 To ensure compliance with the requirement in the Minnesota Constitution, article XI,
92.6 section 15, that money dedicated under that section must supplement traditional sources of
92.7 funding and may not be used as a substitute, the legislature must not appropriate money nor
92.8 may an agency grant money to an individual or entity requesting money from the outdoor
92.9 heritage fund, clean water fund, parks and trails fund, or arts and cultural heritage fund,
92.10 without written assurance from the individual or entity that the individual or entity will not
92.11 use the money to fund expenses for a purpose that the individual or entity previously funded
92.12 with a traditional source of funding. For the purposes of this section, "traditional source of
92.13 funding" means a source other than the outdoor heritage fund, clean water fund, parks and
92.14 trails fund, or arts and cultural heritage fund that the individual or entity used three out of
92.15 the past five years to pay for expenses related to the same purpose for which the individual
92.16 or entity has proposed to use money from the outdoor heritage fund, clean water fund, parks
92.17 and trails fund, or arts and cultural heritage fund.