

**SENATE
STATE OF MINNESOTA
NINETIETH SESSION**

S.F. No. 3948

(SENATE AUTHORS: MATHEWS)

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

1.1 A bill for an act
1.2 relating to game and fish; creating a Save Mille Lacs stamp; appropriating money;
1.3 amending Minnesota Statutes 2016, sections 97A.045, subdivision 7; 97A.055,
1.4 subdivisions 4, 4b; 97A.075, by adding a subdivision; 97A.405, subdivision 2;
1.5 97A.475, by adding a subdivision; Minnesota Statutes 2017 Supplement, sections
1.6 97A.473, subdivisions 2, 5, 5a; 97A.474, subdivision 2.

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

1.8 Section 1. Minnesota Statutes 2016, section 97A.045, subdivision 7, is amended to read:

1.9 Subd. 7. **Duty to encourage stamp design and purchases.** (a) The commissioner shall
1.10 encourage the purchase of:

1.11 (1) Minnesota migratory-waterfowl stamps by nonhunters interested in migratory
1.12 waterfowl preservation and habitat development;

1.13 (2) pheasant stamps by persons interested in pheasant habitat improvement;

1.14 (3) trout-and-salmon stamps by persons interested in trout and salmon stream and lake
1.15 improvement;

1.16 (4) turkey stamps by persons interested in stamp collecting; ~~and~~

1.17 (5) walleye stamps by persons interested in walleye stocking and stamp collecting; and

1.18 (6) Save Mille Lacs stamps by persons interested in preserving Lake Mille Lacs as a
1.19 fishing destination through walleye stocking.

1.20 (b) The commissioner shall make rules governing contests for selecting a design for
1.21 each stamp, including those stamps not required to be in possession while taking game or

2.1 fish. The commissioner shall ensure that stamp design and characteristics are consistent
2.2 with the design and characteristics that are sought by pictorial-stamp collectors.

2.3 Sec. 2. Minnesota Statutes 2016, section 97A.055, subdivision 4, is amended to read:

2.4 Subd. 4. **Game and fish annual reports.** (a) By December 15 each year, the
2.5 commissioner shall submit to the legislative committees having jurisdiction over
2.6 appropriations and the environment and natural resources reports on each of the following:

2.7 (1) the amount of revenue from the following and purposes for which expenditures were
2.8 made:

2.9 (i) the small-game license surcharge under section 97A.475, subdivision 4;

2.10 (ii) the Minnesota migratory-waterfowl stamp under section 97A.475, subdivision 5,
2.11 clause (1);

2.12 (iii) the trout-and-salmon stamp under section 97A.475, subdivision 10;

2.13 (iv) the pheasant stamp under section 97A.475, subdivision 5, clause (2);

2.14 (v) the wild-turkey management account under section 97A.075, subdivision 5;

2.15 (vi) the deer license donations and surcharges under section 97A.475, subdivisions 3,
2.16 paragraph (b), and 3a; ~~and~~

2.17 (vii) the walleye stamp under section 97A.475, subdivision 10a; and

2.18 (viii) the Save Mille Lacs stamp under section 97A.475, subdivision 10b;

2.19 (2) the amounts available under section 97A.075, subdivision 1, paragraphs (b) and (c),
2.20 and the purposes for which these amounts were spent;

2.21 (3) money credited to the game and fish fund under this section and purposes for which
2.22 expenditures were made from the fund;

2.23 (4) outcome goals for the expenditures from the game and fish fund; and

2.24 (5) summary and comments of citizen oversight committee reviews under subdivision
2.25 4b.

2.26 (b) The report must include the commissioner's recommendations, if any, for changes
2.27 in the laws relating to the stamps and surcharge referenced in paragraph (a).

3.1 Sec. 3. Minnesota Statutes 2016, section 97A.055, subdivision 4b, is amended to read:

3.2 Subd. 4b. **Citizen oversight committees.** (a) The commissioner shall appoint committees
3.3 of affected persons to review the reports prepared under subdivision 4; review the proposed
3.4 work plans and budgets for the coming year; propose changes in policies, activities, and
3.5 revenue enhancements or reductions; review other relevant information; and make
3.6 recommendations to the legislature and the commissioner for improvements in the
3.7 management and use of money in the game and fish fund.

3.8 (b) The commissioner shall appoint the following committees, each comprised of at
3.9 least ten affected persons:

3.10 (1) a Fisheries Oversight Committee to review fisheries funding and expenditures,
3.11 including activities related to trout-and-salmon stamps ~~and~~ walleye stamps, and Save Mille
3.12 Lacs stamps; and

3.13 (2) a Wildlife Oversight Committee to review wildlife funding and expenditures,
3.14 including activities related to migratory waterfowl, pheasant, and wild turkey management
3.15 and deer and big game management.

3.16 (c) The chairs of the Fisheries Oversight Committee and the Wildlife Oversight
3.17 Committee, and four additional members from each committee, shall form a Budgetary
3.18 Oversight Committee to coordinate the integration of the fisheries and wildlife oversight
3.19 committee reports into an annual report to the legislature; recommend changes on a broad
3.20 level in policies, activities, and revenue enhancements or reductions; and provide a forum
3.21 to address issues that transcend the fisheries and wildlife oversight committees.

3.22 (d) The Budgetary Oversight Committee shall develop recommendations for a biennial
3.23 budget plan and report for expenditures on game and fish activities. By August 15 of each
3.24 even-numbered year, the committee shall submit the budget plan recommendations to the
3.25 commissioner and to the senate and house of representatives committees with jurisdiction
3.26 over natural resources finance.

3.27 (e) The chairs of the Fisheries Oversight Committee and the Wildlife Oversight
3.28 Committee shall be chosen by their respective committees. The chair of the Budgetary
3.29 Oversight Committee shall be appointed by the commissioner and may not be the chair of
3.30 either of the other oversight committees.

3.31 (f) The Budgetary Oversight Committee may make recommendations to the commissioner
3.32 and to the senate and house of representatives committees with jurisdiction over natural
3.33 resources finance for outcome goals from expenditures.

4.1 (g) The committees authorized under this subdivision are not advisory councils or
4.2 committees governed by section 15.059 and are not subject to section 15.059. Committee
4.3 members appointed by the commissioner may request reimbursement for mileage expenses
4.4 in the same manner and amount as authorized by the commissioner's plan adopted under
4.5 section 43A.18, subdivision 2. Committee members must not receive daily compensation
4.6 for oversight activities. The Fisheries Oversight Committee, the Wildlife Oversight
4.7 Committee, and the Budgetary Oversight Committee expire June 30, 2020.

4.8 Sec. 4. Minnesota Statutes 2016, section 97A.075, is amended by adding a subdivision to
4.9 read:

4.10 Subd. 6a. **Save Mille Lacs stamp.** (a) A Save Mille Lacs account is created in the game
4.11 and fish fund. Revenue from Save Mille Lacs stamps must be credited to the Save Mille
4.12 Lacs account. Money in the account is appropriated to the commissioner only for stocking
4.13 Lake Mille Lacs with walleye fingerlings purchased from the private sector.

4.14 (b) If any portion of an open season for taking walleye on Lake Mille Lacs is limited to
4.15 catch and release, for the following fiscal year, an amount equal to the amount credited to
4.16 the Save Mille Lacs account under paragraph (a) during the previous fiscal year multiplied
4.17 by four, not to exceed \$800,000, is appropriated from the game and fish fund to the
4.18 commissioner for the purpose provided under paragraph (a).

4.19 Sec. 5. Minnesota Statutes 2016, section 97A.405, subdivision 2, is amended to read:

4.20 Subd. 2. **Personal possession.** (a) A person acting under a license or traveling from an
4.21 area where a licensed activity was performed must have in personal possession either: (1)
4.22 the proper license, if the license has been issued to and received by the person; (2) a driver's
4.23 license or Minnesota identification card that bears a valid designation of the proper lifetime
4.24 license, as provided under section 171.07, subdivision 19; or (3) the proper license
4.25 identification number or stamp validation, if the license has been sold to the person by
4.26 electronic means but the actual license has not been issued and received.

4.27 (b) If possession of a license or a license identification number is required, a person
4.28 must exhibit, as requested by a conservation officer or peace officer, either: (1) the proper
4.29 license if the license has been issued to and received by the person; (2) a driver's license or
4.30 Minnesota identification card that bears a valid designation of the proper lifetime license,
4.31 as provided under section 171.07, subdivision 19; or (3) the proper license identification
4.32 number or stamp validation and a valid state driver's license, state identification card, or
4.33 other form of identification provided by the commissioner, if the license has been sold to

5.1 the person by electronic means but the actual license has not been issued and received. A
5.2 person charged with violating the license possession requirement shall not be convicted if
5.3 the person produces in court or the office of the arresting officer, the actual license previously
5.4 issued to that person, which was valid at the time of arrest, or satisfactory proof that at the
5.5 time of the arrest the person was validly licensed. Upon request of a conservation officer
5.6 or peace officer, a licensee shall write the licensee's name in the presence of the officer to
5.7 determine the identity of the licensee.

5.8 (c) Except as provided in paragraph (a), clause (2), if the actual license has been issued
5.9 and received, a receipt for license fees, a copy of a license, or evidence showing the issuance
5.10 of a license, including the license identification number or stamp validation, does not entitle
5.11 a licensee to exercise the rights or privileges conferred by a license.

5.12 (d) A license issued electronically and not immediately provided to the licensee shall
5.13 be mailed to the licensee within 30 days of purchase of the license. A pictorial migratory
5.14 waterfowl, pheasant, trout and salmon, ~~or walleye~~, or Save Mille Lacs stamp shall be
5.15 provided to the licensee after purchase of a stamp validation only if the licensee pays an
5.16 additional fee that covers the costs of producing and mailing a pictorial stamp. A pictorial
5.17 turkey stamp may be purchased for a fee that covers the costs of producing and mailing the
5.18 pictorial stamp. Notwithstanding section 16A.1283, the commissioner may, by written order
5.19 published in the State Register, establish fees for providing the pictorial stamps. The fees
5.20 must be set in an amount that does not recover significantly more or less than the cost of
5.21 producing and mailing the stamps. The fees are not subject to the rulemaking provisions of
5.22 chapter 14, and section 14.386 does not apply.

5.23 Sec. 6. Minnesota Statutes 2017 Supplement, section 97A.473, subdivision 2, is amended
5.24 to read:

5.25 Subd. 2. **Lifetime angling license; fee.** (a) A resident lifetime angling license authorizes
5.26 a person to take fish by angling in the state. The license authorizes those activities authorized
5.27 by the annual resident angling license. The license does not include a trout-and-salmon
5.28 stamp validation, a walleye stamp validation, a Save Mille Lacs stamp validation, or other
5.29 stamps required by law.

5.30 (b) The fees for a resident lifetime angling license are:

5.31 (1) age 3 and under, \$344;

5.32 (2) age 4 to age 15, \$469;

5.33 (3) age 16 to age 50, \$574; and

6.1 (4) age 51 and over, \$379.

6.2 Sec. 7. Minnesota Statutes 2017 Supplement, section 97A.473, subdivision 5, is amended
6.3 to read:

6.4 Subd. 5. **Lifetime sporting license; fee.** (a) A resident lifetime sporting license authorizes
6.5 a person to take fish by angling and hunt and trap small game, other than wolves, in the
6.6 state. The license authorizes those activities authorized by the annual resident angling and
6.7 resident small-game-hunting licenses and the resident trapping license for fur-bearing
6.8 animals other than wolves. The license does not include a trout-and-salmon stamp validation,
6.9 a turkey stamp validation, a walleye stamp validation, a Save Mille Lacs stamp validation,
6.10 or any other hunting stamps required by law.

6.11 (b) The fees for a resident lifetime sporting license are:

6.12 (1) age 3 and under, \$522;

6.13 (2) age 4 to age 15, \$710;

6.14 (3) age 16 to age 50, \$927; and

6.15 (4) age 51 and over, \$603.

6.16 Sec. 8. Minnesota Statutes 2017 Supplement, section 97A.473, subdivision 5a, is amended
6.17 to read:

6.18 Subd. 5a. **Lifetime sporting with spearing option license; fee.** (a) A resident lifetime
6.19 sporting with spearing option license authorizes a person to take fish by angling or spearing
6.20 and hunt and trap small game, other than wolves, in the state. The license authorizes those
6.21 activities authorized by the annual resident angling, spearing, and resident
6.22 small-game-hunting licenses and the resident trapping license for fur-bearing animals other
6.23 than wolves. The license does not include a trout-and-salmon stamp validation, a turkey
6.24 stamp validation, a walleye stamp validation, a Save Mille Lacs stamp validation, or any
6.25 other hunting stamps required by law.

6.26 (b) The fees for a resident lifetime sporting with spearing option license are:

6.27 (1) age 3 and under, \$612;

6.28 (2) age 4 to age 15, \$833;

6.29 (3) age 16 to age 50, \$1,046; and

6.30 (4) age 51 and over, \$666.

7.1 Sec. 9. Minnesota Statutes 2017 Supplement, section 97A.474, subdivision 2, is amended
7.2 to read:

7.3 Subd. 2. **Nonresident lifetime angling license; fee.** (a) A nonresident lifetime angling
7.4 license authorizes a person to take fish by angling in the state. The license authorizes those
7.5 activities authorized by the annual nonresident angling license. The license does not include
7.6 a trout-and-salmon stamp validation, a walleye stamp validation, a Save Mille Lacs stamp
7.7 validation, or other stamps required by law.

7.8 (b) The fees for a nonresident lifetime angling license are:

7.9 (1) age 3 and under, \$821;

7.10 (2) age 4 to age 15, \$1,046;

7.11 (3) age 16 to age 50, \$1,191; and

7.12 (4) age 51 and over, \$794.

7.13 Sec. 10. Minnesota Statutes 2016, section 97A.475, is amended by adding a subdivision
7.14 to read:

7.15 Subd. 10b. **Save Mille Lacs stamp validation.** A person may agree to purchase a Save
7.16 Mille Lacs stamp validation for a donation of at least \$2.