

**HOUSE OF REPRESENTATIVES**

**EIGHTY-EIGHTH SESSION**

**H. F. No. 1183**

- 03/04/2013 Authored by Kahn  
The bill was read for the first time and referred to the Committee on Rules and Legislative Administration
- 03/11/2013 Adoption of Report: Pass and re-referred to the Committee on Legacy
- 04/11/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Ways and Means
- 04/15/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Rules and Legislative Administration
- 04/18/2013 Adoption of Report: Pass as Amended and Read Second Time

1.1 A bill for an act  
 1.2 relating to state government; appropriating money from constitutionally  
 1.3 dedicated legacy funds; modifying provisions of Lessard-Sams Outdoor Heritage  
 1.4 Council; establishing certain land acquisition requirements; providing for  
 1.5 agricultural water quality certification; modifying provisions for restoration  
 1.6 evaluations; requiring use of certain standards for public water access sites;  
 1.7 establishing Greater Minnesota Regional Parks and Trails Commission;  
 1.8 modifying certain metropolitan area regional park provisions; extending previous  
 1.9 appropriation; modifying Clean Water Legacy Act; modifying Mississippi River  
 1.10 corridor critical area program; modifying certain grant eligibility; requiring  
 1.11 issuance of city license; authorizing certain expenditures; requiring recapture  
 1.12 of certain funds previously appropriated; providing for reimbursement of  
 1.13 certain costs; requiring reports; amending Minnesota Statutes 2012, sections  
 1.14 3.9741, subdivision 3; 10A.01, subdivision 35; 85.53, subdivision 2; 97A.056,  
 1.15 subdivisions 3, 10, 11, by adding subdivisions; 114D.15, by adding a subdivision;  
 1.16 114D.50, subdivisions 4, 6, by adding subdivisions; 116G.15, subdivisions 2, 3,  
 1.17 4, 7; 129D.17, subdivision 2; 129D.19, subdivisions 1, 2; Laws 2001, chapter  
 1.18 193, section 10; Laws 2010, chapter 361, article 3, section 7; proposing coding  
 1.19 for new law in Minnesota Statutes, chapters 17; 85; 114D.

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

1.21 **ARTICLE 1**  
 1.22 **OUTDOOR HERITAGE FUND**

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

1.24 The sums shown in the columns marked "Appropriations" are appropriated to the  
 1.25 agencies and for the purposes specified in this article. The appropriations are from the  
 1.26 outdoor heritage fund for the fiscal year indicated for each purpose. The figures "2014"  
 1.27 and "2015" used in this article mean that the appropriations listed under the figure are  
 1.28 available for the fiscal year ending June 30, 2014, and June 30, 2015, respectively. "The  
 1.29 first year" is fiscal year 2014. "The second year" is fiscal year 2015. The "biennium" is  
 1.30 fiscal years 2014 and 2015. The appropriations in this article are onetime.

|     |  |                                      |                    |
|-----|--|--------------------------------------|--------------------|
| 2.1 |  | <b><u>APPROPRIATIONS</u></b>         |                    |
| 2.2 |  | <b><u>Available for the Year</u></b> |                    |
| 2.3 |  | <b><u>Ending June 30</u></b>         |                    |
| 2.4 |  | <b><u>2014</u></b>                   | <b><u>2015</u></b> |

2.5 **Sec. 2. OUTDOOR HERITAGE**

|     |  |                  |                          |                  |                          |
|-----|--|------------------|--------------------------|------------------|--------------------------|
| 2.6 | <b><u>Subdivision 1. Total Appropriation</u></b> | <b><u>\$</u></b> | <b><u>96,421,000</u></b> | <b><u>\$</u></b> | <b><u>51,174,000</u></b> |
|-----|--|------------------|--------------------------|------------------|--------------------------|

2.7 This appropriation is from the outdoor  
 2.8 heritage fund. The amounts that may be  
 2.9 spent for each purpose are specified in the  
 2.10 following subdivisions.

|      |                                 |  |                          |  |                         |
|------|---------------------------------|--|--------------------------|--|-------------------------|
| 2.11 | <b><u>Subd. 2. Prairies</u></b> |  | <b><u>26,790,000</u></b> |  | <b><u>6,696,000</u></b> |
|------|---------------------------------|--|--------------------------|--|-------------------------|

2.12 **(a) Grasslands for the Future**

2.13 \$2,000,000 in the first year and \$2,000,000 in  
 2.14 the second year are to the Board of Water and  
 2.15 Soil Resources for a pilot project to acquire  
 2.16 permanent conservation easements on  
 2.17 grasslands in cooperation with the Minnesota  
 2.18 Land Trust and the Conservation Fund. Up  
 2.19 to \$3,700,000 may be used for agreements  
 2.20 with the Minnesota Land Trust to acquire  
 2.21 permanent conservation easements and up  
 2.22 to \$150,000 may be used for establishing  
 2.23 monitoring and enforcement funds with  
 2.24 the Minnesota Land Trust and the Board  
 2.25 of Water and Soil Resources, as approved  
 2.26 in the accomplishment plan and subject  
 2.27 to Minnesota Statutes, section 97A.056,  
 2.28 subdivision 17. Up to \$150,000 may be used  
 2.29 for an agreement with the Conservation Fund  
 2.30 for professional services. Easements funded  
 2.31 under this appropriation are not subject to  
 2.32 emergency haying and grazing orders. Any  
 2.33 net proceeds accruing to a project partner  
 2.34 from real estate transactions related to this  
 2.35 project must be used for the purposes outlined

3.1 in this appropriation. A list of permanent  
3.2 conservation easements must be provided as  
3.3 part of the required accomplishment plan.

3.4 **(b) Accelerating Wildlife Management Area**  
3.5 **Program - Phase V**

3.6 \$7,960,000 in the first year is to the  
3.7 commissioner of natural resources for an  
3.8 agreement with Pheasants Forever to acquire  
3.9 land in fee for wildlife management purposes  
3.10 under Minnesota Statutes, section 86A.05,  
3.11 subdivision 8. A list of proposed land  
3.12 acquisitions must be provided as part of the  
3.13 required accomplishment plan.

3.14 **(c) DNR Wildlife Management Area, Scientific**  
3.15 **and Natural Area, and Native Prairie Bank**  
3.16 **Easement - Phase V**

3.17 \$4,000,000 in the first year and \$2,940,000  
3.18 in the second year are to the commissioner  
3.19 of natural resources to acquire land in  
3.20 fee for wildlife management purposes  
3.21 under Minnesota Statutes, section 86A.05,  
3.22 subdivision 8; acquire land in fee for  
3.23 scientific and natural area purposes under  
3.24 Minnesota Statutes, section 86A.05,  
3.25 subdivision 5; and acquire native prairie  
3.26 bank easements under Minnesota Statutes,  
3.27 section 84.96. Up to \$42,000 is for  
3.28 establishing a monitoring and enforcement  
3.29 fund, as approved in the accomplishment  
3.30 plan and subject to Minnesota Statutes,  
3.31 section 97A.056, subdivision 17, for native  
3.32 prairie bank easements. A list of proposed  
3.33 land and permanent conservation easement  
3.34 acquisitions must be provided as part of the  
3.35 required accomplishment plan.

4.1 **(d) Minnesota Prairie Recovery Project - Phase**  
4.2 **IV**

4.3 \$5,310,000 in the first year is to the  
4.4 commissioner of natural resources for an  
4.5 agreement with The Nature Conservancy  
4.6 to acquire native prairie, wetlands, and  
4.7 savanna and restore and enhance grasslands,  
4.8 wetlands, and savanna. A list of proposed  
4.9 land acquisitions must be provided as part of  
4.10 the required accomplishment plan. Annual  
4.11 income statements and balance sheets for  
4.12 income and expenses from land acquired  
4.13 with this appropriation must be submitted to  
4.14 the Lessard-Sams Outdoor Heritage Council  
4.15 no later than 180 days following the close of  
4.16 The Nature Conservancy's fiscal year.

4.17 **(e) Minnesota Buffers for Wildlife and Water -**  
4.18 **Phase III**

4.19 \$3,520,000 in the first year is to the Board  
4.20 of Water and Soil Resources to acquire  
4.21 permanent conservation easements to protect  
4.22 and enhance habitat by expanding clean  
4.23 water fund riparian wildlife buffers on private  
4.24 land. Up to \$120,000 is for establishing  
4.25 a monitoring and enforcement fund, as  
4.26 approved in the accomplishment plan and  
4.27 subject to Minnesota Statutes, section  
4.28 97A.056, subdivision 17. Easements funded  
4.29 under this appropriation are not subject to  
4.30 emergency haying and grazing orders. A list  
4.31 of permanent conservation easements must  
4.32 be provided as part of the final report.

4.33 **(f) Cannon River Headwaters Habitat Complex**  
4.34 **- Phase III**

4.35 \$1,780,000 in the first year is to the  
4.36 commissioner of natural resources for an

5.1 agreement with Trust for Public Land to  
 5.2 acquire and restore lands in the Cannon River  
 5.3 watershed for wildlife management purposes  
 5.4 under Minnesota Statutes, section 86A.05,  
 5.5 subdivision 8, or aquatic management area  
 5.6 purposes under Minnesota Statutes, sections  
 5.7 86A.05, subdivision 14, and 97C.02. A list of  
 5.8 proposed land acquisitions must be provided  
 5.9 as part of the required accomplishment plan.

5.10 **(g) Accelerated Prairie Restoration and**  
 5.11 **Enhancement on DNR Lands - Phase V**

5.12 \$2,220,000 in the first year and \$1,756,000  
 5.13 in the second year are to the commissioner of  
 5.14 natural resources to accelerate the restoration  
 5.15 and enhancement of wildlife management  
 5.16 areas, scientific and natural areas, and land  
 5.17 under native prairie bank easements. A list of  
 5.18 proposed land restorations and enhancements  
 5.19 must be provided as part of the required  
 5.20 accomplishment plan.

|      |                                |                  |                  |
|------|--------------------------------|------------------|------------------|
| 5.21 | <b><u>Subd. 3. Forests</u></b> | <u>8,630,000</u> | <u>6,476,000</u> |
|------|--------------------------------|------------------|------------------|

5.22 **(a) Young Forest Conservation**

5.23 \$1,180,000 in the first year is to the  
 5.24 commissioner of natural resources for  
 5.25 an agreement with the American Bird  
 5.26 Conservancy to acquire lands in fee to be  
 5.27 added to the wildlife management area system  
 5.28 under Minnesota Statutes, section 86A.05,  
 5.29 subdivision 8, and to restore and enhance  
 5.30 habitat on publicly protected land. A list of  
 5.31 proposed land acquisitions must be provided  
 5.32 as part of the required accomplishment plan.

5.33 **(b) Camp Ripley Partnership - Phase III**

5.34 \$1,150,000 in the first year is to the Board of  
 5.35 Water and Soil Resources and \$300,000 in

6.1 the first year is to the Department of Natural  
6.2 Resources to acquire land in fee to be added  
6.3 to the wildlife management area system  
6.4 under Minnesota Statutes, section 86A.05,  
6.5 subdivision 8, and to acquire permanent  
6.6 conservation easements on lands adjacent  
6.7 to the Mississippi and Crow Wing Rivers  
6.8 and within the boundaries of the Minnesota  
6.9 National Guard Army Compatible Use  
6.10 Buffer. Of the amount appropriated to the  
6.11 Board of Water and Soil Resources, \$49,900  
6.12 is for a grant to the Morrison County Soil  
6.13 and Water Conservation District and up to  
6.14 \$33,600 is for establishing a monitoring  
6.15 and enforcement fund, as approved in  
6.16 the accomplishment plan and subject to  
6.17 Minnesota Statutes, section 97A.056,  
6.18 subdivision 17. A list of proposed land  
6.19 acquisitions and permanent conservation  
6.20 easements must be provided as part of the  
6.21 required accomplishment plan.

6.22 **(c) Northeastern Minnesota Sharp-Tailed**  
6.23 **Grouse Habitat Program - Phase IV**

6.24 \$1,180,000 in the first year is to the  
6.25 commissioner of natural resources for  
6.26 an agreement with Pheasants Forever in  
6.27 cooperation with the Minnesota Sharp-Tailed  
6.28 Grouse Society to acquire and enhance  
6.29 lands in Aitkin, Carlton, and Kanabec  
6.30 Counties for wildlife management purposes  
6.31 under Minnesota Statutes, section 86A.05,  
6.32 subdivision 8. A list of proposed land  
6.33 acquisitions must be provided as part of the  
6.34 required accomplishment plan.

6.35 **(d) Protect Key Forest Habitat Lands in Cass**  
6.36 **County - Phase IV**

7.1 \$500,000 in the first year is to the  
7.2 commissioner of natural resources for an  
7.3 agreement with Cass County to acquire land  
7.4 in fee in Cass County for forest wildlife  
7.5 habitat or to prevent forest fragmentation.

7.6 A list of proposed land acquisitions  
7.7 must be provided as part of the required  
7.8 accomplishment plan.

7.9 **(e) Critical Shoreline Habitat Protection**  
7.10 **Program - Phase II**

7.11 \$820,000 in the first year is to the  
7.12 commissioner of natural resources for  
7.13 an agreement with the Minnesota Land  
7.14 Trust to acquire permanent conservation  
7.15 easements along rivers and lakes in the  
7.16 northern forest region. Up to \$160,000 is for  
7.17 establishing a monitoring and enforcement  
7.18 fund, as approved in the accomplishment  
7.19 plan and subject to Minnesota Statutes,  
7.20 section 97A.056, subdivision 17. A list of  
7.21 proposed permanent conservation easements  
7.22 must be provided as part of the required  
7.23 accomplishment plan.

7.24 **(f) Minnesota Moose Habitat Collaborative -**  
7.25 **Phase II**

7.26 \$2,000,000 in the first year is to the  
7.27 commissioner of natural resources for an  
7.28 agreement with the Minnesota Deer Hunters  
7.29 Association to restore and enhance public  
7.30 forest lands in the northern forest region  
7.31 for moose habitat purposes. A list of  
7.32 proposed land restoration and enhancements  
7.33 must be provided as part of the required  
7.34 accomplishment plan.

7.35 **(g) Minnesota Forests for the Future**

8.1 \$500,000 in the first year and \$5,000,000  
 8.2 in the second year are to the commissioner  
 8.3 of natural resources to acquire permanent  
 8.4 working forest easements on up to 150,000  
 8.5 acres of private forest lands in Itasca,  
 8.6 Koochiching, and St. Louis Counties  
 8.7 identified through the Minnesota forests  
 8.8 for the future program under Minnesota  
 8.9 Statutes, section 84.66. Up to \$300,000 is for  
 8.10 establishing a monitoring and enforcement  
 8.11 fund, as approved in the accomplishment plan  
 8.12 and subject to Minnesota Statutes, section  
 8.13 97A.056, subdivision 17. The commissioner  
 8.14 may use the first year's appropriation for land  
 8.15 acquisition pretransaction costs including but  
 8.16 not limited to appraisals, surveys, and title  
 8.17 research.

8.18 **(h) Preventing Forest Fragmentation and**  
 8.19 **Protecting and Restoring Lake and Stream**  
 8.20 **Habitat in the St. Louis River Watershed**

8.21 \$1,000,000 in the first year and \$1,476,000  
 8.22 in the second year are to the commissioner  
 8.23 of natural resources for an agreement with  
 8.24 the Fond du Lac Band of Lake Superior  
 8.25 Chippewa to acquire land in fee and to restore  
 8.26 and enhance forests, prairie, and wetlands  
 8.27 within the Fond du Lac Reservation. A list of  
 8.28 proposed land acquisitions must be provided  
 8.29 as part of the required accomplishment plan.

|                                      |                   |                   |
|--------------------------------------|-------------------|-------------------|
| 8.30 <u>Subd. 4. <b>Wetlands</b></u> | <u>32,760,000</u> | <u>10,000,000</u> |
|--------------------------------------|-------------------|-------------------|

8.31 **(a) Reinvest in Minnesota Wetlands Reserve**  
 8.32 **Program Partnership - Phase V**

8.33 \$16,000,000 in the first year and \$8,000,000  
 8.34 in the second year are to the Board of Soil  
 8.35 and Water Resources to acquire permanent  
 8.36 conservation easements and restore wetlands

9.1 and associated upland habitat in cooperation  
9.2 with the United States Department of  
9.3 Agriculture Wetlands Reserve Program and  
9.4 Ducks Unlimited, including \$1,000,000  
9.5 for an agreement with Ducks Unlimited  
9.6 to provide technical and bioengineering  
9.7 assistance. Up to \$240,000 is for establishing  
9.8 a monitoring and enforcement fund, as  
9.9 approved in the accomplishment plan and  
9.10 subject to Minnesota Statutes, section  
9.11 97A.056, subdivision 17. A list of permanent  
9.12 conservation easements must be provided as  
9.13 part of the final report.

9.14 **(b) Accelerating Waterfowl Production Area**  
9.15 **Acquisition - Phase V**

9.16 \$6,830,000 in the first year is to the  
9.17 commissioner of natural resources for an  
9.18 agreement with Pheasants Forever to acquire  
9.19 land in fee to be designated and managed as  
9.20 waterfowl production areas in Minnesota,  
9.21 in cooperation with the United States Fish  
9.22 and Wildlife Service. A list of proposed land  
9.23 acquisitions must be provided as part of the  
9.24 required accomplishment plan.

9.25 **(c) Living Shallow Lakes and Wetland**  
9.26 **Initiative - Phase III**

9.27 \$3,530,000 in the first year is to the  
9.28 commissioner of natural resources for an  
9.29 agreement with Ducks Unlimited to acquire  
9.30 land in fee for wildlife management purposes  
9.31 under Minnesota Statutes, section 86A.05,  
9.32 subdivision 8. A list of proposed land  
9.33 acquisitions must be provided as part of the  
9.34 required accomplishment plan.

9.35 **(d) Wild Rice Shoreland Protection Program**  
9.36 **- Phase II**

10.1 \$1,630,000 in the first year is to the Board  
10.2 of Water and Soil Resources to acquire  
10.3 in fee wild rice lake shoreland habitat  
10.4 for native wild rice bed protection and to  
10.5 acquire permanent conservation easements  
10.6 in cooperation with Ducks Unlimited. Of  
10.7 this amount, \$100,000 is for an agreement  
10.8 with Ducks Unlimited for acquisition of land  
10.9 or interests in land to protect native wild  
10.10 rice beds. Up to \$48,000 is for establishing  
10.11 a monitoring and enforcement fund, as  
10.12 approved in the accomplishment plan and  
10.13 subject to Minnesota Statutes, section  
10.14 97A.056, subdivision 17. A list of proposed  
10.15 land acquisitions must be included as part of  
10.16 the required accomplishment plan.

10.17 **(e) Wetland Habitat Program**

10.18 \$1,980,000 in the first year is to the  
10.19 commissioner of natural resources for an  
10.20 agreement with the Minnesota Land Trust to  
10.21 acquire permanent conservation easements  
10.22 in high-priority wetland complexes in  
10.23 the prairie and forest/prairie transition  
10.24 regions. Up to \$280,000 is for establishing  
10.25 a monitoring and enforcement fund, as  
10.26 approved in the accomplishment plan and  
10.27 subject to Minnesota Statutes, section  
10.28 97A.056, subdivision 17. A list of proposed  
10.29 land acquisitions must be included as part of  
10.30 the required accomplishment plan.

10.31 **(f) Accelerated Shallow Lakes and Wetlands**  
10.32 **Enhancement - Phase V**

10.33 \$1,790,000 in the first year and \$1,000,000  
10.34 in the second year are to the commissioner  
10.35 of natural resources to enhance and restore

11.1 shallow lakes, including \$565,000 for an  
 11.2 agreement with Ducks Unlimited to help  
 11.3 implement restorations and enhancements.  
 11.4 A list of proposed land restorations and  
 11.5 enhancements must be provided as part of  
 11.6 the required accomplishment plan.

11.7 **(g) Pelican Lake Enhancement**

11.8 \$1,000,000 in the first year and \$1,000,000  
 11.9 in the second year are to the commissioner  
 11.10 of natural resources for an agreement with  
 11.11 Ducks Unlimited to construct a gravity  
 11.12 outlet, water control structure, and pump  
 11.13 station lift to enhance aquatic habitat in  
 11.14 Pelican Lake in Wright County. A list of  
 11.15 proposed land restorations and enhancements  
 11.16 must be included as part of the required  
 11.17 accomplishment plan.

|                                       |                   |                   |
|---------------------------------------|-------------------|-------------------|
| 11.18 <b><u>Subd. 5. Habitats</u></b> | <u>27,438,000</u> | <u>27,250,000</u> |
|---------------------------------------|-------------------|-------------------|

11.19 **(a) DNR Aquatic Habitat - Phase V**

11.20 \$3,250,000 in the first year and \$2,000,000  
 11.21 in the second year are to the commissioner  
 11.22 of natural resources to acquire interests in  
 11.23 land in fee for aquatic management purposes  
 11.24 under Minnesota Statutes, sections 86A.05,  
 11.25 subdivision 14, and 97C.02, and to restore  
 11.26 and enhance aquatic habitat. A list of  
 11.27 proposed land acquisitions and restorations  
 11.28 and enhancements must be provided as part  
 11.29 of the required accomplishment plan.

11.30 **(b) Habitat Protection in Dakota County -**  
 11.31 **Phase IV**

11.32 \$2,100,000 in the first year and \$2,000,000  
 11.33 in the second year are to the commissioner  
 11.34 of natural resources for an agreement  
 11.35 with Dakota County to acquire, restore,

12.1 and enhance lands in Dakota County for  
12.2 fish and wildlife management purposes  
12.3 under Minnesota Statutes, section 86A.05,  
12.4 subdivision 8, or aquatic management area  
12.5 purposes under Minnesota Statutes, sections  
12.6 86A.05, subdivision 14, and 97C.02, and to  
12.7 acquire permanent conservation easements  
12.8 and restore and enhance habitats in rivers  
12.9 and lake watersheds in Dakota County. Up  
12.10 to \$60,000 is for establishing a monitoring  
12.11 and enforcement fund, as approved in  
12.12 the accomplishment plan and subject to  
12.13 Minnesota Statutes, section 97A.056,  
12.14 subdivision 17. A list of proposed land  
12.15 acquisitions and permanent conservation  
12.16 easements must be provided as part of the  
12.17 required accomplishment plan.

12.18 **(c) Root River Protection and Restoration**

12.19 \$2,750,000 in the first year and \$1,000,000  
12.20 in the second year are to the commissioner of  
12.21 natural resources for agreements to acquire  
12.22 land in fee for scientific and natural areas  
12.23 under Minnesota Statutes, section 86A.05,  
12.24 subdivision 5, and for state forest purposes  
12.25 under Minnesota Statutes, section 86A.05,  
12.26 subdivision 7, and to acquire permanent  
12.27 conservation easements as follows:  
12.28 \$2,894,000 to The Nature Conservancy  
12.29 and \$856,000 to the Minnesota Land  
12.30 Trust. Up to \$137,000 is for establishing  
12.31 a monitoring and enforcement fund, as  
12.32 approved in the accomplishment plan and  
12.33 subject to Minnesota Statutes, section  
12.34 97A.056, subdivision 17. A list of proposed  
12.35 acquisitions and permanent conservation

13.1 easements must be provided as part of the  
13.2 required accomplishment plan.

13.3 **(d) Metro Big Rivers Habitat - Phase IV**

13.4 \$1,720,000 in the first year and \$700,000 in  
13.5 the second year are to the commissioner of  
13.6 natural resources for agreements to acquire  
13.7 land in fee and as permanent conservation  
13.8 easements and to restore and enhance natural  
13.9 systems associated with the Mississippi,  
13.10 Minnesota, and St. Croix Rivers as follows:  
13.11 \$964,000 to the Minnesota Valley National  
13.12 Wildlife Refuge Trust, Inc.; \$160,000 to  
13.13 the Friends of the Mississippi; \$236,000 to  
13.14 the Great River Greening; \$550,000 to the  
13.15 Minnesota Land Trust; and \$510,000 to the  
13.16 Trust for Public Land. Up to \$80,000 is for  
13.17 establishing a monitoring and enforcement  
13.18 fund, as approved in the accomplishment  
13.19 plan and subject to Minnesota Statutes,  
13.20 section 97A.056, subdivision 17. A list of  
13.21 proposed land acquisitions and permanent  
13.22 conservation easements must be provided as  
13.23 part of the required accomplishment plan.

13.24 **(e) Minnesota Landscape Arboretum**

13.25 \$1,000,000 in the first year is to the Board  
13.26 of Regents of the University of Minnesota  
13.27 to acquire land in fee surrounding Lake  
13.28 Tamarack in Carver County to be added to  
13.29 the Minnesota Landscape Arboretum. A land  
13.30 description must be provided as part of the  
13.31 required accomplishment plan.

13.32 **(f) Lower Mississippi River Habitat**  
13.33 **Partnership - Phase III**

13.34 \$1,700,000 in the first year and \$1,700,000  
13.35 in the second year are to the commissioner of

14.1 natural resources to enhance aquatic habitat.  
14.2 Of this amount, \$450,000 is for an agreement  
14.3 with the United States Fish and Wildlife  
14.4 Service to enhance aquatic habitat in the  
14.5 lower Mississippi River watershed. A list of  
14.6 proposed land restorations and enhancements  
14.7 must be provided as part of the required  
14.8 accomplishment plan.

14.9 **(g) Coldwater Fish Habitat Enhancement -**  
14.10 **Phase V**

14.11 \$2,470,000 in the first year and \$300,000  
14.12 in the second year are to the commissioner  
14.13 of natural resources for an agreement  
14.14 with Minnesota Trout Unlimited to restore  
14.15 and enhance coldwater river and stream  
14.16 habitats in Minnesota. A list of proposed  
14.17 land restorations and enhancements  
14.18 must be provided as part of the required  
14.19 accomplishment plan.

14.20 **(h) Albert Lea Lake Management and Invasive**  
14.21 **Species Control Structure - Phase III**

14.22 \$1,127,000 in the first year is to the  
14.23 commissioner of natural resources for  
14.24 an agreement with the Shell Rock River  
14.25 Watershed District to construct structural  
14.26 deterrents and lake-level controls to enhance  
14.27 aquatic habitat on Albert Lea Lake in  
14.28 Freeborn County. A list of proposed  
14.29 land restorations and enhancements  
14.30 must be provided as part of the required  
14.31 accomplishment plan.

14.32 **(i) Metropolitan Regional Parks Wildlife**  
14.33 **Habitat Protection and Restoration**

14.34 \$5,346,000 in the first year and \$1,500,000  
14.35 in the second year are to the Metropolitan  
14.36 Council to restore and enhance fish and

- 15.1 wildlife habitat in forests, prairies, and  
15.2 wetlands in the metropolitan regional parks  
15.3 system. Of this amount:
- 15.4 (1) \$500,000 is for Dakota County to convert  
15.5 existing agricultural land and low-quality  
15.6 woods and grassland in Whitetail Woods  
15.7 Regional Park to prairie and oak savanna  
15.8 centered around an existing wetland,  
15.9 resulting in substantial habitat improvements  
15.10 for waterfowl and other wildlife;
- 15.11 (2) \$60,000 is for Dakota County to protect  
15.12 and enhance Miesville Ravine Park Reserve  
15.13 through earth shaping, slope stabilization,  
15.14 and perhaps piping of one severe gully  
15.15 erosion situation and other eroding sites that  
15.16 are presently contributing sediment to Trout  
15.17 Brook, impairing water quality and the brook  
15.18 trout population;
- 15.19 (3) \$500,000 is for the city of St. Paul  
15.20 to restore two acres of prairie adjacent to  
15.21 Pickerel Lake and to plant and enhance  
15.22 an additional two acres of prairie, five  
15.23 acres of forest, and one acre of wetland in  
15.24 Lilydale Regional Park. This will enhance  
15.25 connectivity of existing natural resources  
15.26 including floodplain forest, upland prairie,  
15.27 and emergent marsh;
- 15.28 (4) \$865,000 is for the Minneapolis Park and  
15.29 Recreation Board to protect, restore, and  
15.30 enhance shorelines; reduce invasive upland  
15.31 species; enhance the Wirth Lake wetland  
15.32 complex; and correct erosion problems in  
15.33 Theodore Wirth Regional Park;
- 15.34 (5) \$468,000 is for Ramsey County to restore  
15.35 72 acres in Battle Creek Regional Park along

16.1 the bluff of the Mississippi River, including  
16.2 restoration and enhancement of prairie,  
16.3 savanna, oak woods, and shrub swamp seeps  
16.4 to improve waterfowl and upland game bird  
16.5 feeding and nesting habitats;  
16.6 (6) \$210,000 is for the Three Rivers Park  
16.7 District to restore the water quality and  
16.8 game fish habitat in Lake Independence in  
16.9 Baker Park Reserve by reducing phosphorus  
16.10 loading from Spurzem and Half Moon Lakes  
16.11 through treatment with aluminum sulfate;  
16.12 (7) \$400,000 is for the Three Rivers Park  
16.13 District to enhance and restore the quality  
16.14 of Cleary Lake and restore the fishery by  
16.15 controlling curly-leaf pondweed, reducing  
16.16 phosphorus runoff from the watershed, and  
16.17 controlling internal phosphorus cycling with  
16.18 aluminum sulfate;  
16.19 (8) \$200,000 is for Carver County to restore  
16.20 and enhance Lake Minnewashta Regional  
16.21 Park by converting 37 acres of existing turf  
16.22 or old fields to mesic forest, oak savanna, and  
16.23 prairie savanna. These areas are identified  
16.24 in the park master plan as medium to high  
16.25 potential sites for restoration;  
16.26 (9) \$270,000 is for Anoka County to  
16.27 restore and enhance 120 acres of prairie  
16.28 and woodland habitat within the 273-acre  
16.29 Mississippi West Regional Park. Outcomes  
16.30 will include increased habitat for game and  
16.31 nongame species and benefits to migratory  
16.32 waterfowl on the Mississippi flyway;  
16.33 (10) \$200,000 is for Anoka County to  
16.34 restore 45 acres of prairie and oak savanna  
16.35 and remove invasive species from 40

17.1 acres of riparian forest land at Rum River  
17.2 Central Regional Park. The restoration  
17.3 will benefit the adjacent 550-acre Cedar  
17.4 Creek Conservation Area, which is open to  
17.5 hunting and was funded through a recent  
17.6 appropriation from the outdoor heritage fund;  
17.7 (11) \$338,000 is for Scott County to restore  
17.8 and enhance 150 acres within the 1,150-acre  
17.9 conservation-focused Doyle-Kennefick  
17.10 Regional Park. The project site is part of an  
17.11 850-acre mosaic of natural lands including  
17.12 Minnesota County Biological Survey forest  
17.13 and some of the highest-quality wetlands in  
17.14 Scott County. The park master plan identifies  
17.15 this natural complex to be conserved for  
17.16 habitat and biological diversity with very  
17.17 light recreational development;  
17.18 (12) \$37,000 is for Scott County to restore  
17.19 and enhance Cedar Lake Farm Regional  
17.20 Park by partnering with the Cedar Lake  
17.21 Improvement District and Scott Watershed  
17.22 Management Organization for four years of  
17.23 treatment to control the curly-leaf pondweed  
17.24 infestation dominating Cedar Lake. The  
17.25 goal is to restore 700 acres of shallow lake,  
17.26 improve fishing opportunities, and increase  
17.27 native aquatic plant habitat;  
17.28 (13) \$1,523,000 is for Scott County to  
17.29 restore and enhance 302 acres of contiguous  
17.30 forest, wetlands, and lakeshore in Spring  
17.31 Lake Regional Park by improving habitat  
17.32 for interior forest birds, waterfowl, and  
17.33 amphibians. Adjacent to Upper Prior, Spring,  
17.34 and Arctic Lakes, this site is part of a larger  
17.35 permanent habitat network;

18.1 (14) \$425,000 is for Washington County to  
18.2 restore and enhance Lake Elmo Park Reserve  
18.3 by creating 168 acres of interconnected  
18.4 tallgrass prairie through the restoration of 12  
18.5 wetland basins that are scattered throughout  
18.6 an existing tallgrass prairie complex. These  
18.7 diverse landscapes provide critical habitat for  
18.8 native ground-nesting birds;

18.9 (15) \$350,000 is for Washington County to  
18.10 restore and enhance rare and unique forest  
18.11 communities identified by the Department  
18.12 of Natural Resources in Lake Elmo Park  
18.13 Reserve and St. Croix Bluffs Regional Park.  
18.14 These forests provide exceptional habitat  
18.15 for native and migrating bird species and  
18.16 represent some of the best opportunities for  
18.17 avian habitat improvement in Washington  
18.18 County; and

18.19 (16) \$500,000 is for the Pioneer-Sarah Creek  
18.20 Watershed Management Commission to  
18.21 restore and enhance the aquatic habitat of  
18.22 Lake Sarah.

18.23 Funded projects must implement priority  
18.24 natural resource management plan  
18.25 components of regional park master plans  
18.26 approved by the Metropolitan Council.

18.27 **(j) Duluth Flood Stream Habitat Restoration**

18.28 \$500,000 in the first year and \$4,500,000 in  
18.29 the second year are to the commissioner of  
18.30 natural resources for an agreement with the  
18.31 South St. Louis Soil and Water Conservation  
18.32 District to create a stream habitat repair  
18.33 program for coldwater and brook trout  
18.34 streams in the Duluth area impacted by the  
18.35 2012 flood.

19.1 **(k) Protect Aquatic Habitat from Aquatic**  
19.2 **Invasive Species**

19.3 \$275,000 in the first year and \$7,200,000  
19.4 in the second year are to the commissioner  
19.5 of natural resources to protect Minnesota's  
19.6 aquatic habitat from aquatic invasive  
19.7 species. Of this amount: \$3,500,000 is for  
19.8 grants to tribal and local governments for  
19.9 decontamination equipment and inspection  
19.10 and decontamination activities at public  
19.11 water access and other sites; \$275,000 the  
19.12 first year and \$200,000 the second year  
19.13 are for grants to address aquatic invasive  
19.14 species in Hubbard County and Beltrami  
19.15 County, including \$75,000 the first year  
19.16 for an agreement with Beltrami County for  
19.17 decontamination stations and equipment to  
19.18 be placed at public water access sites on  
19.19 Red Lake; and \$200,000 the first year for an  
19.20 agreement with Hubbard County Soil and  
19.21 Water Conservation District and \$200,000  
19.22 the second year for agreements with Beltrami  
19.23 County and the Hubbard County Soil and  
19.24 Water Conservation District are for:

19.25 (1) the purchase, operation, and maintenance  
19.26 of and training for decontamination stations  
19.27 and other equipment to be located at central  
19.28 nonwater sites and public water access sites;  
19.29 and

19.30 (2) watercraft inspections.

19.31 **(l) Lake Minnetonka Protection**

19.32 \$1,000,000 in the first year and \$2,000,000  
19.33 in the second year are to the commissioner  
19.34 of natural resources for an agreement with  
19.35 the Minnehaha Creek Watershed District

20.1 to protect lakes, rivers, and streams in the  
20.2 district from aquatic invasive species.

20.3 **(m) Environmental Learning Area Habitat**  
20.4 **Restoration**

20.5 \$200,000 in the first year and \$350,000 in  
20.6 the second year are to the commissioner  
20.7 of natural resources for an agreement with  
20.8 the West Central Area School District  
20.9 to acquire and restore native prairie and  
20.10 wetland habitats on 45 acres of land adjacent  
20.11 to the existing West Central Area Schools  
20.12 Environmental Learning Center.

20.13 **(n) Outdoor Heritage Conservation Partners**  
20.14 **Grant Program - Phase V**

20.15 \$4,000,000 in the first year and \$4,000,000  
20.16 in the second year are to the commissioner  
20.17 of natural resources for a program to  
20.18 provide competitive, matching grants of  
20.19 up to \$400,000 to local, regional, state,  
20.20 and national organizations for enhancing,  
20.21 restoring, or protecting forests, wetlands,  
20.22 prairies, and habitat for fish, game, or wildlife  
20.23 in Minnesota. Grants shall not be made  
20.24 for activities required to fulfill the duties  
20.25 of owners of lands subject to conservation  
20.26 easements. Grants shall not be made from  
20.27 appropriations in this paragraph for projects  
20.28 that have a total project cost exceeding  
20.29 \$575,000. Of this appropriation, \$366,000  
20.30 may be spent for personnel costs and other  
20.31 direct and necessary administrative costs, and  
20.32 \$10,000 is for outreach efforts to encourage  
20.33 underrepresented communities to apply for  
20.34 grants under this paragraph. Grantees may  
20.35 acquire land or interests in land. Easements  
20.36 must be permanent. Land acquired in fee

21.1 must be open to hunting and fishing during  
21.2 the open season unless otherwise provided by  
21.3 state law. The program shall require a cash  
21.4 match of at least ten percent from nonstate  
21.5 sources for all grants. For grant applications  
21.6 of \$25,000 or less, the commissioner shall  
21.7 provide a separate, simplified application  
21.8 process. Subject to Minnesota Statutes, the  
21.9 commissioner of natural resources shall,  
21.10 when evaluating projects of equal value,  
21.11 give priority to organizations that have a  
21.12 history of receiving or charter to receive  
21.13 private contributions for local conservation  
21.14 or habitat projects. If acquiring land or a  
21.15 conservation easement, priority shall be  
21.16 given to projects associated with existing  
21.17 wildlife management areas under Minnesota  
21.18 Statutes, section 86A.05, subdivision 8;  
21.19 scientific and natural areas under Minnesota  
21.20 Statutes, sections 84.033 and 86A.05,  
21.21 subdivision 5; and aquatic management areas  
21.22 under Minnesota Statutes, sections 86A.05,  
21.23 subdivision 14, and 97C.02. All restoration  
21.24 or enhancement projects must be on land  
21.25 permanently protected by a conservation  
21.26 easement or public ownership or in public  
21.27 waters as defined in Minnesota Statutes,  
21.28 section 103G.005, subdivision 15. Priority  
21.29 shall be given to restoration and enhancement  
21.30 projects on public lands. Minnesota Statutes,  
21.31 section 97A.056, subdivision 13, applies  
21.32 to grants awarded under this paragraph.  
21.33 This appropriation is available until June  
21.34 30, 2017. No less than five percent of the  
21.35 amount of each grant must be held back from  
21.36 reimbursement until the grant recipient has

22.1 completed a grant accomplishment report by  
 22.2 the deadline and in the form prescribed by  
 22.3 and satisfactory to the Lessard-Sams Outdoor  
 22.4 Heritage Council. The commissioner shall  
 22.5 provide notice of the grant program in  
 22.6 the game and fish law summaries that are  
 22.7 prepared under Minnesota Statutes, section  
 22.8 97A.051, subdivision 2.

22.9 Subd. 6. **Administration** 803,000 752,000

22.10 (a) **Contract Management**

22.11 \$175,000 in the first year and \$175,000 in the  
 22.12 second year are to the commissioner  
 22.13 of natural resources for contract  
 22.14 management duties assigned in this  
 22.15 section. The commissioner shall provide an  
 22.16 accomplishment plan in the form specified by  
 22.17 the Lessard-Sams Outdoor Heritage Council  
 22.18 on the expenditure of this appropriation.  
 22.19 The accomplishment plan must include  
 22.20 a copy of the grant contract template  
 22.21 and reimbursement manual. No money  
 22.22 may be expended prior to Lessard-Sams  
 22.23 Outdoor Heritage Council approval of the  
 22.24 accomplishment plan.

22.25 (b) **Legislative Coordinating Commission**

22.26 \$468,000 in the first year and \$468,000  
 22.27 in the second year are to the Legislative  
 22.28 Coordinating Commission for administrative  
 22.29 expenses of the Lessard-Sams Outdoor  
 22.30 Heritage Council and for compensation and  
 22.31 expense reimbursement of council members.  
 22.32 Funds in this appropriation are available until  
 22.33 June 30, 2015. Minnesota Statutes, section  
 22.34 16A.281, applies to this appropriation.

23.1 **(c) Technical Evaluation Panel**

23.2 \$90,000 in the first year and \$90,000 in  
23.3 the second year are to the commissioner of  
23.4 natural resources for a technical evaluation  
23.5 panel to conduct up to ten restoration  
23.6 evaluations under Minnesota Statutes,  
23.7 section 97A.056, subdivision 10.

23.8 **(d) High-Priority Pretransaction Service**  
23.9 **Acceleration for Lessard-Sams Outdoor**  
23.10 **Heritage Council**

23.11 \$50,000 in the first year is to the  
23.12 commissioner of natural resources to provide  
23.13 land acquisition pretransaction services  
23.14 including but not limited to appraisals,  
23.15 surveys, or title research for acquisition  
23.16 proposals under consideration by the  
23.17 Lessard-Sams Outdoor Heritage Council. A  
23.18 list of activities must be included in the final  
23.19 accomplishment plan.

23.20 **(e) Legacy Web Site**

23.21 \$20,000 in the first year and \$19,000 in  
23.22 the second year are for the Legislative  
23.23 Coordinating Commission for the Web site  
23.24 required in Minnesota Statutes, section  
23.25 3.303, subdivision 10.

23.26 **Subd. 7. Availability of Appropriation**

23.27 Money appropriated in this section may  
23.28 not be spent on activities unless they are  
23.29 directly related to and necessary for a  
23.30 specific appropriation and are specified in  
23.31 the accomplishment plan approved by the  
23.32 Lessard-Sams Outdoor Heritage Council.  
23.33 Money appropriated in this section must not  
23.34 be spent on indirect costs or other institutional  
23.35 overhead charges that are not directly related

24.1 to and necessary for a specific appropriation.  
24.2 Unless otherwise provided in this article,  
24.3 fiscal year 2014 appropriations are available  
24.4 until June 30, 2016, and fiscal year 2015  
24.5 appropriations are available until June 30,  
24.6 2017. For acquisition of real property,  
24.7 the amounts in this section are available  
24.8 until: June 30, 2017, for fiscal year 2014  
24.9 appropriations, if a binding agreement with a  
24.10 landowner or purchase agreement is entered  
24.11 into by June 30, 2016, and closed no later  
24.12 than June 30, 2017; and June 30, 2018, for  
24.13 fiscal year 2015 appropriations, if a binding  
24.14 agreement with a landowner or purchase  
24.15 agreement is entered into by June 30, 2017,  
24.16 and closed no later than June 30, 2018. Funds  
24.17 for restoration or enhancement are available  
24.18 until June 30, 2018, for fiscal year 2014  
24.19 appropriations and June 30, 2019, for fiscal  
24.20 year 2015 appropriations, or four years after  
24.21 acquisition, whichever is later, in order to  
24.22 complete initial restoration or enhancement  
24.23 work. If a project receives federal funds, the  
24.24 time period of the appropriation is extended  
24.25 to equal the availability of federal funding. If  
24.26 the amount appropriated under this section  
24.27 for the first year is insufficient, the amount in  
24.28 the second year is available in the first year.  
24.29 Funds appropriated for fee title acquisition  
24.30 of land may be used to restore, enhance, and  
24.31 provide for public use of the land acquired  
24.32 with the appropriation. Public use facilities  
24.33 must have a minimal impact on habitat in  
24.34 acquired lands.

24.35 **Subd. 8. Payment Conditions and Capital**  
24.36 **Equipment Expenditures**

25.1 All agreements referred to in this section must  
25.2 be administered on a reimbursement basis  
25.3 unless otherwise provided in this section.  
25.4 Notwithstanding Minnesota Statutes, section  
25.5 16A.41, expenditures directly related  
25.6 to each appropriation's purpose made  
25.7 on or after July 1, 2013, or the date of  
25.8 accomplishment plan approval, whichever is  
25.9 later, are eligible for reimbursement unless  
25.10 otherwise provided in this section. For the  
25.11 purposes of administering appropriations  
25.12 and legislatively authorized agreements  
25.13 paid out of the outdoor heritage fund, an  
25.14 expense must be considered reimbursable  
25.15 by the administering agency when the  
25.16 recipient presents the agency with an invoice  
25.17 or binding agreement with the landowner  
25.18 and the recipient attests that the goods have  
25.19 been received or the landowner agreement  
25.20 is binding. Periodic reimbursement must  
25.21 be made upon receiving documentation that  
25.22 the items articulated in the accomplishment  
25.23 plan approved by the Lessard-Sams Outdoor  
25.24 Heritage Council have been achieved,  
25.25 including partial achievements as evidenced  
25.26 by progress reports approved by the  
25.27 Lessard-Sams Outdoor Heritage Council.  
25.28 Reasonable amounts may be advanced to  
25.29 projects to accommodate cash flow needs,  
25.30 support future management of acquired  
25.31 lands, or match a federal share. The  
25.32 advances must be approved as part of the  
25.33 accomplishment plan. Capital equipment  
25.34 expenditures for specific items in excess of  
25.35 \$10,000 must be itemized in and approved as  
25.36 part of the accomplishment plan.

26.1 **Subd. 9. Mapping**

26.2 Each direct recipient of money appropriated  
26.3 in this section, as well as each recipient of  
26.4 a grant awarded pursuant to this section,  
26.5 must provide geographic information to  
26.6 the Department of Natural Resources for  
26.7 mapping any lands acquired in fee with  
26.8 funds appropriated in this section and open  
26.9 to public taking of fish and game. The  
26.10 commissioner of natural resources shall  
26.11 include the lands acquired in fee with  
26.12 money appropriated in this section on maps  
26.13 showing public recreation opportunities.  
26.14 Maps shall include information on and  
26.15 acknowledgement of the outdoor heritage  
26.16 fund, including a notation of any restrictions.

26.17 **Subd. 10. Appropriation Carryforward; Fee**  
26.18 **Title Acquisition**

26.19 The availability of the appropriation for the  
26.20 following project is extended to July 1, 2015:  
26.21 Laws 2010, chapter 361, article 1, section  
26.22 2, subdivision 5, paragraph (h), Washington  
26.23 County St. Croix River Land Protection. The  
26.24 appropriation may be spent on acquisition of  
26.25 land in fee title to protect habitat associated  
26.26 with the St. Croix River Valley. A list of  
26.27 proposed acquisitions must be provided as  
26.28 part of the accomplishment plan.

26.29 **Subd. 11. Conservation Corps Minnesota**

26.30 A recipient of money from an appropriation  
26.31 under this section must give consideration to  
26.32 Conservation Corps Minnesota for possible  
26.33 use of the corps' services to contract for  
26.34 restoration and enhancement services.

27.1 Sec. 3. Minnesota Statutes 2012, section 97A.056, subdivision 3, is amended to read:

27.2 Subd. 3. **Council Duties; recommendations and oversight.** (a) The council  
27.3 shall make recommendations to the legislature on appropriations of money from the  
27.4 outdoor heritage fund that are consistent with the Constitution and state law and that will  
27.5 achieve the outcomes of existing natural resource plans, including, but not limited to,  
27.6 the Minnesota Statewide Conservation and Preservation Plan, that directly relate to the  
27.7 restoration, protection, and enhancement of wetlands, prairies, forests, and habitat for fish,  
27.8 game, and wildlife, and that prevent forest fragmentation, encourage forest consolidation,  
27.9 and expand restored native prairie. In making recommendations, the council shall consider  
27.10 a range of options that would best restore, protect, and enhance wetlands, prairies, forests,  
27.11 and habitat for fish, game, and wildlife. The council's biennial recommendations shall  
27.12 be submitted no later than January 15 each odd-numbered year. The council may submit  
27.13 supplemental recommendations by January 15 in even-numbered years. The council  
27.14 shall present its recommendations to the senate and house of representatives committees  
27.15 with jurisdiction over the environment and natural resources budget by February 15  
27.16 in odd-numbered years, and within the first four weeks of the legislative session in  
27.17 even-numbered years if the council submitted supplemental recommendations. The  
27.18 council's budget recommendations to the legislature shall be separate from the Department  
27.19 of Natural Resource's budget recommendations.

27.20 (b) To encourage and support local conservation efforts, the council shall establish a  
27.21 conservation partners program. Local, regional, state, or national organizations may apply  
27.22 for matching grants for restoration, protection, and enhancement of wetlands, prairies,  
27.23 forests, and habitat for fish, game, and wildlife, prevention of forest fragmentation,  
27.24 encouragement of forest consolidation, and expansion of restored native prairie.

27.25 (c) The council may work with the Clean Water Council to identify projects that  
27.26 are consistent with both the purpose of the outdoor heritage fund and the purpose of  
27.27 the clean water fund.

27.28 (d) The council may make recommendations to the Legislative-Citizen Commission  
27.29 on Minnesota Resources on scientific research that will assist in restoring, protecting, and  
27.30 enhancing wetlands, prairies, forests, and habitat for fish, game, and wildlife, preventing  
27.31 forest fragmentation, encouraging forest consolidation, and expanding restored native  
27.32 prairie.

27.33 (e) Recommendations of the council, including approval of recommendations for the  
27.34 outdoor heritage fund, require an affirmative vote of at least nine members of the council.

27.35 (f) The council may work with the Clean Water Council, the Legislative-Citizen  
27.36 Commission on Minnesota Resources, the Board of Water and Soil Resources, soil and

28.1 water conservation districts, and experts from Minnesota State Colleges and Universities  
28.2 and the University of Minnesota in developing the council's recommendations.

28.3 (g) The council shall develop and implement a process that ensures that citizens  
28.4 and potential recipients of funds are included throughout the process, including the  
28.5 development and finalization of the council's recommendations. The process must include  
28.6 a fair, equitable, and thorough process for reviewing requests for funding and a clear and  
28.7 easily understood process for ranking projects.

28.8 (h) The council shall use the regions of the state based upon the ecological sections  
28.9 and subsections developed by the Department of Natural Resources and establish  
28.10 objectives for each region and subregion to achieve the purposes of the fund outlined  
28.11 in the state constitution.

28.12 (i) The council shall develop and submit to the Legislative Coordinating Commission  
28.13 plans for the first ten years of funding, and a framework for 25 years of funding, consistent  
28.14 with statutory and constitutional requirements. The council may use existing plans from  
28.15 other legislative, state, and federal sources, as applicable.

28.16 (j) The council shall provide oversight of projects funded by the outdoor heritage  
28.17 fund, including evaluating the outcomes of completed projects.

28.18 (k) All proposals requesting funding submitted to the council must be reviewed by  
28.19 each council member in such a manner that each council member generally knows the  
28.20 details of the proposal, including who is proposing a project, the location of the project,  
28.21 the funds requested for the project, the outcomes sought by the project, and how the  
28.22 project will restore, protect, and enhance wetlands, prairies, forests, and habitat for fish,  
28.23 game, and wildlife. If the council uses a process that rejects some proposals and accepts  
28.24 other proposals for a full hearing before the council, the council shall state in writing to the  
28.25 proposer the reasons the proposal or project was not given a full hearing and the reasons  
28.26 the council believes the proposal or project did not merit full consideration.

28.27 Sec. 4. Minnesota Statutes 2012, section 97A.056, subdivision 10, is amended to read:

28.28 Subd. 10. **Restoration evaluations.** The commissioner of natural resources and the  
28.29 Board of Water and Soil Resources may convene a technical evaluation panel comprised  
28.30 of five members, including one technical representative from the Board of Water and Soil  
28.31 Resources, one technical representative from the Department of Natural Resources, one  
28.32 technical expert from the University of Minnesota or the Minnesota State Colleges and  
28.33 Universities, and two representatives with expertise in the project being evaluated. The  
28.34 board and the commissioner may add a technical representative from a unit of federal or  
28.35 local government. The members of the technical evaluation panel may not be associated

29.1 with the restoration, may vary depending upon the projects being reviewed, and shall  
29.2 avoid any potential conflicts of interest. Each year, the board and the commissioner may  
29.3 assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects completed  
29.4 with outdoor heritage funding. The coordinator shall secure the restoration plans for the  
29.5 projects specified and direct the technical evaluation panel to evaluate the restorations  
29.6 relative to the law, current science, and the stated goals and standards in the restoration  
29.7 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation  
29.8 establishment and enhancement guidelines. The coordinator shall summarize the findings  
29.9 of the panel and provide a report to the chair of the Lessard-Sams Outdoor Heritage  
29.10 Council and the chairs of the respective house of representatives and senate policy and  
29.11 finance committees with jurisdiction over natural resources and spending from the outdoor  
29.12 heritage fund. The report shall determine if the restorations are meeting planned goals,  
29.13 any problems with the implementation of restorations, and, if necessary, recommendations  
29.14 on improving restorations. The report shall be focused on improving future restorations.  
29.15 Up to one-tenth of one percent of forecasted receipts from the outdoor heritage fund may  
29.16 be used for restoration evaluations under this section.

29.17 Sec. 5. Minnesota Statutes 2012, section 97A.056, subdivision 11, is amended to read:

29.18 Subd. 11. **Recipient requirements.** (a) A state agency or other recipient of a direct  
29.19 appropriation from the outdoor heritage fund must compile and submit all information  
29.20 for funded projects or programs, including the proposed measurable outcomes and all  
29.21 other items required under section 3.303, subdivision 10, to the Legislative Coordinating  
29.22 Commission as soon as practicable or by January 15 of the applicable fiscal year, whichever  
29.23 comes first. The Legislative Coordinating Commission must post submitted information on  
29.24 the Web site required under section 3.303, subdivision 10, as soon as it becomes available.

29.25 (b) When practicable, a direct recipient of an appropriation from the outdoor  
29.26 heritage fund shall prominently display on the recipient's Web site home page the legacy  
29.27 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws  
29.28 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more  
29.29 information." When a person clicks on the legacy logo image, the Web site must direct  
29.30 the person to a Web page that includes both the contact information that a person may  
29.31 use to obtain additional information, as well as a link to the Legislative Coordinating  
29.32 Commission Web site required under section 3.303, subdivision 10.

29.33 (c) Future eligibility for money from the outdoor heritage fund is contingent upon a  
29.34 state agency or other recipient satisfying all applicable requirements in this section, as  
29.35 well as any additional requirements contained in applicable session law. If the Office of

30.1 the Legislative Auditor determines that a recipient of money from the outdoor heritage  
30.2 fund has not complied with the laws, rules, or regulations in this section or other laws  
30.3 applicable to the recipient, the recipient is not eligible for future funding from the outdoor  
30.4 heritage fund until the recipient demonstrates compliance.

30.5 (d) Money from the outdoor heritage fund may be used to travel outside the state  
30.6 of Minnesota if the travel is directly related to and necessary for a project that is based  
30.7 in Minnesota.

30.8 Sec. 6. Minnesota Statutes 2012, section 97A.056, is amended by adding a subdivision  
30.9 to read:

30.10 Subd. 20. **Acquisitions of lands or interest in lands; commissioner approval;**  
30.11 **appraisals.** (a) A recipient of an appropriation from the outdoor heritage fund that  
30.12 acquires an interest in real property must receive written approval from the commissioner  
30.13 of natural resources prior to the acquisition, if the interest is acquired in whole or in part  
30.14 with the appropriation. Conservation easements to be held by the Board of Water and Soil  
30.15 Resources are not subject to commissioner approval under this section.

30.16 (b) The commissioner shall approve acquisitions under this section only when the  
30.17 interest in real property:

30.18 (1) is identified as a high priority by the commissioner and meets the objectives and  
30.19 criteria identified in the applicable acquisition plan for the intended management status  
30.20 of the property; or

30.21 (2) is otherwise identified by the commissioner as a priority for state financing.

30.22 Sec. 7. Minnesota Statutes 2012, section 97A.056, is amended by adding a subdivision  
30.23 to read:

30.24 Subd. 21. **Value assessment.** Prior to acquiring an interest in real property with an  
30.25 appropriation from the outdoor heritage fund, a recipient of an appropriation must submit  
30.26 the most recent tax assessed value and most recent tax statement of the real property and  
30.27 the amount the recipient plans to offer for the interest in real property to the Lessard-Sams  
30.28 Outdoor Heritage Council and the commissioner of natural resources. Conservation  
30.29 easements to be held by the Board of Water and Soil Resources are not subject to the  
30.30 requirements of this section. The board shall keep a record of the tax assessed value of the  
30.31 real property at the time of acquisition and the most recent tax statement.

ARTICLE 2

CLEAN WATER FUND

Section 1. CLEAN WATER FUND APPROPRIATIONS.

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the clean water fund and are available for the fiscal years indicated for allowable activities under the Minnesota Constitution, article XI, section 15. The figures "2014" and "2015" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014 and 2015. The appropriations in this article are onetime.

|  |                                      |                    |
|--|--------------------------------------|--------------------|
|  | <b><u>APPROPRIATIONS</u></b>         |                    |
|  | <b><u>Available for the Year</u></b> |                    |
|  | <b><u>Ending June 30</u></b>         |                    |
|  | <b><u>2014</u></b>                   | <b><u>2015</u></b> |

Sec. 2. CLEAN WATER

|   |           |                   |           |                   |
|---|-----------|-------------------|-----------|-------------------|
| <u>Subdivision 1. Total Appropriation</u> | <u>\$</u> | <u>95,208,000</u> | <u>\$</u> | <u>96,096,000</u> |
|---|-----------|-------------------|-----------|-------------------|

The amounts that may be spent for each purpose are specified in the following sections.

Subd. 2. Availability of Appropriation

Money appropriated in this article may not be spent on activities unless they are directly related to and necessary for a specific appropriation and the recipient retains documentation sufficient to justify the use of the funds. Money appropriated in this article must be spent in accordance with Minnesota Management and Budget's Guidance to Agencies on Legacy Fund Expenditure. Notwithstanding Minnesota Statutes, section 16A.28, and unless otherwise specified in this article, fiscal year 2014 appropriations are available until June 30, 2015, and fiscal

32.1 year 2015 appropriations are available until  
 32.2 June 30, 2016. If a project receives federal  
 32.3 funds, the time period of the appropriation is  
 32.4 extended to equal the availability of federal  
 32.5 funding.

32.6 **Sec. 3. DEPARTMENT OF AGRICULTURE    \$        7,895,000    \$        7,895,000**

32.7 (a) \$350,000 the first year and \$350,000 the  
 32.8 second year are to accelerate monitoring for  
 32.9 pesticides and pesticide degradates in surface  
 32.10 water and groundwater in areas vulnerable to  
 32.11 surface water impairments and groundwater  
 32.12 degradation and to use data collected to  
 32.13 improve pesticide use practices.

32.14 (b) \$3,110,000 the first year and \$3,110,000  
 32.15 the second year are to increase monitoring  
 32.16 and evaluate trends in the concentration of  
 32.17 nitrates in groundwater in areas vulnerable  
 32.18 to groundwater degradation, including a  
 32.19 substantial increase of monitoring of private  
 32.20 wells in cooperation with the commissioner  
 32.21 of health, monitoring for pesticides when  
 32.22 nitrates are detected, and promoting and  
 32.23 evaluating regional and crop-specific nutrient  
 32.24 best management practices to protect  
 32.25 groundwater from degradation. Of this  
 32.26 amount, \$75,000 is for accelerating the  
 32.27 update for the commercial manure applicator  
 32.28 manual. This amount is to be matched with  
 32.29 general funds. This appropriation is available  
 32.30 until June 30, 2016, when the commissioner  
 32.31 shall submit a report to the chairs and  
 32.32 ranking minority members of the senate and  
 32.33 house of representatives committees and  
 32.34 divisions with jurisdiction over agriculture  
 32.35 and environment and natural resources

33.1 policy and finance on the expenditure  
33.2 of these funds, including the progress in  
33.3 preventing groundwater degradation and  
33.4 recommendations. By October 15, 2014, the  
33.5 commissioner shall submit an interim report  
33.6 to the chairs and ranking minority members  
33.7 of the senate and house of representatives  
33.8 committees and divisions with jurisdiction  
33.9 over agriculture and environment and  
33.10 natural resources policy and finance on  
33.11 the expenditure of these funds, including  
33.12 recommendations.

33.13 (c) \$100,000 the first year and \$100,000  
33.14 the second year are for transfer to the  
33.15 clean water agricultural best management  
33.16 practices loan account and are available  
33.17 for pass-through to local governments and  
33.18 lenders for low-interest septic system loans  
33.19 under Minnesota Statutes, section 17.117.

33.20 Any unencumbered balance that is not used  
33.21 for pass-through to local governments does  
33.22 not cancel at the end of the first year and is  
33.23 available for the second year.

33.24 (d) \$1,500,000 the first year and \$1,500,000  
33.25 the second year are for technical assistance  
33.26 including, but not limited to, small watershed  
33.27 evaluation, edge of field monitoring,  
33.28 assessment of stream channel characteristics,  
33.29 terrain analysis, corn stalk testing, sediment  
33.30 fingerprinting, and agronomic assessments,  
33.31 all designed to establish advanced practices  
33.32 for protecting lakes, rivers, and streams and  
33.33 for protecting groundwater from degradation.

33.34 This appropriation is available until June 30,  
33.35 2016.

34.1 (e) \$1,050,000 the first year and \$1,050,000  
34.2 the second year are for research that could  
34.3 pass peer review to protect water resources  
34.4 from agricultural-related contaminants,  
34.5 including: pilot projects, including the  
34.6 use of cover crops; development of best  
34.7 management practices; and technical  
34.8 assistance on proper implementation of best  
34.9 management practices to protect and restore  
34.10 surface water and protect groundwater from  
34.11 degradation. This appropriation is available  
34.12 until June 30, 2018.

34.13 (f) \$175,000 the first year and \$175,000 the  
34.14 second year are for a research inventory  
34.15 database containing water-related research  
34.16 activities. Any information technology  
34.17 development or support or costs necessary  
34.18 for this research inventory database will be  
34.19 incorporated into the agency's service level  
34.20 agreement with and paid to the Office of  
34.21 Enterprise Technology. This appropriation is  
34.22 available until June 30, 2016.

34.23 (g) \$1,500,000 the first year and \$1,500,000  
34.24 the second year are to implement a Minnesota  
34.25 agricultural water quality certification  
34.26 program. This appropriation is available  
34.27 until June 30, 2018.

34.28 (h) \$110,000 the first year and \$110,000  
34.29 the second year are for a regional irrigation  
34.30 water quality specialist through the  
34.31 University of Minnesota Extension Service  
34.32 to accelerate efforts to provide guidance on  
34.33 managing water and nitrogen fertilizer and  
34.34 to provide assistance complying with permit  
34.35 requirements, regulations, and other related

35.1 laws. By January 15, 2016, the commissioner  
 35.2 shall submit a report to the chairs and ranking  
 35.3 minority members of the senate and house  
 35.4 of representatives committees and divisions  
 35.5 with jurisdiction over agriculture and  
 35.6 environment and natural resources policy and  
 35.7 finance on the expenditure of these funds,  
 35.8 including recommendations.

35.9 **Sec. 4. PUBLIC FACILITIES AUTHORITY    \$        11,000,000    \$        11,000,000**

35.10 (a) \$9,000,000 the first year and \$9,000,000  
 35.11 the second year are for the total maximum  
 35.12 daily load grant program under Minnesota  
 35.13 Statutes, section 446A.073. This  
 35.14 appropriation is available until June 30, 2018.

35.15 (b) \$2,000,000 the first year and \$2,000,000  
 35.16 the second year are for small community  
 35.17 wastewater treatment grants and loans under  
 35.18 Minnesota Statutes, section 446A.075. By  
 35.19 January 15, 2014, the authority shall submit  
 35.20 recommendations to the chairs and ranking  
 35.21 minority members of the senate and house  
 35.22 of representatives committees and divisions  
 35.23 with jurisdiction over agriculture and  
 35.24 environment and natural resources policy and  
 35.25 finance on potential criteria that may be used  
 35.26 to evaluate the option to buy out properties  
 35.27 if it is more cost-effective than a proposed  
 35.28 wastewater treatment system project. This  
 35.29 appropriation is available until June 30, 2018.

35.30 (c) If there are any uncommitted funds at  
 35.31 the end of each fiscal year under paragraph  
 35.32 (a) or (b), the Public Facilities Authority  
 35.33 may transfer the remaining funds to eligible  
 35.34 projects under any of the programs listed  
 35.35 in this section based on their priority rank

36.1 on the Pollution Control Agency's project  
 36.2 priority list.

36.3 **Sec. 5. POLLUTION CONTROL AGENCY    \$    30,315,000 \$    30,265,000**

36.4 (a) \$7,000,000 the first year and \$7,000,000  
 36.5 the second year are for completion of 20  
 36.6 percent of the needed statewide assessments  
 36.7 of surface water quality and trends.

36.8 (b) \$500,000 the first year and \$500,000  
 36.9 the second year are to monitor and assess  
 36.10 unregulated contaminants in surface water.  
 36.11 By January 1, 2014, the commissioner shall  
 36.12 submit an initial report to the chairs and  
 36.13 ranking minority members of the house of  
 36.14 representatives and senate committees and  
 36.15 divisions with jurisdiction over environment  
 36.16 and natural resources policy and finance on  
 36.17 unregulated contaminants, including steps  
 36.18 that should be taken to reduce the most  
 36.19 problematic contaminants.

36.20 (c) \$10,200,000 the first year and  
 36.21 \$10,200,000 the second year are to develop  
 36.22 watershed restoration and protection  
 36.23 strategies (WRAPS), which include: total  
 36.24 maximum daily load (TMDL) studies;  
 36.25 TMDL implementation plans for waters  
 36.26 listed on the United States Environmental  
 36.27 Protection Agency approved impaired waters  
 36.28 list in accordance with Minnesota Statutes,  
 36.29 chapter 114D; and setting reduction and  
 36.30 protection goals and a schedule for meeting  
 36.31 the goals. The agency shall complete an  
 36.32 average of ten percent of the TMDL's each  
 36.33 year over the biennium. Of this amount,  
 36.34 \$800,000 each year is for conducting interim  
 36.35 assessments of impaired waters five years

37.1 after the completion of a TMDL to determine  
37.2 the progress made in achieving water quality  
37.3 improvements. Following completion of  
37.4 each interim assessment conducted with this  
37.5 appropriation, the commissioner shall submit  
37.6 the assessment to the chairs and ranking  
37.7 minority members of the senate and house  
37.8 of representatives committees and divisions  
37.9 with jurisdiction over the environment and  
37.10 natural resources policy and finance.

37.11 (d) \$1,250,000 the first year and \$1,250,000  
37.12 the second year are for groundwater  
37.13 assessment, including enhancing the  
37.14 ambient monitoring network, modeling, and  
37.15 evaluating trends, including the reassessment  
37.16 of groundwater that was assessed ten to 15  
37.17 years ago and found to be contaminated.  
37.18 By January 15, 2016, the commissioner  
37.19 shall submit a report with recommendations  
37.20 for reducing or preventing groundwater  
37.21 degradation from contaminants to the chairs  
37.22 and ranking minority members of the senate  
37.23 and house of representatives committees and  
37.24 divisions with jurisdiction over environment  
37.25 and natural resources policy and finance.

37.26 (e) \$750,000 the first year and \$750,000  
37.27 the second year are for water quality  
37.28 improvements in the lower St. Louis River  
37.29 and Duluth harbor within the St. Louis River  
37.30 System Area of Concern. This appropriation  
37.31 must be matched at a rate of 65 percent  
37.32 nonstate money to 35 percent state money.

37.33 (f) \$3,000,000 the first year and \$3,000,000  
37.34 the second year are for the clean water  
37.35 partnership program. Any unexpended

38.1 balance in the first year does not cancel but  
38.2 is available in the second year. Priority shall  
38.3 be given to projects preventing impairments  
38.4 and degradation of lakes, rivers, streams,  
38.5 and groundwater according to Minnesota  
38.6 Statutes, section 114D.20, subdivision 2,  
38.7 clause (4).

38.8 (g) \$1,150,000 the first year and \$1,150,000  
38.9 the second year are for TMDL research and  
38.10 database development.

38.11 (h) \$1,000,000 the first year and \$1,000,000  
38.12 the second year are to initiate development of  
38.13 a multiagency watershed database reporting  
38.14 portal. Any information technology  
38.15 development or support or costs necessary  
38.16 for this research inventory database will be  
38.17 incorporated into the agency's service level  
38.18 agreement with and paid to the Office of  
38.19 Enterprise Technology.

38.20 (i) \$900,000 the first year and \$900,000  
38.21 the second year are for national pollutant  
38.22 discharge elimination system wastewater and  
38.23 storm water TMDL implementation efforts.

38.24 (j) \$3,450,000 the first year and \$3,450,000  
38.25 the second year are for grants to counties  
38.26 with specific plans to significantly reduce  
38.27 water pollution by reducing the number of  
38.28 subsurface sewage treatment systems (SSTS)  
38.29 that are an imminent threat to public health  
38.30 or safety or are otherwise failing. Counties  
38.31 with an ordinance in place that requires  
38.32 an SSTS to be compliant with existing  
38.33 standards upon property transfer and as a  
38.34 condition of obtaining a building permit  
38.35 shall be given priority for grants under this

39.1 paragraph. Of this amount, \$750,000 each  
39.2 year is available to counties for grants to  
39.3 low-income landowners to address systems  
39.4 that pose an imminent threat to public health  
39.5 or safety or fail to protect groundwater. A  
39.6 grant awarded under this paragraph may not  
39.7 exceed \$500,000. A county receiving a grant  
39.8 under this paragraph must submit a report  
39.9 to the agency listing the projects funded,  
39.10 including an account of the expenditures.

39.11 (k) \$550,000 the first year and \$550,000  
39.12 the second year are for water quality  
39.13 monitoring in watersheds with participants  
39.14 in the agricultural water quality certification  
39.15 program and watersheds targeted by the  
39.16 Board of Water and Soil Resources in  
39.17 order to develop baseline surface water  
39.18 quality information, including water quality  
39.19 data from areas located downstream from  
39.20 impacted areas.

39.21 (l) \$375,000 the first year and \$375,000 the  
39.22 second year are for developing wastewater  
39.23 treatment system designs and practices  
39.24 and providing technical assistance. Of  
39.25 this amount, \$145,000 each year is for  
39.26 transfer to the Board of Regents of the  
39.27 University of Minnesota to provide ongoing  
39.28 support for design teams with scientific  
39.29 and technical expertise pertaining to  
39.30 wastewater management and treatment  
39.31 that will include representatives from the  
39.32 University of Minnesota, Pollution Control  
39.33 Agency, and municipal wastewater utilities  
39.34 and other wastewater engineering experts.  
39.35 The design teams shall promote the use of  
39.36 new technology, designs, and practices to

40.1 address existing and emerging wastewater  
40.2 treatment challenges, including the treatment  
40.3 of wastewater for reuse and the emergence  
40.4 of new and other unregulated contaminants.  
40.5 This appropriation is available until June 30,  
40.6 2016.

40.7 (m) \$100,000 the first year and \$100,000 the  
40.8 second year are for grants to the Red River  
40.9 Watershed Management Board to enhance  
40.10 and expand the existing water quality and  
40.11 watershed monitoring river watch activities,  
40.12 including groundwater, in the schools in  
40.13 the Red River of the North Watershed. The  
40.14 Red River Watershed Management Board  
40.15 shall provide a report to the commissioner  
40.16 and the chair and ranking minority members  
40.17 of the senate and house of representatives  
40.18 committees and divisions with jurisdiction  
40.19 over environment and natural resources  
40.20 finance and policy and the clean water fund  
40.21 by February 15, 2015, on the expenditure of  
40.22 these funds.

40.23 (n) \$50,000 the first year is for providing  
40.24 technical assistance to local units of  
40.25 government to address the impacts on  
40.26 water quality from polycyclic aromatic  
40.27 hydrocarbons resulting from the use of coal  
40.28 tar products.

40.29 (o) \$40,000 the first year and \$40,000 the  
40.30 second year are to support activities of the  
40.31 Clean Water Council according to Minnesota  
40.32 Statutes, section 114D.30, subdivision 1.

40.33 (p) Notwithstanding Minnesota Statutes,  
40.34 section 16A.28, the appropriations  
40.35 encumbered on or before June 30, 2015,

41.1 as grants or contracts in this section are  
 41.2 available until June 30, 2018.

41.3 **Sec. 6. DEPARTMENT OF NATURAL**  
 41.4 **RESOURCES** **\$ 14,460,000 \$ 14,075,000**

41.5 (a) \$2,500,000 the first year and \$2,500,000  
 41.6 the second year are for stream flow  
 41.7 monitoring, including the installation of  
 41.8 additional monitoring gauges, and monitoring  
 41.9 necessary to determine the relationship  
 41.10 between stream flow and groundwater.

41.11 (b) \$1,300,000 the first year and \$1,300,000  
 41.12 the second year are for lake Index of  
 41.13 Biological Integrity (IBI) assessments.

41.14 (c) \$135,000 the first year and \$135,000  
 41.15 the second year are for assessing mercury  
 41.16 contamination of fish, including monitoring  
 41.17 to track the status of waters impaired by  
 41.18 mercury and mercury reduction efforts over  
 41.19 time.

41.20 (d) \$1,850,000 the first year and \$1,850,000  
 41.21 the second year are for developing targeted,  
 41.22 science-based watershed restoration and  
 41.23 protection strategies, including regional  
 41.24 technical assistance for TMDL plans and  
 41.25 development of a watershed assessment tool,  
 41.26 in cooperation with the commissioner of the  
 41.27 Pollution Control Agency. By January 15,  
 41.28 2016, the commissioner shall submit a report  
 41.29 to the chairs and ranking minority members  
 41.30 of the senate and house of representatives  
 41.31 committees and divisions with jurisdiction  
 41.32 over environment and natural resources  
 41.33 policy and finance providing the outcomes  
 41.34 to lakes, rivers, streams, and groundwater

- 42.1 achieved with this appropriation and  
42.2 recommendations.
- 42.3 (e) \$1,500,000 the first year and \$1,500,000  
42.4 the second year are for water supply planning,  
42.5 aquifer protection, and monitoring activities.
- 42.6 (f) \$1,000,000 the first year and \$1,000,000  
42.7 the second year are for technical assistance  
42.8 to support local implementation of nonpoint  
42.9 source restoration and protection activities,  
42.10 including water quality protection in forested  
42.11 watersheds.
- 42.12 (g) \$675,000 the first year and \$675,000  
42.13 the second year are for applied research  
42.14 and tools, including watershed hydrologic  
42.15 modeling; maintaining and updating spatial  
42.16 data for watershed boundaries, streams, and  
42.17 water bodies and integrating high-resolution  
42.18 digital elevation data; assessing effectiveness  
42.19 of forestry best management practices for  
42.20 water quality; and developing an ecological  
42.21 monitoring database.
- 42.22 (h) \$615,000 the first year and \$615,000  
42.23 the second year are for developing county  
42.24 geologic atlases.
- 42.25 (i) \$85,000 the first year is to develop design  
42.26 standards and best management practices  
42.27 for public water access sites to maintain and  
42.28 improve water quality by avoiding shoreline  
42.29 erosion and runoff.
- 42.30 (j) \$3,500,000 the first year and \$3,500,000  
42.31 the second year are for beginning to develop  
42.32 and designate groundwater management  
42.33 areas under Minnesota Statutes, section  
42.34 103G.287, subdivision 4. The commissioner,  
42.35 in consultation with the commissioners

43.1 of the Pollution Control Agency, health,  
43.2 and agriculture, shall establish a uniform  
43.3 statewide hydrogeologic mapping system  
43.4 that will include designated groundwater  
43.5 management areas. The mapping system  
43.6 must include wellhead protection areas,  
43.7 special well construction areas, groundwater  
43.8 provinces, groundwater recharge areas, and  
43.9 other designated or geographical areas related  
43.10 to groundwater. This mapping system shall  
43.11 be used to implement all groundwater-related  
43.12 laws and for reporting and evaluations. This  
43.13 appropriation is available until June 30, 2017.  
43.14 (k) \$1,000,000 the first year and \$1,000,000  
43.15 the second year are for grants to counties  
43.16 and other local units of government that  
43.17 have adopted advanced shoreland protection  
43.18 measures. The grants awarded under this  
43.19 paragraph shall be for \$100,000 and must be  
43.20 used to restore and enhance riparian areas to  
43.21 protect, enhance, and restore water quality in  
43.22 lakes, rivers, and streams. Grant recipients  
43.23 must submit a report to the commissioner on  
43.24 the outcomes achieved with the grant. To  
43.25 be eligible for a grant under this paragraph,  
43.26 a county or other local unit of government  
43.27 must have adopted an ordinance for the  
43.28 subdivision, use, redevelopment, and  
43.29 development of shoreland that has been  
43.30 certified by the commissioner of natural  
43.31 resources as having advanced shoreland  
43.32 protection measures. The commissioner  
43.33 shall only certify an ordinance that meets or  
43.34 exceeds the following standards:  
43.35 (1) requires new sewage treatment systems  
43.36 to be set back at least 100 feet from the

44.1 ordinary high water level for recreational  
44.2 development shorelands and 75 feet for  
44.3 general development lake shorelands;  
44.4 (2) requires redevelopment and new  
44.5 development on shoreland to have at least  
44.6 a 50-foot vegetative buffer. An access path  
44.7 and recreational use area may be allowed;  
44.8 (3) requires mitigation when any variance to  
44.9 standards designed to protect lakes, rivers,  
44.10 and streams is granted;  
44.11 (4) requires best management practices to  
44.12 be used to control storm water and sediment  
44.13 when 3,000 or more square feet are disturbed  
44.14 as part of a land alteration;  
44.15 (5) includes other criteria developed by the  
44.16 commissioner; and  
44.17 (6) has been adopted by July 1, 2015.  
44.18 The commissioner may certify an ordinance  
44.19 that does not exceed all the standards in  
44.20 clauses (1) to (5) if the commissioner  
44.21 determines that the ordinance provides  
44.22 significantly greater protection for both  
44.23 waters and shoreland than those standards.  
44.24 The commissioner of natural resources  
44.25 may develop additional criteria for the  
44.26 grants awarded under this paragraph. In  
44.27 developing the criteria, the commissioner  
44.28 shall consider the proposed changes to  
44.29 the department's shoreland rules discussed  
44.30 during the rulemaking process authorized  
44.31 under Laws 2007, chapter 57, article 1,  
44.32 section 4, subdivision 3. This appropriation  
44.33 is available until spent.



46.1 practices to store water for natural treatment  
46.2 and infiltration, including rain gardens;  
46.3 capturing storm water for reuse; stream  
46.4 bank, shoreland, and ravine stabilization;  
46.5 enforcement activities; and implementation  
46.6 of best management practices for feedlots  
46.7 within riparian areas and other practices  
46.8 demonstrated to be most effective in  
46.9 protecting, enhancing, and restoring water  
46.10 quality in lakes, rivers, and streams and  
46.11 protecting groundwater from degradation.  
46.12 Grant recipients must provide a nonstate  
46.13 cash match of at least 25 percent of the  
46.14 total eligible project costs. Grant recipients  
46.15 may use other legacy funds to supplement  
46.16 projects funded under this paragraph. Prairie  
46.17 restorations conducted with funds awarded  
46.18 under this paragraph must include a diversity  
46.19 of species, including species selected to  
46.20 provide habitat for pollinators throughout the  
46.21 growing season, and protect existing native  
46.22 prairies from genetic contamination. Grants  
46.23 awarded under this paragraph are available  
46.24 for four years and priority shall be given  
46.25 to the three to six best designed plans each  
46.26 year. By January 15, 2016, the board shall  
46.27 submit an interim report on the outcomes  
46.28 achieved with this appropriation, including  
46.29 recommendations, to the chairs and ranking  
46.30 minority members of the senate and house  
46.31 of representatives committees and divisions  
46.32 with jurisdiction over environment and  
46.33 natural resources policy and finance. This  
46.34 appropriation is available until June 30, 2018.  
46.35 (b) \$2,853,000 the first year and \$4,675,000  
46.36 the second year are for grants to local

47.1 government units for the following  
47.2 purposes: establishment of riparian buffers;  
47.3 practices to store water for natural treatment  
47.4 and infiltration, including rain gardens;  
47.5 capturing storm water for reuse; stream  
47.6 bank, shoreland, and ravine stabilization;  
47.7 enforcement activities; and implementation  
47.8 of best management practices for feedlots  
47.9 within riparian areas and other practices  
47.10 demonstrated to be most effective in  
47.11 protecting, enhancing, and restoring water  
47.12 quality in lakes, rivers, and streams and  
47.13 protecting groundwater from degradation.

47.14 (c) \$4,000,000 the first year and \$4,000,000  
47.15 the second year are for targeted local  
47.16 resource protection and enhancement grants  
47.17 for projects and practices that exceed  
47.18 current state standards for protection,  
47.19 enhancement, and restoration of water  
47.20 quality in lakes, rivers, and streams or that  
47.21 protect groundwater from degradation.

47.22 (d) \$900,000 the first year and \$900,000 the  
47.23 second year are to provide state oversight  
47.24 and accountability, evaluate results, and  
47.25 measure the value of conservation program  
47.26 implementation by local governments,  
47.27 including submission to the legislature  
47.28 by March 1 each year an annual report  
47.29 prepared by the board, in consultation with  
47.30 the commissioners of natural resources,  
47.31 health, agriculture, and the Pollution Control  
47.32 Agency, detailing the recipients, projects  
47.33 funded under this section, and the amount of  
47.34 pollution reduced.

48.1 (e) \$1,700,000 the first year and \$1,700,000  
48.2 the second year are for grants to local units  
48.3 of government to ensure compliance with  
48.4 Minnesota Statutes, chapter 103E, and  
48.5 sections 103F.401 to 103F.455, including  
48.6 enforcement efforts. Of this amount,  
48.7 \$235,000 the first year is to update the  
48.8 Minnesota Public Drainage Manual and the  
48.9 Minnesota Public Drainage Law Overview  
48.10 for Decision Makers and to provide outreach  
48.11 to users.

48.12 (f) \$6,500,000 the first year and \$6,500,000  
48.13 the second year are to purchase and restore  
48.14 permanent conservation easements on  
48.15 riparian buffers adjacent to lakes, rivers,  
48.16 streams, and tributaries with a high risk of  
48.17 becoming impaired or that are currently  
48.18 impaired, to keep water on the land in order  
48.19 to decrease sediment, pollutant, and nutrient  
48.20 transport; reduce hydrologic impacts to  
48.21 surface waters; and increase infiltration for  
48.22 groundwater recharge. This appropriation  
48.23 may be used for restoration of riparian  
48.24 buffers protected by easements purchased  
48.25 with this appropriation and for stream bank  
48.26 restorations when the riparian buffers have  
48.27 been restored. Prairie restorations conducted  
48.28 with funds awarded under this paragraph  
48.29 must include a diversity of species, including  
48.30 species selected to provide habitat for  
48.31 pollinators throughout the growing season,  
48.32 and protect existing native prairies from  
48.33 genetic contamination.

48.34 (g) \$1,400,000 the first year and \$1,400,000  
48.35 the second year are for permanent  
48.36 conservation easements on wellhead

49.1 protection areas under Minnesota Statutes,  
49.2 section 103F.515, subdivision 2, paragraph  
49.3 (d). Priority must be placed on land that  
49.4 is located where the vulnerability of the  
49.5 drinking water supply is designated as high  
49.6 or very high by the commissioner of health.

49.7 (h) \$175,000 the first year and \$175,000 the  
49.8 second year are for a technical evaluation  
49.9 panel to conduct at least 20 restoration  
49.10 evaluations under Minnesota Statutes,  
49.11 section 114D.50, subdivision 6.

49.12 (i) \$120,000 the first year and \$120,000  
49.13 the second year are for grants to Area  
49.14 II Minnesota River Basin projects for  
49.15 floodplain management.

49.16 (j) \$63,000 the first year and \$64,000 the  
49.17 second year are for implementation of the  
49.18 changes to the Clean Water Legacy Act  
49.19 contained in this article.

49.20 (k) The board shall contract for services  
49.21 with Conservation Corps Minnesota for  
49.22 restoration, maintenance, and other activities  
49.23 under this section for \$500,000 the first year  
49.24 and \$500,000 the second year.

49.25 (l) The board may adjust the technical and  
49.26 administrative assistance portion of the funds  
49.27 to leverage federal or other nonstate funds  
49.28 or to address oversight responsibilities or  
49.29 high-priority needs identified in local water  
49.30 management plans.

49.31 (m) The board shall require grantees to  
49.32 specify the outcomes that will be achieved  
49.33 by the grants prior to any grant awards and  
49.34 the board shall track the cumulative impacts  
49.35 and include those impacts in reports on the

50.1 expenditure of clean water funds submitted  
 50.2 to the legislature.

50.3 (n) The appropriations in this section are  
 50.4 available until June 30, 2018. Returned grant  
 50.5 funds are available until expended and shall  
 50.6 be regranted consistent with the purposes of  
 50.7 this section.

50.8 Sec. 8. **DEPARTMENT OF HEALTH**                    **\$**                    **6,198,000** **\$**                    **6,198,000**

50.9 (a) \$1,300,000 the first year and \$1,300,000  
 50.10 the second year are for addressing public  
 50.11 health concerns related to contaminants  
 50.12 found in Minnesota drinking water for  
 50.13 which no health-based drinking water  
 50.14 standards exist, including accelerating the  
 50.15 development of health risk limits, including  
 50.16 triclosan, and improving the capacity of  
 50.17 the department's laboratory to analyze  
 50.18 unregulated contaminants.

50.19 (b) \$1,615,000 the first year and \$1,615,000  
 50.20 the second year are for protection of  
 50.21 groundwater and surface water drinking  
 50.22 water sources, including protection from  
 50.23 viruses.

50.24 (c) \$250,000 the first year and \$250,000 the  
 50.25 second year are for cost share assistance to  
 50.26 public and private well owners for up to 50  
 50.27 percent of the cost of sealing unused wells.

50.28 (d) \$390,000 the first year and \$390,000 the  
 50.29 second year are to update and expand the  
 50.30 County Well Index, in cooperation with the  
 50.31 commissioner of natural resources.

50.32 (e) \$325,000 the first year and \$325,000 the  
 50.33 second year are for studying the occurrence  
 50.34 and magnitude of contaminants in private

51.1 wells and developing guidance to ensure  
 51.2 that new well placement minimizes the  
 51.3 potential for risks, in cooperation with the  
 51.4 commissioner of agriculture.

51.5 (f) \$105,000 the first year and \$105,000 the  
 51.6 second year are for monitoring recreational  
 51.7 beaches on Lake Superior for pollutants that  
 51.8 may pose a public health risk and mitigating  
 51.9 sources of bacterial contamination that are  
 51.10 identified.

51.11 (g) \$980,000 the first year and \$980,000 the  
 51.12 second year are for a biomonitoring program  
 51.13 that will focus on children and disadvantaged  
 51.14 communities to provide data on disparities  
 51.15 in pollutant exposure and other measures  
 51.16 necessary to assist with water quality  
 51.17 management and protection decision making.

51.18 (h) \$1,233,000 the first year and \$1,233,000  
 51.19 the second year are for the development  
 51.20 and implementation of a groundwater  
 51.21 virus monitoring plan, including an  
 51.22 epidemiological study to determine the  
 51.23 association between groundwater virus  
 51.24 concentration and community illness rates.

51.25 This appropriation is available until June 30,  
 51.26 2017.

51.27 (i) Unless otherwise specified, the  
 51.28 appropriations in this section are available  
 51.29 until June 30, 2016.

51.30 **Sec. 9. METROPOLITAN COUNCIL                    \$            2,000,000 \$            1,500,000**

51.31 (a) \$250,000 the first year and \$250,000 the  
 51.32 second year are for grants or loans for local  
 51.33 inflow and infiltration reduction programs  
 51.34 addressing high priority areas in the

52.1 metropolitan area, as defined in Minnesota  
52.2 Statutes, section 473.121, subdivision 2. This  
52.3 appropriation is available until expended.

52.4 (b) \$500,000 the first year is for an agreement  
52.5 with the United States Geological Survey to  
52.6 investigate groundwater and surface water  
52.7 interaction in and around White Bear Lake  
52.8 and surrounding northeast metropolitan  
52.9 lakes, including seepage rate determinations,  
52.10 water quality of groundwater and surface  
52.11 water, isotope analyses, lake level analyses,  
52.12 water balance determination, and creation  
52.13 of a calibrated groundwater flow model.

52.14 The council shall use the results to prepare  
52.15 guidance for other areas to use in addressing  
52.16 groundwater and surface water interaction  
52.17 issues. This is a onetime appropriation and is  
52.18 available until June 30, 2016.

52.19 (c) \$1,250,000 the first year and \$1,250,000  
52.20 the second year are for metropolitan regional  
52.21 groundwater planning to achieve water  
52.22 supply reliability and sustainability, including  
52.23 determination of a sustainable regional  
52.24 balance of surface water and groundwater, a  
52.25 feasibility assessment of potential solutions  
52.26 to rebalance regional water use and identify  
52.27 potential solutions to address emerging  
52.28 subregional water supply issues such as the  
52.29 northeast metro, and development of an  
52.30 implementation plan that addresses regional  
52.31 targets and timelines and defines short- and  
52.32 medium-term milestones for achieving the  
52.33 desirable surface water and groundwater  
52.34 regional balance. By January 15, 2014, the  
52.35 commissioner shall submit an interim report  
52.36 on the expenditure of this appropriation to

53.1 the chairs and ranking minority members  
 53.2 of the house of representatives and senate  
 53.3 committees and divisions with jurisdiction  
 53.4 over environment and natural resources  
 53.5 finance and policy and the clean water fund.

53.6 Sec. 10. UNIVERSITY OF MINNESOTA                    \$                    615,000 \$                    615,000

53.7 \$615,000 the first year and \$615,000 the  
 53.8 second year are for developing county  
 53.9 geologic atlases. This appropriation is  
 53.10 available until June 30, 2018.

53.11 Sec. 11. LEGISLATURE   \$                    14,000 \$                    14,000

53.12 \$14,000 the first year and \$14,000 the second  
 53.13 year are for the Legislative Coordinating  
 53.14 Commission for the Web site required  
 53.15 in Minnesota Statutes, section 3.303,  
 53.16 subdivision 10, including detailed mapping.

53.17        Sec. 12. [17.9891] PURPOSE.

53.18        The commissioner, in consultation with the commissioner of natural resources,  
 53.19 commissioner of the Pollution Control Agency, and Board of Water and Soil Resources,  
 53.20 may implement a Minnesota agricultural water quality certification program whereby a  
 53.21 producer who demonstrates practices and management sufficient to protect water quality  
 53.22 is certified for up to ten years and presumed to be contributing the producer's share of  
 53.23 any targeted reduction of water pollutants during the certification period. The program  
 53.24 is voluntary. The program will first be piloted in selected watersheds across the state,  
 53.25 until such time as the commissioner, in consultation with the commissioner of natural  
 53.26 resources, commissioner of the Pollution Control Agency, and Board of Water and Soil  
 53.27 Resources, determines the program is ready for expansion.

53.28        Sec. 13. [17.9892] DEFINITIONS.

53.29        Subdivision 1. Application. The definitions in this section apply to sections  
 53.30 17.9891 to 17.993.

53.31        Subd. 2. Certification. "Certification" means a producer has demonstrated  
 53.32 compliance with all applicable environmental rules and statutes for all of the producer's

54.1 owned and rented agricultural land and has achieved a satisfactory score through the  
 54.2 certification instrument as verified by a certifying agent.

54.3 Subd. 3. **Certifying agent.** "Certifying agent" means a person who is authorized  
 54.4 by the commissioner to assess producers to determine whether a producer satisfies the  
 54.5 standards of the program.

54.6 Subd. 4. **Effective control.** "Effective control" means possession of land by  
 54.7 ownership, written lease, or other legal agreement and authority to act as decision  
 54.8 maker for the day-to-day management of the operation at the time the producer achieves  
 54.9 certification and for the required certification period.

54.10 Subd. 5. **Eligible land.** "Eligible land" means all acres of a producer's agricultural  
 54.11 operation, whether contiguous or not, that are under the effective control of the producer  
 54.12 at the time the producer enters into the program and that the producer operates with  
 54.13 equipment, labor, and management.

54.14 Subd. 6. **Program.** "Program" means the Minnesota agricultural water quality  
 54.15 certification program.

54.16 Subd. 7. **Technical assistance.** "Technical assistance" means professional, advisory,  
 54.17 or cost share assistance provided to individuals in order to achieve certification.

54.18 **Sec. 14. [17.9893] CERTIFICATION INSTRUMENT.**

54.19 The commissioner, in consultation with the commissioner of natural resources,  
 54.20 commissioner of the Pollution Control Agency, and Board of Water and Soil Resources,  
 54.21 shall develop an analytical instrument to assess the water quality practices and  
 54.22 management of agricultural operations. This instrument shall be used to certify that the  
 54.23 water quality practices and management of an agricultural operation are consistent with  
 54.24 state water quality goals and standards. The commissioner shall define a satisfactory score  
 54.25 for certification purposes. The certification instrument tool shall:

54.26 (1) integrate applicable existing regulatory requirements;

54.27 (2) utilize technology and prioritize ease of use;

54.28 (3) utilize a water quality index or score applicable to the landscape;

54.29 (4) incorporate a process for updates and revisions as practices, management, and  
 54.30 technology changes become established and approved; and

54.31 (5) comprehensively address water quality impacts.

54.32 **Sec. 15. [17.9894] CERTIFYING AGENT LICENSE.**

54.33 Subdivision 1. **License.** A person who offers certification services to producers  
 54.34 as part of the program must satisfy all criteria in subdivision 2 and be licensed by

55.1 the commissioner. A certifying agent is ineligible to provide certification services  
55.2 to any producer to whom the certifying agent has also provided technical assistance.  
55.3 Notwithstanding section 16A.1283, the commissioner may set license fees.

55.4 Subd. 2. **Certifying agent requirements.** In order to be licensed as a certifying  
55.5 agent, a person must:

55.6 (1) be an agricultural conservation professional employed by the state of Minnesota,  
55.7 a soil and water conservation district, or the Natural Resources Conservation Service or a  
55.8 Minnesota certified crop advisor as recognized by the American Society of Agronomy;

55.9 (2) have passed a comprehensive exam, as set by the commissioner, evaluating  
55.10 knowledge of water quality, soil health, best farm management techniques, and the  
55.11 certification instrument; and

55.12 (3) maintain continuing education requirements as set by the commissioner.

55.13 Sec. 16. **[17.9895] DUTIES OF A CERTIFYING AGENT.**

55.14 Subdivision 1. **Duties.** A certifying agent shall conduct a formal certification  
55.15 assessment utilizing the certification instrument to determine whether a producer meets  
55.16 program criteria. If a producer satisfies all requirements, the certifying agent shall notify  
55.17 the commissioner of the producer's eligibility and request that the commissioner issue a  
55.18 certificate. All records and documents used in the assessment shall be compiled by the  
55.19 certifying agent and submitted to the commissioner.

55.20 Subd. 2. **Violations.** (a) In the event a certifying agent violates any provision of  
55.21 sections 17.9891 to 17.993 or an order of the commissioner, the commissioner may issue a  
55.22 written warning or a correction order and may suspend or revoke a license.

55.23 (b) If the commissioner suspends or revokes a license, the certifying agent has ten  
55.24 days from the date of suspension or revocation to appeal. If a certifying agent appeals, the  
55.25 commissioner shall hold an administrative hearing within 30 days of the suspension or  
55.26 revocation of the license, or longer by agreement of the parties, to determine whether the  
55.27 license is revoked or suspended. The commissioner shall issue an opinion within 30 days.  
55.28 If a person notifies the commissioner that the person intends to contest the commissioner's  
55.29 opinion, the Office of Administrative Hearings shall conduct a hearing in accordance with  
55.30 the applicable provisions of chapter 14 for hearings in contested cases.

55.31 Sec. 17. **[17.9896] CERTIFICATION PROCEDURES.**

55.32 Subdivision 1. **Producer duties.** A producer who seeks certification of eligible land  
55.33 shall conduct an initial assessment using the certification instrument, obtain technical

56.1 assistance if necessary to achieve a satisfactory score on the certification instrument, and  
56.2 apply for certification from a licensed certifying agent.

56.3 Subd. 2. **Additional land.** Once certified, if a producer obtains effective control  
56.4 of additional agricultural land, the producer must notify a certifying agent and obtain  
56.5 certification of the additional land within one year in order to retain the producer's original  
56.6 certification.

56.7 Subd. 3. **Violations.** (a) The commissioner may revoke a certification if the  
56.8 producer fails to obtain certification on any additional land for which the producer obtains  
56.9 effective control.

56.10 (b) The commissioner may revoke a certification and seek reimbursement of any  
56.11 monetary benefit a producer may have received due to certification from a producer who  
56.12 fails to maintain certification criteria.

56.13 (c) If the commissioner revokes a certification, the producer has ten days from the  
56.14 date of suspension or revocation to appeal. If a producer appeals, the commissioner shall  
56.15 hold an administrative hearing within 30 days of the suspension or revocation of the  
56.16 certification, or longer by agreement of the parties, to determine whether the certification  
56.17 is revoked or suspended. The commissioner shall issue an opinion within 30 days. If the  
56.18 producer notifies the commissioner that the producer intends to contest the commissioner's  
56.19 opinion, the Office of Administrative Hearings shall conduct a hearing in accordance with  
56.20 the applicable provisions of chapter 14 for hearings in contested cases.

56.21 Sec. 18. **[17.9897] CERTIFICATION CERTAINTY.**

56.22 (a) Once a producer is certified, the producer:

56.23 (1) retains certification for up to ten years from the date of certification if the  
56.24 producer complies with the certification agreement, even if the producer does not comply  
56.25 with new state water protection laws or rules that take effect during the certification period;

56.26 (2) is presumed to be meeting the producer's contribution to any targeted reduction  
56.27 of pollutants during the certification period;

56.28 (3) is required to continue implementation of practices that maintain the producer's  
56.29 certification; and

56.30 (4) is required to retain all records pertaining to certification.

56.31 (b) Paragraph (a) does not preclude enforcement of a local rule or ordinance by a  
56.32 local unit of government.

56.33 Sec. 19. **[17.9898] AUDITS.**

57.1 The commissioner shall perform random audits of producers and certifying agents to  
57.2 ensure compliance with the program. All producers and certifying agents shall cooperate  
57.3 with the commissioner during these audits and provide all relevant documents to the  
57.4 commissioner for inspection and copying. Any delay, obstruction, or refusal to cooperate  
57.5 with the commissioner's audit or falsification of or failure to provide required data or  
57.6 information is a violation subject to the provisions of section 17.9895, subdivision 2, or  
57.7 17.9896, subdivision 3.

57.8 Sec. 20. **[17.9899] DATA.**

57.9 All data collected under the program that identifies a producer or a producer's  
57.10 location are considered nonpublic data as defined in section 13.02, subdivision 9, or  
57.11 private data on individuals as defined in section 13.02, subdivision 12. The commissioner  
57.12 shall make available summary data of program outcomes on data classified as private  
57.13 or nonpublic under this section.

57.14 Sec. 21. **[17.991] RULEMAKING.**

57.15 The commissioner may adopt rules to implement the program.

57.16 Sec. 22. **[17.992] REPORTS.**

57.17 The commissioner, in consultation with the commissioner of natural resources,  
57.18 commissioner of the Pollution Control Agency, and Board of Water and Soil Resources,  
57.19 shall issue a biennial report to the chairs and ranking minority members of the legislative  
57.20 committees with jurisdiction over agricultural policy on the status of the program.

57.21 Sec. 23. **[17.993] FINANCIAL ASSISTANCE.**

57.22 The commissioner may use contributions from gifts or other state accounts, provided  
57.23 that the purpose of the expenditure is consistent with the purpose of the accounts, for  
57.24 grants, loans, or other financial assistance.

57.25 Sec. 24. Minnesota Statutes 2012, section 114D.15, is amended by adding a  
57.26 subdivision to read:

57.27 Subd. 13. **Watershed restoration and protection strategy or WRAPS.** "Watershed  
57.28 restoration and protection strategy" or "WRAPS" means a document summarizing  
57.29 scientific studies of a major watershed no larger than a hydrologic unit code 8 including  
57.30 the physical, chemical, and biological assessment of the water quality of the watershed;  
57.31 identification of impairments and water bodies in need of protection; identification of

58.1 biotic stressors and sources of pollution, both point and nonpoint; TMDL's for the  
58.2 impairments; and an implementation table containing strategies and actions designed to  
58.3 achieve and maintain water quality standards and goals.

58.4 Sec. 25. **[114D.26] WATERSHED RESTORATION AND PROTECTION**  
58.5 **STRATEGIES.**

58.6 Subdivision 1. **Contents.** The Pollution Control Agency, in cooperation with the  
58.7 Board of Water and Soil Resources, the commissioner of natural resources, and others,  
58.8 shall develop watershed restoration and protection strategies. To ensure effectiveness and  
58.9 accountability in meeting the goals of this chapter, each WRAPS shall:

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

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

58.12 (3) summarize watershed modeling outputs and resulting pollution load allocations,  
58.13 wasteload allocations, and priority areas for targeting actions to improve water quality;

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

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

58.19 (6) describe the current pollution loading and load reduction needed for each source  
58.20 or source category to meet water quality standards and goals, including wasteload and  
58.21 load allocations from TMDL's;

58.22 (7) contain a plan for ongoing water quality monitoring to fill data gaps, determine  
58.23 changing conditions, and gauge implementation effectiveness; and

58.24 (8) contain an implementation table of strategies and actions that are capable of  
58.25 cumulatively achieving needed pollution load reductions for point and nonpoint sources,  
58.26 including:

58.27 (i) water quality parameters of concern;

58.28 (ii) current water quality conditions;

58.29 (iii) water quality goals and targets by parameter of concern;

58.30 (iv) strategies and actions by parameter of concern and the scale of adoptions needed  
58.31 for each;

58.32 (v) a timeline and an estimated range of costs for achievement of water quality targets;

58.33 (vi) identification of compliance assessment efforts needed;

58.34 (vii) the governmental units with primary responsibility for implementing each  
58.35 watershed restoration or protection strategy;

59.1 (viii) a list and an estimate for each of the public and private funding sources and  
59.2 amounts to be pursued for the needed implementation actions; and

59.3 (ix) a timeline and interim milestones for achievement of watershed restoration or  
59.4 protection implementation actions within ten years of strategy adoption.

59.5 Subd. 2. **Reporting.** Beginning July 1, 2016, and every other year thereafter, the  
59.6 Pollution Control Agency must report on its Web site the progress toward implementation  
59.7 milestones and water quality goals for all adopted TMDL's and, where available, WRAPS's.

59.8 Subd. 3. **Timelines.** WRAPS's must be completed within one year of the  
59.9 Environmental Protection Agency's approval of TMDL's within the applicable watershed.

59.10 Sec. 26. Minnesota Statutes 2012, section 114D.50, is amended by adding a  
59.11 subdivision to read:

59.12 Subd. 3a. **Nonpoint priority funding plan.** (a) Beginning July 1, 2014, and every  
59.13 other year thereafter, the Board of Water and Soil Resources shall prepare and post on its  
59.14 Web site a priority funding plan to prioritize potential nonpoint restoration and protection  
59.15 actions based on available WRAPS's, TMDL's, and local water plans. The plan must take  
59.16 into account the following factors: water quality outcomes, cost-effectiveness, landowner  
59.17 financial need, and leverage of nonstate funding sources.

59.18 (b) Consistent with the priorities listed in section 114D.20, state agencies allocating  
59.19 funds from the clean water fund for nonpoint restoration and protection strategies shall  
59.20 target the funds according to the priorities identified on the nonpoint priority funding plan.  
59.21 The allocation of the clean water fund to projects eligible for financial assistance under  
59.22 section 116.182 is not governed by the nonpoint priority funding plan.

59.23 Sec. 27. Minnesota Statutes 2012, section 114D.50, subdivision 4, is amended to read:

59.24 Subd. 4. **Expenditures; accountability.** (a) A project receiving funding from the  
59.25 clean water fund must meet or exceed the constitutional requirements to protect, enhance,  
59.26 and restore water quality in lakes, rivers, and streams and to protect groundwater and  
59.27 drinking water from degradation. Priority may be given to projects that meet more than  
59.28 one of these requirements. A project receiving funding from the clean water fund shall  
59.29 include measurable outcomes, as defined in section 3.303, subdivision 10, and a plan for  
59.30 measuring and evaluating the results. A project must be consistent with current science  
59.31 and incorporate state-of-the-art technology.

59.32 (b) Money from the clean water fund shall be expended to balance the benefits  
59.33 across all regions and residents of the state.

60.1 (c) A state agency or other recipient of a direct appropriation from the clean  
60.2 water fund must compile and submit all information for proposed and funded projects  
60.3 or programs, including the proposed measurable outcomes and all other items required  
60.4 under section 3.303, subdivision 10, to the Legislative Coordinating Commission as soon  
60.5 as practicable or by January 15 of the applicable fiscal year, whichever comes first. The  
60.6 Legislative Coordinating Commission must post submitted information on the Web site  
60.7 required under section 3.303, subdivision 10, as soon as it becomes available. Information  
60.8 classified as not public under section 13D.05, subdivision 3, paragraph (d), is not required  
60.9 to be placed on the Web site.

60.10 (d) Grants funded by the clean water fund must be implemented according to section  
60.11 16B.98 and must account for all expenditures. Proposals must specify a process for any  
60.12 regranting envisioned. Priority for grant proposals must be given to proposals involving  
60.13 grants that will be competitively awarded.

60.14 (e) Money from the clean water fund may only be spent on projects that benefit  
60.15 Minnesota waters. Money from the clean water fund may be used to travel outside the  
60.16 state of Minnesota if the travel is directly related to and necessary for a projects that  
60.17 benefits Minnesota waters.

60.18 (f) When practicable, a direct recipient of an appropriation from the clean water fund  
60.19 shall prominently display on the recipient's Web site home page the legacy logo required  
60.20 under Laws 2009, chapter 172, article 5, section 10, as amended by Laws 2010, chapter  
60.21 361, article 3, section 5, accompanied by the phrase "Click here for more information."  
60.22 When a person clicks on the legacy logo image, the Web site must direct the person to  
60.23 a Web page that includes both the contact information that a person may use to obtain  
60.24 additional information, as well as a link to the Legislative Coordinating Commission Web  
60.25 site required under section 3.303, subdivision 10.

60.26 (g) Future eligibility for money from the clean water fund is contingent upon a state  
60.27 agency or other recipient satisfying all applicable requirements in this section, as well as  
60.28 any additional requirements contained in applicable session law. If the Office of the  
60.29 Legislative Auditor determines that a recipient of money from the clean water fund has  
60.30 not complied with the laws, rules, or regulations in this section or other laws applicable  
60.31 to the recipient, the recipient is not eligible for future funding from the clean water fund  
60.32 until the recipient demonstrates compliance.

60.33 Sec. 28. Minnesota Statutes 2012, section 114D.50, is amended by adding a  
60.34 subdivision to read:

61.1            Subd. 4a. **Riparian buffer payments; reporting.** When clean water funds are used  
 61.2 to purchase riparian buffer easements, payments for the first 50 feet of riparian buffer that  
 61.3 are noncompliant with Minnesota Rules, part 6120.3300, may not exceed noncropped  
 61.4 rates as established under section 103F.515. The Board of Water and Soil Resources must  
 61.5 include in its biennial report on clean water fund appropriations the funding spent on  
 61.6 easements for riparian buffers that are not compliant with Minnesota Rules, part 6120.3300.

61.7            Sec. 29. Minnesota Statutes 2012, section 114D.50, subdivision 6, is amended to read:

61.8            **Subd. 6. Restoration evaluations.** The Board of Water and Soil Resources may  
 61.9 convene a technical evaluation panel comprised of five members, including one technical  
 61.10 representative from the Board of Water and Soil Resources, one technical representative  
 61.11 from the Department of Natural Resources, one technical expert from the University of  
 61.12 Minnesota or the Minnesota State Colleges and Universities, and two representatives  
 61.13 with expertise related to the project being evaluated. The board may add a technical  
 61.14 representative from a unit of federal or local government. The members of the technical  
 61.15 evaluation panel may not be associated with the restoration, may vary depending upon the  
 61.16 projects being reviewed, and shall avoid any potential conflicts of interest. Each year, the  
 61.17 board may assign a coordinator to identify a sample of ~~up to ten~~ habitat restoration projects  
 61.18 completed with clean water funding. The coordinator shall secure the restoration plans for  
 61.19 the projects specified and direct the technical evaluation panel to evaluate the restorations  
 61.20 relative to the law, current science, and the stated goals and standards in the restoration  
 61.21 plan and, when applicable, to the Board of Water and Soil Resources' native vegetation  
 61.22 establishment and enhancement guidelines. The coordinator shall summarize the findings  
 61.23 of the panel and provide a report to the chairs of the respective house of representatives  
 61.24 and senate policy and finance committees with jurisdiction over natural resources and  
 61.25 spending from the clean water fund. The report shall determine if the restorations are  
 61.26 meeting planned goals, any problems with the implementation of restorations, and, if  
 61.27 necessary, recommendations on improving restorations. The report shall be focused on  
 61.28 improving future restorations. Up to one-tenth of one percent of forecasted receipts from  
 61.29 the clean water fund may be used for restoration evaluations under this section.

61.30            Sec. 30. Minnesota Statutes 2012, section 116G.15, subdivision 2, is amended to read:

61.31            **Subd. 2. Administration; duties.** (a) The commissioner of natural resources may  
 61.32 adopt rules under chapter 14 as are necessary for the administration of the Mississippi  
 61.33 River corridor critical area program. Duties of the Environmental Quality Council  
 61.34 or the Environmental Quality Board referenced in this chapter, related rules, and the

62.1 governor's Executive Order No. 79-19, published in the State Register on March 12, 1979,  
 62.2 that are related to the Mississippi River corridor critical area shall be the duties of the  
 62.3 commissioner. All rules adopted by the board pursuant to these duties remain in effect  
 62.4 and shall be enforced until amended or repealed by the commissioner in accordance with  
 62.5 law. The commissioner shall work in consultation with the United States Army Corps of  
 62.6 Engineers, the National Park Service, the Metropolitan Council, other agencies, and local  
 62.7 units of government to ensure that the Mississippi River corridor critical area is managed  
 62.8 as a multipurpose resource in a way that:

62.9 (1) conserves the scenic, environmental, recreational, mineral, economic, cultural,  
 62.10 and historic resources and functions of the river corridor;

62.11 (2) maintains the river channel for transportation by providing and maintaining  
 62.12 barging and fleeting areas in appropriate locations consistent with the character of the  
 62.13 Mississippi River and riverfront;

62.14 (3) provides for the continuation ~~and~~<sub>2</sub> development, and redevelopment of a variety  
 62.15 of urban uses, including industrial and commercial uses, and recreational and residential  
 62.16 uses, where appropriate, within the Mississippi River corridor;

62.17 (4) utilizes certain reaches of the river as a source of water supply and as a receiving  
 62.18 water for properly treated sewage, storm water, and industrial waste effluents; and

62.19 (5) protects and preserves the biological and ecological functions of the corridor.

62.20 (b) The Metropolitan Council shall incorporate the standards developed under  
 62.21 this section into its planning and shall work with local units of government and the  
 62.22 commissioner to ensure the standards are being adopted and implemented appropriately.

62.23 (c) The rules must be consistent with residential nonconformity provisions under  
 62.24 sections 394.36 and 462.357.

62.25 Sec. 31. Minnesota Statutes 2012, section 116G.15, subdivision 3, is amended to read:

62.26 Subd. 3. **Districts.** The commissioner shall establish, by rule, districts within  
 62.27 the Mississippi River corridor critical area. The commissioner must seek to determine  
 62.28 an appropriate number of districts within any one municipality and take into account  
 62.29 municipal plans and policies, and existing ordinances and conditions. The commissioner  
 62.30 shall consider the following when establishing the districts:

62.31 ~~(1) the protection of the major features of the river in existence as of March 12, 1979;~~

62.32 ~~(2)~~ (1) the protection of improvements such as parks, trails, natural areas,  
 62.33 recreational areas, and interpretive centers;

62.34 ~~(3)~~ (2) the use of the Mississippi River as a source of drinking water;

63.1 ~~(4)~~ (3) the protection of resources identified in the Mississippi National River and  
 63.2 Recreation Area Comprehensive Management Plan;

63.3 ~~(5)~~ (4) the protection of resources identified in comprehensive plans developed by  
 63.4 counties, cities, and towns within the Mississippi River corridor critical area;

63.5 ~~(6) the intent of the Mississippi River corridor critical area land use districts from~~  
 63.6 ~~the governor's Executive Order No. 79-19, published in the State Register on March~~  
 63.7 ~~12, 1979; and~~

63.8 (5) management of the river corridor consistent with its natural characteristics and  
 63.9 its existing development, and in consideration of potential new commercial, industrial,  
 63.10 and residential development; and

63.11 ~~(7)~~ (6) identified scenic, geologic, and ecological resources.

63.12 Sec. 32. Minnesota Statutes 2012, section 116G.15, subdivision 4, is amended to read:

63.13 Subd. 4. **Standards.** (a) The commissioner shall establish, by rule, minimum  
 63.14 guidelines and standards for the districts established in subdivision 3. The guidelines and  
 63.15 standards for each district shall include the intent of each district and key resources and  
 63.16 features to be protected or enhanced based upon paragraph (b). The commissioner must  
 63.17 take into account municipal plans and policies, and existing ordinances and conditions  
 63.18 when developing the guidelines in this section. The commissioner may provide certain  
 63.19 exceptions and criteria for standards, including, but not limited to, exceptions for river  
 63.20 access facilities, water supply facilities, storm water facilities, and wastewater treatment  
 63.21 facilities, and hydropower facilities.

63.22 (b) The guidelines and standards must protect or enhance the following key  
 63.23 resources and features:

63.24 (1) floodplains;

63.25 (2) wetlands;

63.26 (3) gorges;

63.27 (4) areas of confluence with key tributaries;

63.28 (5) natural drainage routes;

63.29 (6) shorelines and riverbanks;

63.30 (7) bluffs;

63.31 (8) steep slopes and very steep slopes;

63.32 (9) unstable soils and bedrock;

63.33 (10) significant existing vegetative stands, tree canopies, and native plant  
 63.34 communities;

63.35 (11) scenic views and vistas;

- 64.1 (12) publicly owned parks, trails, and open spaces;  
 64.2 (13) cultural and historic sites and structures; and  
 64.3 (14) water quality; and  
 64.4 (15) commercial, industrial, and residential resources.

64.5 (e) ~~The commissioner shall establish a map to define bluffs and bluff-related features~~  
 64.6 ~~within the Mississippi River corridor critical area. At the outset of the rulemaking process,~~  
 64.7 ~~the commissioner shall create a preliminary map of all the bluffs and bluff lines within~~  
 64.8 ~~the Mississippi River corridor critical area, based on the guidelines in paragraph (d). The~~  
 64.9 ~~rulemaking process shall provide an opportunity to refine the preliminary bluff map. The~~  
 64.10 ~~commissioner may add to or remove areas of demonstrably unique or atypical conditions~~  
 64.11 ~~that warrant special protection or exemption. At the end of the rulemaking process, the~~  
 64.12 ~~commissioner shall adopt a final bluff map that contains associated features, including~~  
 64.13 ~~bluff lines, bases of bluffs, steep slopes, and very steep slopes.~~

64.14 (d) ~~The following guidelines shall be used by the commissioner to create a~~  
 64.15 ~~preliminary bluff map as part of the rulemaking process:~~

64.16 (1) ~~"bluff face" or "bluff" means the area between the bluff line and the bluff base. A~~  
 64.17 ~~high, steep, natural topographic feature such as a broad hill, cliff, or embankment with~~  
 64.18 ~~a slope of 18 percent or greater and a vertical rise of at least ten feet between the bluff~~  
 64.19 ~~base and the bluff line;~~

64.20 (2) ~~"bluff line" means a line delineating the top of a slope connecting the points~~  
 64.21 ~~at which the slope becomes less than 18 percent. More than one bluff line may be~~  
 64.22 ~~encountered proceeding upslope from the river valley;~~

64.23 (3) ~~"base of the bluff" means a line delineating the bottom of a slope connecting~~  
 64.24 ~~the points at which the slope becomes 18 percent or greater. More than one bluff base~~  
 64.25 ~~may be encountered proceeding landward from the water;~~

64.26 (4) ~~"steep slopes" means 12 percent to 18 percent slopes. Steep slopes are natural~~  
 64.27 ~~topographic features with an average slope of 12 to 18 percent measured over a horizontal~~  
 64.28 ~~distance of 50 feet or more; and~~

64.29 (5) ~~"very steep slopes" means slopes 18 percent or greater. Very steep slopes are~~  
 64.30 ~~natural topographic features with an average slope of 18 percent or greater, measured over~~  
 64.31 ~~a horizontal distance of 50 feet or more.~~

64.32 Sec. 33. Minnesota Statutes 2012, section 116G.15, subdivision 7, is amended to read:

64.33 Subd. 7. **Rules.** The commissioner shall adopt rules to ensure compliance with this  
 64.34 section. By January 15, 2010, the commissioner shall begin the rulemaking required by

65.1 this section under chapter 14. Notwithstanding sections 14.125 and 14.128, the authority  
65.2 to adopt these rules does not expire.

65.3 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009.

65.4 Sec. 34. **PUBLIC WATER ACCESS SITE DESIGN AND BEST MANAGEMENT**  
65.5 **PRACTICES.**

65.6 Beginning March 1, 2014, the commissioner of natural resources shall utilize the  
65.7 applicable design standards and best management practices developed under this article  
65.8 when designing and constructing new public water access sites and renovating existing  
65.9 sites. The commissioner shall make the design standards and best management practices  
65.10 developed under this article available on the Department of Natural Resources Web site  
65.11 and notify local units of government of the standards and practices.

65.12 **ARTICLE 3**

65.13 **PARKS AND TRAILS FUND**

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

65.15 The sums shown in the columns marked "Appropriations" are appropriated to the  
65.16 agencies and for the purposes specified in this article. The appropriations are from the  
65.17 parks and trails fund and are available for the fiscal years indicated for each purpose. The  
65.18 figures "2014" and "2015" used in this article mean that the appropriations listed under  
65.19 them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively.  
65.20 "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium"  
65.21 is fiscal years 2014 and 2015. All appropriations in this article are onetime.

|       |  |                                      |                    |
|-------|--|--------------------------------------|--------------------|
| 65.22 |  | <b><u>APPROPRIATIONS</u></b>         |                    |
| 65.23 |  | <b><u>Available for the Year</u></b> |                    |
| 65.24 |  | <b><u>Ending June 30</u></b>         |                    |
| 65.25 |  | <b><u>2014</u></b>                   | <b><u>2015</u></b> |

65.26 Sec. 2. **PARKS AND TRAILS**

|       |  |                  |                          |                  |                          |
|-------|--|------------------|--------------------------|------------------|--------------------------|
| 65.27 | <b><u>Subdivision 1. Total Appropriation</u></b> | <b><u>\$</u></b> | <b><u>42,429,000</u></b> | <b><u>\$</u></b> | <b><u>41,762,000</u></b> |
|-------|--|------------------|--------------------------|------------------|--------------------------|

65.28 The amounts that may be spent for each  
65.29 purpose are specified in the following  
65.30 sections.

65.31 **Subd. 2. Availability of Appropriation**

66.1 Money appropriated in this article may not  
 66.2 be spent on activities unless they are directly  
 66.3 related to and necessary for a specific  
 66.4 appropriation and the recipient retains  
 66.5 documentation sufficient to justify the use of  
 66.6 the funds. Money appropriated in this article  
 66.7 must be spent in accordance with Minnesota  
 66.8 Management and Budget's Guidance to  
 66.9 Agencies on Legacy Fund Expenditure.  
 66.10 Notwithstanding Minnesota Statutes, section  
 66.11 16A.28, and unless otherwise specified in  
 66.12 this article, fiscal year 2014 appropriations  
 66.13 are available until June 30, 2016, and fiscal  
 66.14 year 2015 appropriations are available until  
 66.15 June 30, 2017. If a project receives federal  
 66.16 funds, the time period of the appropriation is  
 66.17 extended to equal the availability of federal  
 66.18 funding.

66.19 **Sec. 3. DEPARTMENT OF NATURAL**  
 66.20 **RESOURCES** **\$ 24,669,000 \$ 23,669,000**

66.21 (a) \$7,975,000 the first year and \$5,695,000  
 66.22 the second year are for the following state  
 66.23 parks and trails projects:  
 66.24 (1) the Rat River Bridge on the Arrowhead  
 66.25 State Trail;  
 66.26 (2) the Brown's Creek State Trail, including  
 66.27 interpretive signs, invasive species control,  
 66.28 and regional trail connections;  
 66.29 (3) a segment of the Central Lakes State Trail  
 66.30 from Fergus Falls to Ashby/Lake Christina;  
 66.31 (4) the Hadley Bridge on the Gateway State  
 66.32 Trail;  
 66.33 (5) a segment of the Gitchi-Gami State Trail  
 66.34 from Beaver Bay to West Road;

- 67.1 (6) the Steamboat Loop on the Heartland  
67.2 State Trail;
- 67.3 (7) the Steamboat River Bridge on the  
67.4 Heartland State Trail;
- 67.5 (8) the Fish Hook River Red Bridge in Park  
67.6 Rapids on the Heartland State Trail;
- 67.7 (9) a trail in Itasca State Park;
- 67.8 (10) a trail from Park Rapids to Itasca State  
67.9 Park;
- 67.10 (11) a trail segment from Faribault to Dundas  
67.11 for the Mill Towns State Trail;
- 67.12 (12) a bridge building over the Cannon River  
67.13 in Faribault for the Mill Towns State Trail;
- 67.14 (13) a segment of the Minnesota Valley  
67.15 State Trail from Shakopee Memorial Park to  
67.16 Bloomington Ferry Bridge;
- 67.17 (14) a segment of the Minnesota Valley State  
67.18 Trail from Bloomington Ferry Bridge to Fort  
67.19 Snelling State Park;
- 67.20 (15) the Moose Horn River Bridge No. 1 on  
67.21 the Willard Munger State Trail;
- 67.22 (16) the Paul Bunyan State Trail near Clausen  
67.23 Avenue;
- 67.24 (17) a segment of the Paul Bunyan State Trail  
67.25 from Crow Wing State Park;
- 67.26 (18) interpretive signs on the Root River  
67.27 State Trail;
- 67.28 (19) a segment of the Root River State Trail  
67.29 from Whalen to Rushford;
- 67.30 (20) a segment of the Sakatah Singing Hills  
67.31 State Trail from Waterville to Mankato; and

68.1 (21) a segment of the Shooting Star State  
68.2 Trail from Rose Creek to Austin.

68.3 The commissioner may use these funds  
68.4 for other portions of a state trail under this  
68.5 paragraph or for other statutorily authorized  
68.6 state trails only after funds to complete  
68.7 these projects has been fully encumbered. If  
68.8 the commissioner determines one of these  
68.9 projects is not able to proceed within the  
68.10 appropriation's availability, the commissioner  
68.11 may use these funds for other portions of  
68.12 a state trail under this paragraph or for  
68.13 other statutorily authorized state trails after  
68.14 consultation with the chairs of the senate  
68.15 and house of representatives committees and  
68.16 divisions with jurisdiction over the parks and  
68.17 trails fund.

68.18 (b) \$1,549,000 the first year and \$1,549,000  
68.19 the second year are for education and  
68.20 interpretive services at state parks, recreation  
68.21 areas, and trails.

68.22 (c) \$643,000 the first year and \$643,000 the  
68.23 second year are for state parks and trails  
68.24 public outreach.

68.25 (d) \$2,500,000 the first year and \$2,140,000  
68.26 the second year are for land acquisition,  
68.27 development, and design at state parks,  
68.28 including acquisition of land for Lake  
68.29 Bronson State Park, Sibley State Park, and  
68.30 Minneopa State Park, completion of a visitor  
68.31 center at Tettegouche State Park, renewable  
68.32 energy improvements, and new camper  
68.33 cabins.

68.34 (e) \$1,933,000 the first year and \$4,654,000  
68.35 the second year are for state parks and

69.1 state recreation areas rehabilitation and  
69.2 renewal, including conversion of facilities  
69.3 to rental facilities, replacement of vault  
69.4 toilets and fishing piers, renewable  
69.5 energy improvements, and accessibility  
69.6 improvements. Of this amount, \$720,000 the  
69.7 second year is for campground upgrades at  
69.8 Whitewater State Park.

69.9 (f) \$829,000 the first year and \$830,000  
69.10 the second year are for restoration and  
69.11 enhancement activities at state parks and state  
69.12 recreation areas, including invasive species  
69.13 management on approximately 13,800 acres,  
69.14 native plant restorations on approximately  
69.15 1,800 acres, and implementation of best  
69.16 management practices at approximately 50  
69.17 public water access sites.

69.18 (g) \$350,000 the first year and \$350,000  
69.19 the second year are for grants for veterans  
69.20 memorials in parks and trails of regional or  
69.21 statewide significance in the state.

69.22 (h) \$4,425,000 the first year and \$4,438,000  
69.23 the second year are for grants under  
69.24 Minnesota Statutes, section 85.535, to  
69.25 acquire, develop, improve, and restore  
69.26 parks and trails of regional or statewide  
69.27 significance outside of the metropolitan area,  
69.28 as defined in Minnesota Statutes, section  
69.29 473.121, subdivision 2. Up to 2.5 percent  
69.30 of the total appropriation may be used for  
69.31 administering the grants.

69.32 (i) \$4,465,000 the first year and \$3,370,000  
69.33 the second year are for grants for parks and  
69.34 trails of regional or statewide significance

70.1 outside of the metropolitan area. Of this  
70.2 amount:

70.3 (1) \$1,338,000 is for development of  
70.4 the Swedish Immigrant Trail, including  
70.5 amenities in Taylors Falls connecting the  
70.6 trail to Interstate State Park;

70.7 (2) \$75,000 is for rehabilitation of Sunrise  
70.8 Prairie Trail;

70.9 (3) \$500,000 is for construction of the Lowell  
70.10 to Lakewalk Trail in Duluth;

70.11 (4) \$1,250,000 is for the Mesabi Trail;

70.12 (5) \$920,000 is for extensions and  
70.13 connections to the Rocori Trail;

70.14 (6) \$1,000,000 is for extensions and  
70.15 connections to the Lake Wobegon Trail;

70.16 (7) \$100,000 is for the Beaver Bay Trail,  
70.17 including trailhead amenities;

70.18 (8) \$468,000 is for extension of the Dakota  
70.19 Rail Trail to Lester Prairie;

70.20 (9) \$184,000 is for trail connections and  
70.21 camping facilities in Aitkin County for  
70.22 the Mississippi River parks and water trail  
70.23 project;

70.24 (10) \$1,000,000 is for trail enhancement,  
70.25 land acquisition, and other improvements at  
70.26 Sauk River Regional Park; and

70.27 (11) \$1,000,000 is for restoration of parks  
70.28 and trails in the Duluth area impacted by the  
70.29 flood of 2012.

70.30 (j) The commissioner shall contract for  
70.31 services with Conservation Corps Minnesota  
70.32 for restoration, maintenance, and other  
70.33 activities under this section for at least

71.1 \$1,000,000 the first year and \$1,000,000 the  
 71.2 second year.

71.3 (k) A recipient of a grant awarded under  
 71.4 this section must give consideration to  
 71.5 Conservation Corps Minnesota for possible  
 71.6 use of the corps' services to contract for  
 71.7 restoration and enhancement services.

71.8 (l) For projects with the potential to  
 71.9 need historic preservation services, the  
 71.10 commissioner or a recipient of a grant  
 71.11 awarded under this section must give  
 71.12 consideration to the Northern Bedrock  
 71.13 Conservation Corps for possible use of the  
 71.14 corps' services.

71.15 (m) By January 15, 2015, the commissioner  
 71.16 shall submit a list of projects, ranked in  
 71.17 priority order, that contains the Department  
 71.18 of Natural Resources' recommendations for  
 71.19 funding from the parks and trails fund for  
 71.20 the 2016-2017 biennium to the chairs and  
 71.21 ranking minority members of the senate  
 71.22 and house of representatives committees  
 71.23 and divisions with jurisdiction over the  
 71.24 environment and natural resources and the  
 71.25 parks and trails fund.

71.26 **Sec. 4. METROPOLITAN COUNCIL                    \$        17,755,000 \$        18,088,000**

71.27 (a) \$17,755,000 the first year and \$18,088,000  
 71.28 the second year are for parks and trails of  
 71.29 regional or statewide significance in the  
 71.30 metropolitan area, distributed according to  
 71.31 paragraphs (b) to (1).

71.32 (b) \$1,490,000 the first year and \$1,541,000  
 71.33 the second year are for grants to Anoka  
 71.34 County for:

- 72.1 (1) a trail connection for Bunker Hills  
72.2 Regional Park from Avocet Street;
- 72.3 (2) restoration, including erosion repair,  
72.4 along Pleasure Creek and the Mississippi  
72.5 River Regional Trail at the Coon Rapids  
72.6 Dam Regional Park;
- 72.7 (3) a new playground and surfacing at Lake  
72.8 George Regional Park;
- 72.9 (4) land acquisition for the Rice Creek Chain  
72.10 of Lakes Park Reserve;
- 72.11 (5) improvements at the Rice Creek Chain of  
72.12 Lakes Park Reserve, including maintenance  
72.13 shop rehabilitation, road and parking  
72.14 construction, fencing, beach improvements,  
72.15 and roof repairs;
- 72.16 (6) trail reconstruction under East River  
72.17 Road on the Rice Creek Chain of Lakes Park  
72.18 Reserve;
- 72.19 (7) contracts with Conservation Corps  
72.20 Minnesota;
- 72.21 (8) a volunteer or resource coordinator  
72.22 position;
- 72.23 (9) a landscape designer or architect;
- 72.24 (10) design, engineering, and construction of  
72.25 the Central Anoka County Regional Trail;
- 72.26 (11) road rehabilitation at Lake George  
72.27 Regional Park;
- 72.28 (12) reconstruction of a retaining wall on the  
72.29 Mississippi River Regional Trail;
- 72.30 (13) a trail connection on the Mississippi  
72.31 River Regional Trail to connect Mississippi  
72.32 West Regional Park to the city of Ramsey;

- 73.1 (14) improvements of the Heritage  
73.2 Laboratory/Day Camp at the Rice Creek  
73.3 Chain of Lakes Park Reserve; and  
73.4 (15) trail reconstruction on the Rice Creek  
73.5 North Regional Trail from Lexington Avenue  
73.6 to Golden Lake Elementary School.  
73.7 (c) \$273,000 the first year and \$283,000  
73.8 the second year are for grants to the city of  
73.9 Bloomington to reconstruct parking lots at the  
73.10 Hyland-Bush-Anderson Lakes Park Reserve.  
73.11 (d) \$347,000 the first year and \$361,000 the  
73.12 second year are for grants to Carver County  
73.13 to connect the Minnesota River Bluffs  
73.14 Regional Trail and Southwest Regional Trail  
73.15 and for trail and bridge construction on the  
73.16 Minnesota River Bluff Regional Trail.  
73.17 (e) \$1,235,000 the first year and \$1,277,000  
73.18 the second year are for grants to Dakota  
73.19 County for:  
73.20 (1) engineering to extend the Mississippi  
73.21 River Regional Trail and Big Rivers Regional  
73.22 Trails, including extensions to St. Paul, and  
73.23 to provide a connection to Lilydale Regional  
73.24 Trail;  
73.25 (2) a trail connection for the Mississippi  
73.26 River Regional Trail to connect St. Paul and  
73.27 to construct a bridge over railroad tracks;  
73.28 (3) engineering and construction of regional  
73.29 trail segments throughout the county;  
73.30 (4) engineering and construction of a bridge  
73.31 and trails through the Minnesota Zoological  
73.32 Garden on the North Creek Regional  
73.33 Greenway; and

- 74.1 (5) resource management of the county's  
74.2 parks and trails system.
- 74.3 (f) \$3,803,000 the first year and \$3,464,000  
74.4 the second are for grants to the Minneapolis  
74.5 Park and Recreation Board for:
- 74.6 (1) design and construction of trail loops,  
74.7 river access areas, landscapes, and storm  
74.8 water management improvements at Above  
74.9 the Falls Regional Park;
- 74.10 (2) land acquisition at Above the Falls  
74.11 Regional Park;
- 74.12 (3) a master plan and trail design for Central  
74.13 Mississippi Riverfront Regional Park;
- 74.14 (4) planning and design for the Central  
74.15 Riverfront including the water works and the  
74.16 Mississippi Whitewater Park sites;
- 74.17 (5) trail, path, and shoreline improvements  
74.18 and play area rehabilitation at  
74.19 Nokomis-Hiawatha Regional Park;
- 74.20 (6) trail, shoreline, water access,  
74.21 picnic, sailboat facility, and concession  
74.22 improvements at Minneapolis Chain of  
74.23 Lakes Regional Park;
- 74.24 (7) a bird sanctuary, trail stabilization, habitat  
74.25 restoration, accessibility improvements, and  
74.26 construction of new entrances at Minneapolis  
74.27 Chain of Lakes Regional Park;
- 74.28 (8) a trail connection for the Minnehaha  
74.29 Parkway Regional Trail below Lyndale  
74.30 Avenue; and
- 74.31 (9) trail work at Theodore Wirth Regional  
74.32 Park.

75.1 (g) \$1,228,000 the first year and \$1,523,000  
75.2 the second year are for grants to Ramsey  
75.3 County for:  
75.4 (1) wayfinding for cross-country ski trails  
75.5 at Battle Creek Regional Park, Tamarack  
75.6 Nature Center, and Grass-Vadnais-Snail  
75.7 Lakes Regional Park;  
75.8 (2) contracts with Conservation Corps  
75.9 Minnesota;  
75.10 (3) design and construction of an early  
75.11 learning center at Tamarack Nature Center  
75.12 and pedestrian connections, landscape  
75.13 restoration, signage, and other site amenities  
75.14 at Bald Eagle-Otter Lakes Regional Park;  
75.15 (4) improvements to Tamarack Nature  
75.16 Center;  
75.17 (5) building and supporting a volunteer corps  
75.18 for Tamarack Nature Center and Discovery  
75.19 Hollow;  
75.20 (6) trail development to connect Tamarack  
75.21 Nature Center to the Otter Lake boat launch;  
75.22 (7) a trail on Vadnais Lake, storm water  
75.23 management improvements, and site  
75.24 amenities at Grass-Vadnais-Snail Lakes  
75.25 Regional Park;  
75.26 (8) trail development and connection, storm  
75.27 water management improvements, and site  
75.28 amenities at Rice Creek North Regional  
75.29 Trail; and  
75.30 (9) the Bruce Vento Regional Trail.  
75.31 (h) \$2,424,000 the first year and \$2,507,000  
75.32 the second year are for grants to the city of  
75.33 Saint Paul for:

- 76.1 (1) an education coordinator;
- 76.2 (2) a volunteer coordinator;
- 76.3 (3) Como Regional Park shuttle operation;
- 76.4 (4) a trail connection to connect Harriet
- 76.5 Island to the Mississippi Regional Trail;
- 76.6 (5) Estabrook Road reconstruction and
- 76.7 lighting upgrades at Como Regional Park;
- 76.8 and
- 76.9 (6) a trail connection and railroad bridge
- 76.10 reconstruction at Lilydale Regional Park.
- 76.11 (i) \$620,000 the first year and \$640,000 the
- 76.12 second year are for grants to Scott County for
- 76.13 construction at Cedar Lake Farm Regional
- 76.14 Park.
- 76.15 (j) \$3,667,000 the first year and \$3,796,000
- 76.16 the second year are for grants to Three Rivers
- 76.17 Park District for:
- 76.18 (1) a trail connection to connect Grand
- 76.19 Rounds to Nine Mile Creek Trail;
- 76.20 (2) a trail bridge over County State-Aid
- 76.21 Highway 19 for the Lake Minnetonka LRT
- 76.22 Regional Trail;
- 76.23 (3) trail construction on the Crystal Lake
- 76.24 Regional Trail;
- 76.25 (4) trail construction on the Bassett Creek
- 76.26 Regional Trail;
- 76.27 (5) trail construction on the Twin Lakes
- 76.28 Regional Trail; and
- 76.29 (6) trail construction on the Nine Mile Creek
- 76.30 Regional Trail.
- 76.31 (k) \$876,000 the first year and \$904,000 the
- 76.32 second year are for grants to Washington
- 76.33 County for:

77.1 (1) parking, buildings, and other  
77.2 improvements at the Swim Pond in Lake  
77.3 Elmo Park Reserve;

77.4 (2) design and construction of the Point  
77.5 Douglas Regional Trail, which connects to  
77.6 Wisconsin; and

77.7 (3) paving improvements to Hardwood Creek  
77.8 Regional Trail, which may include new trail  
77.9 sections toward Bald Eagle Regional Park.

77.10 (l) \$1,792,000 the first year and \$1,792,000  
77.11 the second year are for grants to implementing  
77.12 agencies for land acquisition within  
77.13 Metropolitan Council approved regional  
77.14 parks and trails master plan boundaries as  
77.15 provided under Minnesota Statutes, section  
77.16 85.53, subdivision 3, clause (4).

77.17 (m) A recipient of a grant awarded under  
77.18 this section must give consideration to  
77.19 Conservation Corps Minnesota for possible  
77.20 use of corps services to contract for  
77.21 restoration and enhancement services.

77.22 (n) For projects with the potential to need  
77.23 historic preservation services, a recipient  
77.24 of a grant awarded under this section must  
77.25 give consideration to the Northern Bedrock  
77.26 Conservation Corps for possible use of the  
77.27 corps' services.

77.28 (o) By January 15, 2015, the council  
77.29 shall submit a list of projects, ranked in  
77.30 priority order, that contains the council's  
77.31 recommendations for funding from the  
77.32 parks and trails fund for the 2016 and  
77.33 2017 biennium to the chairs and ranking  
77.34 minority members of the senate and house  
77.35 of representatives committees and divisions



- 79.1 (12) member, regional administrator, division director, general counsel, or operations  
 79.2 manager of the Metropolitan Council;
- 79.3 (13) member or chief administrator of a metropolitan agency;
- 79.4 (14) director of the Division of Alcohol and Gambling Enforcement in the  
 79.5 Department of Public Safety;
- 79.6 (15) member or executive director of the Higher Education Facilities Authority;
- 79.7 (16) member of the board of directors or president of Enterprise Minnesota, Inc.;
- 79.8 (17) member of the board of directors or executive director of the Minnesota State  
 79.9 High School League;
- 79.10 (18) member of the Minnesota Ballpark Authority established in section 473.755;
- 79.11 (19) citizen member of the Legislative-Citizen Commission on Minnesota Resources;
- 79.12 (20) manager of a watershed district, or member of a watershed management  
 79.13 organization as defined under section 103B.205, subdivision 13;
- 79.14 (21) supervisor of a soil and water conservation district;
- 79.15 (22) director of Explore Minnesota Tourism;
- 79.16 (23) citizen member of the Lessard-Sams Outdoor Heritage Council established  
 79.17 in section 97A.056;
- 79.18 (24) citizen member of the Clean Water Council established in section 114D.30; ~~or~~
- 79.19 (25) member or chief executive of the Minnesota Sports Facilities Authority  
 79.20 established in section 473J.07; or
- 79.21 (26) member of the Greater Minnesota Regional Parks and Trails Commission.

79.22 Sec. 7. Minnesota Statutes 2012, section 85.53, subdivision 2, is amended to read:

79.23 Subd. 2. **Expenditures; accountability.** (a) A project or program receiving funding  
 79.24 from the parks and trails fund must meet or exceed the constitutional requirement to  
 79.25 support parks and trails of regional or statewide significance. A project or program  
 79.26 receiving funding from the parks and trails fund must include measurable outcomes, as  
 79.27 defined in section 3.303, subdivision 10, and a plan for measuring and evaluating the  
 79.28 results. A project or program must be consistent with current science and incorporate  
 79.29 state-of-the-art technology, except when the project or program is a portrayal or restoration  
 79.30 of historical significance.

79.31 (b) Money from the parks and trails fund shall be expended to balance the benefits  
 79.32 across all regions and residents of the state.

79.33 (c) A state agency or other recipient of a direct appropriation from the parks and  
 79.34 trails fund must compile and submit all information for funded projects or programs,  
 79.35 including the proposed measurable outcomes and all other items required under section

80.1 3.303, subdivision 10, to the Legislative Coordinating Commission as soon as practicable  
80.2 or by January 15 of the applicable fiscal year, whichever comes first. The Legislative  
80.3 Coordinating Commission must post submitted information on the Web site required  
80.4 under section 3.303, subdivision 10, as soon as it becomes available.

80.5 (d) Grants funded by the parks and trails fund must be implemented according to  
80.6 section 16B.98 and must account for all expenditures. Proposals must specify a process  
80.7 for any regrantee envisioned. Priority for grant proposals must be given to proposals  
80.8 involving grants that will be competitively awarded.

80.9 (e) Money from the parks and trails fund may only be spent on projects located in  
80.10 Minnesota. Money from the parks and trails fund may be used to travel outside the state  
80.11 of Minnesota if the travel is directly related to and necessary for a project that is based  
80.12 in Minnesota.

80.13 (f) When practicable, a direct recipient of an appropriation from the parks and  
80.14 trails fund shall prominently display on the recipient's Web site home page the legacy  
80.15 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws  
80.16 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more  
80.17 information." When a person clicks on the legacy logo image, the Web site must direct  
80.18 the person to a Web page that includes both the contact information that a person may  
80.19 use to obtain additional information, as well as a link to the Legislative Coordinating  
80.20 Commission Web site required under section 3.303, subdivision 10.

80.21 (g) Future eligibility for money from the parks and trails fund is contingent upon a  
80.22 state agency or other recipient satisfying all applicable requirements in this section, as  
80.23 well as any additional requirements contained in applicable session law. If the Office of  
80.24 the Legislative Auditor determines that a recipient of money from the parks and trails  
80.25 fund has not complied with the laws, rules, or regulations in this section or other laws  
80.26 applicable to the recipient, the recipient is not eligible for future funding from the parks  
80.27 and trails fund until the recipient demonstrates compliance.

80.28 Sec. 8. **[85.536] GREATER MINNESOTA REGIONAL PARKS AND TRAILS**  
80.29 **COMMISSION.**

80.30 Subdivision 1. **Establishment; purpose.** The Greater Minnesota Regional Parks and  
80.31 Trails Commission is created to undertake system planning and provide recommendations  
80.32 to the legislature for grants funded by the parks and trails fund to counties and cities  
80.33 outside of the seven-county metropolitan area for parks and trails of regional significance.

80.34 Subd. 2. **Commission.** The commission shall include 12 members appointed by  
80.35 the governor representing each of the regional parks and trails districts determined under

81.1 subdivision 3. Membership terms, compensation, removal of members, and filling of  
81.2 vacancies are as provided in section 15.0575.

81.3 Subd. 3. **Districts; plans and hearings.** (a) The commissioner of natural resources,  
81.4 in consultation with the Greater Minnesota Regional Parks and Trails Coalition, shall  
81.5 establish 12 regional parks and trails districts in the state encompassing the area outside the  
81.6 seven-county metropolitan area. The commissioner shall establish districts by combining  
81.7 counties and may not assign a county to more than one district.

81.8 (b) Counties within each district may jointly prepare, after consultation with all  
81.9 affected municipalities, and submit to the commission, and from time to time revise  
81.10 and resubmit to the commission, a master plan for the acquisition and development of  
81.11 parks and trails of regional significance located within the district. The counties, after  
81.12 consultation with the commission, shall jointly hold a public hearing on the proposed plan  
81.13 and budget at a time and place determined by the counties. Not less than 15 days before  
81.14 the hearing, the counties shall provide notice of the hearing stating the date, time, and  
81.15 place of the hearing, and the place where the proposed plan and budget may be examined  
81.16 by any interested person. At any hearing, interested persons shall be permitted to present  
81.17 their views on the plan and budget.

81.18 (c) The commission shall review each master plan to determine whether it meets  
81.19 the conditions of subdivision 4. If it does not, the commission shall return the plan with  
81.20 its comments to the district for revision and resubmittal.

81.21 Subd. 4. **Regional significance.** The commission must determine whether a park or  
81.22 trail is regionally significant under this section based on the following criteria:

81.23 (1) a park must provide a natural resource-based setting and should provide outdoor  
81.24 recreation facilities and multiple activities that are primarily natural resource-based;

81.25 (2) a trail must pass through desirable settings and offer high quality opportunities in  
81.26 attractive, unique, or representative landscapes that serve important destinations while  
81.27 connecting existing state or regional parks or trails;

81.28 (3) at least 20 percent of visits or users in a calendar year should be from people who  
81.29 do not reside within the area of jurisdiction of the governmental unit that has the financial  
81.30 and legal responsibility to own, operate, and maintain the park or trail;

81.31 (4) a park should be large compared to other parks owned by local governments  
81.32 within the same regional parks and trails district; and

81.33 (5) a park may include or a trail may pass unique natural, historic, or cultural  
81.34 features or characteristics.

81.35 Subd. 5. **Recommendations.** (a) The commission shall submit biennial  
81.36 recommendations to the legislature on appropriations of money from the parks and

82.1 trails fund to the legislature no later than January 15 of each odd-numbered year. The  
82.2 commission may submit supplemental recommendations by January 15 in even-numbered  
82.3 years. The recommendations shall include a list of projects recommended for funding  
82.4 ranked in priority order.

82.5 (b) In recommending grants under this section, the commission shall make  
82.6 recommendations consistent with master plans.

82.7 (c) The commission shall determine recommended grant amounts through an  
82.8 adopted merit-based evaluation process that includes the level of local financial support.  
82.9 The evaluation process is not subject to the rulemaking provisions of chapter 14 and  
82.10 section 14.386 does not apply.

82.11 (d) When recommending grants, the commission shall consider balance of the grant  
82.12 benefits across greater Minnesota. Grant requests offering a nonstate match of at least 25  
82.13 percent of the total eligible project costs shall be preferred.

82.14 (e) Grants may be recommended only for:

82.15 (1) parks and trails included in a plan approved by the commission under subdivision  
82.16 3; and

82.17 (2) trails that connect or will connect to existing state or regional trails as  
82.18 demonstrated by the applicant.

82.19 Subd. 6. **Administration.** The Department of Natural Resources shall provide  
82.20 administrative support for the commission.

82.21 Subd. 7. **Chair.** The commission shall annually elect from among its members a  
82.22 chair and other officers necessary for the performance of its duties.

82.23 Subd. 8. **Meetings.** The commission shall meet at least twice each year.  
82.24 Commission meetings are subject to chapter 13D.

82.25 Subd. 9. **Conflict of interest.** A member of the commission may not participate in  
82.26 or vote on a decision of the commission relating to an organization in which the member  
82.27 has either a direct or indirect financial interest.

82.28 Subd. 10. **Definition.** For purposes of this section, "commission" means the Greater  
82.29 Minnesota Regional Parks and Trails Commission established under this section.

82.30 Sec. 9. Laws 2010, chapter 361, article 3, section 7, is amended to read:

82.31 Sec. 7. **PARKS.**

82.32 The Minneapolis Park and Recreation Board may acquire all or part of the entire  
82.33 property known as the Scherer Brothers Lumber Yard for a metropolitan area regional  
82.34 park and may allocate any future appropriations to the board from the parks and trails fund  
82.35 to acquire the property. The Minneapolis Park and Recreation Board, in cooperation with

83.1 the commissioner of natural resources, shall work to develop a project to recreate Hall's  
 83.2 Island or such similar island located at approximately river mile 855 on the Mississippi  
 83.3 River, just north of the Plymouth Avenue bridge, at a project site in Section 15, Township  
 83.4 29 North, Range 24 West, Hennepin County, Minnesota, on or adjacent to the property  
 83.5 known as the Scherer Brothers Lumber Yard. Once recreated, Hall's Island shall remain in  
 83.6 public ownership in perpetuity.

83.7 **EFFECTIVE DATE.** This section is effective the day after the Minneapolis Park  
 83.8 and Recreation Board timely completes compliance with Minnesota Statutes, section  
 83.9 645.021, subdivisions 2 and 3.

83.10 Sec. 10. **MISSISSIPPI WHITEWATER PARK.**

83.11 The appropriation in Laws 2003, chapter 128, article 1, section 5, subdivision 6,  
 83.12 from the water recreation account in the natural resources fund for a cooperative project  
 83.13 with the United States Army Corps of Engineers to develop the Mississippi Whitewater  
 83.14 Park is available until June 30, 2018.

83.15 **ARTICLE 4**

83.16 **ARTS AND CULTURAL HERITAGE FUND**

83.17 Section 1. **ARTS AND CULTURAL HERITAGE FUND APPROPRIATIONS.**

83.18 The sums shown in the columns marked "Appropriations" are appropriated to the  
 83.19 entities and for the purposes specified in this article. The appropriations are from the arts  
 83.20 and cultural heritage fund and are available for the fiscal years indicated for allowable  
 83.21 activities under the Minnesota Constitution, article XI, section 15. The figures "2014" and  
 83.22 "2015" used in this article mean that the appropriations listed under the figure are available  
 83.23 for the fiscal year ending June 30, 2014, and June 30, 2015, respectively. "The first year"  
 83.24 is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years  
 83.25 2014 and 2015. All appropriations in this article are onetime.

|       |  |                                      |                    |
|-------|--|--------------------------------------|--------------------|
| 83.26 |  | <b><u>APPROPRIATIONS</u></b>         |                    |
| 83.27 |  | <b><u>Available for the Year</u></b> |                    |
| 83.28 |  | <b><u>Ending June 30</u></b>         |                    |
| 83.29 |  | <b><u>2014</u></b>                   | <b><u>2015</u></b> |

83.30 Sec. 2. **ARTS AND CULTURAL HERITAGE**

|       |  |                  |                          |                  |                          |
|-------|--|------------------|--------------------------|------------------|--------------------------|
| 83.31 | <b><u>Subdivision 1. Total Appropriation</u></b> | <b><u>\$</u></b> | <b><u>57,338,333</u></b> | <b><u>\$</u></b> | <b><u>57,429,000</u></b> |
|-------|--|------------------|--------------------------|------------------|--------------------------|

84.1 The amounts that may be spent for each  
 84.2 purpose are specified in the following  
 84.3 subdivisions.

84.4 **Subd. 2. Availability of Appropriation**

84.5 Money appropriated in this article may not  
 84.6 be spent on activities unless they are directly  
 84.7 related to and necessary for a specific  
 84.8 appropriation. Money appropriated in this  
 84.9 article must not be spent on indirect costs  
 84.10 or other institutional overhead charges that  
 84.11 are not directly related to and necessary for  
 84.12 a specific appropriation. Notwithstanding  
 84.13 Minnesota Statutes, section 16A.28, and  
 84.14 unless otherwise specified in this article,  
 84.15 fiscal year 2014 appropriations are available  
 84.16 until June 30, 2015, and fiscal year 2015  
 84.17 appropriations are available until June 30,  
 84.18 2016. If a project receives federal funds, the  
 84.19 time period of the appropriation is extended  
 84.20 to equal the availability of federal funding.

84.21 **Subd. 3. Minnesota State Arts Board**

23,565,000

23,865,000

84.22 (a) These amounts are appropriated to  
 84.23 the Minnesota State Arts Board for arts,  
 84.24 arts education, and arts access. Grant  
 84.25 agreements entered into by the Minnesota  
 84.26 State Arts Board and other recipients  
 84.27 of appropriations in this subdivision  
 84.28 shall ensure that these funds are used to  
 84.29 supplement and not substitute for traditional  
 84.30 sources of funding. Each grant program  
 84.31 established within this appropriation shall  
 84.32 be separately administered from other  
 84.33 state appropriations for program planning  
 84.34 and outcome measurements, but may take  
 84.35 into consideration other state resources

85.1 awarded in the selection of applicants and  
85.2 grant award size. Thirty percent of the  
85.3 total appropriation to each of the following  
85.4 categories in this subdivision is for grants to  
85.5 the regional arts councils. The Minnesota  
85.6 State Arts Board is prohibited from funding  
85.7 either the Minnesota Orchestra or the Saint  
85.8 Paul Chamber Orchestra until there has  
85.9 been an end to contract negotiations with  
85.10 the musicians in either orchestra and the  
85.11 orchestra performances have resumed.

85.12 **(b) Arts and Arts Access Initiatives**

85.13 \$18,902,000 the first year and \$19,152,000  
85.14 the second year are to support Minnesota  
85.15 artists and arts organizations in creating,  
85.16 producing, and presenting high-quality arts  
85.17 activities; to overcome barriers to accessing  
85.18 high-quality arts activities; and to instill the  
85.19 arts into the community and public life in  
85.20 this state.

85.21 **(c) Arts Education**

85.22 \$3,422,250 the first year and \$3,422,250  
85.23 the second year are for high-quality,  
85.24 age-appropriate arts education for  
85.25 Minnesotans of all ages to develop  
85.26 knowledge, skills, and understanding of the  
85.27 arts.

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

85.29 \$1,240,750 the first year and \$1,290,750 the  
85.30 second year are for events and activities that  
85.31 represent the diverse cultural arts traditions,  
85.32 including folk and traditional artists and art  
85.33 organizations, represented in this state.

85.34 **(e) Census**

86.1 The Minnesota State Arts Board, in  
 86.2 partnership with regional arts councils, shall  
 86.3 maintain a census of Minnesota artists and  
 86.4 artistic organizations.

86.5 **Subd. 4. Department of Education** 3,000,000 3,000,000

86.6 These amounts are appropriated to the  
 86.7 commissioner of education for grants to  
 86.8 the 12 Minnesota regional library systems  
 86.9 to provide educational opportunities in  
 86.10 the arts, history, literary arts, and cultural  
 86.11 heritage of Minnesota. These funds shall be  
 86.12 allocated using the formula in Minnesota  
 86.13 Statutes, section 134.355, subdivisions 3,  
 86.14 4, and 5, with the remaining 25 percent to  
 86.15 be distributed to all qualifying systems in  
 86.16 an amount proportionate to the number of  
 86.17 qualifying system entities in each system.  
 86.18 For purposes of this subdivision, "qualifying  
 86.19 system entity" means a public library, a  
 86.20 regional library system, a regional library  
 86.21 system headquarters, a county, or an outreach  
 86.22 service program. These funds may be used  
 86.23 to sponsor programs provided by regional  
 86.24 libraries or to provide grants to local arts  
 86.25 and cultural heritage programs for programs  
 86.26 in partnership with regional libraries.  
 86.27 These funds shall be distributed in ten  
 86.28 equal payments per year. Notwithstanding  
 86.29 Minnesota Statutes, section 16A.28, the  
 86.30 appropriations encumbered on or before  
 86.31 June 30, 2015, as grants or contracts in this  
 86.32 subdivision are available until June 30, 2017.

86.33 **Subd. 5. Minnesota Historical Society** 13,475,000 13,450,000

86.34 (a) These amounts are appropriated to the  
 86.35 governing board of the Minnesota Historical

87.1 Society to preserve and enhance access to  
87.2 Minnesota's history and its cultural and  
87.3 historical resources. Grant agreements  
87.4 entered into by the Minnesota Historical  
87.5 Society and other recipients of appropriations  
87.6 in this subdivision must ensure that  
87.7 these funds are used to supplement and  
87.8 not substitute for traditional sources of  
87.9 funding. Funds directly appropriated to the  
87.10 Minnesota Historical Society shall be used to  
87.11 supplement, and not substitute for, traditional  
87.12 sources of funding. Notwithstanding  
87.13 Minnesota Statutes, section 16A.28, for  
87.14 historic preservation projects that improve  
87.15 historic structures, the amounts are available  
87.16 until June 30, 2017. The Minnesota  
87.17 Historical Society or grant recipients of the  
87.18 Minnesota Historical Society using arts and  
87.19 cultural heritage funds under this subdivision  
87.20 must give consideration to Conservation  
87.21 Corps Minnesota and Northern Bedrock  
87.22 Conservation Corps, or an organization  
87.23 carrying out similar work, for projects with  
87.24 the potential to need historic preservation  
87.25 services.

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

87.27 (1) Statewide Historic and Cultural Grants  
87.28 \$5,300,000 the first year and \$5,300,000 the  
87.29 second year are for history programs and  
87.30 projects operated or conducted by or through  
87.31 local, county, regional, or other historical  
87.32 or cultural organizations or for activities  
87.33 to preserve significant historic and cultural  
87.34 resources. Funds are to be distributed through  
87.35 a competitive grant process. The Minnesota

88.1 Historical Society shall administer these  
88.2 funds using established grant mechanisms,  
88.3 with assistance from the advisory committee  
88.4 created under Laws 2009, chapter 172, article  
88.5 4, section 2, subdivision 4, paragraph (b),  
88.6 item (ii).

88.7 (2) Programs

88.8 \$5,300,000 the first year and \$5,300,000 the  
88.9 second year are for programs and purposes  
88.10 related to the historical and cultural heritage  
88.11 of the state of Minnesota, conducted by the  
88.12 Minnesota Historical Society.

88.13 (3) History Partnerships

88.14 \$2,000,000 the first year and \$2,000,000 the  
88.15 second year are for partnerships involving  
88.16 multiple organizations, which may include  
88.17 the Minnesota Historical Society, to preserve  
88.18 and enhance access to Minnesota's history  
88.19 and cultural heritage in all regions of the state.

88.20 (4) Statewide Survey of Historical and  
88.21 Archaeological Sites

88.22 \$300,000 the first year and \$300,000 the  
88.23 second year are for a contract or contracts  
88.24 to be awarded on a competitive basis to  
88.25 conduct statewide surveys of Minnesota's  
88.26 sites of historical, archaeological, and  
88.27 cultural significance. Results of the surveys  
88.28 must be published in a searchable form  
88.29 and available to the public on a cost-free  
88.30 basis. The Minnesota Historical Society, the  
88.31 Office of the State Archaeologist, and the  
88.32 Indian Affairs Council shall each appoint a  
88.33 representative to an oversight board to select  
88.34 contractors and direct the conduct of the  
88.35 surveys. The oversight board shall consult

89.1 with the Departments of Transportation and  
 89.2 Natural Resources.

89.3 (5) Digital Library

89.4 \$300,000 the first year and \$300,000 the  
 89.5 second year are for a digital library project  
 89.6 to preserve, digitize, and share Minnesota  
 89.7 images, documents, and historical materials.

89.8 The Minnesota Historical Society shall  
 89.9 cooperate with the Minitex interlibrary  
 89.10 loan system and shall jointly share this  
 89.11 appropriation for these purposes.

89.12 (6) Civil War Task Force

89.13 \$25,000 the first year is to the Civil War Task  
 89.14 Force for activities that commemorate the  
 89.15 sesquicentennial of the American Civil War  
 89.16 and the Dakota Conflict, as recommended by  
 89.17 the Civil War Commemoration Task Force  
 89.18 established in Executive Order 11-15 (2011).

89.19 (c) Civics Programs

89.20 \$250,000 each year are for a competitive  
 89.21 grants program for civic education. The  
 89.22 board of directors shall solicit proposals and  
 89.23 award grants to civic education organizations  
 89.24 to provide civic education programs for  
 89.25 Minnesota youth age 18 and under. Civic  
 89.26 education is the study of constitutional  
 89.27 principles and the democratic foundation  
 89.28 of our national, state, and local institutions  
 89.29 and the study of political processes and  
 89.30 structures of government, grounded in the  
 89.31 understanding of constitutional government  
 89.32 under the rule of law.

89.33 Subd. 6. **Department of Administration**

9,653,333

9,450,000

90.1 (a) These amounts are appropriated to  
90.2 the commissioner of administration for  
90.3 grants to the named organizations for the  
90.4 purposes specified in this subdivision. Up  
90.5 to one percent of funds may be used by the  
90.6 commissioner for grants administration.

90.7 (b) Grant agreements entered into by  
90.8 the commissioner and recipients of  
90.9 appropriations in this subdivision must  
90.10 ensure that money appropriated in this  
90.11 subdivision is used to supplement and not  
90.12 substitute for traditional sources of funding.

90.13 **(c) Minnesota Public Radio**

90.14 \$1,500,000 the first year and \$1,500,000 the  
90.15 second year are for Minnesota Public Radio  
90.16 to create programming and expand news  
90.17 service on Minnesota's cultural heritage and  
90.18 history. Priority should be given to projects  
90.19 that have a nonstate cash match of at least 25  
90.20 percent of the total eligible project costs.

90.21 **(d) Association of Minnesota Public**  
90.22 **Educational Radio Stations**

90.23 \$1,650,000 the first year and \$1,650,000  
90.24 the second year are appropriated for a grant  
90.25 to the Association of Minnesota Public  
90.26 Educational Radio Stations for production  
90.27 and acquisition grants in accordance with  
90.28 Minnesota Statutes, section 129D.19.

90.29 **(e) Lake Superior Center Authority**

90.30 \$200,000 the first year is for development of  
90.31 an exhibit to examine the effect that aquatic  
90.32 environments have on shipwrecks and to  
90.33 preserve Minnesota's history and cultural  
90.34 heritage. Priority should be given to projects

91.1 that have a nonstate cash match of at least 25  
91.2 percent of the total eligible project costs.

91.3 **(f) Lake Superior Zoo**

91.4 \$300,000 the first year is for development  
91.5 of the forest discovery zone to create  
91.6 educational exhibits using animals and the  
91.7 environment. Priority should be given to  
91.8 projects that have a nonstate cash match of at  
91.9 least 25 percent of the total eligible project  
91.10 costs.

91.11 **(g) Como Park Zoo**

91.12 \$500,000 the first year and \$500,000 the  
91.13 second year are for the Como Park Zoo for  
91.14 program development. Priority should be  
91.15 given to projects that have a nonstate cash  
91.16 match of at least 25 percent of the total  
91.17 eligible project costs.

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

91.19 \$900,000 the first year and \$1,300,000 the  
91.20 second year are for programs described in  
91.21 this paragraph. Grant recipients must provide  
91.22 a nonstate cash match of at least 25 percent  
91.23 of the total eligible project costs:

91.24 (1) \$500,000 the first year and \$500,000  
91.25 the second year are for arts, arts education,  
91.26 and arts access and to preserve Minnesota's  
91.27 history and cultural heritage including student  
91.28 and teacher outreach and expansion of the  
91.29 museum's American Indian initiatives; and

91.30 (2) \$400,000 the first year and \$800,000 the  
91.31 second year are for a grant to upgrade the  
91.32 Science Museum's Omnitheater audio and  
91.33 projection systems.

91.34 **(i) Public Television**

92.1 \$3,950,000 the first year and \$3,950,000  
92.2 the second year are for grants to the  
92.3 Minnesota Public Television Association for  
92.4 production and acquisition grants according  
92.5 to Minnesota Statutes, section 129D.18.

92.6 **(j) Minnesota Film and TV Board**

92.7 \$500,000 the first year and \$500,000 the  
92.8 second year are for grants to the Minnesota  
92.9 Film and TV Board to develop and  
92.10 administer competitive grants to Minnesota  
92.11 filmmakers with a focus on grant awards  
92.12 that highlight Minnesota arts, culture, and  
92.13 heritage. Priority should be given to projects  
92.14 that have a nonstate cash match of at least 25  
92.15 percent of the total eligible project costs.

92.16 **(k) Small Theatre Grants**

92.17 \$100,000 the first year and \$50,000 the  
92.18 second year are for grants to theatres in  
92.19 Minnesota to purchase and install digital  
92.20 projection technology to allow continued  
92.21 access to films. Priority for grants is to  
92.22 theaters that have exclusively 35 millimeter  
92.23 projection systems in communities with few  
92.24 available theaters or to small theaters with  
92.25 only one screen. Priority should be given to  
92.26 projects that have a nonstate cash match of at  
92.27 least 65 percent of the total eligible project  
92.28 costs.

92.29 **(l) Historical Memorial Bust**

92.30 \$53,333 the first year is for (1) a bust of  
92.31 Nellie Stone Johnson in the State Capitol  
92.32 building, and (2) a bust of former United  
92.33 States Supreme Court Justice Pierce Butler,

93.1 to be placed on the second floor of the State  
 93.2 Capitol building.

93.3 Subd. 7. **Minnesota Humanities Center** 2,325,000 2,525,000

93.4 (a) These amounts are appropriated to  
 93.5 the Board of Directors of the Minnesota  
 93.6 Humanities Center for the purposes  
 93.7 specified in this subdivision. The Minnesota  
 93.8 Humanities Center may use a portion of  
 93.9 the following grants to cover the cost of  
 93.10 administering, planning, evaluating, and  
 93.11 reporting these grants.

93.12 **(b) Programs and Purposes**

93.13 \$425,000 the first year and \$425,000 the  
 93.14 second year are for programs and purposes  
 93.15 of the Minnesota Humanities Center. Of  
 93.16 this amount, \$100,000 each year is for the  
 93.17 veterans' voices awards program.

93.18 The Minnesota Humanities Center may  
 93.19 consider museums and organizations  
 93.20 celebrating the identities of Minnesotans for  
 93.21 grants from these funds. The Minnesota  
 93.22 Humanities Center may develop a written  
 93.23 plan for the competitive issuance of these  
 93.24 grants and, if developed, shall submit  
 93.25 that plan for review and approval by the  
 93.26 Department of Administration.

93.27 **(c) Children's Museum Grants**

93.28 \$500,000 the first year and \$500,000 the  
 93.29 second year are for a competitive arts and  
 93.30 cultural heritage grants program for children's  
 93.31 museums. The board of directors shall solicit  
 93.32 proposals and award grants to children's  
 93.33 museums for projects and programs that  
 93.34 maintain or promote our cultural heritage.

94.1 Priority should be given to projects that have  
94.2 a nonstate cash match of at least 25 percent  
94.3 of the total eligible project costs.

94.4 **(d) Minnesota Children's Museum**

94.5 \$500,000 the first year and \$500,000 the  
94.6 second year are for grants to the Minnesota  
94.7 Children's Museum for arts, arts education,  
94.8 and arts access and to preserve Minnesota's  
94.9 history and cultural heritage. Priority should  
94.10 be given to projects that have a nonstate  
94.11 cash match of at least 25 percent of the total  
94.12 eligible project costs.

94.13 **(e) Children's Museum of Southern Minnesota**

94.14 \$200,000 the first year and \$100,000 the  
94.15 second year are for grants to the Children's  
94.16 Museum of Southern Minnesota for creation  
94.17 of exhibits, environments, and studios  
94.18 celebrating the arts, culture, and heritage  
94.19 of Minnesota. Priority should be given to  
94.20 projects that have a nonstate cash match of at  
94.21 least 25 percent of the total eligible project  
94.22 costs.

94.23 **(f) Councils of Color**

94.24 \$500,000 the first year and \$550,000 the  
94.25 second year are for competitive grants to the  
94.26 Council on Asian Pacific Minnesotans, the  
94.27 Council on Black Minnesotans, the Indian  
94.28 Affairs Council, and the Chicano Latino  
94.29 Affairs Council. Grants are for programs  
94.30 and cooperation between the Minnesota  
94.31 Humanities Center and the grant recipients  
94.32 for community events and the programs that  
94.33 celebrate and preserve artistic, historical, and  
94.34 cultural heritage. Priority should be given to

95.1 projects that have a nonstate cash match of at  
 95.2 least 25 percent of the total eligible project  
 95.3 costs.

95.4 **(g) Council on Disability**

95.5 \$200,000 the first year and \$200,000 the  
 95.6 second year are for a grant to the Minnesota  
 95.7 State Council on Disability to provide  
 95.8 educational opportunities in the arts, history,  
 95.9 and cultural heritage of Minnesotans  
 95.10 with disabilities in conjunction with the  
 95.11 25th anniversary of the Americans with  
 95.12 Disabilities Act. If the amount in the first  
 95.13 year is insufficient, the amount in the second  
 95.14 year is available in the first year. These funds  
 95.15 are available until June 30, 2016.

|       |  |                |                  |
|-------|--|----------------|------------------|
| 95.16 | <b><u>Subd. 8. Perpich Center for Arts Education</u></b> | <u>956,000</u> | <u>1,089,000</u> |
|-------|--|----------------|------------------|

95.17 (a) These amounts are appropriated to the  
 95.18 Board of Directors of the Perpich Center for  
 95.19 Arts Education for the following programs.

95.20 (b) Notwithstanding Minnesota Statutes,  
 95.21 section 16A.28, the appropriations  
 95.22 encumbered on or before June 30, 2015, are  
 95.23 available until June 30, 2017.

95.24 **(c) Administrative Costs**

95.25 \$28,000 the first year and \$29,000 the second  
 95.26 year are for administrative costs.

95.27 **(d) Arts Integration Networks**

95.28 \$808,000 the first year and \$808,000 the  
 95.29 second year are for the arts integration  
 95.30 program to increase the capacity of  
 95.31 teachers to design, implement, and assess  
 95.32 collaborative arts integration in Minnesota  
 95.33 schools and the capacity of administrators  
 95.34 to support this instructional strategy and to

96.1 improve standards-based student learning  
 96.2 through collaborative arts integration.

96.3 **(e) Arts-Integrated High School Courses**

96.4 \$20,000 the first year and \$152,000 the  
 96.5 second year are for the development of  
 96.6 rigorous and engaging arts-integrated courses  
 96.7 to be ready to implement in the 2015-2016  
 96.8 school year.

96.9 **(f) Statewide Study on Status of Arts Education**

96.10 \$100,000 the first year and \$100,000 the  
 96.11 second year are for a study for the 2014-2015  
 96.12 school year on the status of arts education  
 96.13 in Minnesota.

|  |                  |                  |
|--|------------------|------------------|
| 96.14 <b><u>Subd. 9. Department of Agriculture</u></b> | <u>1,400,000</u> | <u>1,400,000</u> |
|--|------------------|------------------|

96.15 These amounts are appropriated to the  
 96.16 commissioner of agriculture for grants to  
 96.17 county agricultural societies to enhance arts  
 96.18 access and education and to preserve and  
 96.19 promote Minnesota's history and cultural  
 96.20 heritage as embodied in its county fairs. The  
 96.21 grants are in addition to the aid distributed to  
 96.22 county agricultural societies under Minnesota  
 96.23 Statutes, section 38.02. Of these amounts:

96.24 (1) \$700,000 each year is available for  
 96.25 distribution for competitive grants to  
 96.26 Minnesota county fairs to enhance arts access  
 96.27 and education and to preserve and promote  
 96.28 Minnesota's history and cultural heritage.  
 96.29 Priority shall be given to grants that utilize  
 96.30 resources through an area's regional arts  
 96.31 board to encourage local arts development  
 96.32 or that create traveling exhibits that are  
 96.33 available for use by other county fairs; and

97.1 (2) \$700,000 each year is available for a  
 97.2 competitive arts and cultural heritage grants  
 97.3 program for county fairs. The commissioner  
 97.4 shall award grants for the development or  
 97.5 enhancement of county fair facilities or other  
 97.6 projects or programs that provide access  
 97.7 to the arts, arts education, or agricultural,  
 97.8 historical, and cultural heritage programs,  
 97.9 including but not limited to agricultural  
 97.10 education centers, arts buildings, and  
 97.11 performance stages.

97.12 Subd. 10. **Minnesota Zoo** 1,750,000 1,750,000

97.13 These amounts are appropriated to the  
 97.14 Minnesota Zoological Board for programs  
 97.15 and development of the Minnesota  
 97.16 Zoological Garden and to provide access to  
 97.17 the arts, arts education, and cultural heritage  
 97.18 of Minnesota.

97.19 Subd. 11. **Indian Affairs Council** 1,150,000 1,150,000

97.20 (a) These amounts are appropriated to the  
 97.21 Indian Affairs Council for the purposes  
 97.22 identified in this subdivision.

97.23 **(b) Grants to Preserve Dakota and Ojibwe**  
 97.24 **Language**

97.25 \$650,000 the first year and \$650,000 the  
 97.26 second year are for grants for programs that  
 97.27 preserve Dakota and Ojibwe Indian language  
 97.28 and to foster educational programs in Dakota  
 97.29 and Ojibwe languages.

97.30 **(c) Language Immersion**

97.31 \$250,000 the first year and \$250,000 the  
 97.32 second year are for grants of \$125,000 each  
 97.33 year to the Niigaane Ojibwe Immersion

98.1 School and the Wicoie Nandagikendan urban  
 98.2 immersion project.

98.3 **(d) Competitive Grants for Language**  
 98.4 **Immersion**

98.5 \$250,000 the first year and \$250,000 the  
 98.6 second year are for competitive grants for  
 98.7 language immersion schools to:

- 98.8 (1) develop and expand K-12 curriculum;
- 98.9 (2) provide fluent speakers in the classroom;
- 98.10 (3) develop appropriate testing and  
 98.11 evaluation procedures; and
- 98.12 (4) develop community-based training and  
 98.13 engagement.

98.14 **Subd. 12. Legislature** 14,000 -0-

98.15 This amount is appropriated to the Legislative  
 98.16 Coordinating Commission to operate the  
 98.17 Web site for dedicated funds required  
 98.18 under Minnesota Statutes, section 3.303,  
 98.19 subdivision 10.

98.20 **Subd. 13. Motion Picture Production**  
 98.21 **Investment Incentive Program** 50,000 -0-

98.22 \$50,000 the first year is to the commissioner  
 98.23 of employment and economic development  
 98.24 to enter into an agreement with an  
 98.25 organization to establish and administer a  
 98.26 motion picture investment program that  
 98.27 provides investment into feature-length films  
 98.28 beyond any available state tax incentives  
 98.29 or rebate programs that may be available.

98.30 The commissioner should give priority to an  
 98.31 organization that has a reputable history of  
 98.32 working on motion pictures, with principals  
 98.33 who have produced a substantial number of  
 98.34 films, and which has professional writers,

99.1 directors, and producers with appropriate  
99.2 accreditation from the motion picture  
99.3 industry. The organization must be able  
99.4 to create studio-based partnerships with  
99.5 the purpose of building a motion picture  
99.6 production economy in Minnesota.

99.7 Sec. 3. Minnesota Statutes 2012, section 129D.17, subdivision 2, is amended to read:

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

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

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

99.21 (d) A state agency or other recipient of a direct appropriation from the arts and  
99.22 cultural heritage fund must compile and submit all information for funded projects or  
99.23 programs, including the proposed measurable outcomes and all other items required  
99.24 under section 3.303, subdivision 10, to the Legislative Coordinating Commission as soon  
99.25 as practicable or by January 15 of the applicable fiscal year, whichever comes first. The  
99.26 Legislative Coordinating Commission must post submitted information on the Web site  
99.27 required under section 3.303, subdivision 10, as soon as it becomes available.

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

99.32 (f) All money from the arts and cultural heritage fund must be for projects located in  
99.33 Minnesota. Money from the arts and cultural heritage fund may be used to travel outside  
99.34 the state of Minnesota if the travel is directly related to and necessary for a project that is  
99.35 based in Minnesota.

100.1 (g) When practicable, a direct recipient of an appropriation from the arts and cultural  
100.2 heritage fund shall prominently display on the recipient's Web site home page the legacy  
100.3 logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws  
100.4 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more  
100.5 information." When a person clicks on the legacy logo image, the Web site must direct  
100.6 the person to a Web page that includes both the contact information that a person may  
100.7 use to obtain additional information, as well as a link to the Legislative Coordinating  
100.8 Commission Web site required under section 3.303, subdivision 10.

100.9 (h) Future eligibility for money from the arts and cultural heritage fund is contingent  
100.10 upon a state agency or other recipient satisfying all applicable requirements in this section,  
100.11 as well as any additional requirements contained in applicable session law. If the Office of  
100.12 the Legislative Auditor determines that a recipient of money from the arts and cultural  
100.13 heritage fund has not complied with the laws, rules, or regulations in this section or other  
100.14 laws applicable to the recipient, the recipient is not eligible for future funding from the  
100.15 arts and cultural heritage fund until the recipient demonstrates compliance.

100.16 Sec. 4. Minnesota Statutes 2012, section 129D.19, subdivision 1, is amended to read:

100.17 Subdivision 1. **Applicability.** This section applies only to the Association of  
100.18 Minnesota Public Educational Radio Stations and the noncommercial radio stations that  
100.19 are members of the Association of Minnesota Public Educational Radio Stations.

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

100.21 Sec. 5. Minnesota Statutes 2012, section 129D.19, subdivision 2, is amended to read:

100.22 Subd. 2. **Use of grant funds.** Money appropriated from the Minnesota arts and  
100.23 cultural heritage fund may be designated to make grants to the Association of Minnesota  
100.24 Public Educational Radio Stations and its member stations and noncommercial radio  
100.25 stations, as defined in section 129D.14, subdivision 2. Grants received under this section  
100.26 must be used to create, produce, acquire, or distribute programs that educate, enhance, or  
100.27 promote local, regional, or statewide items of artistic, cultural, or historic significance.  
100.28 Grant funds may be used to cover any expenses associated with the creation, production,  
100.29 acquisition, or distribution of noncommercial radio programs through broadcast.

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

100.31 Sec. 6. Laws 2001, chapter 193, section 10, is amended to read:

100.32 Sec. 10. **CAPITOL CAFETERIA; WINE AND BEER LICENSE.**

101.1 Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, paragraph (a),  
101.2 clause (2), the city of St. Paul ~~may~~ must issue an on-sale wine and malt liquor license for  
101.3 the premises known as the capitol cafeteria, for special events held at the capitol cafeteria.

101.4 **EFFECTIVE DATE.** This section is effective the day after the governing body of  
101.5 St. Paul and its chief clerical officer timely complete compliance with Minnesota Statutes,  
101.6 section 645.021, subdivisions 2 and 3.

101.7 Sec. 7. **MINNESOTA ORCHESTRA; ST. PAUL CHAMBER ORCHESTRA.**

101.8 (a) The commissioner of management and budget must recapture funds that have been  
101.9 granted to either the Minnesota Orchestra or the St. Paul Chamber Orchestra from the arts  
101.10 and cultural heritage fund 30 days after final enactment of this section and return the funds  
101.11 to the arts and cultural heritage fund, if either orchestra has not settled on an agreement to  
101.12 end the labor dispute and begun performances with the previously contracted musicians.  
101.13 Any grant agreement with a Minnesota state agency with either the Minnesota Orchestra  
101.14 or the St. Paul Chamber Orchestra is canceled 30 days after final enactment of this section  
101.15 and any unexpended funds returned to the arts and cultural heritage fund, if either the  
101.16 Minnesota Orchestra or the St. Paul Chamber Orchestra have not settled on an agreement  
101.17 to end the labor dispute and begun performances with the previously contracted musicians.

101.18 (b) Any money returned to the arts and cultural heritage fund under paragraph (a) is  
101.19 appropriated to the Minnesota Arts Board for grants to programs that employ orchestral  
101.20 musicians for live performances in Minnesota.

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

101.22 Sec. 8. **ECONOMIC IMPACT STUDY; MOTION PICTURE INDUSTRY.**

101.23 The commissioner of employment and economic development must conduct a study  
101.24 to examine the economic impact of the motion picture industry on the state's economy.  
101.25 The study must examine what the potential impact of the motion picture industry could  
101.26 be on the Minnesota economy. The study must look at the use of investments, rebates,  
101.27 tax credits, and other programs and how those programs can improve economic returns,  
101.28 stimulate the economy, and provide jobs. The commissioner may contract with a qualified  
101.29 entity to conduct the study. The commissioner must report study findings and any  
101.30 recommendations to the legislature by February 15, 2014.

102.1 **ARTICLE 5**102.2 **GENERAL PROVISIONS; ALL LEGACY FUNDS**

102.3 Section 1. Minnesota Statutes 2012, section 3.9741, subdivision 3, is amended to read:

102.4 Subd. 3. **Legacy funds.** The outdoor heritage fund, the clean water fund, the parks  
102.5 and trails fund, and the arts and cultural heritage fund ~~must each reimburse the general~~  
102.6 ~~fund, in the manner prescribed in section 16A.127,~~ are liable for costs incurred by the  
102.7 legislative auditor in examining financial activities relating to each fund. At the conclusion  
102.8 of an examination, the legislative auditor shall certify the costs of the examination to the  
102.9 commissioner of management and budget. The amount requested is appropriated from the  
102.10 appropriate legacy fund to the commissioner of management and budget, who shall transfer  
102.11 the appropriation to the legislative auditor to recover the cost of the audit from each fund.

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

102.13 Sec. 2. **COMMISSIONER DETERMINATION; FUND AVAILABILITY.**

102.14 The commissioner of management and budget shall determine if sufficient funds  
102.15 are available in the four legacy funds to allow payment of all appropriations made by  
102.16 the legislature. If the commissioner determines that a shortfall in available revenues  
102.17 will limit the availability of appropriations of the legacy funds, the commissioner must  
102.18 withhold payment of each appropriation in an equal or equitable amount, as needed to  
102.19 balance available revenue with expenditures from each fund. The commissioner must  
102.20 report all reductions required under this section to the Legislative Advisory Commission  
102.21 in a timely fashion.

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

APPENDIX  
Article locations in H1183-3

|           |  |               |
|-----------|--|---------------|
| ARTICLE 1 | OUTDOOR HERITAGE FUND .....                | Page.Ln 1.21  |
| ARTICLE 2 | CLEAN WATER FUND .....                     | Page.Ln 31.1  |
| ARTICLE 3 | PARKS AND TRAILS FUND .....                | Page.Ln 65.12 |
| ARTICLE 4 | ARTS AND CULTURAL HERITAGE FUND .....      | Page.Ln 83.15 |
| ARTICLE 5 | GENERAL PROVISIONS; ALL LEGACY FUNDS ..... | Page.Ln 102.1 |