

1.1 Senator ..... moves to amend S.F. No. 959 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS

1.5 Section 1. ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS.

1.6 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
1.7 and for the purposes specified in this article. The appropriations are from the general fund,  
1.8 or another named fund, and are available for the fiscal years indicated for each purpose.  
1.9 The figures "2022" and "2023" used in this article mean that the appropriations listed under  
1.10 them are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively.  
1.11 "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium"  
1.12 is fiscal years 2022 and 2023. Appropriations for the fiscal year ending June 30, 2021, are  
1.13 effective the day following final enactment.

1.14 APPROPRIATIONS

1.15 Available for the Year

1.16 Ending June 30

1.17 2022

2023

1.18 Sec. 2. POLLUTION CONTROL AGENCY

1.19 Subdivision 1. Total Appropriation \$ 115,120,000 \$ 112,130,000

1.20 Appropriations by Fund

1.21		<u>2022</u>	<u>2023</u>
1.22	<u>General</u>	<u>5,214,000</u>	<u>5,114,000</u>
1.23	<u>State Government</u>		
1.24	<u>Special Revenue</u>	<u>75,000</u>	<u>75,000</u>
1.25	<u>Environmental</u>	<u>91,941,000</u>	<u>90,651,000</u>
1.26	<u>Remediation</u>	<u>14,290,000</u>	<u>14,290,000</u>
1.27	<u>Closed Landfill</u>		
1.28	<u>Investment</u>	<u>3,600,000</u>	<u>2,000,000</u>

1.29 The amounts that may be spent for each  
1.30 purpose are specified in the following  
1.31 subdivisions.

1.32 The commissioner must present the agency's  
1.33 biennial budget for fiscal years 2024 and 2025  
1.34 to the legislature in a transparent way by

2.1 agency division, including the proposed  
 2.2 budget bill and presentations of the budget to  
 2.3 committees and divisions with jurisdiction  
 2.4 over the agency's budget.

2.5 **Subd. 2. Environmental Analysis and Outcomes**                    15,407,000                    13,906,000

2.6	<u>Appropriations by Fund</u>	
2.7	<u>2022</u>	<u>2023</u>
2.8	<u>General</u>	<u>115,000</u> <u>115,000</u>
2.9	<u>Environmental</u>	<u>15,091,000</u> <u>13,590,000</u>
2.10	<u>Remediation</u>	<u>201,000</u> <u>201,000</u>

2.11 (a) \$89,000 the first year and \$89,000 the  
 2.12 second year are from the environmental fund  
 2.13 for:

2.14 (1) a municipal liaison to assist municipalities  
 2.15 in implementing and participating in the  
 2.16 rulemaking process for water quality standards  
 2.17 and navigating the NPDES/SDS permitting  
 2.18 process;

2.19 (2) enhanced economic analysis in the  
 2.20 rulemaking process for water quality  
 2.21 standards, including more-specific analysis  
 2.22 and identification of cost-effective permitting;

2.23 (3) developing statewide economic analyses  
 2.24 and templates to reduce the amount of  
 2.25 information and time required for  
 2.26 municipalities to apply for variances from  
 2.27 water quality standards; and

2.28 (4) coordinating with the Public Facilities  
 2.29 Authority to identify and advocate for the  
 2.30 resources needed for municipalities to achieve  
 2.31 permit requirements.

2.32 (b) \$205,000 the first year and \$205,000 the  
 2.33 second year are from the environmental fund

3.1 for air monitoring programs under Minnesota  
3.2 Statutes, section 116.454.

3.3 (c) \$115,000 the first year and \$115,000 the  
3.4 second year are for monitoring water quality  
3.5 and operating assistance programs.

3.6 (d) \$347,000 the first year and \$347,000 the  
3.7 second year are from the environmental fund  
3.8 for monitoring ambient air for hazardous  
3.9 pollutants.

3.10 (e) \$90,000 the first year and \$90,000 the  
3.11 second year are from the environmental fund  
3.12 for duties related to harmful chemicals in  
3.13 children's products under Minnesota Statutes,  
3.14 sections 116.9401 to 116.9407. Of this  
3.15 amount, \$57,000 each year is transferred to  
3.16 the commissioner of health.

3.17 (f) \$109,000 the first year and \$109,000 the  
3.18 second year are from the environmental fund  
3.19 for registering wastewater laboratories.

3.20 (g) \$926,000 the first year and \$926,000 the  
3.21 second year are from the environmental fund  
3.22 to continue perfluorochemical biomonitoring  
3.23 in eastern metropolitan communities, as  
3.24 recommended by the Environmental Health  
3.25 Tracking and Biomonitoring Advisory Panel,  
3.26 and to address other environmental health  
3.27 risks, including air quality. The communities  
3.28 must include Hmong and other immigrant  
3.29 farming communities. Of this amount, up to  
3.30 \$689,000 the first year and \$689,000 the  
3.31 second year are for transfer to the Department  
3.32 of Health.

3.33 (h) \$51,000 the first year and \$51,000 the  
3.34 second year are from the environmental fund

4.1 for the listing procedures for impaired waters  
4.2 required under this act.

4.3 (i) \$141,000 the first year and \$141,000 the  
4.4 second year are from the environmental fund  
4.5 to implement and enforce Minnesota Statutes,  
4.6 section 325F.071. Of this amount, up to  
4.7 \$65,000 each year may be transferred to the  
4.8 commissioner of health.

4.9 (j) \$350,000 the first year is from the  
4.10 environmental fund for completing the St.  
4.11 Louis River Mercury Total Maximum Daily  
4.12 Load study. This is a onetime appropriation.

4.13 (k) \$500,000 the first year is from the  
4.14 environmental fund to develop and implement  
4.15 an initiative to reduce sources of  
4.16 perfluoroalkyl and polyfluoroalkyl substances  
4.17 (PFAS) in the environment that are eventually  
4.18 conveyed to municipal wastewater treatment  
4.19 facilities. In developing and implementing the  
4.20 initiative, the commissioner must work in  
4.21 cooperation with the Department of Health  
4.22 and with an advisory group consisting of one  
4.23 representative designated by each of the  
4.24 following: the League of Minnesota Cities;  
4.25 the Coalition of Greater Minnesota Cities; the  
4.26 Minnesota Environmental Science and  
4.27 Economic Review Board; the Minnesota  
4.28 Municipal Utilities Association; Metropolitan  
4.29 Council Environmental Services; Minnesota  
4.30 Association of Small Cities; National Waste  
4.31 and Recycling Association; Minnesota Rural  
4.32 Water Association; Association of Minnesota  
4.33 Counties; Solid Waste Administrators  
4.34 Association; Partnership on Waste and Energy;  
4.35 Minnesota Resource Recovery Association;

5.1 Minnesota InterCounty Association;  
5.2 Minnesota Manufacturer's Coalition; and the  
5.3 Association of Metropolitan Municipalities.  
5.4 In developing and implementing the municipal  
5.5 initiative, the commissioner must:  
5.6 (1) identify sources of PFAS introduced into  
5.7 the environment that are eventually conveyed  
5.8 to municipal wastewater treatment facilities  
5.9 and contained in solid waste that are disposed  
5.10 at solid waste facilities;  
5.11 (2) identify source reduction strategies that  
5.12 can effectively reduce the amount of PFAS  
5.13 entering the environment that are eventually  
5.14 conveyed to municipal wastewater treatment  
5.15 facilities or are disposed as solid waste  
5.16 facilities;  
5.17 (3) publish and distribute throughout the state  
5.18 guidance documents for local governments  
5.19 that include education materials about  
5.20 effective strategies to reduce PFAS sources;  
5.21 (4) identify issues for future study; and  
5.22 (5) by January 31, 2023, report to the chairs  
5.23 and ranking minority members of the house  
5.24 of representatives and senate committees and  
5.25 divisions with jurisdiction over the  
5.26 environment and natural resources on the  
5.27 development and implementation of the  
5.28 initiative. This is a onetime appropriation.  
5.29 (l) \$128,000 the first year is from the  
5.30 environmental fund for an analysis of the  
5.31 Green Tier Program under article 2, section  
5.32 151. This is a onetime appropriation.  
5.33 (m) \$248,000 the first year and \$248,000 the  
5.34 second year are from the environmental fund

6.1 for the state implementation plan revisions  
 6.2 under article 2, section 152. This is a onetime  
 6.3 appropriation.

6.4 (n) \$96,000 the first year and \$96,000 the  
 6.5 second year are from the environmental fund  
 6.6 for agency oversight of the mattress recycling  
 6.7 program.

6.8 (o) \$671,000 the first year and \$41,000 the  
 6.9 second year are from the environmental fund  
 6.10 for whole effluent toxicity rulemaking under  
 6.11 article 2, section 149.

6.12 Subd. 3. **Industrial** 15,604,000 15,773,000

	<u>Appropriations by Fund</u>	
	<u>2022</u>	<u>2023</u>
<u>Environmental</u>	<u>14,603,000</u>	<u>14,772,000</u>
<u>Remediation</u>	<u>1,001,000</u>	<u>1,001,000</u>

6.17 (a) \$1,001,000 the first year and \$1,001,000  
 6.18 the second year are from the remediation fund  
 6.19 for the leaking underground storage tank  
 6.20 program to investigate, clean up, and prevent  
 6.21 future releases from underground petroleum  
 6.22 storage tanks and for the petroleum  
 6.23 remediation program for vapor assessment  
 6.24 and remediation. These same annual amounts  
 6.25 are transferred from the petroleum tank fund  
 6.26 to the remediation fund.

6.27 (b) \$393,000 the first year and \$393,000 the  
 6.28 second year are from the environmental fund  
 6.29 to further evaluate the use and reduction of  
 6.30 trichloroethylene around Minnesota and  
 6.31 identify its potential health effects on  
 6.32 communities. Of this amount, up to \$121,000  
 6.33 each year may be transferred to the  
 6.34 commissioner of health.

7.1	<u>Subd. 4. Municipal</u>		<u>8,611,000</u>	<u>8,611,000</u>
7.2	<u>Appropriations by Fund</u>			
7.3		<u>2022</u>	<u>2023</u>	
7.4	<u>Environmental</u>	<u>8,536,000</u>	<u>8,536,000</u>	
7.5	<u>State Government</u>			
7.6	<u>Special Revenue</u>	<u>75,000</u>	<u>75,000</u>	
7.7	<u>(a) \$164,000 the first year and \$164,000 the</u>			
7.8	<u>second year are from the environmental fund</u>			
7.9	<u>for:</u>			
7.10	<u>(1) a municipal liaison to assist municipalities</u>			
7.11	<u>in implementing and participating in the</u>			
7.12	<u>rulemaking process for water quality standards</u>			
7.13	<u>and navigating the NPDES/SDS permitting</u>			
7.14	<u>process;</u>			
7.15	<u>(2) enhanced economic analysis in the</u>			
7.16	<u>rulemaking process for water quality</u>			
7.17	<u>standards, including more-specific analysis</u>			
7.18	<u>and identification of cost-effective permitting;</u>			
7.19	<u>(3) developing statewide economic analyses</u>			
7.20	<u>and templates to reduce the amount of</u>			
7.21	<u>information and time required for</u>			
7.22	<u>municipalities to apply for variances from</u>			
7.23	<u>water quality standards; and</u>			
7.24	<u>(4) coordinating with the Public Facilities</u>			
7.25	<u>Authority to identify and advocate for the</u>			
7.26	<u>resources needed for municipalities to achieve</u>			
7.27	<u>permit requirements.</u>			
7.28	<u>(b) \$50,000 the first year and \$50,000 the</u>			
7.29	<u>second year are from the environmental fund</u>			
7.30	<u>for transfer to the Office of Administrative</u>			
7.31	<u>Hearings to establish sanitary districts.</u>			
7.32	<u>(c) \$952,000 the first year and \$952,000 the</u>			
7.33	<u>second year are from the environmental fund</u>			
7.34	<u>for subsurface sewage treatment system</u>			

8.1 (SSTS) program administration and  
 8.2 community technical assistance and education,  
 8.3 including grants and technical assistance to  
 8.4 communities for water-quality protection. Of  
 8.5 this amount, \$129,000 each year is for  
 8.6 assistance to counties through grants for SSTS  
 8.7 program administration. A county receiving  
 8.8 a grant from this appropriation must submit  
 8.9 the results achieved with the grant to the  
 8.10 commissioner as part of its annual SSTS  
 8.11 report. Any unexpended balance in the first  
 8.12 year does not cancel but is available in the  
 8.13 second year.

8.14 (d) \$784,000 the first year and \$784,000 the  
 8.15 second year are from the environmental fund  
 8.16 to address the need for continued increased  
 8.17 activity in new technology review, technical  
 8.18 assistance for local governments, and  
 8.19 enforcement under Minnesota Statutes,  
 8.20 sections 115.55 to 115.58, and to complete the  
 8.21 requirements of Laws 2003, chapter 128,  
 8.22 article 1, section 165.

8.23 (e) Notwithstanding Minnesota Statutes,  
 8.24 section 16A.28, the appropriations  
 8.25 encumbered on or before June 30, 2023, as  
 8.26 grants or contracts for subsurface sewage  
 8.27 treatment systems, surface water and  
 8.28 groundwater assessments, storm water, and  
 8.29 water-quality protection in this subdivision  
 8.30 are available until June 30, 2026.

8.31 Subd. 5. Operations 10,015,000 9,928,000

8.32 Appropriations by Fund

8.33	<u>2022</u>	<u>2023</u>
8.34	<u>General</u>	<u>2,156,000</u> <u>2,056,000</u>

- 9.1 Environmental                      5,778,000              5,791,000
- 9.2 Remediation                      2,081,000              2,081,000
- 9.3 (a) \$1,003,000 the first year and \$1,003,000
- 9.4 the second year are from the remediation fund
- 9.5 for the leaking underground storage tank
- 9.6 program to investigate, clean up, and prevent
- 9.7 future releases from underground petroleum
- 9.8 storage tanks and for the petroleum
- 9.9 remediation program for vapor assessment
- 9.10 and remediation. These same annual amounts
- 9.11 are transferred from the petroleum tank fund
- 9.12 to the remediation fund.
- 9.13 (b) \$2,490,000 the first year and \$2,490,000
- 9.14 the second year are to support agency
- 9.15 information technology services provided at
- 9.16 the enterprise and agency level.
- 9.17 (c) \$800,000 the first year and \$800,000 the
- 9.18 second year are from the environmental fund
- 9.19 to develop and maintain systems to support
- 9.20 permitting and regulatory business processes
- 9.21 and agency data.
- 9.22 (d) \$100,000 the first year is for transfer to the
- 9.23 commissioner of management and budget to
- 9.24 retire general obligation bonds associated with
- 9.25 the Anoka-Ramsey closed landfill in order to
- 9.26 remove restrictions placed on the closed
- 9.27 landfill due to the bond to help facilitate a
- 9.28 solar pilot project at the closed landfill site to
- 9.29 be owned and operated by an electric
- 9.30 cooperative association that has more than
- 9.31 130,000 customers in Minnesota. The
- 9.32 appropriation may not be used to finance the
- 9.33 project, procure land rights, or manage the
- 9.34 solar array.

10.1 (e) The amount available in paragraph (d) is  
10.2 only available when the commissioner of  
10.3 management and budget determines that the  
10.4 closed landfill site may be released from the  
10.5 state's bonding restrictions. In order to make  
10.6 this determination, the commissioner must  
10.7 conduct a feasibility analysis for the proposed  
10.8 retiring of the general obligation bonds  
10.9 associated with the closed landfill described  
10.10 in paragraph (d). The analysis must also  
10.11 include a discussion of the feasibility of  
10.12 replication for other closed landfills that are  
10.13 encumbered by a bond and associated  
10.14 restrictions. The commissioner must submit  
10.15 the determination and feasibility analysis to  
10.16 the chairs and ranking minority members of  
10.17 the legislative committees with jurisdiction  
10.18 over capital investment, energy, and  
10.19 environment by June 15, 2021.

10.20 (f) Upon completion of the pilot project  
10.21 described in paragraph (d), or by January 15,  
10.22 2023, whichever is earlier, the commissioner  
10.23 of the Pollution Control Agency, in  
10.24 cooperation with the electric cooperative  
10.25 association, must report to the chairs and  
10.26 ranking minority members of the legislative  
10.27 committees with jurisdiction over capital  
10.28 investment, energy, and environment on the  
10.29 following:

10.30 (1) project accomplishments and milestones  
10.31 including any project growth, developments,  
10.32 or agreements that resulted from the project;

10.33 (2) challenges or barriers faced during  
10.34 development or after completion of the  
10.35 project;

11.1 (3) project financials, including expenses,  
 11.2 utility agreements, and project viability; and  
 11.3 (4) replicability of the pilot project to other  
 11.4 future closed landfill projects.

11.5 **Subd. 6. Remediation** 14,881,000 13,281,000

11.6	<u>Appropriations by Fund</u>	
11.7	<u>2022</u>	<u>2023</u>
11.8	<u>Environmental</u>	<u>508,000</u>
11.9	<u>Remediation</u>	<u>10,773,000</u>
11.10	<u>Closed Landfill</u>	
11.11	<u>Investment</u>	<u>3,600,000</u>

11.12 (a) All money for environmental response,  
 11.13 compensation, and compliance in the  
 11.14 remediation fund not otherwise appropriated  
 11.15 is appropriated to the commissioners of the  
 11.16 Pollution Control Agency and agriculture for  
 11.17 purposes of Minnesota Statutes, section  
 11.18 115B.20, subdivision 2, clauses (1), (2), (3),  
 11.19 (6), and (7). At the beginning of each fiscal  
 11.20 year, the two commissioners must jointly  
 11.21 submit to the commissioner of management  
 11.22 and budget an annual spending plan that  
 11.23 maximizes resource use and appropriately  
 11.24 allocates the money between the two  
 11.25 departments. This appropriation is available  
 11.26 until June 30, 2023.

11.27 (b) \$363,000 the first year and \$363,000 the  
 11.28 second year are from the environmental fund  
 11.29 to manage contaminated sediment projects at  
 11.30 multiple sites identified in the St. Louis River  
 11.31 remedial action plan to restore water quality  
 11.32 in the St. Louis River Area of Concern.

11.33 (c) \$3,198,000 the first year and \$3,198,000  
 11.34 the second year are from the remediation fund  
 11.35 for the leaking underground storage tank

12.1 program to investigate, clean up, and prevent  
 12.2 future releases from underground petroleum  
 12.3 storage tanks and for the petroleum  
 12.4 remediation program for vapor assessment  
 12.5 and remediation. These same annual amounts  
 12.6 are transferred from the petroleum tank fund  
 12.7 to the remediation fund.

12.8 (d) \$257,000 the first year and \$257,000 the  
 12.9 second year are from the remediation fund for  
 12.10 transfer to the commissioner of health for  
 12.11 private water-supply monitoring and health  
 12.12 assessment costs in areas contaminated by  
 12.13 unpermitted mixed municipal solid waste  
 12.14 disposal facilities and drinking water  
 12.15 advisories and public information activities  
 12.16 for areas contaminated by hazardous releases.

12.17 (e) \$2,000,000 the first year and \$2,000,000  
 12.18 the second year are from the closed landfill  
 12.19 investment fund for the closed landfill  
 12.20 program. This is a onetime appropriation.

12.21 (f) \$1,600,000 the first year is from the closed  
 12.22 landfill investment fund for the closed landfill  
 12.23 emergency account under Minnesota Statutes,  
 12.24 section 115B.422. This is a onetime  
 12.25 appropriation.

12.26 **Subd. 7. Resource Management and Assistance** 40,267,000 40,296,000

12.27	<u>Appropriations by Fund</u>	
12.28	<u>2022</u>	<u>2023</u>
12.29	<u>Environmental</u>	<u>40,267,000</u> <u>40,296,000</u>

12.30 (a) Up to \$150,000 the first year and \$150,000  
 12.31 the second year may be transferred from the  
 12.32 environmental fund to the small business  
 12.33 environmental improvement loan account  
 12.34 under Minnesota Statutes, section 116.993.

- 13.1 (b) \$700,000 the first year and \$700,000 the  
13.2 second year are from the environmental fund  
13.3 for competitive recycling grants under  
13.4 Minnesota Statutes, section 115A.565. This  
13.5 appropriation is available until June 30, 2025.  
13.6 Any unencumbered grant balances in the first  
13.7 year do not cancel but are available for grants  
13.8 in the second year.
- 13.9 (c) \$694,000 the first year and \$694,000 the  
13.10 second year are from the environmental fund  
13.11 for emission-reduction activities and grants to  
13.12 small businesses and other  
13.13 nonpoint-emission-reduction efforts. Of this  
13.14 amount, \$100,000 the first year and \$100,000  
13.15 the second year are to continue work with  
13.16 Clean Air Minnesota, and the commissioner  
13.17 may enter into an agreement with  
13.18 Environmental Initiative to support this effort.  
13.19 Any unencumbered grant balances in the first  
13.20 year do not cancel but are available for grants  
13.21 in the second year.
- 13.22 (d) \$20,550,000 the first year and \$20,550,000  
13.23 the second year are from the environmental  
13.24 fund for SCORE block grants to counties. Any  
13.25 unencumbered grant balances in the first year  
13.26 do not cancel but are available for grants in  
13.27 the second year.
- 13.28 (e) \$119,000 the first year and \$119,000 the  
13.29 second year are from the environmental fund  
13.30 for environmental assistance grants or loans  
13.31 under Minnesota Statutes, section 115A.0716.  
13.32 Any unencumbered grant and loan balances  
13.33 in the first year do not cancel but are available  
13.34 for grants and loans in the second year.

14.1 (f) \$400,000 the first year and \$400,000 the  
 14.2 second year are from the environmental fund  
 14.3 for grants to develop and expand recycling  
 14.4 markets for Minnesota businesses.

14.5 (g) \$750,000 the first year and \$750,000 the  
 14.6 second year are from the environmental fund  
 14.7 for reducing and diverting food waste,  
 14.8 redirecting edible food for consumption, and  
 14.9 removing barriers to collecting and recovering  
 14.10 organic waste. Of this amount, \$500,000 each  
 14.11 year is for grants to increase food rescue and  
 14.12 waste prevention. This appropriation is  
 14.13 available until June 30, 2025. Any  
 14.14 unencumbered grant balances in the first year  
 14.15 do not cancel but are available for grants in  
 14.16 the second year.

14.17 (h) \$2,719,000 the first year and \$2,719,000  
 14.18 the second year are from the environmental  
 14.19 fund for the purposes of Minnesota Statutes,  
 14.20 section 473.844.

14.21 (i) Notwithstanding Minnesota Statutes,  
 14.22 section 16A.28, the appropriations  
 14.23 encumbered on or before June 30, 2023, as  
 14.24 contracts or grants for environmental  
 14.25 assistance awarded under Minnesota Statutes,  
 14.26 section 115A.0716; technical and research  
 14.27 assistance under Minnesota Statutes, section  
 14.28 115A.152; technical assistance under  
 14.29 Minnesota Statutes, section 115A.52; and  
 14.30 pollution prevention assistance under  
 14.31 Minnesota Statutes, section 115D.04, are  
 14.32 available until June 30, 2025.

14.33 Subd. 8. Watershed 9,158,000 9,158,000

14.34 Appropriations by Fund

14.35 2022 2023

15.1	<u>General</u>	<u>1,959,000</u>	<u>1,959,000</u>
15.2	<u>Environmental</u>	<u>6,965,000</u>	<u>6,965,000</u>
15.3	<u>Remediation</u>	<u>234,000</u>	<u>112,000</u>

15.4 (a) \$1,959,000 the first year and \$1,959,000  
 15.5 the second year are for grants to delegated  
 15.6 counties to administer the county feedlot  
 15.7 program under Minnesota Statutes, section  
 15.8 116.0711, subdivisions 2 and 3. Money  
 15.9 remaining after the first year is available for  
 15.10 the second year.

15.11 (b) \$208,000 the first year and \$208,000 the  
 15.12 second year are from the environmental fund  
 15.13 for the costs of implementing general  
 15.14 operating permits for feedlots over 1,000  
 15.15 animal units.

15.16 (c) \$122,000 the first year is from the  
 15.17 remediation fund for the leaking underground  
 15.18 storage tank program to investigate, clean up,  
 15.19 and prevent future releases from underground  
 15.20 petroleum storage tanks and for the petroleum  
 15.21 remediation program for vapor assessment  
 15.22 and remediation. These same annual amounts  
 15.23 are transferred from the petroleum tank fund  
 15.24 to the remediation fund.

15.25 **Subd. 9. Environmental Quality Board** 1,177,000 1,177,000

15.26	<u>Appropriations by Fund</u>		
15.27		<u>2022</u>	<u>2023</u>
15.28	<u>General</u>	<u>984,000</u>	<u>984,000</u>
15.29	<u>Environmental</u>	<u>193,000</u>	<u>193,000</u>

15.30 **Subd. 10. Transfers**

15.31 (a) The commissioner must transfer up to  
 15.32 \$44,000,000 from the environmental fund to  
 15.33 the remediation fund for purposes of the



17.1 to promote new mineral-resource  
 17.2 opportunities.  
 17.3 (c) \$218,000 the first year and \$218,000 the  
 17.4 second year are from the state forest suspense  
 17.5 account in the permanent school fund to secure  
 17.6 maximum long-term economic return from  
 17.7 the school trust lands consistent with fiduciary  
 17.8 responsibilities and sound natural resources  
 17.9 conservation and management principles.  
 17.10 (d) \$338,000 the first year and \$338,000 the  
 17.11 second year are from the water management  
 17.12 account in the natural resources fund for  
 17.13 mining hydrology.

17.14 **Subd. 3. Ecological and Water Resources** 35,202,000 35,102,000

17.15	<u>Appropriations by Fund</u>		
17.16		<u>2022</u>	<u>2023</u>
17.17	<u>General</u>	<u>16,647,000</u>	<u>16,547,000</u>
17.18	<u>Natural Resources</u>	<u>12,281,000</u>	<u>12,281,000</u>
17.19	<u>Game and Fish</u>	<u>6,274,000</u>	<u>6,274,000</u>

17.20 (a) \$4,222,000 the first year and \$4,222,000  
 17.21 the second year are from the invasive species  
 17.22 account in the natural resources fund,  
 17.23 \$2,331,000 the first year and \$2,331,000 the  
 17.24 second year are from the general fund, and  
 17.25 \$500,000 the first year and \$500,000 the  
 17.26 second year are from the heritage enhancement  
 17.27 account in the game and fish fund for  
 17.28 management, public awareness, assessment  
 17.29 and monitoring research, and water access  
 17.30 inspection to prevent the spread of invasive  
 17.31 species; management of invasive plants in  
 17.32 public waters; and management of terrestrial  
 17.33 invasive species on state-administered lands.

- 18.1 (b) \$5,556,000 the first year and \$5,556,000  
18.2 the second year are from the water  
18.3 management account in the natural resources  
18.4 fund for only the purposes specified in  
18.5 Minnesota Statutes, section 103G.27,  
18.6 subdivision 2.
- 18.7 (c) \$124,000 the first year and \$124,000 the  
18.8 second year are for a grant to the Mississippi  
18.9 Headwaters Board for up to 50 percent of the  
18.10 cost of implementing the comprehensive plan  
18.11 for the upper Mississippi within areas under  
18.12 the board's jurisdiction.
- 18.13 (d) \$10,000 the first year and \$10,000 the  
18.14 second year are for payment to the Leech Lake  
18.15 Band of Chippewa Indians to implement the  
18.16 band's portion of the comprehensive plan for  
18.17 the upper Mississippi River.
- 18.18 (e) \$264,000 the first year and \$264,000 the  
18.19 second year are for grants for up to 50 percent  
18.20 of the cost of implementing the Red River  
18.21 mediation agreement.
- 18.22 (f) \$2,548,000 the first year and \$2,548,000  
18.23 the second year are from the heritage  
18.24 enhancement account in the game and fish  
18.25 fund for only the purposes specified in  
18.26 Minnesota Statutes, section 297A.94,  
18.27 paragraph (h), clause (1).
- 18.28 (g) \$1,000,000 the first year and \$1,000,000  
18.29 the second year are from the nongame wildlife  
18.30 management account in the natural resources  
18.31 fund for nongame wildlife management.  
18.32 Notwithstanding Minnesota Statutes, section  
18.33 290.431, \$100,000 the first year and \$100,000  
18.34 the second year may be used for nongame

- 19.1 wildlife information, education, and  
19.2 promotion.
- 19.3 (h) Notwithstanding Minnesota Statutes,  
19.4 section 84.943, \$50,000 the first year and  
19.5 \$50,000 the second year from the critical  
19.6 habitat private sector matching account may  
19.7 be used to publicize the critical habitat license  
19.8 plate match program.
- 19.9 (i) \$5,250,000 the first year and \$5,250,000  
19.10 the second year are for the following activities:
- 19.11 (1) financial reimbursement and technical  
19.12 support to soil and water conservation districts  
19.13 or other local units of government for  
19.14 groundwater-level monitoring;
- 19.15 (2) surface water monitoring and analysis,  
19.16 including installing monitoring gauges;
- 19.17 (3) groundwater analysis to assist with  
19.18 water-appropriation permitting decisions;
- 19.19 (4) permit application review incorporating  
19.20 surface water and groundwater technical  
19.21 analysis;
- 19.22 (5) precipitation data and analysis to improve  
19.23 irrigation use;
- 19.24 (6) information technology, including  
19.25 electronic permitting and integrated data  
19.26 systems; and
- 19.27 (7) compliance and monitoring.
- 19.28 (j) \$410,000 the first year and \$410,000 the  
19.29 second year are from the heritage enhancement  
19.30 account in the game and fish fund for grants  
19.31 to the Minnesota Aquatic Invasive Species  
19.32 Research Center at the University of  
19.33 Minnesota to prioritize, support, and develop

20.1 research-based solutions that can reduce the  
 20.2 effects of aquatic invasive species in  
 20.3 Minnesota by preventing spread, controlling  
 20.4 populations, and managing ecosystems and to  
 20.5 advance knowledge to inspire action by others.

20.6 (k) \$100,000 the first year is for a grant to the  
 20.7 city of Minneiska to dredge and remove  
 20.8 sediment from the boat launch area of the  
 20.9 Minneiska boat landing. This is a onetime  
 20.10 appropriation.

20.11 **Subd. 4. Forest Management** 51,352,000 49,932,000

20.12	<u>Appropriations by Fund</u>	
20.13	<u>2022</u>	<u>2023</u>
20.14	<u>General</u>	<u>32,406,000</u> <u>31,486,000</u>
20.15	<u>Natural Resources</u>	<u>17,529,000</u> <u>17,029,000</u>
20.16	<u>Game and Fish</u>	<u>1,417,000</u> <u>1,417,000</u>

20.17 (a) \$7,521,000 the first year and \$7,521,000  
 20.18 the second year are for prevention,  
 20.19 presuppression, and suppression costs of  
 20.20 emergency firefighting and other costs  
 20.21 incurred under Minnesota Statutes, section  
 20.22 88.12. The amount necessary to pay for  
 20.23 presuppression and suppression costs during  
 20.24 the biennium is appropriated from the general  
 20.25 fund. By January 15 of each year, the  
 20.26 commissioner of natural resources must submit  
 20.27 a report to the chairs and ranking minority  
 20.28 members of the house and senate committees  
 20.29 and divisions having jurisdiction over  
 20.30 environment and natural resources finance that  
 20.31 identifies all firefighting costs incurred and  
 20.32 reimbursements received in the prior fiscal  
 20.33 year. These appropriations may not be  
 20.34 transferred. Any reimbursement of firefighting  
 20.35 expenditures made to the commissioner from

- 21.1 any source other than federal mobilizations  
21.2 must be deposited into the general fund.
- 21.3 (b) \$15,386,000 the first year and \$15,386,000  
21.4 the second year are from the forest  
21.5 management investment account in the natural  
21.6 resources fund for only the purposes specified  
21.7 in Minnesota Statutes, section 89.039,  
21.8 subdivision 2.
- 21.9 (c) \$1,417,000 the first year and \$1,417,000  
21.10 the second year are from the heritage  
21.11 enhancement account in the game and fish  
21.12 fund to advance ecological classification  
21.13 systems (ECS) scientific management tools  
21.14 for forest and invasive species management.
- 21.15 (d) \$829,000 the first year and \$829,000 the  
21.16 second year are for the Forest Resources  
21.17 Council to implement the Sustainable Forest  
21.18 Resources Act.
- 21.19 (e) \$1,143,000 the first year and \$1,143,000  
21.20 the second year are from the forest  
21.21 management investment account in the natural  
21.22 resources fund for the Next Generation Core  
21.23 Forestry data system.
- 21.24 (f) \$500,000 the first year and \$500,000 the  
21.25 second year are from the forest management  
21.26 investment account in the natural resources  
21.27 fund for forest road maintenance on state  
21.28 forest roads.
- 21.29 (g) \$500,000 the first year and \$500,000 the  
21.30 second year are for forest road maintenance  
21.31 on county forest roads.
- 21.32 (h) \$500,000 the first year is from the forest  
21.33 management investment account in the natural  
21.34 resources fund for collecting light detection

22.1 and ranging data for forest inventory. This is  
 22.2 a onetime appropriation and is available until  
 22.3 June 30, 2024.

22.4 (i) \$920,000 the first year is to refund timber  
 22.5 permit payments under article 2, section 148.  
 22.6 This is a onetime appropriation.

22.7 **Subd. 5. Parks and Trails Management** 90,073,000 89,118,000

22.8	<u>Appropriations by Fund</u>	
22.9	<u>2022</u>	<u>2023</u>
22.10	<u>General</u>	<u>26,480,000</u> <u>26,480,000</u>
22.11	<u>Natural Resources</u>	<u>61,293,000</u> <u>60,338,000</u>
22.12	<u>Game and Fish</u>	<u>2,300,000</u> <u>2,300,000</u>

22.13 (a) \$1,075,000 the first year and \$1,075,000  
 22.14 the second year are from the water recreation  
 22.15 account in the natural resources fund for  
 22.16 maintaining and enhancing public  
 22.17 water-access facilities.

22.18 (b) \$7,685,000 the first year and \$6,685,000  
 22.19 the second year are from the natural resources  
 22.20 fund for state trail, park, and recreation area  
 22.21 operations. This appropriation is from revenue  
 22.22 deposited in the natural resources fund under  
 22.23 Minnesota Statutes, section 297A.94,  
 22.24 paragraph (h), clause (2).

22.25 (c) \$17,828,000 the first year and \$18,828,000  
 22.26 the second year are from the state parks  
 22.27 account in the natural resources fund to  
 22.28 operate and maintain state parks and state  
 22.29 recreation areas.

22.30 (d) \$1,140,000 the first year and \$1,140,000  
 22.31 the second year are from the natural resources  
 22.32 fund for park and trail grants to local units of  
 22.33 government on land to be maintained for at  
 22.34 least 20 years for parks or trails. This

23.1 appropriation is from revenue deposited in the  
23.2 natural resources fund under Minnesota  
23.3 Statutes, section 297A.94, paragraph (h),  
23.4 clause (4). Any unencumbered balance does  
23.5 not cancel at the end of the first year and is  
23.6 available for the second year.

23.7 (e) \$9,624,000 the first year and \$9,624,000  
23.8 the second year are from the snowmobile trails  
23.9 and enforcement account in the natural  
23.10 resources fund for the snowmobile  
23.11 grants-in-aid program. Any unencumbered  
23.12 balance does not cancel at the end of the first  
23.13 year and is available for the second year.

23.14 (f) \$2,435,000 the first year and \$2,435,000  
23.15 the second year are from the natural resources  
23.16 fund for the off-highway vehicle grants-in-aid  
23.17 program. Of this amount, \$1,960,000 each  
23.18 year is from the all-terrain vehicle account;  
23.19 \$150,000 each year is from the off-highway  
23.20 motorcycle account; and \$325,000 each year  
23.21 is from the off-road vehicle account. Any  
23.22 unencumbered balance does not cancel at the  
23.23 end of the first year and is available for the  
23.24 second year.

23.25 (g) \$1,250,000 the first year and \$2,250,000  
23.26 the second year are from the state land and  
23.27 water conservation account in the natural  
23.28 resources fund for priorities established by the  
23.29 commissioner for eligible state projects and  
23.30 administrative and planning activities  
23.31 consistent with Minnesota Statutes, section  
23.32 84.0264, and the federal Land and Water  
23.33 Conservation Fund Act. Any unencumbered  
23.34 balance does not cancel at the end of the first  
23.35 year and is available for the second year.

24.1 (h) \$950,000 the first year is appropriated from  
24.2 the all-terrain vehicle account in the natural  
24.3 resources fund to the commissioner of natural  
24.4 resources for a grant to St. Louis County to  
24.5 match other funding sources for design,  
24.6 right-of-way acquisition, permitting, and  
24.7 construction of Phase I of the Voyageur  
24.8 Country ATV Trail connections in the areas  
24.9 of Cook, Orr, Ash River, Kabetogama  
24.10 Township, and International Falls to the  
24.11 Voyageur Country ATV Trail system. This is  
24.12 a onetime appropriation and is available until  
24.13 June 30, 2025.

24.14 (i) \$955,000 the first year is appropriated from  
24.15 the all-terrain vehicle account in the natural  
24.16 resources fund to the commissioner of natural  
24.17 resources for a grant to the city of Ely for new  
24.18 trail connections and a new bridge across the  
24.19 Beaver River connecting the Prospector trail  
24.20 system to the Taconite State Trail. This is a  
24.21 onetime appropriation and is available until  
24.22 June 30, 2025.

24.23 (j) \$250,000 the first year is appropriated from  
24.24 the all-terrain vehicle account in the natural  
24.25 resources fund for an all-terrain vehicle master  
24.26 plan. Of this amount, \$200,000 is for a  
24.27 statewide all-terrain vehicle trails master plan  
24.28 broken out by the Department of Natural  
24.29 Resources administrative regions, and \$50,000  
24.30 is for an all-terrain vehicle trails and route  
24.31 inventory from all cooperating agencies with  
24.32 available data broken out by the Department  
24.33 of Natural Resources administrative regions.  
24.34 The all-terrain vehicle master plan and

25.1 inventory must be completed by February 1,  
 25.2 2023. This is a onetime appropriation.

25.3 Subd. 6. Fish and Wildlife Management 79,577,000 78,427,000

25.4 Appropriations by Fund

25.5	<u>2022</u>	<u>2023</u>
25.6	<u>Natural Resources</u>	<u>1,982,000</u> <u>1,982,000</u>
25.7	<u>Game and Fish</u>	<u>77,595,000</u> <u>76,445,000</u>

25.8 (a) \$8,658,000 the first year and \$8,658,000  
 25.9 the second year are from the heritage  
 25.10 enhancement account in the game and fish  
 25.11 fund only for activities specified under  
 25.12 Minnesota Statutes, section 297A.94,  
 25.13 paragraph (h), clause (1). Notwithstanding  
 25.14 Minnesota Statutes, section 297A.94, five  
 25.15 percent of this appropriation may be used for  
 25.16 expanding hunter and angler recruitment and  
 25.17 retention.

25.18 (b) \$2,950,000 the first year and \$1,950,000  
 25.19 the second year are from the game and fish  
 25.20 fund for planning for and emergency response  
 25.21 to disease outbreaks in wildlife. The  
 25.22 commissioner and board must each submit  
 25.23 quarterly reports on the activities funded under  
 25.24 this paragraph to the chairs and ranking  
 25.25 minority members of the legislative  
 25.26 committees and divisions with jurisdiction  
 25.27 over environment and natural resources and  
 25.28 agriculture.

25.29 (c) \$8,546,000 the first year and \$8,546,000  
 25.30 the second year are from the deer management  
 25.31 account for the purposes identified in  
 25.32 Minnesota Statutes, section 97A.075,  
 25.33 subdivision 1.

26.1 (d) Notwithstanding Minnesota Statutes,  
 26.2 section 297A.94, \$275,000 the first year and  
 26.3 \$125,000 the second year are appropriated  
 26.4 from the heritage enhancement account in the  
 26.5 game and fish fund for shooting sports facility  
 26.6 grants under Minnesota Statutes, section  
 26.7 87A.10, including grants for archery facilities.  
 26.8 Grants must be matched with a nonstate  
 26.9 match, which may include in-kind  
 26.10 contributions. This is a onetime appropriation.  
 26.11 Of the amount in the first year, \$50,000 is to  
 26.12 upgrade the Department of Natural Resources  
 26.13 shooting range database.

26.14 **Subd. 7. Enforcement** 47,145,000 47,145,000

26.15	<u>Appropriations by Fund</u>		
26.16		<u>2022</u>	<u>2023</u>
26.17	<u>General</u>	<u>7,193,000</u>	<u>7,194,000</u>
26.18	<u>Natural Resources</u>	<u>11,530,000</u>	<u>11,530,000</u>
26.19	<u>Game and Fish</u>	<u>28,311,000</u>	<u>28,310,000</u>
26.20	<u>Remediation</u>	<u>111,000</u>	<u>111,000</u>

26.21 (a) \$1,550,000 the first year and \$1,550,000  
 26.22 the second year are from the general fund for  
 26.23 enforcement efforts to prevent the spread of  
 26.24 aquatic invasive species.

26.25 (b) \$1,748,000 the first year and \$1,748,000  
 26.26 the second year are from the heritage  
 26.27 enhancement account in the game and fish  
 26.28 fund for only the purposes specified under  
 26.29 Minnesota Statutes, section 297A.94,  
 26.30 paragraph (h), clause (1).

26.31 (c) \$1,082,000 the first year and \$1,082,000  
 26.32 the second year are from the water recreation  
 26.33 account in the natural resources fund for grants  
 26.34 to counties for boat and water safety. Any  
 26.35 unencumbered balance does not cancel at the

27.1 end of the first year and is available for the  
27.2 second year.

27.3 (d) \$315,000 the first year and \$315,000 the  
27.4 second year are from the snowmobile trails  
27.5 and enforcement account in the natural  
27.6 resources fund for grants to local law  
27.7 enforcement agencies for snowmobile  
27.8 enforcement activities. Any unencumbered  
27.9 balance does not cancel at the end of the first  
27.10 year and is available for the second year.

27.11 (e) \$250,000 the first year and \$250,000 the  
27.12 second year are from the all-terrain vehicle  
27.13 account in the natural resources fund for grants  
27.14 to qualifying organizations to assist in safety  
27.15 and environmental education and monitoring  
27.16 trails on public lands under Minnesota  
27.17 Statutes, section 84.9011. Grants issued under  
27.18 this paragraph must be issued through a formal  
27.19 agreement with the organization. By  
27.20 December 15 each year, an organization  
27.21 receiving a grant under this paragraph must  
27.22 report to the commissioner with details on  
27.23 expenditures and outcomes from the grant. Of  
27.24 this appropriation, \$25,000 each year is for  
27.25 administering these grants. Any unencumbered  
27.26 balance does not cancel at the end of the first  
27.27 year and is available for the second year.

27.28 (f) \$510,000 the first year and \$510,000 the  
27.29 second year are from the natural resources  
27.30 fund for grants to county law enforcement  
27.31 agencies for off-highway vehicle enforcement  
27.32 and public education activities based on  
27.33 off-highway vehicle use in the county. Of this  
27.34 amount, \$498,000 each year is from the  
27.35 all-terrain vehicle account, \$11,000 each year

28.1 is from the off-highway motorcycle account,  
 28.2 and \$1,000 each year is from the off-road  
 28.3 vehicle account. The county enforcement  
 28.4 agencies may use money received under this  
 28.5 appropriation to make grants to other local  
 28.6 enforcement agencies within the county that  
 28.7 have a high concentration of off-highway  
 28.8 vehicle use. Of this appropriation, \$25,000  
 28.9 each year is for administering these grants.  
 28.10 Any unencumbered balance does not cancel  
 28.11 at the end of the first year and is available for  
 28.12 the second year.  
 28.13 (g) \$176,000 the first year and \$176,000 the  
 28.14 second year are from the game and fish fund  
 28.15 for an ice safety program.

28.16 **Subd. 8. Pass Through Funds** 1,367,000 1,367,000

	<u>Appropriations by Fund</u>	
	<u>2022</u>	<u>2023</u>
28.19 <u>General</u>	<u>187,000</u>	<u>187,000</u>
28.20 <u>Natural Resources</u>	<u>380,000</u>	<u>380,000</u>
28.21 <u>Permanent School</u>	<u>800,000</u>	<u>800,000</u>

28.22 (a) \$380,000 the first year and \$380,000 the  
 28.23 second year are from the natural resources  
 28.24 fund for grants to be divided equally between  
 28.25 the city of St. Paul for the Como Park Zoo and  
 28.26 Conservatory and the city of Duluth for the  
 28.27 Lake Superior Zoo. This appropriation is from  
 28.28 revenue deposited to the natural resources fund  
 28.29 under Minnesota Statutes, section 297A.94,  
 28.30 paragraph (h), clause (5).

28.31 (b) \$187,000 the first year and \$187,000 the  
 28.32 second year are for the Office of School Trust  
 28.33 Lands.

29.1 (c) \$300,000 the first year and \$300,000 the  
 29.2 second year are transferred from the forestry  
 29.3 suspense account to the permanent school  
 29.4 fund, and are appropriated from the permanent  
 29.5 school fund for the Office of School Trust  
 29.6 Lands.

29.7 (d) \$500,000 the first year and \$500,000 the  
 29.8 second year are transferred from the forest  
 29.9 suspense account to the permanent school  
 29.10 fund, and are appropriated from the permanent  
 29.11 school fund for the Office of School Trust  
 29.12 Lands for costs related to the Boundary Waters  
 29.13 Canoe Area Wilderness land exchanges. This  
 29.14 is a onetime appropriation.

29.15 **Sec. 4. BOARD OF WATER AND SOIL**  
 29.16 **RESOURCES**

**\$ 14,117,000 \$ 14,109,000**

29.17 (a) \$3,423,000 the first year and \$3,423,000  
 29.18 the second year are for natural resources block  
 29.19 grants to local governments to implement the  
 29.20 Wetland Conservation Act and shoreland  
 29.21 management program under Minnesota  
 29.22 Statutes, chapter 103F, and local water  
 29.23 management responsibilities under Minnesota  
 29.24 Statutes, chapter 103B. The board may reduce  
 29.25 the amount of the natural resources block grant  
 29.26 to a county by an amount equal to any  
 29.27 reduction in the county's general services  
 29.28 allocation to a soil and water conservation  
 29.29 district from the county's previous year  
 29.30 allocation when the board determines that the  
 29.31 reduction was disproportionate.

29.32 (b) \$3,116,000 the first year and \$3,116,000  
 29.33 the second year are for grants and payments  
 29.34 to soil and water conservation districts for the  
 29.35 purposes of Minnesota Statutes, sections

30.1 103C.321 and 103C.331, and for general  
30.2 purposes, nonpoint engineering, and  
30.3 implementation and stewardship of the  
30.4 reinvest in Minnesota reserve program.  
30.5 Expenditures may be made from these  
30.6 appropriations for supplies and services  
30.7 benefiting soil and water conservation  
30.8 districts. Any district receiving a payment  
30.9 under this paragraph must maintain a web page  
30.10 that publishes, at a minimum, its annual report,  
30.11 annual audit, annual budget, and meeting  
30.12 notices.

30.13 (c) \$710,000 the first year and \$710,000 the  
30.14 second year are to implement, enforce, and  
30.15 provide oversight for the Wetland  
30.16 Conservation Act, including administering the  
30.17 wetland banking program and in-lieu fee  
30.18 mechanism.

30.19 (d) \$1,460,000 the first year and \$1,460,000  
30.20 the second year are for the following  
30.21 programs:

30.22 (1) \$260,000 each year is for the feedlot water  
30.23 quality cost-sharing program for feedlots under  
30.24 500 animal units and nutrient and manure  
30.25 management projects in watersheds where  
30.26 there are impaired waters; and

30.27 (2) \$1,200,000 each year is for cost-sharing  
30.28 programs of soil and water conservation  
30.29 districts for riparian buffers, erosion control,  
30.30 water retention and treatment, and other  
30.31 high-priority conservation practices.

30.32 (e) \$166,000 the first year and \$166,000 the  
30.33 second year are to provide technical assistance  
30.34 to local drainage management officials and

31.1 for the costs of the Drainage Work Group. The  
31.2 board must coordinate with the Drainage Work  
31.3 Group according to Minnesota Statutes,  
31.4 section 103B.101, subdivision 13.

31.5 (f) \$100,000 the first year and \$100,000 the  
31.6 second year are for a grant to the Red River  
31.7 Basin Commission for water quality and  
31.8 floodplain management, including  
31.9 administration of programs. This appropriation  
31.10 must be matched by nonstate funds.

31.11 (g) \$140,000 the first year and \$140,000 the  
31.12 second year are for grants to Area II  
31.13 Minnesota River Basin Projects for floodplain  
31.14 management.

31.15 (h) \$125,000 the first year and \$125,000 the  
31.16 second year are for conservation easement  
31.17 stewardship.

31.18 (i) \$240,000 the first year and \$240,000 the  
31.19 second year are for a grant to the Lower  
31.20 Minnesota River Watershed District to defray  
31.21 the annual cost of operating and maintaining  
31.22 sites for dredge spoil to sustain the state,  
31.23 national, and international commercial and  
31.24 recreational navigation on the lower Minnesota  
31.25 River.

31.26 (j) \$4,637,000 the first year and \$4,629,000  
31.27 the second year are for agency administration  
31.28 and operation of the Board of Water and Soil  
31.29 Resources.

31.30 (k) Notwithstanding Minnesota Statutes,  
31.31 section 103C.501, the board may shift money  
31.32 between paragraphs (a) to (i) in this section  
31.33 and may adjust the technical and  
31.34 administrative assistance portion of the funds



33.1 (a) \$1,790,000 the first year and \$1,790,000  
 33.2 the second year are for metropolitan-area  
 33.3 regional parks operation and maintenance  
 33.4 according to Minnesota Statutes, section  
 33.5 473.351.

33.6 (b) \$7,350,000 the first year and \$7,350,000  
 33.7 the second year are from the natural resources  
 33.8 fund for metropolitan-area regional parks and  
 33.9 trails maintenance and operations. This  
 33.10 appropriation is from revenue deposited in the  
 33.11 natural resources fund under Minnesota  
 33.12 Statutes, section 297A.94, paragraph (h),  
 33.13 clause (3).

33.14 **Sec. 6. CONSERVATION CORPS**  
 33.15 **MINNESOTA** **\$ 945,000 \$ 945,000**

33.16	<u>Appropriations by Fund</u>	
33.17	<u>2022</u>	<u>2023</u>
33.18	<u>General</u>	<u>455,000</u>
33.19	<u>Natural Resources</u>	<u>490,000</u>

33.20 Conservation Corps Minnesota may receive  
 33.21 money appropriated from the natural resources  
 33.22 fund under this section only as provided in an  
 33.23 agreement with the commissioner of natural  
 33.24 resources.

33.25 **Sec. 7. ZOOLOGICAL BOARD** **\$ 9,999,000 \$ 9,999,000**

33.26	<u>Appropriations by Fund</u>	
33.27	<u>2022</u>	<u>2023</u>
33.28	<u>General</u>	<u>9,809,000</u>
33.29	<u>Natural Resources</u>	<u>190,000</u>

33.30 \$190,000 the first year and \$190,000 the  
 33.31 second year are from the natural resources  
 33.32 fund from revenue deposited under Minnesota  
 33.33 Statutes, section 297A.94, paragraph (h),  
 33.34 clause (5).

34.1	Sec. 8. <u>SCIENCE MUSEUM</u>	\$	<u>1,079,000</u>	\$	<u>1,079,000</u>
34.2	Sec. 9. <u>EXPLORE MINNESOTA TOURISM</u>	\$	<u>14,344,000</u>	\$	<u>14,344,000</u>
34.3	<u>(a) \$500,000 the first year and \$500,000 the</u>				
34.4	<u>second year must be matched from nonstate</u>				
34.5	<u>sources to develop maximum private sector</u>				
34.6	<u>involvement in tourism. Each \$1 of state</u>				
34.7	<u>incentive must be matched with \$6 of private</u>				
34.8	<u>sector money. "Matched" means revenue to</u>				
34.9	<u>the state or documented cash expenditures</u>				
34.10	<u>directly expended to support Explore</u>				
34.11	<u>Minnesota Tourism programs. Up to one-half</u>				
34.12	<u>of the private sector contribution may be</u>				
34.13	<u>in-kind or soft match. The incentive in fiscal</u>				
34.14	<u>year 2022 is based on fiscal year 2021 private</u>				
34.15	<u>sector contributions. The incentive in fiscal</u>				
34.16	<u>year 2023 is based on fiscal year 2022 private</u>				
34.17	<u>sector contributions. This incentive is ongoing.</u>				
34.18	<u>(b) Money for marketing grants is available</u>				
34.19	<u>either year of the biennium. Unexpended grant</u>				
34.20	<u>money from the first year is available in the</u>				
34.21	<u>second year.</u>				
34.22	<u>(c) \$100,000 each year is for a grant to the</u>				
34.23	<u>Northern Lights International Music Festival.</u>				
34.24	<u>(d) \$880,000 the first year is for a recovery</u>				
34.25	<u>grant program for tourism, meetings and</u>				
34.26	<u>conventions, and events assistance and</u>				
34.27	<u>promotions. This is a onetime appropriation.</u>				
34.28	<b>Sec. 10. <u>FISCAL YEAR 2021 GENERAL FUND CANCELLATIONS.</u></b>				
34.29	<u>\$2,008,000 of the fiscal year 2021 general fund appropriations for the Department of</u>				
34.30	<u>Natural Resources under Laws 2019, First Special Session chapter 4, article 1, section 3, is</u>				
34.31	<u>canceled. Of this amount:</u>				
34.32	<u>(1) \$42,000 is canceled from subdivision 2, Land and Minerals Management;</u>				
34.33	<u>(2) \$427,000 is canceled from subdivision 3, Ecological and Water Resources;</u>				

- 35.1 (3) \$751,000 is canceled from subdivision 4, Forest Management;  
35.2 (4) \$614,000 is canceled from subdivision 5, Parks and Trails Management;  
35.3 (5) \$6,000 is canceled from subdivision 6, Fish and Wildlife Management; and  
35.4 (6) \$168,000 is canceled from subdivision 7, Enforcement.

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

## 35.6 **ARTICLE 2**

### 35.7 **ENVIRONMENT AND NATURAL RESOURCES POLICY**

35.8 Section 1. **[11A.236] ACCOUNT TO INVEST FINANCIAL ASSURANCE MONEY**  
35.9 **FROM PERMITS TO MINE.**

35.10 Subdivision 1. **Establishment; appropriation.** (a) The State Board of Investment, when  
35.11 requested by the commissioner of natural resources, may invest money collected by the  
35.12 commissioner as part of financial assurance provided under a permit to mine issued under  
35.13 chapter 93. The State Board of Investment may establish one or more accounts into which  
35.14 money may be deposited for the purposes of this section, subject to the policies and  
35.15 procedures of the State Board of Investment. Use of any money in the account is restricted  
35.16 to the financial assurance purposes identified in sections 93.46 to 93.51 and rules adopted  
35.17 thereunder and as authorized under any trust fund agreements or other conditions established  
35.18 under a permit to mine.

35.19 (b) Money in an account established under paragraph (a) is appropriated to the  
35.20 commissioner for the purposes for which the account is established under this section.

35.21 Subd. 2. **Account maintenance and investment.** The commissioner of natural resources  
35.22 may deposit money in the appropriate account and may withdraw money from the appropriate  
35.23 account for the financial assurance purposes identified in sections 93.46 to 93.51 and rules  
35.24 adopted thereunder and as authorized under any trust fund agreements or other conditions  
35.25 established under the permit to mine for which the financial assurance is provided, subject  
35.26 to the policies and procedures of the State Board of Investment. Investment strategies related  
35.27 to an account established under this section must be determined jointly by the commissioner  
35.28 of natural resources and the executive director of the State Board of Investment. The  
35.29 authorized investments for an account are the investments authorized under section 11A.24  
35.30 that are made available for investment by the State Board of Investment. Investment  
35.31 transactions must be at a time and in a manner determined by the executive director of the  
35.32 State Board of Investment. Decisions to withdraw money from the account must be

36.1 determined by the commissioner of natural resources, subject to the policies and procedures  
36.2 of the State Board of Investment. Investment earnings must be credited to the appropriate  
36.3 account for financial assurance under the identified permit to mine. An account may be  
36.4 terminated by the commissioner of natural resources at any time, so long as the termination  
36.5 is in accordance with applicable statutes, rules, trust fund agreements, or other conditions  
36.6 established under the permit to mine, subject to the policies and procedures of the State  
36.7 Board of Investment.

36.8 Sec. 2. Minnesota Statutes 2020, section 17.4982, subdivision 6, is amended to read:

36.9 Subd. 6. **Certifiable diseases.** "Certifiable diseases" includes any of the following  
36.10 expressed as clinical symptoms or based on the presence of the pathogen: channel catfish  
36.11 virus, *Renibacterium salmoninarum* (bacterial kidney disease), *Aeromonas salmonicida*  
36.12 (bacterial furunculosis), *Yersinia ruckeri* (enteric redmouth disease), *Edwardsiella ictaluri*  
36.13 (enteric septicemia of catfish), infectious hematopoietic necrosis virus, infectious pancreatic  
36.14 necrosis virus, *Myxobolus cerebralis* (whirling disease), *Tetracapsuloides bryosalmonae*  
36.15 (proliferative kidney disease), viral hemorrhagic septicemia virus, epizootic epitheliotropic  
36.16 virus, *Ceratomyxa shasta* (ceratomyxosis), and any emergency fish disease.

36.17 Sec. 3. Minnesota Statutes 2020, section 17.4982, subdivision 8, is amended to read:

36.18 Subd. 8. **Containment facility.** "Containment facility" means a licensed facility for  
36.19 salmonids, catfish, or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list~~  
36.20 ~~published by the United States Department of Agriculture, Animal and Plant Health~~  
36.21 ~~Inspection Services, VHS-susceptible-species list~~ that complies with clauses (1), (3), and  
36.22 (4), or clauses (2), (3), and (4):

36.23 (1) disinfects its effluent to the standards in section 17.4991 before the effluent is  
36.24 discharged to public waters;

36.25 (2) does not discharge to public waters or to waters of the state directly connected to  
36.26 public waters;

36.27 (3) raises aquatic life that is prohibited from being released into the wild and must be  
36.28 kept in a facility approved by the commissioner unless processed for food consumption;

36.29 (4) contains aquatic life requiring a fish health inspection prior to transportation.

37.1 Sec. 4. Minnesota Statutes 2020, section 17.4982, subdivision 9, is amended to read:

37.2 Subd. 9. **Emergency fish disease.** "Emergency fish disease" means designated fish  
37.3 diseases or pathogens not already present in this state that could impact populations of  
37.4 aquatic life if inadvertently released by infected aquatic life, including channel catfish virus,  
37.5 viral hemorrhagic septicemia virus, infectious hematopoietic necrosis virus, infectious  
37.6 pancreatic necrosis virus, whirling disease, ceratomyxosis, proliferative kidney disease, and  
37.7 epizootic epitheliotropic virus disease.

37.8 Sec. 5. Minnesota Statutes 2020, section 17.4982, subdivision 12, is amended to read:

37.9 Subd. 12. **Fish health inspection.** (a) "Fish health inspection" means an on-site,  
37.10 statistically based sampling, collection, and testing of fish in accordance with processes in  
37.11 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases, published  
37.12 by the International Office of Epizootics (OIE) to test for causative pathogens. The samples  
37.13 for inspection must be collected by a fish health inspector or a fish collector in cooperation  
37.14 with the producer. Testing of samples must be done by an approved laboratory.

37.15 (b) The inspection for viral hemorrhagic septicemia (VHS), infectious pancreatic necrosis  
37.16 (IPN), and infectious hematopoietic necrosis (IHN) in salmonids and for VHS in  
37.17 nonsalmonids must include at a minimum viral testing of ovarian fluids at the 95 percent  
37.18 confidence level of detecting two percent incidence of disease.

37.19 (c) The inspection for certifiable diseases and pathogens for wild fish must follow the  
37.20 guidelines of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal  
37.21 Diseases.

37.22 Sec. 6. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to  
37.23 read:

37.24 Subd. 21a. **VHS-susceptible species.** "VHS-susceptible species" are aquatic species  
37.25 that are natural hosts for viral hemorrhagic septicemia according to the Fish Health Blue  
37.26 Book or the book's successor.

37.27 Sec. 7. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to  
37.28 read:

37.29 Subd. 21b. **VHS-susceptible-species list.** "VHS-susceptible-species list" is the  
37.30 VHS-susceptible species listed in the Fish Health Blue Book that are found in or that can  
37.31 survive in the Great Lakes region.

38.1 Sec. 8. Minnesota Statutes 2020, section 17.4985, subdivision 2, is amended to read:

38.2 Subd. 2. **Bill of lading.** (a) A state-issued bill of lading is required for:

38.3 (1) intrastate transportation of aquatic life other than salmonids, catfish, or species on  
38.4 ~~the official list of viral hemorrhagic septicemia susceptible species published by the United~~  
38.5 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
38.6 VHS-susceptible-species list between licensed private fish hatcheries, aquatic farms, or  
38.7 aquarium facilities licensed for the species being transported if the aquatic life is being  
38.8 transported into a watershed where it is not currently present, if walleyes whose original  
38.9 source is south of marked State Highway 210 are being transported to a facility north of  
38.10 marked State Highway 210, or if the original source of the aquatic life is outside Minnesota  
38.11 and contiguous states; and

38.12 (2) stocking of waters other than public waters with aquatic life other than salmonids,  
38.13 catfish, or species on the ~~official list of viral hemorrhagic septicemia susceptible species~~  
38.14 ~~published by the United States Department of Agriculture, Animal and Plant Health~~  
38.15 ~~Inspection Services~~ VHS-susceptible-species list.

38.16 (b) When aquatic life is transported under paragraph (a), a copy of the bill of lading  
38.17 must be submitted to the regional fisheries manager at least 72 hours before the transportation.

38.18 (c) For transportation and stocking of waters that are not public waters:

38.19 (1) a bill of lading must be submitted to the regional fisheries manager 72 hours before  
38.20 transporting fish for stocking;

38.21 (2) a bill of lading must be submitted to the regional fisheries manager within five days  
38.22 after stocking if the waters to be stocked are confirmed by telecopy or telephone prior to  
38.23 stocking by the regional fisheries office not to be public waters; or

38.24 (3) a completed bill of lading may be submitted to the regional fisheries office by telecopy  
38.25 prior to transporting fish for stocking. Confirmation that the waters to be stocked are not  
38.26 public waters may be made by returning the bill of lading by telecopy or in writing, in which  
38.27 cases additional copies need not be submitted to the Department of Natural Resources.

38.28 (d) Bill of lading forms may only be issued by the Department of Natural Resources in  
38.29 St. Paul, and new bill of lading forms may not be issued until all previously issued forms  
38.30 have been returned.

39.1 Sec. 9. Minnesota Statutes 2020, section 17.4985, subdivision 3, is amended to read:

39.2 Subd. 3. **Exemptions for transportation permits and bills of lading.** (a) A state-issued  
39.3 bill of lading or transportation permit is not required by an aquatic farm licensee for  
39.4 ~~importation of~~ importing animals not on the ~~official list of viral hemorrhagic septicemia~~  
39.5 ~~susceptible species published by the United States Department of Agriculture, Animal and~~  
39.6 ~~Plant Health Inspection Services; transportation of~~ VHS-susceptible-species list, transporting  
39.7 animals not on the ~~official list of viral hemorrhagic septicemia susceptible species published~~  
39.8 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services;~~  
39.9 ~~or export for~~ VHS-susceptible-species list, or exporting the following:

39.10 (1) minnows taken under an aquatic farm license in this state and transported intrastate;

39.11 (2) aquarium or ornamental fish including goldfish and tropical, subtropical, and saltwater  
39.12 species that cannot survive in the waters of the state, which may be imported or transported  
39.13 if accompanied by shipping documents;

39.14 (3) fish or fish eggs that have been processed for use as food, bait, or other purposes  
39.15 unrelated to fish propagation;

39.16 (4) live fish from a licensed aquatic farm, which may be transported directly to an outlet  
39.17 for processing or for other food purposes if accompanied by shipping documents;

39.18 (5) fish being exported if accompanied by shipping documents;

39.19 (6) sucker eggs, sucker fry, or fathead minnows transported intrastate for bait propagation  
39.20 or feeding of cultural aquatic life, except that if either species becomes listed on the ~~official~~  
39.21 ~~list of viral hemorrhagic septicemia susceptible species published by the United States~~  
39.22 ~~Department of Agriculture, Animal and Plant Health Inspection Services~~  
39.23 VHS-susceptible-species list, then a transportation permit is required;

39.24 (7) species of fish that are found within the state used in connection with public shows,  
39.25 exhibits, demonstrations, or fishing pools for periods not exceeding 14 days;

39.26 (8) fish being transported through the state if accompanied by shipping documents; or

39.27 (9) intrastate transportation of aquatic life between or within licensed private fish  
39.28 hatcheries, aquatic farms, or aquarium facilities licensed for the species being transported,  
39.29 except where required in subdivision 2 and except that salmonids, catfish, or species on the  
39.30 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~  
39.31 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
39.32 VHS-susceptible-species list may only be transferred or transported intrastate without a  
39.33 transportation permit if they had no record of bacterial kidney disease or viral hemorrhagic

40.1 septicemia at the time they were imported into the state and if they have had a fish health  
40.2 inspection within the preceding year that has shown no certifiable diseases to be present.

40.3 Aquatic life being transferred between licensed private fish hatcheries, aquatic farms,  
40.4 or aquarium facilities must be accompanied by shipping documents and salmonids, catfish,  
40.5 or species on the ~~official list of viral hemorrhagic septicemia susceptible species published~~  
40.6 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
40.7 VHS-susceptible-species list being transferred or transported intrastate without a  
40.8 transportation permit must be accompanied by a copy of their most recent fish health  
40.9 inspection.

40.10 (b) Shipping documents required under paragraph (a) must show the place of origin,  
40.11 owner or consignee, destination, number, and species.

40.12 Sec. 10. Minnesota Statutes 2020, section 17.4985, subdivision 5, is amended to read:

40.13 Subd. 5. **Permit application.** An application for a transportation permit must be made  
40.14 on forms provided by the commissioner. An incomplete application must be rejected. An  
40.15 application for a transportation permit for salmonids, catfish, or species on the ~~official list~~  
40.16 ~~of viral hemorrhagic septicemia susceptible species published by the United States~~  
40.17 ~~Department of Agriculture, Animal and Plant Health Inspection Services,~~  
40.18 VHS-susceptible-species list; their eggs; or their sperm must be accompanied by certification  
40.19 that the source of the eggs or sperm are free of certifiable diseases, except that eggs with  
40.20 enteric redmouth, whirling disease, or furunculosis may be imported, transported, or stocked  
40.21 following treatment approved by the commissioner, and fish with bacterial kidney disease  
40.22 or viral hemorrhagic septicemia may be imported, transported, or stocked into areas where  
40.23 the disease has been identified as being present. A copy of the transportation permit showing  
40.24 the date of certification inspection must accompany the shipment of fish while in transit  
40.25 and must be available for inspection by the commissioner. By 14 days after a completed  
40.26 application is received, the commissioner must approve or deny the importation permits as  
40.27 provided in this section.

40.28 Sec. 11. Minnesota Statutes 2020, section 17.4986, subdivision 2, is amended to read:

40.29 Subd. 2. **Licensed facilities.** (a) The commissioner shall issue transportation permits to  
40.30 import:

40.31 (1) indigenous and naturalized species except trout, salmon, catfish, or species on the  
40.32 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~

41.1 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
41.2 VHS-susceptible-species list and sperm from any source to a standard facility;

41.3 (2) trout, salmon, catfish, or species on the ~~official list of viral hemorrhagic septicemia~~  
41.4 ~~susceptible species published by the United States Department of Agriculture, Animal and~~  
41.5 ~~Plant Health Inspection Services,~~ VHS-susceptible-species list from a nonemergency enzootic  
41.6 disease area to a containment facility if the fish are certified within the previous year to be  
41.7 free of certifiable diseases, except that eggs with enteric redmouth, whirling disease, or  
41.8 furunculosis may be imported following treatment approved by the commissioner, and fish  
41.9 with bacterial kidney disease or viral hemorrhagic septicemia may be imported into areas  
41.10 where the disease has been identified as being present; and

41.11 (3) trout, salmon, catfish, or species on the ~~official list of viral hemorrhagic septicemia~~  
41.12 ~~susceptible species published by the United States Department of Agriculture, Animal and~~  
41.13 ~~Plant Health Inspection Services,~~ VHS-susceptible-species list from a facility in a  
41.14 nonemergency enzootic disease area with a disease-free history of three years or more to a  
41.15 standard facility, except that eggs with enteric redmouth, whirling disease, or furunculosis  
41.16 may be imported following treatment approved by the commissioner, and fish with bacterial  
41.17 kidney disease or viral hemorrhagic septicemia may be imported into areas where the disease  
41.18 has been identified as being present.

41.19 (b) If a source facility in a nonemergency enzootic disease area cannot demonstrate a  
41.20 history free from disease, aquatic life may only be imported into a quarantine facility.

41.21 Sec. 12. Minnesota Statutes 2020, section 17.4986, subdivision 4, is amended to read:

41.22 Subd. 4. **Disease-free history.** Disease-free histories required under this section must  
41.23 include the results of a fish health inspection. When disease-free histories of more than one  
41.24 year are required for importing salmonids, catfish, or species on the ~~official list of viral~~  
41.25 ~~hemorrhagic septicemia susceptible species published by the United States Department of~~  
41.26 ~~Agriculture, Animal and Plant Health Inspection Services~~ VHS-susceptible-species list, the  
41.27 disease history must be of consecutive years that include the year previous to, or the year  
41.28 of, the transportation request.

41.29 Sec. 13. Minnesota Statutes 2020, section 17.4991, subdivision 3, is amended to read:

41.30 Subd. 3. **Fish health inspection.** (a) An aquatic farm propagating salmonids, catfish,  
41.31 or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list published by the~~  
41.32 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
41.33 VHS-susceptible-species list and having an effluent discharge from the aquatic farm into

42.1 public waters must have a fish health inspection conducted at least once every 12 months  
42.2 by a certified fish health inspector. Testing must be conducted according to laboratory  
42.3 methods of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal  
42.4 Diseases, published by the International Office of Epizootics (OIE).

42.5 (b) An aquatic farm propagating any species on the VHS susceptible list and having an  
42.6 effluent discharge from the aquatic farm into public waters must test for VHS virus using  
42.7 the guidelines of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal  
42.8 Diseases. The commissioner may, by written order published in the State Register, prescribe  
42.9 alternative testing time periods and methods from those prescribed in the Fish Health Blue  
42.10 Book or the OIE Diagnostic Manual if the commissioner determines that biosecurity measures  
42.11 will not be compromised. These alternatives are not subject to the rulemaking provisions  
42.12 of chapter 14 and section 14.386 does not apply. The commissioner must provide reasonable  
42.13 notice to affected parties of any changes in testing requirements.

42.14 (c) Results of fish health inspections must be provided to the commissioner for all fish  
42.15 that remain in the state. All data used to prepare and issue a fish health certificate must be  
42.16 maintained for three years by the issuing fish health inspector, approved laboratory, or  
42.17 accredited veterinarian.

42.18 (d) A health inspection fee must be charged based on each lot of fish sampled. The fee  
42.19 by check or money order payable to the Department of Natural Resources must be prepaid  
42.20 or paid at the time a bill or notice is received from the commissioner that the inspection and  
42.21 processing of samples is completed.

42.22 (e) Upon receipt of payment and completion of inspection, the commissioner shall notify  
42.23 the operator and issue a fish health certificate. The certification must be made according to  
42.24 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases by a  
42.25 person certified as a fish health inspector.

42.26 (f) All aquatic life in transit or held at transfer stations within the state may be inspected  
42.27 by the commissioner. This inspection may include the collection of stock for purposes of  
42.28 pathological analysis. Sample size necessary for analysis will follow guidelines listed in  
42.29 the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal Diseases.

42.30 (g) Salmonids, catfish, or species on the VHS susceptible list must have a fish health  
42.31 inspection before being transported from a containment facility, unless the fish are being  
42.32 transported directly to an outlet for processing or other food purposes or unless the  
42.33 commissioner determines that an inspection is not needed. A fish health inspection conducted  
42.34 for this purpose need only be done on the lot or lots of fish that will be transported. The

43.1 commissioner must conduct a fish health inspection requested for this purpose within five  
43.2 working days of receiving written notice. Salmonids and catfish may be immediately  
43.3 transported from a containment facility to another containment facility once a sample has  
43.4 been obtained for a health inspection or once the five-day notice period has expired.

43.5 Sec. 14. Minnesota Statutes 2020, section 17.4992, subdivision 2, is amended to read:

43.6 Subd. 2. **Restriction on the sale of fish.** (a) Except as provided in paragraph (b), species  
43.7 on the ~~official list of viral hemorrhagic septicemia susceptible species published by the~~  
43.8 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~  
43.9 VHS-susceptible-species list must be free of viral hemorrhagic septicemia and species of  
43.10 the family salmonidae or ictaluridae, except bullheads, must be free of certifiable diseases  
43.11 if sold for stocking or transfer to another aquatic farm.

43.12 (b) The following exceptions apply to paragraph (a):

43.13 (1) eggs with enteric redmouth, whirling disease, or furunculosis may be transferred  
43.14 between licensed facilities or stocked following treatment approved by the commissioner;

43.15 (2) fish with bacterial kidney disease or viral hemorrhagic septicemia may be transferred  
43.16 between licensed facilities or stocked in areas where the disease has been identified as being  
43.17 present; and

43.18 (3) the commissioner may allow transfer between licensed facilities or stocking of fish  
43.19 with enteric redmouth or furunculosis when the commissioner determines that doing so  
43.20 would pose no threat to the state's aquatic resources.

43.21 Sec. 15. Minnesota Statutes 2020, section 17.4993, subdivision 1, is amended to read:

43.22 Subdivision 1. **Taking from public waters.** (a) Under an aquatic farm license, a licensee  
43.23 may take only minnow sperm, minnow eggs, and live minnows for aquatic farm purposes  
43.24 from ~~public waters that have~~ a water body if:

43.25 (1) the water body has been tested for viral hemorrhagic septicemia ~~when~~ and the testing  
43.26 indicates the disease is not present; or

43.27 (2) the water body is located within a viral-hemorrhagic-septicemia-free zone posted on  
43.28 the Department of Natural Resources website.

43.29 (b) A licensee may take sucker eggs and sperm only in approved waters with a sucker  
43.30 egg license endorsement as provided by section 17.4994.

44.1 Sec. 16. Minnesota Statutes 2020, section 84.027, subdivision 13a, is amended to read:

44.2 Subd. 13a. ~~Game and fish~~ Natural resources expedited permanent rules. (a) In  
44.3 addition to the authority granted in subdivision 13, the commissioner of natural resources  
44.4 may adopt rules under section 14.389 that are authorized under:

44.5 (1) chapters 97A, 97B, and 97C to describe zone or permit area boundaries, to designate  
44.6 fish spawning beds or fish preserves, to select hunters or anglers for areas, to provide for  
44.7 registration of game or fish, to prevent or control wildlife disease, or to correct errors or  
44.8 omissions in rules that do not have a substantive effect on the intent or application of the  
44.9 original rule; ~~or~~

44.10 (2) section 84D.12 to designate prohibited invasive species, regulated invasive species,  
44.11 and unregulated nonnative species; or

44.12 (3) section 116G.15 to change the placement and boundaries of land use districts  
44.13 established in the Mississippi River Corridor Critical Area.

44.14 (b) The commissioner of natural resources may adopt rules under section 14.389 that  
44.15 are authorized under chapters 97A, 97B, and 97C, for purposes in addition to those listed  
44.16 in paragraph (a), clause (1), subject to the notice and public hearing provisions of section  
44.17 14.389, subdivision 5.

44.18 Sec. 17. Minnesota Statutes 2020, section 84.027, is amended by adding a subdivision to  
44.19 read:

44.20 Subd. 14c. Unadopted rules. The commissioner of natural resources must not enforce  
44.21 or attempt to enforce an unadopted rule. For purposes of this subdivision, "unadopted rule"  
44.22 means a guideline, bulletin, criterion, manual standard, interpretive statement, policy plan,  
44.23 or similar pronouncement if the guideline, bulletin, criterion, manual standard, interpretive  
44.24 statement, policy plan, or similar pronouncement has not been adopted according to the  
44.25 rulemaking process provided under chapter 14. If an unadopted rule is challenged under  
44.26 section 14.381, the commissioner must cease enforcement of the unadopted rule and  
44.27 overcome a presumption that the unadopted rule must be adopted according to the rulemaking  
44.28 process provided under chapter 14.

44.29 Sec. 18. Minnesota Statutes 2020, section 84.027, subdivision 18, is amended to read:

44.30 Subd. 18. **Permanent school fund authority; reporting.** (a) The commissioner of  
44.31 natural resources has the authority and responsibility to administer school trust lands under  
44.32 sections 92.122 and 127A.31. The commissioner shall ~~biannually~~ biennially report to the

45.1 Legislative Permanent School Fund Commission and the legislature on the management of  
45.2 the school trust lands that shows how the commissioner has and will continue to achieve  
45.3 the following goals:

45.4 (1) manage the school trust lands efficiently and in a manner that reflects the undivided  
45.5 loyalty to the beneficiaries consistent with the commissioner's fiduciary duties;

45.6 (2) reduce the management expenditures of school trust lands and maximize the revenues  
45.7 deposited in the permanent school trust fund;

45.8 (3) manage the sale, exchange, and commercial leasing of school trust lands, requiring  
45.9 returns of not less than fair market value, to maximize the revenues deposited in the  
45.10 permanent school trust fund and retain the value from the long-term appreciation of the  
45.11 school trust lands;

45.12 (4) manage the school trust lands to maximize the long-term economic return for the  
45.13 permanent school trust fund while maintaining sound natural resource conservation and  
45.14 management principles;

45.15 (5) optimize school trust land revenues and maximize the value of the trust consistent  
45.16 with balancing short-term and long-term interests, so that long-term benefits are not lost in  
45.17 an effort to maximize short-term gains; and

45.18 (6) maintain the integrity of the trust and prevent the misapplication of its lands and its  
45.19 revenues.

45.20 (b) When the commissioner finds an irresolvable conflict between maximizing the  
45.21 long-term economic return and protecting natural resources and recreational values on  
45.22 school trust lands, the commissioner shall give precedence to the long-term economic return  
45.23 in managing school trust lands. By July 1, 2018, the permanent school fund must be  
45.24 compensated for all school trust lands included under a designation or policy provision that  
45.25 prohibits long-term economic return. The commissioner shall submit recommendations to  
45.26 the appropriate legislative committees and divisions on methods of funding for the  
45.27 compensation required under this paragraph, including recommendations for appropriations  
45.28 from the general fund, nongeneral funds, and the state bond fund. Any uncompensated  
45.29 designation or policy provision restrictions on the long-term economic return on school  
45.30 trust lands remaining after July 1, 2018, must be compiled and submitted to the Legislative  
45.31 Permanent School Fund Commission for review.

45.32 (c) By December 31, 2013, the report required under paragraph (a) must provide an  
45.33 inventory and identification of all school trust lands that are included under a designation

46.1 or policy provision that prohibits long-term economic return. The report must include a plan  
46.2 to compensate the permanent school fund through the purchase or exchange of the lands or  
46.3 a plan to manage the school trust land to generate long-term economic return to the permanent  
46.4 school fund. Subsequent reports under paragraph (a) must include a status report of the  
46.5 commissioner's progress in maximizing the long-term economic return on lands identified  
46.6 in the 2013 report.

46.7 (d) When management practices, policies, or designations by the commissioner diminish  
46.8 or prohibit the long-term economic return on school trust land, the conflict must be resolved  
46.9 as provided in section 92.122.

46.10 Sec. 19. Minnesota Statutes 2020, section 84.415, is amended by adding a subdivision to  
46.11 read:

46.12 Subd. 8. Reimbursing costs. In addition to fees specified in this section or in rules  
46.13 adopted by the commissioner, the applicant must reimburse the state for costs incurred for  
46.14 cultural resources review, monitoring, or other services provided by the Minnesota Historical  
46.15 Society under contract with the commissioner of natural resources or the State Historic  
46.16 Preservation Office of the Department of Administration in connection with the license  
46.17 application, preparing the license terms, or constructing the utility line.

46.18 Sec. 20. [84.625] CONVEYANCE OF CONSERVATION EASEMENTS.

46.19 Notwithstanding any law to the contrary, the commissioner of natural resources may,  
46.20 on state-owned lands administered by the commissioner and on behalf of the state, convey  
46.21 conservation easements as defined in section 84C.01, upon such terms and conditions,  
46.22 including reversion in the event of nonuse, as the commissioner may determine. Any terms  
46.23 and conditions obligating the state to incur costs related to monitoring or maintaining a  
46.24 conservation easement must acknowledge the state is liable for the costs only to the extent  
46.25 of an available appropriation according to section 16A.138.

46.26 Sec. 21. Minnesota Statutes 2020, section 84.63, is amended to read:

46.27 **84.63 CONVEYANCE OF INTERESTS IN LANDS TO STATE AND<sub>2</sub> FEDERAL,**  
46.28 **AND TRIBAL GOVERNMENTS.**

46.29 (a) Notwithstanding any existing law to the contrary, the commissioner of natural  
46.30 resources is hereby authorized on behalf of the state to convey to the United States, to a  
46.31 federally recognized Indian Tribe, or to the state of Minnesota or any of its subdivisions,  
46.32 upon state-owned lands under the administration of the commissioner of natural resources,

47.1 permanent or temporary easements for specified periods or otherwise for trails, highways,  
47.2 roads including limitation of right of access from the lands to adjacent highways and roads,  
47.3 flowage for development of fish and game resources, stream protection, flood control, and  
47.4 necessary appurtenances thereto, such conveyances to be made upon such terms and  
47.5 conditions including provision for reversion in the event of non-user as the commissioner  
47.6 of natural resources may determine.

47.7 (b) In addition to the fee for the market value of the easement, the commissioner of  
47.8 natural resources shall assess the applicant the following fees:

47.9 (1) an application fee of \$2,000 to cover reasonable costs for reviewing the application  
47.10 and preparing the easement; and

47.11 (2) a monitoring fee to cover the projected reasonable costs for monitoring the  
47.12 construction of the improvement for which the easement was conveyed and preparing special  
47.13 terms and conditions for the easement. The commissioner must give the applicant an estimate  
47.14 of the monitoring fee before the applicant submits the fee.

47.15 (c) The applicant shall pay these fees to the commissioner of natural resources. The  
47.16 commissioner shall not issue the easement until the applicant has paid in full the application  
47.17 fee, the monitoring fee, and the market value payment for the easement.

47.18 (d) Upon completion of construction of the improvement for which the easement was  
47.19 conveyed, the commissioner shall refund the unobligated balance from the monitoring fee  
47.20 revenue. The commissioner shall not return the application fee, even if the application is  
47.21 withdrawn or denied.

47.22 (e) Money received under paragraph (b) must be deposited in the land management  
47.23 account in the natural resources fund and is appropriated to the commissioner of natural  
47.24 resources to cover the reasonable costs incurred for issuing and monitoring easements.

47.25 (f) A county or joint county regional railroad authority is exempt from all fees specified  
47.26 under this section for trail easements on state-owned land.

47.27 (g) In addition to fees specified in this section, the applicant must reimburse the state  
47.28 for costs incurred for cultural resources review, monitoring, or other services provided by  
47.29 the Minnesota Historical Society under contract with the commissioner of natural resources  
47.30 or the State Historic Preservation Office of the Department of Administration in connection  
47.31 with the easement application, preparing the easement terms, or constructing the trail,  
47.32 highway, road, or other improvements.

48.1 **EFFECTIVE DATE.** This section is effective the day following final enactment, except  
48.2 that paragraph (g) is effective July 1, 2021.

48.3 Sec. 22. Minnesota Statutes 2020, section 84.631, is amended to read:

48.4 **84.631 ROAD EASEMENTS ACROSS STATE LANDS.**

48.5 (a) Except as provided in section 85.015, subdivision 1b, the commissioner of natural  
48.6 resources, on behalf of the state, may convey a road easement across state land under the  
48.7 commissioner's jurisdiction to a private person requesting an easement for access to property  
48.8 owned by the person only if the following requirements are met: (1) there are no reasonable  
48.9 alternatives to obtain access to the property; and (2) the exercise of the easement will not  
48.10 cause significant adverse environmental or natural resource management impacts.

48.11 (b) The commissioner shall:

48.12 (1) require the applicant to pay the market value of the easement;

48.13 (2) limit the easement term to 50 years if the road easement is across school trust land;

48.14 (3) provide that the easement reverts to the state in the event of nonuse; and

48.15 (4) impose other terms and conditions of use as necessary and appropriate under the  
48.16 circumstances.

48.17 (c) An applicant shall submit an application fee of \$2,000 with each application for a  
48.18 road easement across state land. The application fee is nonrefundable, even if the application  
48.19 is withdrawn or denied.

48.20 (d) In addition to the payment for the market value of the easement and the application  
48.21 fee, the commissioner of natural resources shall assess the applicant a monitoring fee to  
48.22 cover the projected reasonable costs for monitoring the construction of the road and preparing  
48.23 special terms and conditions for the easement. The commissioner must give the applicant  
48.24 an estimate of the monitoring fee before the applicant submits the fee. The applicant shall  
48.25 pay the application and monitoring fees to the commissioner of natural resources. The  
48.26 commissioner shall not issue the easement until the applicant has paid in full the application  
48.27 fee, the monitoring fee, and the market value payment for the easement.

48.28 (e) Upon completion of construction of the road, the commissioner shall refund the  
48.29 unobligated balance from the monitoring fee revenue.

48.30 (f) Fees collected under paragraphs (c) and (d) must be credited to the land management  
48.31 account in the natural resources fund and are appropriated to the commissioner of natural  
48.32 resources to cover the reasonable costs incurred under this section.

49.1 (g) In addition to fees specified in this section, the applicant must reimburse the state  
49.2 for costs incurred for cultural resources review, monitoring, or other services provided by  
49.3 the Minnesota Historical Society under contract with the commissioner of natural resources  
49.4 or the State Historic Preservation Office of the Department of Administration in connection  
49.5 with the easement application, preparing the easement terms, or constructing the road.

49.6 Sec. 23. Minnesota Statutes 2020, section 84.82, subdivision 1a, is amended to read:

49.7 Subd. 1a. **General requirements.** A person may not operate ~~or transport~~ a snowmobile  
49.8 unless the snowmobile has been registered under this section. A person may not sell a  
49.9 snowmobile without furnishing the buyer a bill of sale on a form prescribed by the  
49.10 commissioner.

49.11 Sec. 24. Minnesota Statutes 2020, section 84.82, subdivision 7a, is amended to read:

49.12 Subd. 7a. **Collector snowmobiles; limited use.** The commissioner may issue a special  
49.13 permit to a person or organization to operate ~~or transport~~ a collector snowmobile without  
49.14 registration in parades or organized group outings, such as races, rallies, and other  
49.15 promotional events and for up to ten days each year for personal transportation. The  
49.16 commissioner may impose a reasonable restriction on a permittee and may revoke, amend,  
49.17 suspend, or modify a permit for cause.

49.18 Sec. 25. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

49.19 Subd. 8. **All-terrain vehicle or vehicle.** "All-terrain vehicle" or "vehicle" means a  
49.20 motorized vehicle with: (1) not less than three, but not more than six ~~low pressure or~~  
49.21 ~~non-pneumatic~~ tires; (2) a total dry weight of 2,000 pounds or less; and (3) a total width  
49.22 from outside of tire rim to outside of tire rim that is 65 inches or less. All-terrain vehicle  
49.23 includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle. All-terrain vehicle does  
49.24 not include a golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed and used  
49.25 specifically for lawn maintenance, agriculture, logging, or mining purposes.

49.26 Sec. 26. Minnesota Statutes 2020, section 84.943, subdivision 3, is amended to read:

49.27 Subd. 3. **Appropriations matched by private funds or state bond fund**  
49.28 **appropriations.** (a) Appropriations transferred to the critical habitat private sector matching  
49.29 account and money credited to the account under section 168.1296, subdivision 5, may be  
49.30 expended only to the extent that they are matched ~~equally~~ with contributions from private  
49.31 sources ~~or~~; by funds contributed to the nongame wildlife management account; or by

50.1 appropriations from the bond proceeds fund for projects that benefit critical natural habitat.

50.2 The private contributions may be made in cash, property, land, or interests in land.

50.3 Appropriations transferred to the account that are not matched within three years from the  
50.4 date of the appropriation shall cancel to the source of the appropriation. For the purposes  
50.5 of this section, the private contributions of property, land, or interests in land that are retained  
50.6 by the commissioner shall be valued in accordance with their appraised value.

50.7 (b) For every dollar used as a match under paragraph (a), the commissioner may expend  
50.8 up to two dollars from the account for the purposes described in subdivision 5.

50.9 Sec. 27. Minnesota Statutes 2020, section 84.943, subdivision 5, is amended to read:

50.10 **Subd. 5. Pledges and contributions.** (a) The commissioner of natural resources may  
50.11 accept contributions and pledges to the critical habitat private sector matching account. A  
50.12 pledge that is made contingent on an appropriation is acceptable and shall be reported with  
50.13 other pledges as required in this section. The commissioner may agree to match a contribution  
50.14 contingent on a future appropriation. In the budget request for each biennium, the  
50.15 commissioner shall report the balance of contributions in the account and the amount that  
50.16 has been pledged for payment in the succeeding two calendar years.

50.17 (b) Money in the account is appropriated to the commissioner of natural resources only  
50.18 for the direct acquisition, restoration, or improvement enhancement of land or interests in  
50.19 land as provided in section 84.944. ~~To the extent of available appropriations other than bond~~  
50.20 ~~proceeds, the money matched to the nongame wildlife management account may be used~~  
50.21 ~~for the management of nongame wildlife projects as specified in section 290.431.~~ Acquisition  
50.22 includes:

50.23 (1) purchase of land or an interest in land by the commissioner; or

50.24 (2) acceptance by the commissioner of gifts of land or interests in land as program  
50.25 projects.

50.26 (c) To the extent of available appropriations other than bond proceeds, the money matched  
50.27 to the nongame wildlife management account may be used for:

50.28 (1) the management of nongame wildlife projects as specified in section 290.431;

50.29 (2) restoration and enhancement activities for critical natural habitat; or

50.30 (3) monitoring and evaluation activities for rare resources and native plant communities  
50.31 that inform the management of critical natural habitat.

51.1 No more than 30 percent of the nongame wildlife management account appropriations each  
51.2 fiscal year may be used to match money from the critical habitat private sector matching  
51.3 account for monitoring and evaluation activities.

51.4 Sec. 28. Minnesota Statutes 2020, section 84.944, subdivision 1, is amended to read:

51.5 Subdivision 1. **Acquisition, restoration, and enhancement considerations.** (a) In  
51.6 determining what critical natural habitat shall be acquired ~~or improved~~, restored, or enhanced,  
51.7 the commissioner shall consider:

51.8 (1) the significance of the land or water as existing or potential habitat for fish and  
51.9 wildlife and providing fish and wildlife oriented recreation;

51.10 (2) the significance of the land, water, or habitat improvement to maintain or enhance  
51.11 native plant, fish, or wildlife species designated as endangered or threatened under section  
51.12 84.0895;

51.13 (3) the presence of native ecological communities that are now uncommon or diminishing;  
51.14 and

51.15 (4) the significance of the land, water or habitat improvement to protect or enhance  
51.16 natural features within or contiguous to natural areas including fish spawning areas, wildlife  
51.17 management areas, scientific and natural areas, riparian habitat and fish and wildlife  
51.18 management projects.

51.19 (b) Based on the above clauses, the commissioner by rule must establish a process to  
51.20 prioritize what critical habitat shall be acquired or improved.

51.21 Sec. 29. Minnesota Statutes 2020, section 84.946, subdivision 4, is amended to read:

51.22 Subd. 4. **Priorities; report.** The commissioner of natural resources must establish  
51.23 priorities for natural resource asset preservation and replacement projects. By ~~January 15~~  
51.24 March 1 each year, the commissioner must submit to the commissioner of management and  
51.25 budget a list of the projects that have been paid for with money from a natural resource  
51.26 asset preservation and replacement appropriation during the preceding calendar year.

51.27 Sec. 30. Minnesota Statutes 2020, section 84D.02, subdivision 3, is amended to read:

51.28 Subd. 3. **Management plan.** By December 31, 2021, and every ten years thereafter, the  
51.29 commissioner ~~shall~~ must prepare ~~and maintain~~ a long-term plan, which may include specific  
51.30 plans for individual species and actions, for the statewide management of invasive species  
51.31 of aquatic plants and wild animals. The plan must address:

- 52.1 (1) coordinated detection and prevention of accidental introductions;
- 52.2 (2) coordinated dissemination of information about invasive species of aquatic plants  
52.3 and wild animals among resource management agencies and organizations;
- 52.4 (3) a coordinated public education and awareness campaign;
- 52.5 (4) coordinated control of selected invasive species of aquatic plants and wild animals  
52.6 on lands and public waters;
- 52.7 (5) participation by lake associations, local citizen groups, and local units of government  
52.8 in the development and implementation of local management efforts;
- 52.9 (6) a reasonable and workable inspection requirement for watercraft and equipment  
52.10 including those participating in organized events on the waters of the state;
- 52.11 (7) the closing of points of access to infested waters, if the commissioner determines it  
52.12 is necessary, for a total of not more than seven days during the open water season for control  
52.13 or eradication purposes;
- 52.14 (8) maintaining public accesses on infested waters to be reasonably free of aquatic  
52.15 macrophytes; and
- 52.16 (9) notice to travelers of the penalties for violation of laws relating to invasive species  
52.17 of aquatic plants and wild animals.

52.18 Sec. 31. Minnesota Statutes 2020, section 84D.11, subdivision 1a, is amended to read:

52.19 Subd. 1a. **Permit for invasive carp.** The commissioner may issue a permit to  
52.20 departmental divisions for tagging bighead, black, grass, or silver carp for research or  
52.21 control. Under the permit, the carp may be released into the water body from which the carp  
52.22 was captured. ~~This subdivision expires December 31, 2021.~~

52.23 Sec. 32. Minnesota Statutes 2020, section 85.052, subdivision 1, is amended to read:

52.24 Subdivision 1. **Authority to establish.** (a) The commissioner may establish, by written  
52.25 order, provisions for the use of state parks for the following:

52.26 (1) special parking space for automobiles or other motor-driven vehicles in a state park  
52.27 or state recreation area;

52.28 (2) special parking spurs, campgrounds for automobiles, sites for tent camping, other  
52.29 types of lodging, camping, or day use facilities, and special auto trailer coach parking spaces,  
52.30 for the use of the individual charged for the space or facility;

53.1 (3) ~~improvement and maintenance of golf courses already established in state parks, and~~  
53.2 ~~charging reasonable use fees; and~~

53.3 ~~(4) providing water, sewer, and electric service to trailer or tent campsites and charging~~  
53.4 ~~a reasonable use fee; and~~

53.5 (4) administrative penalties related to courtesy warnings and letters issued for failure to  
53.6 display a state park permit as required under section 85.053, subdivision 2.

53.7 (b) Provisions established under paragraph (a) are exempt from section 16A.1283 and  
53.8 the rulemaking provisions of chapter 14. Section 14.386 does not apply.

53.9 (c) For the purposes of this subdivision, "lodging" means an enclosed shelter, room, or  
53.10 building with furnishings for overnight use.

53.11 Sec. 33. Minnesota Statutes 2020, section 85.052, subdivision 2, is amended to read:

53.12 Subd. 2. **State park ~~pageants~~ special events.** (a) The commissioner may stage state  
53.13 park ~~pageants~~ special events in a state park, municipal park, or on other land near or adjoining  
53.14 a state park and charge an entrance or use fee for the ~~pageant~~ special event. All receipts  
53.15 from the ~~pageants~~ special events must be used in the same manner as though the ~~pageants~~  
53.16 special events were conducted in a state park.

53.17 (b) The commissioner may establish, by written order, state park ~~pageant~~ special event  
53.18 areas to hold historical or other ~~pageants~~ special events conducted by the commissioner of  
53.19 a state agency or other public agency. Establishment of the areas is exempt from the  
53.20 rulemaking provisions of chapter 14, and section 14.386 does not apply.

53.21 Sec. 34. Minnesota Statutes 2020, section 85.052, subdivision 6, is amended to read:

53.22 Subd. 6. **State park reservation system.** (a) The commissioner may, by written order,  
53.23 develop reasonable reservation policies for campsites and other lodging. These policies are  
53.24 exempt from rulemaking provisions under chapter 14 and section 14.386 does not apply.

53.25 (b) The revenue collected from the state park reservation fee established under subdivision  
53.26 5, including interest earned, shall be deposited in the state park account in the natural  
53.27 resources fund and is annually appropriated to the commissioner for the cost of operating  
53.28 the state park reservation and point-of-sale system.

53.29 Sec. 35. Minnesota Statutes 2020, section 85.053, subdivision 2, is amended to read:

53.30 Subd. 2. **Requirement.** Except as provided in section 85.054, a motor vehicle may not  
53.31 enter a state park, state recreation area, or state wayside over 50 acres in area, without a

54.1 state park permit issued under this section or a state parks and trails plate issued under  
54.2 section 168.1295. Except for vehicles permitted under subdivisions 7, paragraph (a), clause  
54.3 (2), and 8, the state park permit must be affixed to the lower right corner windshield of the  
54.4 motor vehicle and must be completely affixed by its own adhesive to the windshield, or the  
54.5 commissioner may, by written order, provide an alternative means to display and validate  
54.6 state park permits. A motor vehicle owner or lessee is responsible for ensuring the owner's  
54.7 or lessee's vehicle has a state park permit, and the commissioner may issue warnings and  
54.8 citations under section 84.0835 to the owner or lessee of a vehicle not in compliance.

54.9 Sec. 36. Minnesota Statutes 2020, section 85.053, is amended by adding a subdivision to  
54.10 read:

54.11 Subd. 5a. **Free permit; members of federally recognized tribes.** (a) The commissioner  
54.12 must issue an annual state park permit for no charge to any member of the 11 federally  
54.13 recognized tribes in Minnesota. To qualify for a free state park permit under this subdivision,  
54.14 an individual must present a qualifying tribal identification, as determined by each of the  
54.15 tribal governments, to the park attendant on duty or other designee of the commissioner.

54.16 (b) For vehicles permitted under paragraph (a), the permit issued under this subdivision  
54.17 is valid only when displayed on a vehicle owned and occupied by the person to whom the  
54.18 permit is issued.

54.19 (c) The commissioner may issue a daily state park permit free of charge to an individual  
54.20 who qualifies under paragraph (a) and does not own or operate a motor vehicle.

54.21 **EFFECTIVE DATE.** This section is effective January 1, 2022.

54.22 Sec. 37. Minnesota Statutes 2020, section 85.054, subdivision 1, is amended to read:

54.23 Subdivision 1. **State Park Open House Days.** (a) A state park permit is not required  
54.24 for a motor vehicle to enter a state park, state monument, state recreation area, or state  
54.25 wayside, on four days each calendar year at each park, which the commissioner shall  
54.26 designate as State Park Open House Days. The commissioner may designate two consecutive  
54.27 days as State Park Open House Days, if the open house is held in conjunction with a special  
54.28 ~~pageant~~ event described in section 85.052, subdivision 2.

54.29 (b) The commissioner shall announce the date of each State Park Open House Day at  
54.30 least 30 days in advance of the date it occurs.

54.31 (c) The purpose of State Park Open House Days is to acquaint the public with state  
54.32 parks, recreation areas, and waysides.

55.1 (d) On State Park Open House Days, registered overnight guests in state parks and state  
 55.2 recreation areas are exempt from the requirements for a state park permit under section  
 55.3 85.053 until after the camping or lodging check-out time of the following day in the park  
 55.4 where the overnight stay occurred.

55.5 Sec. 38. Minnesota Statutes 2020, section 85.43, is amended to read:

55.6 **85.43 DISPOSITION OF RECEIPTS; PURPOSE.**

55.7 ~~(a)~~ Fees from cross-country-ski passes shall be deposited in the state treasury and credited  
 55.8 to a cross-country-ski account in the natural resources fund and, except for the electronic  
 55.9 licensing system commission established by the commissioner under section 84.027,  
 55.10 subdivision 15, are appropriated to the commissioner of natural resources for ~~the following~~  
 55.11 ~~purposes:~~

55.12 (1) grants-in-aid for cross-country-ski trails to:

55.13 (i) counties and municipalities for construction and maintenance of cross-country-ski  
 55.14 trails; and

55.15 (ii) special park districts as provided in section 85.44 for construction and maintenance  
 55.16 of cross-country-ski trails; ~~and~~

55.17 (2) ~~administration of~~ administering the cross-country-ski trail grant-in-aid program;  
 55.18 and

55.19 (3) developing and maintaining state cross-country-ski trails.

55.20 ~~(b) Development and maintenance of state cross-country-ski trails are eligible for funding~~  
 55.21 ~~from the cross-country-ski account if the money is appropriated by law.~~

55.22 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2019.

55.23 Sec. 39. Minnesota Statutes 2020, section 89.021, is amended by adding a subdivision to  
 55.24 read:

55.25 Subd. 42a. **Riverlands State Forest.**

55.26 Sec. 40. Minnesota Statutes 2020, section 89.17, is amended to read:

55.27 **89.17 LEASES AND PERMITS.**

55.28 (a) Notwithstanding the permit procedures of chapter 90, the commissioner may grant  
 55.29 and execute, in the name of the state, leases and permits for the use of any forest lands under  
 55.30 the authority of the commissioner for any purpose that in the commissioner's opinion is not

56.1 inconsistent with the maintenance and management of the forest lands, on forestry principles  
56.2 for timber production. Every such lease or permit is revocable at the discretion of the  
56.3 commissioner at any time subject to such conditions as may be agreed on in the lease. The  
56.4 approval of the commissioner of administration is not required upon any such lease or  
56.5 permit. No such lease or permit for a period exceeding 21 years shall be granted except with  
56.6 the approval of the Executive Council.

56.7 (b) Public access to the leased land for outdoor recreation is the same as access would  
56.8 be under state management.

56.9 (c) Notwithstanding section 16A.125, subdivision 5, after deducting the reasonable costs  
56.10 incurred for preparing and issuing the lease, all remaining proceeds from leasing school  
56.11 trust land and university land for roads on forest lands must be deposited into the respective  
56.12 permanent fund for the lands.

56.13 (d) The commissioner may require a performance bond, security deposit, or other form  
56.14 of security for removing any improvements or personal property left on the leased premises  
56.15 by the lessee upon termination or cancellation of the lease.

56.16 (e) In addition to other payments required by this section, the applicant must reimburse  
56.17 the state for costs incurred for cultural resources review, monitoring, or other services  
56.18 provided by the Minnesota Historical Society under contract with the commissioner of  
56.19 natural resources or the State Historic Preservation Office of the Department of  
56.20 Administration in connection with reviewing the lease request, preparing the lease terms,  
56.21 or monitoring construction of improvements on the leased premises.

56.22 Sec. 41. Minnesota Statutes 2020, section 92.50, is amended by adding a subdivision to  
56.23 read:

56.24 Subd. 4. **Reimbursing costs.** In addition to other payments required by this section, the  
56.25 applicant must reimburse the state for costs incurred for cultural resources review, monitoring,  
56.26 or other services provided by the Minnesota Historical Society under contract with the  
56.27 commissioner of natural resources or the State Historic Preservation Office of the Department  
56.28 of Administration in connection with reviewing the lease request, preparing the lease terms,  
56.29 or constructing improvements on the leased premises.

57.1 Sec. 42. Minnesota Statutes 2020, section 92.502, is amended to read:

57.2 **92.502 LEASE OF TAX-FORFEITED AND STATE LANDS.**

57.3 (a) Notwithstanding section 282.04 or other law to the contrary, St. Louis County may  
57.4 enter a 30-year lease of tax-forfeited land for a wind energy project.

57.5 (b) The commissioner of natural resources may enter a 30-year lease of land administered  
57.6 by the commissioner for a wind energy project.

57.7 (c) The commissioner of natural resources may enter a 30-year lease of land administered  
57.8 by the commissioner for recreational trails and facilities. The commissioner may assess the  
57.9 lease applicant a monitoring fee to cover the projected reasonable costs of monitoring  
57.10 construction of the recreational trail or facility and preparing special terms and conditions  
57.11 of the license to ensure proper construction. The commissioner must give the applicant an  
57.12 estimate of the monitoring fee before the applicant is required to submit the fee. Upon  
57.13 completion of construction of the trail or facility, the commissioner must refund the  
57.14 unobligated balance from the monitoring fee revenue.

57.15 (d) Notwithstanding section 282.04 or other law to the contrary, Lake and St. Louis  
57.16 Counties may enter into 30-year leases of tax-forfeited land for recreational trails and  
57.17 facilities.

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

57.19 Sec. 43. **[92.503] CONSERVATION PLANNING LEASES.**

57.20 The commissioner of natural resources may lease state-owned lands as defined in section  
57.21 92.01 for a term not to exceed 21 years for the purpose of investigating, analyzing, and  
57.22 developing conservation easements that provide ecosystem services benefits. Leases granted  
57.23 under this section are not subject to section 92.50, subdivision 1, paragraph (b), with respect  
57.24 to Executive Council approval for commercial leases or section 92.50, subdivision 1,  
57.25 paragraph (d).

57.26 Sec. 44. Minnesota Statutes 2020, section 97A.015, subdivision 29, is amended to read:

57.27 Subd. 29. **Minnows.** "Minnows" means: (1) members of the minnow family, Cyprinidae,  
57.28 except carp and goldfish; (2) members of the mudminnow family, Umbridae; (3) members  
57.29 of the sucker family, Catostomidae, ~~not over 12 inches in length~~; (4) bullheads, ciscoes,  
57.30 lake whitefish, goldeyes, and mooneyes, not over seven inches long; (5) leeches; and (6)  
57.31 tadpole madtoms (willow cats) and stonecats.

58.1 Sec. 45. Minnesota Statutes 2020, section 97A.075, subdivision 1, is amended to read:

58.2 Subdivision 1. **Deer, bear, and lifetime licenses.** (a) For purposes of this subdivision,  
58.3 "deer license" means a license issued under section 97A.475, subdivisions 2, clauses (5),  
58.4 (6), (7), ~~(13) (15)~~, ~~(14) (16)~~, and ~~(15) (17)~~; 3, paragraph (a), clauses (2), (3), (4), ~~(10) (12)~~,  
58.5 ~~(11) (13)~~, and ~~(12) (14)~~; and 8, paragraph (b), and licenses issued under section 97B.301,  
58.6 subdivision 4.

58.7 (b) The deer management account is established as an account in the game and fish fund  
58.8 and may be used only for deer habitat improvement or deer management programs, including  
58.9 a computerized licensing system. The following amounts must be credited to the deer  
58.10 management account:

58.11 (1) \$16 from each annual deer license issued under section 97A.475, subdivisions 2,  
58.12 clauses (5), (6), and (7); 3, paragraph (a), clauses (2), (3), and (4); and 8, paragraph (b);

58.13 (2) \$2 from each annual deer license issued under sections 97A.475, subdivisions 2,  
58.14 clauses ~~(13) (15)~~, ~~(14) (16)~~, and ~~(15) (17)~~; and 3, paragraph (a), clauses ~~(10) (12)~~, ~~(11) (13)~~,  
58.15 and ~~(12) (14)~~; and 97B.301, subdivision 4; and

58.16 (3) \$16 annually from the lifetime fish and wildlife trust fund, established under section  
58.17 97A.4742, for each license issued to a person 18 years of age or older under section 97A.473,  
58.18 subdivision 4, and \$2 annually from the lifetime fish and wildlife trust fund for each license  
58.19 issued to a person under 18 years of age.

58.20 (c) \$1 from each annual deer license and each bear license and \$1 annually from the  
58.21 lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued  
58.22 under section 97A.473, subdivision 4, must be credited to the deer and bear management  
58.23 account and is appropriated to the commissioner for deer- and bear-management programs,  
58.24 including a computerized licensing system.

58.25 (d) Fifty cents from each deer license is credited to the emergency deer feeding and wild  
58.26 Cervidae health-management account and is appropriated for emergency deer feeding and  
58.27 wild Cervidae health management. Money appropriated for emergency deer feeding and  
58.28 wild Cervidae health management is available until expended.

58.29 (e) When the unencumbered balance in the appropriation for emergency deer feeding  
58.30 and wild Cervidae health management exceeds \$2,500,000 at the end of a fiscal year, the  
58.31 unencumbered balance over \$2,500,000 is canceled and is available for deer- and  
58.32 bear-management programs and computerized licensing.

59.1 Sec. 46. Minnesota Statutes 2020, section 97A.075, subdivision 7, is amended to read:

59.2 Subd. 7. **Wolf licenses; account established.** (a) For purposes of this subdivision, "wolf  
59.3 license" means a license or permit issued under section 97A.475, subdivision 2, clause ~~(20)~~  
59.4 (22); 3, paragraph (a), clause ~~(16)~~ (18); or 20, paragraph (b).

59.5 (b) A wolf management and monitoring account is created in the game and fish fund.  
59.6 Revenue from wolf licenses must be credited to the wolf management and monitoring  
59.7 account and is appropriated to the commissioner only for wolf management, research,  
59.8 damage control, enforcement, and education. Notwithstanding any other law to the contrary,  
59.9 money credited to the account may not be used to pay indirect costs or agency shared  
59.10 services.

59.11 Sec. 47. Minnesota Statutes 2020, section 97A.126, is amended by adding a subdivision  
59.12 to read:

59.13 Subd. 3. **Walk-in-access hunter validation; fee.** The fee for a walk-in-access hunter  
59.14 validation is \$3.

59.15 Sec. 48. Minnesota Statutes 2020, section 97A.137, subdivision 5, is amended to read:

59.16 Subd. 5. **Portable stands.** (a) Prior to the Saturday on or nearest September 16, a portable  
59.17 stand may be left overnight in a wildlife management area by a person with a valid bear  
59.18 license who is hunting within 100 yards of a bear bait site that is legally tagged and registered  
59.19 as prescribed under section 97B.425. Any person leaving a portable stand overnight under  
59.20 this subdivision must affix a tag with: (1) the person's name and address; (2) the licensee's  
59.21 driver's license number; or (3) the "MDNR#" license identification number issued to the  
59.22 licensee. The tag must be affixed to the stand in a manner that it can be read from the ground.

59.23 (b) From November 1 through December 31, a portable stand may be left overnight by  
59.24 a person possessing a license to take deer in a wildlife management area located in whole  
59.25 or in part north and west of a line described as follows:

59.26 State Trunk Highway 1 from the west boundary of the state to State Trunk Highway 89;  
59.27 then north along State Trunk Highway 89 to Fourtown; then north on County State-Aid  
59.28 Highway 44, Beltrami County, to County Road 704, Beltrami County; then north on County  
59.29 Road 704 to Dick's Parkway State Forest Road; then north on Dick's Parkway to County  
59.30 State-Aid Highway 5, Roseau County; then north on County State-Aid Highway 5 to  
59.31 Warroad; then north on State Trunk Highway 11 to State Trunk Highway 313; then north  
59.32 on State Trunk Highway 313 to the north boundary of the state.

60.1 A person leaving a portable stand overnight under this paragraph must affix a tag with: (1)  
60.2 the person's name and address; (2) the licensee's driver's license number; or (3) the "MDNR#"   
60.3 license identification number issued to the licensee. The tag must be affixed to the stand so  
60.4 that it can be read from the ground and must be made of a material sufficient to withstand  
60.5 weather conditions. A person leaving a portable stand overnight in a wildlife management  
60.6 area under this paragraph may not leave more than two portable stands in any one wildlife  
60.7 management area. Unoccupied portable stands left overnight under this paragraph may be  
60.8 used by any member of the public. ~~This paragraph expires December 31, 2019.~~

60.9 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2019, and  
60.10 Minnesota Statutes, section 97A.137, subdivision 5, paragraph (b), is revived and reenacted  
60.11 as of that date.

60.12 Sec. 49. Minnesota Statutes 2020, section 97A.401, subdivision 1, is amended to read:

60.13 Subdivision 1. **Commissioner's authority.** The commissioner may issue special permits  
60.14 for the activities in this section. A special permit may be issued in the form of a general  
60.15 permit to a governmental subdivision or to the general public to conduct one or more  
60.16 activities under subdivisions 2 to ~~7~~ 8.

60.17 Sec. 50. Minnesota Statutes 2020, section 97A.401, is amended by adding a subdivision  
60.18 to read:

60.19 Subd. 8. **Snakes, lizards, and salamanders.** The commissioner must prescribe conditions  
60.20 and may issue permits to breed, propagate, and sell snakes, lizards, and salamanders. A  
60.21 snake, lizard, or salamander that is obtained from a permitted breeder or that was possessed  
60.22 before August 1, 2021, may be possessed as a pet.

60.23 Sec. 51. Minnesota Statutes 2020, section 97A.421, subdivision 1, is amended to read:

60.24 Subdivision 1. **General.** (a) The annual license of a person convicted of a violation of  
60.25 the game and fish laws relating to the license or wild animals covered by the license is void  
60.26 when:

60.27 (1) a second conviction occurs within three years under a license to trap fur-bearing  
60.28 animals, take small game, or to take fish by angling or spearing;

60.29 (2) a ~~third~~ second conviction occurs within ~~one year~~ three years under a minnow dealer's  
60.30 license;

61.1 (3) a second conviction occurs within three years for violations of section 97A.425 that  
61.2 do not involve falsifications or intentional omissions of information required to be recorded,  
61.3 or attempts to conceal unlawful acts within the records;

61.4 (4) two or more misdemeanor convictions occur within a three-year period under a  
61.5 private fish hatchery license;

61.6 (5) the conviction occurs under a license not described in clause (1), (2), or (4) or is for  
61.7 a violation of section 97A.425 not described in clause (3); or

61.8 (6) the conviction is related to assisting a person in the illegal taking, transportation, or  
61.9 possession of wild animals, when acting as a hunting or angling guide.

61.10 (b) Except for big-game licenses and as otherwise provided in this section, for one year  
61.11 after the conviction the person may not obtain the kind of license or take wild animals under  
61.12 a lifetime license, issued under section 97A.473 or 97A.474, relating to the game and fish  
61.13 law violation.

61.14 Sec. 52. Minnesota Statutes 2020, section 97A.421, is amended by adding a subdivision  
61.15 to read:

61.16 Subd. 3b. **Issuance after conviction; night vision or thermal imaging equipment.** (a)  
61.17 A person who is convicted of a violation under paragraph (b) and who possessed night  
61.18 vision or thermal imaging equipment during the violation may not obtain a hunting license  
61.19 or hunt wild animals for five years from the date of conviction.

61.20 (b) The revocation under this subdivision applies to convictions for:

61.21 (1) trespassing;

61.22 (2) hunting game in closed season;

61.23 (3) hunting game in closed hours;

61.24 (4) possessing night vision or thermal imaging equipment while taking wild animals in  
61.25 violation of section 97B.086; or

61.26 (5) possessing unlawful firearms in deer zones in violation of section 97B.041.

61.27 Sec. 53. Minnesota Statutes 2020, section 97A.475, subdivision 2, is amended to read:

61.28 Subd. 2. **Resident hunting.** Fees for the following licenses, to be issued to residents  
61.29 only, are:

61.30 (1) for persons age 18 or over and under age 65 to take small game, \$15.50;

- 62.1 (2) for persons age 65 or over, \$7 to take small game;
- 62.2 (3) for persons age 18 or over to take turkey, \$26;
- 62.3 (4) for persons age 13 or over and under age 18 to take turkey, \$5;
- 62.4 (5) for persons age 18 or over to take deer with firearms during the regular firearms  
62.5 season, \$34;
- 62.6 (6) for persons age 18 or over to take deer by archery, \$34;
- 62.7 (7) for persons age 18 or over to take deer by muzzleloader during the muzzleloader  
62.8 season, \$34;
- 62.9 (8) to take moose, for a party of not more than six persons, \$356;
- 62.10 (9) for persons age 18 or over to take bear, \$44;
- 62.11 (10) to take elk, for a party of not more than two persons, \$287;
- 62.12 (11) to take Canada geese during a special season, \$4;
- 62.13 (12) to take light geese during the light goose conservation order, \$2.50;
- 62.14 (13) to take sandhill crane during the sandhill crane season, \$3;
- 62.15 ~~(12)~~ (14) to take prairie chickens, \$23;
- 62.16 ~~(13)~~ (15) for persons age 13 or over and under age 18 to take deer with firearms during  
62.17 the regular firearms season, \$5;
- 62.18 ~~(14)~~ (16) for persons age 13 or over and under age 18 to take deer by archery, \$5;
- 62.19 ~~(15)~~ (17) for persons age 13 or over and under age 18 to take deer by muzzleloader  
62.20 during the muzzleloader season, \$5;
- 62.21 ~~(16)~~ (18) for persons age 10, 11, or 12 to take bear, no fee;
- 62.22 ~~(17)~~ (19) for persons age 13 or over and under age 18 to take bear, \$5;
- 62.23 ~~(18)~~ (20) for persons age 18 or over to take small game for a consecutive 72-hour period  
62.24 selected by the licensee, \$19, of which an amount equal to one-half of the fee for the  
62.25 migratory-waterfowl stamp under subdivision 5, clause (1), shall be deposited in the  
62.26 waterfowl habitat improvement account under section 97A.075, subdivision 2; one-half of  
62.27 the fee for the pheasant stamp under subdivision 5, clause (2), shall be deposited in the  
62.28 pheasant habitat improvement account under section 97A.075, subdivision 4; and one-half  
62.29 of the small-game surcharge under subdivision 4, shall be deposited in the wildlife acquisition  
62.30 account;

63.1 ~~(19)~~ (21) for persons age 16 or over and under age 18 to take small game, \$5;

63.2 ~~(20)~~ (22) to take wolf, \$30;

63.3 ~~(21)~~ (23) for persons age 12 and under to take turkey, no fee;

63.4 ~~(22)~~ (24) for persons age 10, 11, or 12 to take deer by firearm, no fee;

63.5 ~~(23)~~ (25) for persons age 10, 11, or 12 to take deer by archery, no fee; and

63.6 ~~(24)~~ (26) for persons age 10, 11, or 12 to take deer by muzzleloader during the

63.7 muzzleloader season, no fee.

63.8 Sec. 54. Minnesota Statutes 2020, section 97A.475, subdivision 3, is amended to read:

63.9 Subd. 3. **Nonresident hunting.** (a) Fees for the following licenses, to be issued to

63.10 nonresidents, are:

63.11 (1) for persons age 18 or over to take small game, \$90.50;

63.12 (2) for persons age 18 or over to take deer with firearms during the regular firearms

63.13 season, \$180;

63.14 (3) for persons age 18 or over to take deer by archery, \$180;

63.15 (4) for persons age 18 or over to take deer by muzzleloader during the muzzleloader

63.16 season, \$180;

63.17 (5) for persons age 18 or over to take bear, \$225;

63.18 (6) for persons age 18 or over to take turkey, \$91;

63.19 (7) for persons age 13 or over and under age 18 to take turkey, \$5;

63.20 (8) to take raccoon or bobcat, \$178;

63.21 (9) to take Canada geese during a special season, \$4;

63.22 (10) to take light geese during the light goose conservation order, \$2.50;

63.23 (11) to take sandhill crane during the sandhill crane season, \$3;

63.24 ~~(10)~~ (12) for persons age 13 or over and under age 18 to take deer with firearms during

63.25 the regular firearms season in any open season option or time period, \$5;

63.26 ~~(11)~~ (13) for persons age 13 or over and under age 18 to take deer by archery, \$5;

63.27 ~~(12)~~ (14) for persons age 13 or over and under age 18 to take deer during the muzzleloader

63.28 season, \$5;

64.1 ~~(13)~~ (15) for persons age 13 or over and under 18 to take bear, \$5;

64.2 ~~(14)~~ (16) for persons age 18 or over to take small game for a consecutive 72-hour period  
64.3 selected by the licensee, \$75, of which an amount equal to one-half of the fee for the  
64.4 migratory-waterfowl stamp under subdivision 5, clause (1), shall be deposited in the  
64.5 waterfowl habitat improvement account under section 97A.075, subdivision 2; one-half of  
64.6 the fee for the pheasant stamp under subdivision 5, clause (2), shall be deposited in the  
64.7 pheasant habitat improvement account under section 97A.075, subdivision 4; and one-half  
64.8 of the small-game surcharge under subdivision 4, shall be deposited into the wildlife  
64.9 acquisition account;

64.10 ~~(15)~~ (17) for persons age 16 or 17 to take small game, \$5;

64.11 ~~(16)~~ (18) to take wolf, \$250;

64.12 ~~(17)~~ (19) for persons age 12 and under to take turkey, no fee;

64.13 ~~(18)~~ (20) for persons age ten, 11, or 12 to take deer by firearm, no fee;

64.14 ~~(19)~~ (21) for persons age ten, 11, or 12 to take deer by archery, no fee;

64.15 ~~(20)~~ (22) for persons age ten, 11, or 12 to take deer by muzzleloader during the  
64.16 muzzleloader season, no fee; and

64.17 ~~(21)~~ (23) for persons age 10, 11, or 12 to take bear, no fee.

64.18 (b) A \$5 surcharge shall be added to nonresident hunting licenses issued under paragraph  
64.19 (a), clauses (1) to (6) and (8). An additional commission may not be assessed on this  
64.20 surcharge.

64.21 Sec. 55. Minnesota Statutes 2020, section 97A.475, subdivision 3a, is amended to read:

64.22 Subd. 3a. **Deer license donation and surcharge.** (a) A person may agree to add a  
64.23 donation of \$1, \$3, or \$5 to the fees for annual resident and nonresident licenses to take  
64.24 deer by firearms or archery established under subdivisions 2, clauses (5), (6), (7), ~~(13)~~ (15),  
64.25 ~~(14)~~ (16), and ~~(15)~~ (17), and 3, paragraph (a), clauses (2), (3), (4), ~~(10)~~ (12), ~~(11)~~ (13), and  
64.26 ~~(12)~~ (14).

64.27 (b) Beginning March 1, 2008, fees for bonus licenses to take deer by firearms or archery  
64.28 established under section 97B.301, subdivision 4, must be increased by a surcharge of \$1.

64.29 (c) An additional commission may not be assessed on the donation or surcharge.

65.1 Sec. 56. Minnesota Statutes 2020, section 97A.475, subdivision 4, is amended to read:

65.2 Subd. 4. **Small-game surcharge and donation.** (a) Fees for annual licenses to take  
65.3 small game must be increased by a surcharge of \$6.50, except licenses under subdivisions  
65.4 2, clauses ~~(18)~~ (20) and ~~(19)~~ (21); and 3, paragraph (a), clause ~~(14)~~ (16) and (17). An  
65.5 additional commission may not be assessed on the surcharge and the following statement  
65.6 must be included in the annual small-game-hunting regulations: "This \$6.50 surcharge is  
65.7 being paid by hunters for the acquisition and development of wildlife lands."

65.8 (b) A person may agree to add a donation of \$1, \$3, or \$5 to the fees for annual resident  
65.9 and nonresident licenses to take small game. An additional commission may not be assessed  
65.10 on the donation. The following statement must be included in the annual small-game-hunting  
65.11 regulations: "The small-game license donations are being paid by hunters for administration  
65.12 of the walk-in access program."

65.13 Sec. 57. Minnesota Statutes 2020, section 97A.505, subdivision 3b, is amended to read:

65.14 Subd. 3b. **Wild animals taken on Red Lake Reservation lands ~~within Northwest~~**  
65.15 **~~Angle.~~** Wild animals taken and tagged on the Red Lake Reservation lands in accordance  
65.16 with the Red Lake Band's Conservation Code ~~on the Red Lake Reservation lands in~~  
65.17 ~~Minnesota north of the 49th parallel shall be~~ and all applicable federal law are considered  
65.18 lawfully taken and possessed under state law. Possessing wild animals harvested under this  
65.19 subdivision is in addition to any state limits.

65.20 Sec. 58. Minnesota Statutes 2020, section 97B.022, is amended by adding a subdivision  
65.21 to read:

65.22 Subd. 3. **Apprentice-hunter validation; fee.** The fee for an apprentice-hunter validation  
65.23 is \$3.50. Fees collected must be deposited in the firearms safety training account, except  
65.24 for the electronic licensing system commission established by the commissioner under  
65.25 section 84.027, subdivision 15, and issuing fees collected under section 97A.485, subdivision  
65.26 6, and are appropriated annually to the Enforcement Division of the Department of Natural  
65.27 Resources for administering the firearm safety course program.

65.28 Sec. 59. Minnesota Statutes 2020, section 97B.036, is amended to read:

65.29 **97B.036 CROSSBOW HUNTING DURING FIREARMS SEASON.**

65.30 Notwithstanding section 97B.035, subdivisions 1 and 2, a person may take deer, bear,  
65.31 or turkey by crossbow during the respective ~~regular~~ firearms seasons. The transportation  
65.32 requirements of section 97B.051 apply to crossbows during the ~~regular~~ firearms deer, bear,

66.1 or turkey season. Crossbows must meet the requirements of section 97B.106, subdivision  
66.2 2. A person taking deer, bear, or turkey by crossbow under this section must have a valid  
66.3 ~~firearms~~ license to take the respective game by firearm. This section does not allow the use  
66.4 of a crossbow by licensed muzzleloader hunters during the muzzleloader firearms deer  
66.5 season under section 97B.311.

66.6 Sec. 60. Minnesota Statutes 2020, section 97B.055, subdivision 2, is amended to read:

66.7 Subd. 2. **Restrictions related to motor vehicles.** (a) A person may not take a wild  
66.8 animal with a firearm or by archery from a motor vehicle except as permitted in this section.

66.9 (b) A person may not shoot at a decoy of a wild animal that is placed by a licensed peace  
66.10 officer by:

66.11 (1) discharging a firearm from a motor vehicle; or

66.12 (2) discharging an arrow from a bow from a motor vehicle.

66.13 (c) Notwithstanding section 97B.091, a person may transport a bow uncased while in a  
66.14 motorized watercraft and may take rough fish while in the boat as provided in section  
66.15 97C.376, subdivision 3.

66.16 Sec. 61. Minnesota Statutes 2020, section 97B.071, is amended to read:

66.17 **97B.071 CLOTHING AND GROUND BLIND REQUIREMENTS; BLAZE**  
66.18 **ORANGE OR BLAZE PINK.**

66.19 (a) Except as provided in rules adopted under paragraph ~~(e)~~ (d), a person may not hunt  
66.20 or trap during the open season where deer may be taken by firearms under applicable laws  
66.21 and ordinances, unless the visible portion of the person's cap and outer clothing above the  
66.22 waist, excluding sleeves and gloves, is blaze orange or blaze pink. Blaze orange or blaze  
66.23 pink includes a camouflage pattern of at least 50 percent blaze orange or blaze pink within  
66.24 each foot square. This section does not apply to migratory-waterfowl hunters on waters of  
66.25 this state or in a stationary shooting location or to trappers on waters of this state.

66.26 (b) Except as provided in rules adopted under paragraph (d) and in addition to the  
66.27 requirements under paragraph (a), during the open season where deer may be taken by  
66.28 firearms under applicable laws and ordinances, a person in a fabric or synthetic ground  
66.29 blind on public land must have:

66.30 (1) a blaze orange or blaze pink safety covering on the top of the blind visible for 360  
66.31 degrees around the blind; or

67.1 (2) at least 144 square inches of blaze orange or blaze pink material on each side of the  
67.2 blind.

67.3 ~~(b)~~ (c) Except as provided in rules adopted under paragraph ~~(e)~~ (d), and in addition to  
67.4 the ~~requirement~~ requirements in ~~paragraph~~ paragraphs (a) and (b), a person may not take  
67.5 small game other than turkey, migratory birds, raccoons, and predators, except while trapping,  
67.6 unless a visible portion of at least one article of the person's clothing above the waist is  
67.7 blaze orange or blaze pink. This paragraph does not apply to a person when in a stationary  
67.8 location while hunting deer by archery or when hunting small game by falconry.

67.9 ~~(e)~~ (d) The commissioner may, by rule, prescribe an alternative color in cases where  
67.10 ~~paragraph (a) or (b)~~ paragraphs (a) to (c) would violate the Religious Freedom Restoration  
67.11 Act of 1993, Public Law 103-141.

67.12 ~~(d)~~ (e) A violation of paragraph ~~(b)~~ (c) shall ~~not~~ does not result in a penalty, but is punishable  
67.13 only by a safety warning.

67.14 Sec. 62. Minnesota Statutes 2020, section 97B.086, is amended to read:

67.15 **97B.086 POSSESSING NIGHT VISION OR THERMAL IMAGING EQUIPMENT.**

67.16 (a) A person may not possess night vision or thermal imaging equipment while taking  
67.17 wild animals or while having in possession, either individually or as one of a group of  
67.18 persons, a firearm, bow, or other implement that could be used to take wild animals.

67.19 (b) This section does not apply to a firearm that is:

67.20 (1) unloaded;

67.21 (2) in a gun case expressly made to contain a firearm that fully encloses the firearm by  
67.22 being zipped, snapped, buckled, tied, or otherwise fastened without any portion of the  
67.23 firearm exposed; and

67.24 (3) in the closed trunk of a motor vehicle.

67.25 (c) This section does not apply to a bow that is:

67.26 (1) completely encased or unstrung; and

67.27 (2) in the closed trunk of a motor vehicle.

67.28 (d) If the motor vehicle under paragraph (b) or (c) does not have a trunk, the firearm or  
67.29 bow must be placed in the rearmost location of the vehicle.

67.30 (e) This section does not apply to night vision, night vision enhanced with an infrared  
67.31 illuminator, or thermal imaging equipment possessed by:

68.1 (1) peace officers or military personnel while exercising their duties; or

68.2 (2) a person taking coyote or fox as provided under section 97B.075 and rules adopted  
68.3 under section 97B.605, but the equipment must not be possessed during the regular firearms  
68.4 deer season.

68.5 Sec. 63. Minnesota Statutes 2020, section 97B.311, is amended to read:

68.6 **97B.311 DEER SEASONS AND RESTRICTIONS.**

68.7 (a) Except as provided under paragraph (c), the commissioner may, by rule, prescribe  
68.8 restrictions and designate areas where deer may be taken, including hunter selection criteria  
68.9 for special hunts established under section 97A.401, subdivision 4. The commissioner may,  
68.10 by rule, prescribe the open seasons for deer within the following periods:

68.11 (1) taking with firearms, other than muzzle-loading firearms, between November 1 and  
68.12 December 15;

68.13 (2) taking with muzzle-loading firearms between September 1 and December 31; and

68.14 (3) taking by archery between September 1 and December 31.

68.15 (b) Notwithstanding paragraph (a), the commissioner may establish special seasons  
68.16 within designated areas at any time of year.

68.17 (c) The commissioner may not impose an antler point restriction other than that imposed  
68.18 under Minnesota Rules, part 6232.0200, subpart 6.

68.19 Sec. 64. Minnesota Statutes 2020, section 97B.415, is amended to read:

68.20 **97B.415 TAKING BEAR TO PROTECT PROPERTY; SPECIAL PERMIT FOR**  
68.21 **TAKING NUISANCE BEAR.**

68.22 (a) A person may take a bear at any time to protect the person's property. The person  
68.23 must report the bear taken to a conservation officer within 48 hours. The bear may be  
68.24 disposed of as prescribed by the commissioner.

68.25 (b) The commissioner must issue a bear control special permit according to section  
68.26 97A.401 for wildlife control operators to take nuisance bear by live trapping and relocating  
68.27 the bear. When a bear is trapped and released, an enforcement officer or a wildlife manager  
68.28 must approve the release location. The commissioner must provide specific training to  
68.29 wildlife control operators who are issued a permit under this paragraph, including a refresher  
68.30 course every five years. The commissioner may not charge a fee for the bear control special

69.1 permit or training. A wildlife control operator with a special permit issued under this  
69.2 paragraph may use remote surveillance equipment to monitor live traps.

69.3 Sec. 65. Minnesota Statutes 2020, section 97B.715, subdivision 1, is amended to read:

69.4 Subdivision 1. **Stamp required.** (a) Except as provided in paragraph (b) or section  
69.5 97A.405, subdivision 2, a person required to possess a small-game license may not hunt  
69.6 pheasants without a pheasant stamp validation.

69.7 (b) The following persons are exempt from this subdivision:

69.8 (1) residents and nonresidents under age 18 and residents over age 65;

69.9 (2) persons hunting on licensed commercial shooting preserves;

69.10 (3) resident disabled veterans with a license issued under section 97A.441, subdivision  
69.11 6a; and

69.12 (4) residents and nonresidents hunting on licenses issued under section 97A.475,  
69.13 subdivision 2, clause ~~(18)~~ (20); or 3, paragraph (a), clause ~~(14)~~ (16).

69.14 Sec. 66. Minnesota Statutes 2020, section 97B.801, is amended to read:

69.15 **97B.801 MINNESOTA MIGRATORY-WATERFOWL STAMP REQUIRED.**

69.16 (a) Except as provided in this section or section 97A.405, subdivision 2, a person required  
69.17 to possess a small-game license may not take migratory waterfowl without a  
69.18 migratory-waterfowl stamp validation.

69.19 (b) Residents under age 18 or over age 65; resident disabled veterans with a license  
69.20 issued under section 97A.441, subdivision 6a; and persons hunting on their own property  
69.21 are not required to possess a stamp validation under this section.

69.22 (c) Residents and nonresidents with licenses issued under section 97A.475, subdivision  
69.23 2, clause ~~(18)~~ (20); or 3, paragraph (a), clause ~~(14)~~ (16), are not required to possess a stamp  
69.24 validation under this section.

69.25 Sec. 67. Minnesota Statutes 2020, section 97B.811, subdivision 4a, is amended to read:

69.26 Subd. 4a. **Restrictions on certain motorized decoys.** ~~From the opening day of the duck~~  
69.27 ~~season through the Saturday nearest October 8, a person may not use a motorized decoy,~~  
69.28 ~~or other motorized device designed to attract migratory waterfowl.~~ During the remainder  
69.29 ~~of the~~ duck season, the commissioner may, by rule, designate all or any portion of a wetland  
69.30 or lake closed to the use of motorized decoys or motorized devices designed to attract

70.1 migratory waterfowl. ~~On water bodies and lands fully contained within wildlife management~~  
70.2 ~~area boundaries, a person may not use motorized decoys or motorized devices designed to~~  
70.3 ~~attract migratory waterfowl at any time during the duck season.~~

70.4 Sec. 68. Minnesota Statutes 2020, section 97C.005, subdivision 3, is amended to read:

70.5 Subd. 3. **Seasons, limits, and other rules.** The commissioner may, in accordance with  
70.6 the procedures in subdivision 2, paragraphs (c) and (e), or by rule under chapter 14, establish  
70.7 open seasons, limits, methods, and other requirements for taking fish on special management  
70.8 waters. The commissioner may, by written order published in the State Register, amend  
70.9 daily, possession, or size limits to make midseason adjustments based on available harvest,  
70.10 angling pressure, and population data to manage the fisheries in the 1837 Ceded Territory  
70.11 in compliance with the court orders in *Mille Lacs Band of Chippewa v. Minnesota*, 119 S.  
70.12 Ct. 1187 (1999) and in the state waters of Upper Red Lake. The midseason adjustments in  
70.13 daily, possession, or size limits are not subject to the rulemaking provisions of chapter 14  
70.14 and section 14.386 does not apply. Before the written order is effective, the commissioner  
70.15 shall attempt to notify persons or groups of persons affected by the written order by public  
70.16 announcement, posting, and other appropriate means as determined by the commissioner.

70.17 Sec. 69. Minnesota Statutes 2020, section 97C.081, subdivision 3, is amended to read:

70.18 Subd. 3. **Contests requiring permit.** (a) Unless subdivision 3a applies, a person must  
70.19 have a permit from the commissioner to conduct a fishing contest if:

70.20 (1) there are more than 25 boats for open-water contests, more than 150 participants for  
70.21 ice-fishing contests, or more than 100 participants for shore-fishing contests;

70.22 (2) entry fees are more than \$25 per person; or

70.23 (3) the contest is limited to trout species.

70.24 (b) The commissioner shall charge a fee for the permit that recovers the costs of issuing  
70.25 the permit and of monitoring the activities allowed by the permit. Notwithstanding section  
70.26 16A.1283, the commissioner may, by written order published in the State Register, establish  
70.27 contest permit fees. The fees are not subject to the rulemaking provisions of chapter 14, and  
70.28 section 14.386 does not apply.

70.29 (c) The commissioner may require the applicant to furnish evidence of financial  
70.30 responsibility in the form of a surety bond or bank letter of credit in the amount of \$25,000  
70.31 if entry fees are over \$25 per person, or total prizes are valued at more than \$25,000, and  
70.32 if the applicant has either:

71.1 (1) not previously conducted a fishing contest requiring a permit under this subdivision;  
71.2 or

71.3 (2) ever failed to make required prize awards in a fishing contest conducted by the  
71.4 applicant.

71.5 (d) The permit fee for any individual contest may not exceed the following amounts:

71.6 (1) \$70 for an open-water contest not exceeding 50 boats and without off-site weigh-in;

71.7 (2) \$225 for an open-water contest with more than 50 boats and without off-site weigh-in;

71.8 (3) \$280 for an open-water contest not exceeding 50 boats with off-site weigh-in;

71.9 (4) \$560 for an open-water contest with more than 50 boats with off-site weigh-in; or

71.10 (5) \$135 for an ice-fishing contest with more than 150 participants; or

71.11 (6) \$50 for a contest where all participants are age 18 years or under.

71.12 Sec. 70. Minnesota Statutes 2020, section 97C.081, subdivision 3a, is amended to read:

71.13 Subd. 3a. **No permit required.** A person may conduct a fishing contest without a permit  
71.14 from the commissioner if:

71.15 (1) the contest is not limited to specifically named waters;

71.16 ~~(2) all the contest participants are age 18 years or under;~~

71.17 ~~(3) (2)~~ (2) the contest is limited to rough fish and participants are required to fish with a  
71.18 hook and line; or

71.19 ~~(4) (3)~~ (3) the total prize value is \$500 or less.

71.20 Sec. 71. Minnesota Statutes 2020, section 97C.211, subdivision 2a, is amended to read:

71.21 Subd. 2a. **Acquiring fish.** (a) A private fish hatchery may not obtain fish outside of the  
71.22 state unless the fish or the source of the fish are approved by the commissioner. The  
71.23 commissioner may apply more stringent requirements to fish or a source of fish from outside  
71.24 the state than are applied to fish and sources of fish from within the state. The commissioner  
71.25 must either approve or deny the acquisition within 30 days after receiving a written request  
71.26 for approval. ~~Minnows acquired must be processed and not released into public waters,~~  
71.27 ~~except as provided in section 97C.515, subdivision 4.~~ A request may be for annual  
71.28 acquisition.

72.1 (b) If the commissioner denies approval, a written notice must be submitted to the  
72.2 applicant stating the reasons for the denial and the commissioner must:

72.3 (1) designate approved sources to obtain the desired fish or fish eggs; or

72.4 (2) sell the fish or fish eggs from state fish hatcheries at fair market value.

72.5 Sec. 72. Minnesota Statutes 2020, section 97C.342, subdivision 2, is amended to read:

72.6 Subd. 2. **Bait restrictions.** (a) Frozen or dead fish on the official list of viral hemorrhagic  
72.7 septicemia-susceptible species published by the United States Department of Agriculture,  
72.8 Animal and Plant Health Inspection Services VHS-susceptible-species list under section  
72.9 17.4982, subdivision 21b; cisco (all *Coregonus*, including lake herring and tullibee); and  
72.10 smelt (all *Osmerus*, *Spirincus*, *Hypomesus*, and *Allosmerus*) being used as bait in waters of  
72.11 the state must originate from water bodies certified disease-free. A water body is certified  
72.12 as disease-free if:

72.13 (1) the water body has been tested for viral hemorrhagic septicemia and the testing  
72.14 indicates the disease is not present; or

72.15 (2) the water body is located within a viral-hemorrhagic-septicemia-free zone posted on  
72.16 the Department of Natural Resources website.

72.17 (b) Certification for ~~these~~ individually tested water bodies is valid for one year from the  
72.18 date of test results. Certification of water bodies within a viral-hemorrhagic-septicemia-free  
72.19 zone posted on the Department of Natural Resources website is valid for the dates included  
72.20 in the posting. A viral-hemorrhagic-septicemia-free certification is also referred to as a fish  
72.21 health certification.

72.22 Sec. 73. Minnesota Statutes 2020, section 97C.515, subdivision 2, is amended to read:

72.23 Subd. 2. **Permit for ~~transportation~~ importation.** (a) A person may ~~transport~~ import  
72.24 live minnows ~~through~~ into the state with a permit from the commissioner. ~~The permit must~~  
72.25 ~~state the name and address of the person, the number and species of minnows, the point of~~  
72.26 ~~entry into the state, the destination, and the route through the state. The permit is not valid~~  
72.27 ~~for more than 12 hours after it is issued. A person must not import minnows into the state~~  
72.28 except as provided in this section.

72.29 ~~(b) Minnows transported under this subdivision must be in a tagged container. The tag~~  
72.30 ~~number must correspond with tag numbers listed on the minnow transportation permit.~~

73.1 ~~(e) The commissioner may require the person transporting minnow species found on~~  
73.2 ~~the official list of viral hemorrhagic septicemia susceptible species published by the United~~  
73.3 ~~States Department of Agriculture, Animal and Plant Health Inspection Services, to provide~~  
73.4 ~~health certification for viral hemorrhagic septicemia. The certification must disclose any~~  
73.5 ~~incidentally isolated replicating viruses, and must be dated within the 12 months preceding~~  
73.6 ~~transport.~~

73.7 (b) Minnows must be certified as healthy according to standards of the World  
73.8 Organisation for Animal Health or the Fish Health Section Blue Book of the American  
73.9 Fisheries Society.

73.10 (c) Minnows must be certified free of viral hemorrhagic septicemia, infectious  
73.11 hematopoietic necrosis, infectious pancreatic necrosis, spring viremia of carp virus, fathead  
73.12 minnow nidovirus, and Heterosporis within the past 12 months.

73.13 (d) Minnows must originate from a biosecure facility that has tested negative for invasive  
73.14 species in the past 12 months.

73.15 (e) Only a person that holds a minnow dealer's license issued under section 97C.501,  
73.16 subdivision 2, may obtain a permit to import minnows.

73.17 (f) The following information must be available to the commissioner upon request for  
73.18 each load of imported minnows:

73.19 (1) the date minnows were imported;

73.20 (2) the number of pounds or gallons imported;

73.21 (3) the facility name from which the minnows originated; and

73.22 (4) a fish health certificate for the minnows.

73.23 (g) Minnows may be imported to feed hatchery fish if the requirements in paragraphs  
73.24 (a) to (f) are met.

73.25 Sec. 74. Minnesota Statutes 2020, section 97C.805, subdivision 2, is amended to read:

73.26 Subd. 2. **Restrictions.** (a) ~~The~~ Netting of lake whitefish and ciscoes is subject to the  
73.27 restrictions in this subdivision.

73.28 (b) A person may not use:

73.29 (1) more than ~~two nets~~ one net;

73.30 (2) a net more than 100 feet long; or

74.1 (3) a net more than three feet wide.

74.2 (c) The mesh size of the ~~nets~~ net may not be less than:

74.3 (1) 1-3/4 inches, stretch measure, for nets used to take ciscoes; and

74.4 (2) 3-1/2 inches, stretch measure, for all other nets.

74.5 (d) A net may not be set in water, including ice thickness, deeper than six feet.

74.6 (e) The commissioner may designate waters where nets may be set so that portions of  
74.7 the net extend into water deeper than six feet under conditions prescribed by the  
74.8 commissioner to protect game fish. A pole or stake must project at least two feet above the  
74.9 surface of the water or ice at one end of ~~each~~ the net.

74.10 (f) A net may not be set within 50 feet of another net.

74.11 (g) A person may not have angling equipment in possession while netting lake whitefish  
74.12 or ciscoes.

74.13 Sec. 75. Minnesota Statutes 2020, section 97C.836, is amended to read:

74.14 **97C.836 LAKE SUPERIOR LAKE TROUT; EXPANDED ASSESSMENT**  
74.15 **HARVEST.**

74.16 The commissioner shall provide for taking of lake trout by licensed commercial operators  
74.17 in Lake Superior management zones MN-3 and MN-2 for expanded assessment and sale.  
74.18 The commissioner shall authorize expanded assessment taking and sale of lake trout in Lake  
74.19 Superior management zone MN-3 beginning annually in 2007 and zone MN-2 beginning  
74.20 annually in 2010. Total assessment taking and sale may not exceed 3,000 lake trout in zone  
74.21 MN-3 and 2,000 lake trout in zone MN-2 and may be reduced when necessary to protect  
74.22 the lake trout population or to manage the effects of invasive species or fish disease. Taking  
74.23 lake trout for expanded assessment and sale shall be allowed from June 1 to September 30,  
74.24 but may end earlier in the respective zones if the quotas are reached. The quotas must be  
74.25 reassessed at the expiration of the current ten-year Fisheries Management Plan for the  
74.26 Minnesota Waters of Lake Superior ~~dated September 2006~~.

74.27 Sec. 76. Minnesota Statutes 2020, section 103A.212, is amended to read:

74.28 **103A.212 WATERSHED MANAGEMENT POLICY.**

74.29 Subdivision 1. Purpose. The quality of life of every Minnesotan depends on water.  
74.30 Minnesota's rivers, lakes, streams, wetlands, and groundwater provide a foundation for  
74.31 drinking water and the state's recreational, municipal, commercial, industrial, agricultural,

75.1 environmental, aesthetic, and economic well-being. The legislature finds that it is in the  
75.2 public interest to manage groundwater and surface water resources from the perspective of  
75.3 aquifers, watersheds, and river basins to achieve protection, preservation, enhancement,  
75.4 and restoration of the state's valuable groundwater and surface water resources.

75.5 Subd. 2. **Coordination and cooperation.** In implementing the policy under this section,  
75.6 state agencies and local and regional governments with authority over local water  
75.7 management, conservation, land use, land management, and development plans must take  
75.8 into consideration the manner in which their plans are consistent with the policy. To the  
75.9 extent practicable, state agencies and local and regional governments must endeavor to enter  
75.10 into formal and informal agreements and arrangements to jointly use staff and educational,  
75.11 technical, and financial resources to deliver programs or conduct activities to achieve the  
75.12 purposes of the policy.

75.13 Sec. 77. Minnesota Statutes 2020, section 103C.315, subdivision 4, is amended to read:

75.14 Subd. 4. **Compensation.** A supervisor shall receive compensation for services up to \$75  
75.15 \$125 per day, and may be reimbursed for expenses, including traveling expenses, necessarily  
75.16 incurred in the discharge of duties. A supervisor may be reimbursed for the use of the  
75.17 supervisor's own automobile in the performance of official duties at a rate up to the maximum  
75.18 tax-deductible mileage rate permitted under the federal Internal Revenue Code.

75.19 Sec. 78. Minnesota Statutes 2020, section 103G.223, is amended to read:

75.20 **103G.223 CALCAREOUS FENS.**

75.21 (a) Calcareous fens, as identified by the commissioner by written order published in the  
75.22 State Register, may not be filled, drained, or otherwise degraded, wholly or partially, by  
75.23 any activity, unless the commissioner, under an approved management plan, decides some  
75.24 alteration is necessary or as provided in paragraph (b). Identifications made by the  
75.25 commissioner are not subject to the rulemaking provisions of chapter 14 and section 14.386  
75.26 does not apply.

75.27 (b) The commissioner may allow water appropriations that result in temporary reductions  
75.28 in groundwater resources on a seasonal basis under an approved calcareous fen management  
75.29 plan.

75.30 (c) If the commissioner determines that a water appropriation permit cannot be issued  
75.31 or renewed because of this section, the commissioner must, within one year of the date of  
75.32 denial and at no cost to the applicant, provide the applicant with a groundwater and surface

76.1 water hydrologic evaluation that demonstrates by a preponderance of the evidence the basis  
 76.2 for that conclusion.

76.3 (d) An applicant whose permit is denied under this section may file a written request  
 76.4 with the commissioner to designate a mutually agreed upon third party expert to review the  
 76.5 evaluation provided under paragraph (c) at no cost to the applicant, and to make  
 76.6 recommendations to the commissioner about whether or not the permit should be issued.  
 76.7 The third party expert must agree to provide the commissioner and applicant with the expert's  
 76.8 recommendations within 90 days of agreeing to review the evaluation.

76.9 (e) A permit applicant may file for a contested case hearing under chapter 14 within 30  
 76.10 days of the later of the following:

76.11 (1) the date by which the hydrologic evaluation was required to have been provided to  
 76.12 the applicant under paragraph (c);

76.13 (2) receiving the recommendations of the third party who is reviewing the evaluation  
 76.14 under paragraph (d); or

76.15 (3) determining that no mutually agreed upon third party expert can be found.

76.16 (f) Any permit applicant who has had a water appropriation permit previously denied  
 76.17 under this section may resubmit a permit application under this section and is entitled to all  
 76.18 rights and reviews available under this section.

76.19 Sec. 79. Minnesota Statutes 2020, section 103G.271, subdivision 4a, is amended to read:

76.20 Subd. 4a. **Mt. Simon-Hinckley aquifer.** ~~(a)~~ The commissioner may not issue new  
 76.21 water-use permits that will appropriate water from the Mt. Simon-Hinckley aquifer ~~in a~~  
 76.22 ~~metropolitan county, as defined in section 473.121, subdivision 4,~~ unless the appropriation  
 76.23 is for potable water use, there are no feasible or practical alternatives to this source, and a  
 76.24 water conservation plan is incorporated with the permit.

76.25 ~~(b) The commissioner shall terminate all permits authorizing appropriation and use of~~  
 76.26 ~~water from the Mt. Simon-Hinckley aquifer for once-through systems in a metropolitan~~  
 76.27 ~~county, as defined in section 473.121, subdivision 4, by December 31, 1992.~~

76.28 Sec. 80. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision  
 76.29 to read:

76.30 Subd. 4b. **Bulk transport or sale.** (a) To maintain the supply of drinking water for future  
 76.31 generations and except as provided under paragraph (b), the commissioner may not issue

77.1 a new water-use permit to appropriate water in excess of one million gallons per year for  
77.2 bulk transport or sale of water for consumptive use to a location more than 50 miles from  
77.3 the point of the proposed appropriation.

77.4 (b) Paragraph (a) does not apply to a water-use permit for a public water supply, as  
77.5 defined under section 144.382, subdivision 4, issued to a local unit of government, rural  
77.6 water district established under chapter 116A, or Tribal unit of government if:

77.7 (1) the use is solely for the public water supply;

77.8 (2) the local unit of government, rural water district established under chapter 116A, or  
77.9 Tribal unit of government has a property interest at the point of the appropriation;

77.10 (3) the communities that will use the water are located within 100 miles of the point of  
77.11 appropriation; and

77.12 (4) the requirements in sections 103G.265, 103G.285, and 103G.287 are met.

77.13 Sec. 81. Minnesota Statutes 2020, section 103G.271, subdivision 7, is amended to read:

77.14 Subd. 7. **Transferring permit.** (a) A water-use permit may be transferred to a successive  
77.15 owner of real property if the permittee conveys the real property where the source of water  
77.16 is located. The new owner must notify the commissioner immediately after the conveyance  
77.17 and request transfer of the permit. The commissioner must not deny the transfer of a permit  
77.18 if the permittee is in compliance with all permit conditions and the permit meets the  
77.19 requirements of sections 103G.255 to 103G.301.

77.20 (b) When transferring a permit, the commissioner must not require additional conditions  
77.21 on the permit, reduce the appropriation, reduce the term, or require any testing.

77.22 Sec. 82. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision  
77.23 to read:

77.24 Subd. 8. **Management plans; effect on land values.** Before a management plan for  
77.25 appropriating water is prepared, the commissioner must provide estimates of the impact of  
77.26 any new restriction or policy on land values in the affected area. Strategies to address adverse  
77.27 impacts to land values must be included in the plan.

77.28 Sec. 83. Minnesota Statutes 2020, section 103G.287, subdivision 4, is amended to read:

77.29 Subd. 4. **Groundwater management areas.** (a) The commissioner may designate  
77.30 groundwater management areas and limit total annual water appropriations and uses within  
77.31 a designated area to ensure sustainable use of groundwater that protects ecosystems, water

78.1 quality, and the ability of future generations to meet their own needs. Water appropriations  
78.2 and uses within a designated management area must be consistent with a groundwater  
78.3 management area plan approved by the commissioner that addresses water conservation  
78.4 requirements and water allocation priorities established in section 103G.261. During  
78.5 development of a groundwater management area plan, the commissioner and employees  
78.6 and agents of the department may disseminate information related to the timing, location,  
78.7 and agendas of meetings related to the plan, but must otherwise limit public information  
78.8 related to the groundwater management area plan to direct factual responses to public and  
78.9 media inquiries. At least 30 days prior to implementing or modifying a groundwater  
78.10 management area plan under this subdivision, the commissioner shall consult with the  
78.11 advisory team established in paragraph (c).

78.12 (b) Notwithstanding section 103G.271, subdivision 1, paragraph (b), and Minnesota  
78.13 Rules, within designated groundwater management areas, the commissioner may require  
78.14 general permits as specified in section 103G.271, subdivision 1, paragraph (c), for water  
78.15 users using less than 10,000 gallons per day or 1,000,000 gallons per year and water suppliers  
78.16 serving less than 25 persons for domestic purposes. The commissioner may waive the  
78.17 requirements under section 103G.281 for general permits issued under this paragraph, and  
78.18 the fee specified in section 103G.301, subdivision 2, paragraph (c), does not apply to general  
78.19 permits issued under this paragraph.

78.20 (c) When designating a groundwater management area, the commissioner shall assemble  
78.21 an advisory team to assist in developing a groundwater management area plan for the area.  
78.22 The advisory team members shall be selected from public and private entities that have an  
78.23 interest in the water resources affected by the groundwater management area. A majority  
78.24 of the advisory team members shall be public and private entities that currently hold water-use  
78.25 permits for water appropriations from the affected water resources. The commissioner shall  
78.26 consult with the League of Minnesota Cities, the Association of Minnesota Counties, the  
78.27 Minnesota Association of Watershed Districts, and the Minnesota Association of Townships  
78.28 in appointing the local government representatives to the advisory team. The advisory team  
78.29 may also include representatives from the University of Minnesota, the Minnesota State  
78.30 Colleges and Universities, other institutions of higher learning in Minnesota, political  
78.31 subdivisions with jurisdiction over water issues, nonprofits with expertise in water, and  
78.32 federal agencies.

78.33 (d) Before designating a groundwater management area, the commissioner must provide  
78.34 estimates of the impact of any new restriction or policy on land values in the affected area.  
78.35 Strategies to address adverse impacts to land values must be included in any plan.

79.1 Sec. 84. Minnesota Statutes 2020, section 103G.287, subdivision 5, is amended to read:

79.2 Subd. 5. **Sustainability standard.** (a) The commissioner may issue water-use permits  
79.3 for appropriation from groundwater only if the commissioner determines that the groundwater  
79.4 use is sustainable to supply the needs of future generations and the proposed use will not  
79.5 harm ecosystems, degrade water, or reduce water levels beyond the reach of public water  
79.6 supply and private domestic wells constructed according to Minnesota Rules, chapter 4725.

79.7 (b) For the purposes of this subdivision and subdivision 4, "sustainable" means a change  
79.8 in hydrologic regime of 20 percent or less relative to the August median stream flow.

79.9 Sec. 85. Minnesota Statutes 2020, section 103G.289, is amended to read:

79.10 **103G.289 WELL INTERFERENCE; ~~WELL SEALING~~ VALIDATION;**  
79.11 **CONTESTED CASE.**

79.12 (a) The commissioner shall not validate a claim for well interference ~~claim~~ if the affected  
79.13 well has been sealed prior to the completion of the commissioner's investigation of the  
79.14 complaint. If the well is sealed prior to completion of the investigation, the commissioner  
79.15 must dismiss the complaint.

79.16 (b) When validating a claim for well interference, the commissioner must take into  
79.17 account the condition of the affected well.

79.18 (c) Within 30 days after the commissioner's decision on a claim for well interference, a  
79.19 party ordered by the commissioner to contribute to an affected well owner may petition for  
79.20 a contested case hearing under sections 14.57 to 14.62. The commissioner must grant the  
79.21 petitioner a contested case hearing on the commissioner's decision.

79.22 Sec. 86. Minnesota Statutes 2020, section 103G.401, is amended to read:

79.23 **103G.401 APPLICATION TO ESTABLISH LAKE LEVELS.**

79.24 (a) Applications for authority to establish and maintain levels of public waters and  
79.25 applications to establish the natural ordinary high-water level of public waters may be made  
79.26 to the commissioner by a public body or authority or by a majority of the riparian owners  
79.27 on the public waters.

79.28 (b) To conserve or utilize the water resources of the state, the commissioner may initiate  
79.29 proceedings to establish and maintain the level of public waters.

80.1 (c) When establishing an ordinary high-water level, the commissioner must provide  
80.2 written or electronic notice of the order to the local units of government where the public  
80.3 water is located.

80.4 **Sec. 87. [103G.413] APPEAL OF ORDER ESTABLISHING ORDINARY**  
80.5 **HIGH-WATER LEVEL.**

80.6 Subdivision 1. **Petition.** A local unit of government may petition for review of the  
80.7 ordinary high-water level. A petition may be filed on behalf of the local unit of government  
80.8 or riparian landowner affected by the ordinary high-water level. The petition must be filed  
80.9 by the local unit of government and include reasons why the determination should be  
80.10 reviewed and evidence to be considered as part of the review.

80.11 Subd. 2. **Review.** If a local unit of government files a petition under this section, the  
80.12 commissioner must review the petition within 90 days of the request and issue a final order.  
80.13 The commissioner may extend this period by 90 days by providing written notice of the  
80.14 extension to the applicant. Any further extension requires the agreement of the petitioner.

80.15 Sec. 88. Minnesota Statutes 2020, section 115.03, subdivision 1, is amended to read:

80.16 Subdivision 1. **Generally.** (a) The agency is hereby given and charged with the following  
80.17 powers and duties:

80.18 ~~(a)~~ (1) to administer and enforce all laws relating to the pollution of any of the waters  
80.19 of the state;

80.20 ~~(b)~~ (2) to investigate the extent, character, and effect of the pollution of the waters of  
80.21 this state and to gather data and information necessary or desirable in the administration or  
80.22 enforcement of pollution laws, and to make such classification of the waters of the state as  
80.23 it may deem advisable;

80.24 ~~(c)~~ (3) to establish and alter such reasonable pollution standards for any waters of the  
80.25 state in relation to the public use to which they are or may be put as it shall deem necessary  
80.26 for the purposes of this chapter and, with respect to the pollution of waters of the state,  
80.27 chapter 116;

80.28 ~~(d)~~ (4) to encourage waste treatment, including advanced waste treatment, instead of  
80.29 stream low-flow augmentation for dilution purposes to control and prevent pollution;

80.30 ~~(e)~~ (5) to adopt, issue, reissue, modify, deny, or revoke, enter into or enforce reasonable  
80.31 orders, permits, variances, standards, rules, schedules of compliance, and stipulation  
80.32 agreements, under such conditions as it may prescribe, in order to prevent, control or abate

81.1 water pollution, or for the installation or operation of disposal systems or parts thereof, or  
81.2 for other equipment and facilities:

81.3 ~~(1)~~ (i) requiring the discontinuance of the discharge of sewage, industrial waste or other  
81.4 wastes into any waters of the state resulting in pollution in excess of the applicable pollution  
81.5 standard established under this chapter;

81.6 ~~(2)~~ (ii) prohibiting or directing the abatement of any discharge of sewage, industrial  
81.7 waste, or other wastes, into any waters of the state or the deposit thereof or the discharge  
81.8 into any municipal disposal system where the same is likely to get into any waters of the  
81.9 state in violation of this chapter and, with respect to the pollution of waters of the state,  
81.10 chapter 116, or standards or rules promulgated or permits issued pursuant thereto, and  
81.11 specifying the schedule of compliance within which such prohibition or abatement must be  
81.12 accomplished;

81.13 ~~(3)~~ (iii) prohibiting the storage of any liquid or solid substance or other pollutant in a  
81.14 manner which does not reasonably assure proper retention against entry into any waters of  
81.15 the state that would be likely to pollute any waters of the state;

81.16 ~~(4)~~ (iv) requiring the construction, installation, maintenance, and operation by any person  
81.17 of any disposal system or any part thereof, or other equipment and facilities, or the  
81.18 reconstruction, alteration, or enlargement of its existing disposal system or any part thereof,  
81.19 or the adoption of other remedial measures to prevent, control or abate any discharge or  
81.20 deposit of sewage, industrial waste or other wastes by any person;

81.21 ~~(5)~~ (v) establishing, and from time to time revising, standards of performance for new  
81.22 sources taking into consideration, among other things, classes, types, sizes, and categories  
81.23 of sources, processes, pollution control technology, cost of achieving such effluent reduction,  
81.24 and any nonwater quality environmental impact and energy requirements. Said standards  
81.25 of performance for new sources shall encompass those standards for the control of the  
81.26 discharge of pollutants which reflect the greatest degree of effluent reduction which the  
81.27 agency determines to be achievable through application of the best available demonstrated  
81.28 control technology, processes, operating methods, or other alternatives, including, where  
81.29 practicable, a standard permitting no discharge of pollutants. New sources shall encompass  
81.30 buildings, structures, facilities, or installations from which there is or may be the discharge  
81.31 of pollutants, the construction of which is commenced after the publication by the agency  
81.32 of proposed rules prescribing a standard of performance which will be applicable to such  
81.33 source. Notwithstanding any other provision of the law of this state, any point source the  
81.34 construction of which is commenced after May 20, 1973, and which is so constructed as to

82.1 meet all applicable standards of performance for new sources shall, consistent with and  
82.2 subject to the provisions of section 306(d) of the Amendments of 1972 to the Federal Water  
82.3 Pollution Control Act, not be subject to any more stringent standard of performance for new  
82.4 sources during a ten-year period beginning on the date of completion of such construction  
82.5 or during the period of depreciation or amortization of such facility for the purposes of  
82.6 section 167 or 169, or both, of the Federal Internal Revenue Code of 1954, whichever period  
82.7 ends first. Construction shall encompass any placement, assembly, or installation of facilities  
82.8 or equipment, including contractual obligations to purchase such facilities or equipment, at  
82.9 the premises where such equipment will be used, including preparation work at such  
82.10 premises;

82.11 ~~(6)~~ (vi) establishing and revising pretreatment standards to prevent or abate the discharge  
82.12 of any pollutant into any publicly owned disposal system, which pollutant interferes with,  
82.13 passes through, or otherwise is incompatible with such disposal system;

82.14 ~~(7)~~ (vii) requiring the owner or operator of any disposal system or any point source to  
82.15 establish and maintain such records, make such reports, install, use, and maintain such  
82.16 monitoring equipment or methods, including where appropriate biological monitoring  
82.17 methods, sample such effluents in accordance with such methods, at such locations, at such  
82.18 intervals, and in such a manner as the agency shall prescribe, and providing such other  
82.19 information as the agency may reasonably require;

82.20 ~~(8)~~ (viii) notwithstanding any other provision of this chapter, and with respect to the  
82.21 pollution of waters of the state, chapter 116, requiring the achievement of more stringent  
82.22 limitations than otherwise imposed by effluent limitations in order to meet any applicable  
82.23 water quality standard by establishing new effluent limitations, based upon section 115.01,  
82.24 subdivision 13, clause (b), including alternative effluent control strategies for any point  
82.25 source or group of point sources to insure the integrity of water quality classifications,  
82.26 whenever the agency determines that discharges of pollutants from such point source or  
82.27 sources, with the application of effluent limitations required to comply with any standard  
82.28 of best available technology, would interfere with the attainment or maintenance of the  
82.29 water quality classification in a specific portion of the waters of the state. Prior to  
82.30 establishment of any such effluent limitation, the agency shall hold a public hearing to  
82.31 determine the relationship of the economic and social costs of achieving such limitation or  
82.32 limitations, including any economic or social dislocation in the affected community or  
82.33 communities, to the social and economic benefits to be obtained and to determine whether  
82.34 or not such effluent limitation can be implemented with available technology or other  
82.35 alternative control strategies. If a person affected by such limitation demonstrates at such

83.1 hearing that, whether or not such technology or other alternative control strategies are  
83.2 available, there is no reasonable relationship between the economic and social costs and  
83.3 the benefits to be obtained, such limitation shall not become effective and shall be adjusted  
83.4 as it applies to such person;

83.5 ~~(9)~~ (ix) modifying, in its discretion, any requirement or limitation based upon best  
83.6 available technology with respect to any point source for which a permit application is filed  
83.7 after July 1, 1977, upon a showing by the owner or operator of such point source satisfactory  
83.8 to the agency that such modified requirements will represent the maximum use of technology  
83.9 within the economic capability of the owner or operator and will result in reasonable further  
83.10 progress toward the elimination of the discharge of pollutants; and

83.11 ~~(10)~~ (x) requiring that applicants for wastewater discharge permits evaluate in their  
83.12 applications the potential reuses of the discharged wastewater;

83.13 ~~(f)~~ (6) to require to be submitted and to approve plans and specifications for disposal  
83.14 systems or point sources, or any part thereof and to inspect the construction thereof for  
83.15 compliance with the approved plans and specifications thereof;

83.16 ~~(g)~~ (7) to prescribe and alter rules, not inconsistent with law, for the conduct of the  
83.17 agency and other matters within the scope of the powers granted to and imposed upon it by  
83.18 this chapter and, with respect to pollution of waters of the state, in chapter 116, provided  
83.19 that every rule affecting any other department or agency of the state or any person other  
83.20 than a member or employee of the agency shall be filed with the secretary of state;

83.21 ~~(h)~~ (8) to conduct such investigations, issue such notices, public and otherwise, and hold  
83.22 such hearings as are necessary or which it may deem advisable for the discharge of its duties  
83.23 under this chapter and, with respect to the pollution of waters of the state, under chapter  
83.24 116, including, but not limited to, the issuance of permits, and to authorize any member,  
83.25 employee, or agent appointed by it to conduct such investigations or, issue such notices and  
83.26 hold such hearings;

83.27 ~~(i)~~ (9) for the purpose of water pollution control planning by the state and pursuant to  
83.28 the Federal Water Pollution Control Act, as amended, to establish and revise planning areas,  
83.29 adopt plans and programs and continuing planning processes, including, but not limited to,  
83.30 basin plans and areawide waste treatment management plans, and to provide for the  
83.31 implementation of any such plans by means of, including, but not limited to, standards, plan  
83.32 elements, procedures for revision, intergovernmental cooperation, residual treatment process  
83.33 waste controls, and needs inventory and ranking for construction of disposal systems;

84.1 ~~(j)~~ (10) to train water pollution control personnel; and charge ~~such fees therefor as are~~  
84.2 for the training as necessary to cover the agency's costs. The fees under this clause are  
84.3 subject to legislative approval under section 16A.1283. All such fees received shall be paid  
84.4 into the state treasury and credited to the Pollution Control Agency training account;

84.5 ~~(k)~~ (11) to impose as additional conditions in permits to publicly owned disposal systems  
84.6 appropriate measures to insure compliance by industrial and other users with any pretreatment  
84.7 standard, including, but not limited to, those related to toxic pollutants, and any system of  
84.8 user charges ratably as is hereby required under state law or said Federal Water Pollution  
84.9 Control Act, as amended, or any regulations or guidelines promulgated thereunder;

84.10 ~~(l)~~ (12) to set a period not to exceed five years for the duration of any national pollutant  
84.11 discharge elimination system permit or not to exceed ten years for any permit issued as a  
84.12 state disposal system permit only;

84.13 ~~(m)~~ (13) to require each governmental subdivision identified as a permittee for a  
84.14 wastewater treatment works to evaluate in every odd-numbered year the condition of its  
84.15 existing system and identify future capital improvements that will be needed to attain or  
84.16 maintain compliance with a national pollutant discharge elimination system or state disposal  
84.17 system permit; and

84.18 ~~(n)~~ (14) to train subsurface sewage treatment system personnel, including persons who  
84.19 design, construct, install, inspect, service, and operate subsurface sewage treatment systems,  
84.20 and charge fees for the training as necessary to pay the agency's costs. The fees under this  
84.21 clause are subject to legislative approval under section 16A.1283. All fees received must  
84.22 be paid into the state treasury and credited to the agency's training account. Money in the  
84.23 account is appropriated to the agency to pay expenses related to training.

84.24 (b) The information required in paragraph (a), clause ~~(m)~~ (13), must be submitted in  
84.25 every odd-numbered year to the commissioner on a form provided by the commissioner.  
84.26 The commissioner shall provide technical assistance if requested by the governmental  
84.27 subdivision.

84.28 (c) The powers and duties given the agency in this subdivision also apply to permits  
84.29 issued under chapter 114C.

84.30 Sec. 89. Minnesota Statutes 2020, section 115.455, is amended to read:

84.31 **115.455 EFFLUENT LIMITATIONS; COMPLIANCE.**

84.32 To the extent allowable under federal law, for a municipality that constructs a publicly  
84.33 owned treatment works or for an industrial national pollutant discharge elimination system

85.1 and state disposal system permit holder that constructs a treatment works to comply with a  
85.2 new or modified effluent limitation, compliance with any new or modified effluent limitation  
85.3 adopted after construction begins that would require additional capital investment is required  
85.4 no sooner than 16 years after the date the facility begins operating.

85.5 Sec. 90. Minnesota Statutes 2020, section 115.77, subdivision 1, is amended to read:

85.6 Subdivision 1. **Fees.** The agency shall collect fees in amounts necessary, but no greater  
85.7 than the amounts necessary, to cover the reasonable costs of reviewing applications and  
85.8 issuing certifications. The fees under this subdivision are subject to legislative approval  
85.9 under section 16A.1283.

85.10 Sec. 91. Minnesota Statutes 2020, section 115.84, subdivision 2, is amended to read:

85.11 Subd. 2. **Rules.** The agency may adopt rules to govern certification of laboratories  
85.12 according to this section. ~~Notwithstanding section 16A.1283, the agency may adopt rules~~  
85.13 ~~establishing fees.~~

85.14 Sec. 92. Minnesota Statutes 2020, section 115.84, subdivision 3, is amended to read:

85.15 Subd. 3. **Fees.** (a) Until the agency adopts a rule establishing fees for certification, the  
85.16 agency shall collect fees from laboratories registering with the agency, but not accredited  
85.17 by the commissioner of health under sections 144.97 to 144.99, in amounts necessary to  
85.18 cover the reasonable costs of the certification program, including reviewing applications,  
85.19 issuing certifications, and conducting audits and compliance assistance. The fees under this  
85.20 paragraph are subject to legislative approval under section 16A.1283.

85.21 (b) Fees under this section must be based on the number, type, and complexity of  
85.22 analytical methods that laboratories are certified to perform.

85.23 (c) Revenue from fees charged by the agency for certification ~~shall~~ must be credited to  
85.24 the environmental fund.

85.25 Sec. 93. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
85.26 to read:

85.27 Subd. 1a. **Advanced recycling.** "Advanced recycling" means a manufacturing process  
85.28 for converting post-use polymers and recovered feedstocks into basic hydrocarbon raw  
85.29 materials, feedstocks, chemicals, liquid fuels, and other products like waxes and lubricants  
85.30 through processes that include pyrolysis, gasification, depolymerization, catalytic cracking,  
85.31 reforming, hydrogenation, solvolysis, and other similar technologies. The recycled products

86.1 produced at advanced recycling facilities include but are not limited to monomers, oligomers,  
86.2 plastics, plastics and chemical feedstocks, basic and unfinished chemicals, crude oil, naphtha,  
86.3 liquid transportation fuels, waxes, lubricants, coatings, and other basic hydrocarbons.  
86.4 Advanced recycling is not processing, treatment, resource recovery, incineration, or waste  
86.5 management.

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

86.7 Sec. 94. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
86.8 to read:

86.9 Subd. 1b. **Advanced recycling facility.** "Advanced recycling facility" means a facility  
86.10 that receives, stores, and converts post-use polymers and recovered feedstocks it receives  
86.11 using advanced recycling. An advanced recycling facility is a manufacturing facility subject  
86.12 to applicable agency manufacturing regulations for air, water, waste, and land use. An  
86.13 advanced recycling facility is not a solid waste facility, waste facility, or resource recovery  
86.14 facility.

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

86.16 Sec. 95. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
86.17 to read:

86.18 Subd. 7b. **Depolymerization.** "Depolymerization" means a manufacturing process where  
86.19 post-use polymers are broken into smaller molecules such as monomers and oligomers or  
86.20 raw, intermediate, or final products, plastics and chemical feedstocks, basic and unfinished  
86.21 chemicals, crude oil, naphtha, liquid transportation fuels, waxes, lubricants, coatings, and  
86.22 other basic hydrocarbons.

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

86.24 Sec. 96. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
86.25 to read:

86.26 Subd. 10b. **Gasification.** "Gasification" means a manufacturing process through which  
86.27 recovered feedstocks are heated and converted into a fuel-gas mixture in an oxygen-deficient  
86.28 atmosphere and the mixture is converted into valuable raw materials and intermediate and  
86.29 final products, including but not limited to plastic monomers, chemicals, waxes, lubricants,  
86.30 chemical feedstocks, crude oil, diesel, gasoline, diesel and gasoline blend stocks, home  
86.31 heating oil, and other fuels including ethanol and transportation fuel, that are returned to  
86.32 economic utility in the form of raw materials, products, or fuels.

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

87.2 Sec. 97. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
87.3 to read:

87.4 Subd. 24c. **Post-use polymers.** "Post-use polymers" means plastic that:

87.5 (1) is derived from any industrial, commercial, agricultural, or domestic activities;

87.6 (2) is not mixed with solid waste or hazardous waste on site or during processing at the  
87.7 advanced recycling facility;

87.8 (3) is used or intended to be used as a feedstock for manufacturing crude oil, fuels,  
87.9 feedstocks, blend stocks, raw materials, or other intermediate products or final products  
87.10 using advanced recycling;

87.11 (4) has been sorted from solid waste and other regulated waste but may contain residual  
87.12 amounts of solid waste such as organic material and incidental contaminants or impurities  
87.13 such as paper labels and metal rings; and

87.14 (5) is processed at an advanced recycling facility or held at an advanced recycling facility  
87.15 before processing.

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

87.17 Sec. 98. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
87.18 to read:

87.19 Subd. 24d. **Pyrolysis.** "Pyrolysis" means a manufacturing process through which post-use  
87.20 polymers are heated in an oxygen-deficient atmosphere until melted and thermally  
87.21 decomposed and then cooled, condensed, and converted into valuable raw materials and  
87.22 intermediate and final products, including but not limited to plastic monomers, chemicals,  
87.23 waxes, lubricants, chemical feedstocks, crude oil, diesel, gasoline, diesel and gasoline blend  
87.24 stocks, home heating oil, and other fuels including ethanol and transportation fuel, that are  
87.25 returned to economic utility in the form of raw materials, products, or fuels.

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

87.27 Sec. 99. Minnesota Statutes 2020, section 115A.03, subdivision 25, is amended to read:

87.28 Subd. 25. **Processing.** "Processing" means the treatment of waste after collection and  
87.29 before disposal. Processing includes but is not limited to reduction, storage, separation,

88.1 exchange, resource recovery, physical, chemical, or biological modification, and transfer  
88.2 from one waste facility to another. Processing does not include advanced recycling.

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

88.4 Sec. 100. Minnesota Statutes 2020, section 115A.03, subdivision 25d, is amended to read:

88.5 Subd. 25d. **Refuse-derived fuel.** "Refuse-derived fuel" means a product resulting from  
88.6 the processing of mixed municipal solid waste in a manner that reduces the quantity of  
88.7 noncombustible material present in the waste, reduces the size of waste components through  
88.8 shredding or other mechanical means, and produces a fuel suitable for combustion in existing  
88.9 or new solid fuel-fired boilers. Fuels produced using advanced recycling are not  
88.10 refuse-derived fuels.

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

88.12 Sec. 101. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
88.13 to read:

88.14 Subd. 25e. **Recovered feedstock.** "Recovered feedstock" means one or more of the  
88.15 following materials that has been processed so that it may be used as feedstock in an advanced  
88.16 recycling facility:

88.17 (1) post-use polymers; and

88.18 (2) materials for which the United States Environmental Protection Agency has made  
88.19 a nonwaste determination under Code of Federal Regulations, title 40, section 241.3(c), or  
88.20 has otherwise determined are feedstocks and not solid waste.

88.21 Recovered feedstock does not include unprocessed municipal solid waste. Recovered  
88.22 feedstock is not mixed with solid waste or hazardous waste on site or during processing at  
88.23 an advanced recycling facility.

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

88.25 Sec. 102. Minnesota Statutes 2020, section 115A.03, subdivision 27, is amended to read:

88.26 Subd. 27. **Resource recovery.** "Resource recovery" means the reclamation for sale, use,  
88.27 or reuse of materials, substances, energy, or other products contained within or derived from  
88.28 waste. Resource recovery does not include advanced recycling.

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

89.1 Sec. 103. Minnesota Statutes 2020, section 115A.03, subdivision 28, is amended to read:

89.2 Subd. 28. **Resource recovery facility.** "Resource recovery facility" means a waste  
89.3 facility established and used primarily for resource recovery, including related and  
89.4 appurtenant facilities such as transmission facilities and transfer stations primarily serving  
89.5 the resource recovery facility. An advanced recycling facility is not a resource recovery  
89.6 facility.

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

89.8 Sec. 104. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision  
89.9 to read:

89.10 Subd. 32e. **Solvolysis.** "Solvolysis" means a manufacturing process through which  
89.11 post-use polymers are reacted with the aid of solvents while heated at low temperatures or  
89.12 pressurized, or both, to make useful products while allowing additives and contaminants to  
89.13 be separated. The products of solvolysis include but are not limited to monomers,  
89.14 intermediates, and valuable raw materials. The process includes but is not limited to  
89.15 hydrolysis, aminolysis, ammonolysis, methanolysis, and glycolysis.

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

89.17 Sec. 105. Minnesota Statutes 2020, section 115A.03, subdivision 34, is amended to read:

89.18 Subd. 34. **Waste.** "Waste" means solid waste, sewage sludge, and hazardous waste.  
89.19 Waste does not include post-use polymers or recovered feedstocks.

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

89.21 Sec. 106. Minnesota Statutes 2020, section 115A.03, subdivision 35, is amended to read:

89.22 Subd. 35. **Waste facility.** "Waste facility" means all property, real or personal, including  
89.23 negative and positive easements and water and air rights, which is or may be needed or  
89.24 useful for the processing or disposal of waste, except property for the collection of the waste  
89.25 and property used primarily for the manufacture of scrap metal or paper. Waste facility  
89.26 includes but is not limited to transfer stations, processing facilities, and disposal sites and  
89.27 facilities. An advanced recycling facility is not a waste facility.

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

90.1 Sec. 107. Minnesota Statutes 2020, section 115A.03, subdivision 36, is amended to read:

90.2 Subd. 36. **Waste management.** "Waste management" means activities which are intended  
90.3 to affect or control the generation of waste and activities which provide for or control the  
90.4 collection, processing and disposal of waste. Waste management does not include advanced  
90.5 recycling.

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

90.7 Sec. 108. **[115A.143] MATTRESS RECYCLING.**

90.8 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision  
90.9 have the meanings given.

90.10 (b) "Brand" means a name, symbol, word, or mark that attributes a mattress to the  
90.11 producer of the mattress.

90.12 (c) "Covered entity" means a political subdivision of the state, mattress retailer, permitted  
90.13 transfer station, waste-to-energy facility, health care facility, educational facility, military  
90.14 base, or commercial or nonprofit lodging establishment that possesses a discarded mattress  
90.15 that was used and discarded in this state. Covered entity does not include a renovator,  
90.16 refurbisher, or person that only transports a discarded mattress.

90.17 (d) "Discarded mattress" means a mattress that a consumer discarded, intends to discard,  
90.18 or abandoned in the state, but does not include a mattress that cannot be safely recycled  
90.19 because it is contaminated by putrescible solid waste or is substantially soiled, is infested  
90.20 with bedbugs, or poses a risk to worker health or equipment, which mattress should be  
90.21 disposed of through the existing solid waste system.

90.22 (e) "Energy recovery" means the process by which all or a portion of solid waste materials  
90.23 are processed or combusted to use the heat content or other forms of energy derived from  
90.24 the solid waste materials.

90.25 (f) "Foundation" means any ticking-covered structure that is used to support a mattress  
90.26 and that is composed of one or more of the following: a constructed frame, foam, or a box  
90.27 spring, whether stationary, adjustable, or foldable. Foundation does not include any bed  
90.28 frame or base made of wood, metal, or other material that rests upon the floor and that serves  
90.29 as a brace for a mattress.

90.30 (g) "Mattress" means any resilient material or combination of materials that is enclosed  
90.31 by ticking, used alone or in combination with other products, and that is intended or promoted  
90.32 for sleeping upon. Mattress includes any foundation and any used or renovated mattress.

91.1 Mattress does not include any mattress pad; mattress topper; sleeping bag; pillow; car bed;  
91.2 carriage; basket; dressing table; stroller; playpen; infant carrier; lounge pad; crib or bassinet  
91.3 mattress; crib bumper; liquid or gaseous filled ticking, including any water bed and any air  
91.4 mattress that does not contain upholstery material between the ticking and the mattress core;  
91.5 or upholstered furniture, including a sleeper sofa.

91.6 (h) "Mattress core" means the principal support system that is present in a mattress,  
91.7 including but not limited to springs, foam, air bladder, water bladder, or resilient filling.

91.8 (i) "Mattress recycling council" or "council" means the nonprofit organization created  
91.9 by producers or created by any trade association that represents producers who account for  
91.10 a majority of mattress production in the United States to design, submit, and implement the  
91.11 mattress stewardship program described in subdivision 2.

91.12 (j) "Mattress stewardship fee" means the amount added to the purchase price of a mattress  
91.13 sold to a consumer or to an ultimate end user in this state that is necessary to cover the cost  
91.14 of collecting, transporting, and processing discarded mattresses by the council according  
91.15 to the mattress stewardship program.

91.16 (k) "Mattress stewardship program" or "program" means the statewide program described  
91.17 in subdivision 2 and implemented according to the mattress stewardship plan developed  
91.18 under subdivision 2.

91.19 (l) "Mattress topper" means an item that contains resilient filling, with or without ticking,  
91.20 that is intended to be used with or on top of a mattress.

91.21 (m) "Performance goal" means a metric proposed by the council to annually measure  
91.22 the performance of the mattress stewardship program, taking into consideration technical  
91.23 and economic feasibilities, in achieving continuous, meaningful improvement in the rate  
91.24 of mattress recycling in the state and any other specified goal of the program.

91.25 (n) "Producer" means a person who manufactures or renovates a mattress that is sold,  
91.26 offered for sale, or distributed in the state under the producer's own name or brand. Producer  
91.27 includes:

91.28 (1) the owner of a trademark or brand under which a mattress is sold, offered for sale,  
91.29 or distributed in this state, whether or not the trademark or brand is registered in this state;  
91.30 and

91.31 (2) a person who imports a mattress into the United States that is sold or offered for sale  
91.32 in this state and that is manufactured or renovated by a person who does not have a presence  
91.33 in the United States.

92.1 (o) "Recycling" means a process in which discarded mattresses, components, and  
92.2 by-products may lose their original identity or form as they are transformed into new, usable,  
92.3 or marketable materials. Recycling does not include using destructive incineration.

92.4 (p) "Renovate" or "renovation" means altering a mattress for resale, including any one  
92.5 or a combination of the following: replacing the ticking or filling, adding additional filling,  
92.6 or replacing components with new or recycled materials. Renovate or renovation does not  
92.7 include:

92.8 (1) stripping a mattress of its ticking or filling without adding new material;

92.9 (2) sanitizing or sterilizing a mattress without otherwise altering the mattress; or

92.10 (3) a renovator altering a mattress for a person who retains the altered mattress for  
92.11 personal use, in accordance with chapter 325F.

92.12 (q) "Renovator" means a person who renovates discarded mattresses to resell the  
92.13 mattresses to consumers.

92.14 (r) "Retailer" means a person who sells mattresses to a consumer or to an ultimate end  
92.15 user in this state or offers mattresses to a consumer in this state.

92.16 (s) "Sale" means transfer of title of a mattress for consideration to a consumer or an  
92.17 ultimate end user in the state, including but not limited to by means of a sales outlet, catalog,  
92.18 website, or similar electronic means.

92.19 (t) "Sanitizing" means directly applying chemicals to a mattress to kill human  
92.20 disease-causing pathogens.

92.21 (u) "Sterilizing" means mitigating deleterious substances or organisms, including human  
92.22 disease-causing pathogens, fungi, and insects, from a mattress or filling material using a  
92.23 chemical or heat process.

92.24 (v) "Ticking" means the outermost layer of fabric or material of a mattress. Ticking does  
92.25 not include any layer of fabric or material quilted together with, or otherwise attached to,  
92.26 the outermost layer of fabric or material of a mattress.

92.27 (w) "Upholstery material" means all material, loose or attached, between the ticking and  
92.28 the core of a mattress.

92.29 Subd. 2. **Mattress recycling council; required plan.** (a) Within 180 days after the  
92.30 effective date of this section, each producer or the producer's designee must join the mattress  
92.31 recycling council. Within 180 days after the effective date of this section, the council must  
92.32 submit a plan for approval by the commissioner to establish a statewide mattress stewardship

93.1 program, as described in this paragraph. Retailers may participate in the council. The mattress  
93.2 stewardship program must, to the extent technologically feasible and economically practical:

93.3 (1) provide for free, convenient, and accessible statewide opportunities for receiving  
93.4 discarded mattresses from any person in the state with a discarded mattress that was used  
93.5 and discarded in the state, including but not limited to participating covered entities that  
93.6 accumulate and segregate a minimum of 100 discarded mattresses for collection at one time;

93.7 (2) provide for free collection of discarded mattresses from transfer stations that  
93.8 accumulate and segregate fewer than 50 mattresses, provided the transfer stations require  
93.9 the collection due to space or permit requirements;

93.10 (3) provide for council-financed end-of-life management for discarded mattresses  
93.11 collected according to clauses (1) and (2);

93.12 (4) provide suitable storage containers at or make other mutually agreeable storage and  
93.13 transport arrangements for permitted transfer stations for segregated, discarded mattresses,  
93.14 at no cost to the municipality, provided the transfer station makes space available for the  
93.15 purpose and imposes no fee for placement of the storage container on the transfer station's  
93.16 premises;

93.17 (5) provide that the council will conduct research as needed related to improving used  
93.18 mattress collection, dismantling, and recycling operations, including pilot programs to test  
93.19 new processes, methods, or equipment on a local, regional, or otherwise limited basis; and

93.20 (6) include a mattress stewardship fee that is sufficient to cover the costs of operating  
93.21 and administering the program.

93.22 (b) The plan submitted according to paragraph (a) must:

93.23 (1) identify each producer participating in the program;

93.24 (2) describe the fee structure for the program;

93.25 (3) establish performance goals for the first two years of the program;

93.26 (4) identify proposed facilities to be used by the program;

93.27 (5) set convenience goals and a timeline for implementing and achieving convenient  
93.28 access to the program;

93.29 (6) detail how the program will promote recycling discarded mattresses consistent with  
93.30 the state's solid waste management hierarchy; and

93.31 (7) include a description of public education regarding the program.

94.1 (c) The council must set the amount of the mattress stewardship fee that is added to the  
94.2 purchase price of a mattress at the point of sale. The council must establish and implement  
94.3 a fee structure that covers but does not exceed the costs of developing the plan described  
94.4 in paragraph (b), operating and administering the program described in paragraph (a), and  
94.5 maintaining a financial reserve sufficient to operate the program over multiple years in a  
94.6 fiscally prudent and responsible manner. The council must set the fee as a flat rate and not  
94.7 as a percentage of the purchase price. The council must maintain all records relating to the  
94.8 program for not less than three years.

94.9 (d) Under the program, recycling is preferred over any other disposal method for  
94.10 mattresses, to the extent that recycling is technologically feasible and economically practical.

94.11 (e) The commissioner must approve the plan for establishing the mattress stewardship  
94.12 program if the plan meets the requirements of paragraphs (a) to (d). No later than 90 days  
94.13 after the council submits the plan according to this section, the commissioner must make a  
94.14 determination whether to approve the plan. Before making the determination, the  
94.15 commissioner must post the plan on the agency's website and solicit public comments on  
94.16 the plan. If the commissioner disapproves the plan because the plan does not meet the  
94.17 requirements of paragraphs (a) to (d), the commissioner must describe the reasons for the  
94.18 disapproval in a notice of determination that the commissioner provides to the council. The  
94.19 council must revise and resubmit the plan to the commissioner no later than 45 days after  
94.20 receiving notice of the commissioner's disapproval. No later than 45 days after receiving  
94.21 the revised plan, the commissioner must review and approve or disapprove the revised plan  
94.22 and provide a notice of determination to the council. The council may resubmit a revised  
94.23 plan to the commissioner for approval no more than twice. If the council fails to submit a  
94.24 plan that is acceptable to the commissioner because it does not meet the requirements of  
94.25 paragraphs (a) to (d), the commissioner must modify a submitted plan to make it conform  
94.26 to the requirements of paragraphs (a) to (d) and approve it. No later than 180 days after  
94.27 approval of a plan according to this paragraph, the council must implement the mattress  
94.28 stewardship program. Regardless of when the program begins, the program's fiscal year  
94.29 begins January 1.

94.30 (f) The council must submit any proposed substantial change to the program to the  
94.31 commissioner for approval. If the commissioner does not disapprove a proposed substantial  
94.32 change within 90 days of receiving notice of the proposed substantial change, the proposed  
94.33 substantial change is deemed approved. For purposes of this paragraph, "substantial change"  
94.34 means:

95.1 (1) a change in the processing facilities to be used for discarded mattresses collected  
95.2 under the program; or

95.3 (2) a material change to the system for collecting mattresses.

95.4 (g) Within 90 days after the end of the program's second fiscal year, the council must  
95.5 submit updated performance goals to the commissioner that are based on the experience of  
95.6 the program during the first two years of the program.

95.7 (h) The council must notify the commissioner of other material changes to the program  
95.8 on an ongoing basis, without resubmitting the plan to the commissioner for approval. Material  
95.9 changes include but are not limited to a change in the composition, officers, or contact  
95.10 information of the council.

95.11 (i) Within 90 days after the end of the program's second fiscal year and every two years  
95.12 thereafter, the council must propose a mattress stewardship fee for all mattresses sold in  
95.13 this state. The council may propose a change to the mattress stewardship fee more frequently  
95.14 than once every two years if the council determines the change is needed to avoid funding  
95.15 shortfalls or excesses for the mattress stewardship program. Any proposed mattress  
95.16 stewardship fee must be reviewed by an auditor to ensure that the assessment does not  
95.17 exceed the cost to fund the mattress stewardship program described in paragraph (a) and to  
95.18 maintain financial reserves sufficient to operate the program over multiple years in a fiscally  
95.19 prudent and responsible manner. Not later than 60 days after the council proposes a mattress  
95.20 stewardship fee, the auditor must render an opinion to the commissioner as to whether the  
95.21 proposed mattress stewardship fee is reasonable to achieve the goals set forth in this section.  
95.22 If the auditor concludes that the mattress stewardship fee is reasonable, then the proposed  
95.23 fee goes into effect. If the auditor concludes that the mattress stewardship fee is not  
95.24 reasonable, the auditor must provide the council with written notice explaining the auditor's  
95.25 opinion. No later than 60 days after the council receives the auditor's opinion, the council  
95.26 may either propose a new mattress stewardship fee or provide written comments on the  
95.27 auditor's opinion. If the auditor concludes that the fee is not reasonable, the commissioner  
95.28 must decide, based on the auditor's opinion and any comments provided by the council,  
95.29 whether to approve the proposed mattress stewardship fee. The council must select the  
95.30 auditor. The cost of any work performed by the auditor under this paragraph and paragraph  
95.31 (k) must be paid by the mattress stewardship fee.

95.32 (j) Not later than October 15 each year, the council must submit an annual report to the  
95.33 commissioner for the most recently completed fiscal year. The commissioner must post the  
95.34 annual report on the agency's website. The report must include:

- 96.1 (1) the tonnage of mattresses collected under the program from:
- 96.2 (i) transfer stations;
- 96.3 (ii) retailers; and
- 96.4 (iii) all other covered entities;
- 96.5 (2) the tonnage of mattresses diverted for recycling;
- 96.6 (3) the weight of mattress materials recycled, as indicated by the weight of each of the
- 96.7 commodities sold to secondary markets;
- 96.8 (4) the weight of mattress materials sent for disposal at:
- 96.9 (i) waste-to-energy facilities;
- 96.10 (ii) landfills; and
- 96.11 (iii) any other facilities;
- 96.12 (5) a summary of the public education that supports the program;
- 96.13 (6) an evaluation of the effectiveness of methods and processes used to achieve
- 96.14 performance goals of the program; and
- 96.15 (7) recommendations for any changes to the program.
- 96.16 (k) Two years after the program is implemented according to paragraph (e) and every
- 96.17 three years thereafter or upon the request of the commissioner, but not more frequently than
- 96.18 once a year, the council must cause an audit of the program to be conducted by an auditor
- 96.19 as described in paragraph (i). The audit must review the accuracy of the council's data
- 96.20 concerning the program and provide any other information requested by the commissioner,
- 96.21 consistent with the requirements of this section, provided the request does not require the
- 96.22 disclosure of proprietary information or trade or business secrets. The council must pay for
- 96.23 the audit. The council must maintain all records relating to the program for at least three
- 96.24 years.
- 96.25 Subd. 3. **Charging fee; producer participation.** Upon implementation of the mattress
- 96.26 stewardship program, each manufacturer, renovator, retailer, or distributor that sells a
- 96.27 mattress to a consumer or to an ultimate end user in the state must add the mattress
- 96.28 stewardship fee to the purchase price for the mattress and must remit the fee collected to
- 96.29 the council. In each transaction, the fee must appear on the invoice and must be accompanied
- 96.30 by a brief description of the fee. The council must determine the rules and procedures

97.1 necessary to implement collection of the fee in a fair, efficient, and lawful manner. Any  
97.2 producer who fails to participate in the program must not sell mattresses in this state.

97.3 Subd. 4. **Receipt of discarded mattresses.** Upon implementation of the mattress  
97.4 stewardship program according to subdivision 2, paragraph (e), a covered entity that  
97.5 participates in the program must not charge for the receipt of discarded mattresses that are  
97.6 discarded in this state, except that covered entities may charge a fee for providing the service  
97.7 of collecting mattresses and may restrict the acceptance of mattresses by number, source,  
97.8 or physical condition.

97.9 Sec. 109. Minnesota Statutes 2020, section 115A.565, subdivision 1, is amended to read:

97.10 Subdivision 1. **Grant program established.** The commissioner ~~shall~~ must make  
97.11 competitive grants to political subdivisions or federally recognized tribes to establish curbside  
97.12 recycling or composting, increase recycling or composting, reduce the amount of recyclable  
97.13 materials entering disposal facilities, or reduce the costs associated with hauling waste by  
97.14 locating collection sites as close as possible to the site where the waste is generated. To be  
97.15 eligible for grants under this section, a political subdivision or federally recognized tribe  
97.16 must be located outside the seven-county metropolitan area and a city must have a population  
97.17 of less than 45,000.

97.18 Sec. 110. Minnesota Statutes 2020, section 115B.40, subdivision 1, is amended to read:

97.19 Subdivision 1. **Response to releases.** The commissioner may take any environmental  
97.20 response action, including emergency action, related to a release or threatened release of a  
97.21 hazardous substance, pollutant or contaminant, or decomposition gas from a qualified facility  
97.22 that the commissioner deems reasonable and necessary to protect the public health or welfare  
97.23 or the environment under the standards required in sections 115B.01 to 115B.20. The  
97.24 commissioner may undertake studies necessary to determine reasonable and necessary  
97.25 environmental response actions at individual facilities. The commissioner may develop  
97.26 general work plans for environmental studies, presumptive remedies, and generic remedial  
97.27 designs for facilities with similar characteristics, as well as implement reuse and  
97.28 redevelopment strategies. Prior to selecting environmental response actions for a facility,  
97.29 the commissioner shall hold at least one public informational meeting near the facility and  
97.30 provide for receiving and responding to comments related to the selection. The commissioner  
97.31 shall design, implement, and provide oversight consistent with the actions selected under  
97.32 this subdivision.

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

98.1 Sec. 111. Minnesota Statutes 2020, section 115B.412, subdivision 9, is amended to read:

98.2 Subd. 9. **Land management plans.** (a) The commissioner shall develop a land use plan  
98.3 for each qualified facility. All local land use plans must be consistent with a land use plan  
98.4 developed under this subdivision. Plans developed under this subdivision must include  
98.5 provisions to prevent any use that disturbs the integrity of the final cover, liners, any other  
98.6 components of any containment system, or the function of any monitoring systems unless  
98.7 the commissioner finds that the disturbance:

98.8 (1) is necessary to the proposed use of the property, and will not increase the potential  
98.9 hazard to human health or the environment; or

98.10 (2) is necessary to reduce a threat to human health or the environment.

98.11 (b) Before completing any plan under this subdivision, the commissioner shall consult  
98.12 with the commissioner of management and budget regarding any restrictions that the  
98.13 commissioner of management and budget deems necessary on the disposition of property  
98.14 resulting from the use of bond proceeds to pay for response actions on the property, and  
98.15 shall incorporate the restrictions in the plan.

98.16 (c) A land use plan may include any of the following provisions for potential reuse and  
98.17 redevelopment of the qualified facility:

98.18 (1) solar photovoltaic equipment;

98.19 (2) energy storage;

98.20 (3) landfill gas;

98.21 (4) pollinator habitat; or

98.22 (5) another environmentally beneficial reuse as determined by the commissioner through  
98.23 a notice and comment period process.

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

98.25 Sec. 112. **[115B.422] CLOSED LANDFILL EMERGENCY ACCOUNT.**

98.26 Subdivision 1. Establishment; appropriation. A closed landfill emergency account is  
98.27 established in the remediation fund. Money in the account, including interest, is appropriated  
98.28 to the commissioner for environmental response actions at qualified facilities or priority  
98.29 qualified facilities where there is an imminent and substantial danger to the health and  
98.30 welfare of the people of the state resulting from the potential contamination of drinking

99.1 water supplies or the potential for direct human contact with a release or threatened release  
99.2 of a hazardous substance, pollutant or contaminant, or decomposition gas.

99.3 Subd. 2. **Annual report.** No later than February 1 each year, the commissioner must  
99.4 report activities and expenditures under this section to the chairs and ranking minority  
99.5 members of the legislative committees and divisions with jurisdiction over environment  
99.6 finance.

99.7 Sec. 113. Minnesota Statutes 2020, section 116.03, subdivision 2b, is amended to read:

99.8 Subd. 2b. **Permitting efficiency.** (a) It is the goal of the state that environmental and  
99.9 resource management permits be issued or denied within 90 days for tier 1 permits or 150  
99.10 days for tier 2 permits following submission of a permit application. The commissioner of  
99.11 the Pollution Control Agency shall establish management systems designed to achieve the  
99.12 goal. For the purposes of this section, "tier 1 permits" are permits that do not require  
99.13 individualized actions or public comment periods, and "tier 2 permits" are permits that  
99.14 require individualized actions or public comment periods.

99.15 (b) The commissioner ~~shall~~ must prepare ~~an annual~~ semiannual permitting efficiency  
99.16 ~~report reports~~ that includes include statistics on meeting the tier 2 goal in paragraph (a) and  
99.17 the criteria for tier 2 by permit categories. ~~The report is~~ reports are due on February 1 and  
99.18 August 1 each year. For permit applications that have not met the goal, ~~the each~~ report must  
99.19 state the reasons for not meeting the goal. In stating the reasons for not meeting the goal,  
99.20 the commissioner ~~shall~~ must separately identify delays caused by the responsiveness of the  
99.21 proposer, ~~lack of staff~~, scientific or technical disagreements, or the level of public  
99.22 engagement. ~~The Each~~ report must specify the number of days from initial submission of  
99.23 the application to the day of determination that the application is complete. ~~The Each~~ report  
99.24 must aggregate the data for the year reporting period and assess whether program or system  
99.25 changes are necessary to achieve the goal. Whenever a report required by this subdivision  
99.26 states the number of permits completed within a particular period, the report must,  
99.27 immediately after the number and in parentheses, state the percentage of total applications  
99.28 received for that permit category that the number represents. Whenever a report required  
99.29 by this subdivision states the number of permits completed within a particular period, the  
99.30 report must separately state completion data for industrial and municipal permits. ~~The report~~  
99.31 reports must be posted on the agency's website and submitted to the governor and the chairs  
99.32 and ranking minority members of the house of representatives and senate committees having  
99.33 jurisdiction over environment policy and finance.

100.1 (c) The commissioner shall allow electronic submission of environmental review and  
100.2 permit documents to the agency.

100.3 (d) Within 30 business days of application for a permit subject to paragraph (a), the  
100.4 commissioner of the Pollution Control Agency shall notify the permit applicant, in writing,  
100.5 whether the application is complete or incomplete. If the commissioner determines that an  
100.6 application is incomplete, the notice to the applicant must enumerate all deficiencies, citing  
100.7 specific provisions of the applicable rules and statutes, and advise the applicant on how the  
100.8 deficiencies can be remedied. If the commissioner determines that the application is complete,  
100.9 the notice must confirm the application's tier 1 or tier 2 permit status. If the commissioner  
100.10 believes that a complete application for a tier 2 construction permit cannot be issued within  
100.11 the 150-day goal, the commissioner must provide notice to the applicant with the  
100.12 commissioner's notice that the application is complete and, upon request of the applicant,  
100.13 provide the permit applicant with a schedule estimating when the agency will begin drafting  
100.14 the permit and issue the public notice of the draft permit. This paragraph does not apply to  
100.15 an application for a permit that is subject to a grant or loan agreement under chapter 446A.

100.16 (e) For purposes of this subdivision, "permit professional" means an individual not  
100.17 employed by the Pollution Control Agency who:

100.18 (1) has a professional license issued by the state of Minnesota in the subject area of the  
100.19 permit;

100.20 (2) has at least ten years of experience in the subject area of the permit; and

100.21 (3) abides by the duty of candor applicable to employees of the Pollution Control Agency  
100.22 under agency rules and complies with all applicable requirements under chapter 326.

100.23 (f) Upon the agency's request, an applicant relying on a permit professional must  
100.24 participate in a meeting with the agency before submitting an application:

100.25 (1) at least two weeks prior to the preapplication meeting, the applicant must submit at  
100.26 least the following:

100.27 (i) project description, including, but not limited to, scope of work, primary emissions  
100.28 points, discharge outfalls, and water intake points;

100.29 (ii) location of the project, including county, municipality, and location on the site;

100.30 (iii) business schedule for project completion; and

100.31 (iv) other information requested by the agency at least four weeks prior to the scheduled  
100.32 meeting; and

101.1 (2) during the preapplication meeting, the agency shall provide for the applicant at least  
101.2 the following:

101.3 (i) an overview of the permit review program;

101.4 (ii) a determination of which specific application or applications will be necessary to  
101.5 complete the project;

101.6 (iii) a statement notifying the applicant if the specific permit being sought requires a  
101.7 mandatory public hearing or comment period;

101.8 (iv) a review of the timetable established in the permit review program for the specific  
101.9 permit being sought; and

101.10 (v) a determination of what information must be included in the application, including  
101.11 a description of any required modeling or testing.

101.12 (g) The applicant may select a permit professional to undertake the preparation of the  
101.13 permit application and draft permit.

101.14 (h) If a preapplication meeting was held, the agency shall, within seven business days  
101.15 of receipt of an application, notify the applicant and submitting permit professional that the  
101.16 application is complete or is denied, specifying the deficiencies of the application.

101.17 (i) Upon receipt of notice that the application is complete, the permit professional shall  
101.18 submit to the agency a timetable for submitting a draft permit. The permit professional shall  
101.19 submit a draft permit on or before the date provided in the timetable. Within 60 days after  
101.20 the close of the public comment period, the commissioner shall notify the applicant whether  
101.21 the permit can be issued.

101.22 (j) Nothing in this section shall be construed to modify:

101.23 (1) any requirement of law that is necessary to retain federal delegation to or assumption  
101.24 by the state; or

101.25 (2) the authority to implement a federal law or program.

101.26 (k) The permit application and draft permit shall identify or include as an appendix all  
101.27 studies and other sources of information used to substantiate the analysis contained in the  
101.28 permit application and draft permit. The commissioner shall request additional studies, if  
101.29 needed, and the permit applicant shall submit all additional studies and information necessary  
101.30 for the commissioner to perform the commissioner's responsibility to review, modify, and  
101.31 determine the completeness of the application and approve the draft permit.

102.1 Sec. 114. Minnesota Statutes 2020, section 116.06, subdivision 22, is amended to read:

102.2 Subd. 22. **Solid waste.** "Solid waste" means garbage, refuse, sludge from a water supply  
102.3 treatment plant or air contaminant treatment facility, and other discarded waste materials  
102.4 and sludges, in solid, semisolid, liquid, or contained gaseous form, resulting from industrial,  
102.5 commercial, mining, and agricultural operations; and from community activities, but does  
102.6 not include:

102.7 (1) hazardous waste;

102.8 (2) animal waste used as fertilizer;

102.9 (3) earthen fill, boulders, or rock;

102.10 (4) concrete diamond grinding and saw slurry associated with the construction,  
102.11 improvement, or repair of a road when deposited on the road project site in a manner that  
102.12 is in compliance with best management practices and rules of the agency;

102.13 (5) sewage sludge;

102.14 (6) solid or dissolved material in domestic sewage or other common pollutants in water  
102.15 resources, such as silt, dissolved or suspended solids in industrial wastewater effluents or  
102.16 discharges ~~which~~ that are point sources subject to permits under section 402 of the Federal  
102.17 Water Pollution Control Act, as amended, or dissolved materials in irrigation return flows;  
102.18 ~~or~~

102.19 (7) source, special nuclear, or by-product material as defined by the Atomic Energy Act  
102.20 of 1954, as amended; or

102.21 (8) post-use polymers or recovered feedstocks converted at an advanced recycling facility  
102.22 or held at an advanced recycling facility before being converted.

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

102.24 Sec. 115. Minnesota Statutes 2020, section 116.07, subdivision 2, is amended to read:

102.25 Subd. 2. **Adopting standards.** (a) The Pollution Control Agency shall improve air  
102.26 quality by promoting, in the most practicable way possible, the use of energy sources and  
102.27 waste disposal methods which produce or emit the least air contaminants consistent with  
102.28 the agency's overall goal of reducing all forms of pollution. The agency shall also adopt  
102.29 standards of air quality, not including maximum allowable standards of emission of air  
102.30 contaminants from motor vehicles, recognizing that due to variable factors, no single standard  
102.31 of purity of air is applicable to all areas of the state. In adopting standards the Pollution  
102.32 Control Agency shall give due recognition to the fact that the quantity or characteristics of

103.1 air contaminants or the duration of their presence in the atmosphere, which may cause air  
103.2 pollution in one area of the state, may cause less or not cause any air pollution in another  
103.3 area of the state, and it shall take into consideration in this connection such factors, including  
103.4 others which it may deem proper, as existing physical conditions, zoning classifications,  
103.5 topography, prevailing wind directions and velocities, and the fact that a standard of air  
103.6 quality which may be proper as to an essentially residential area of the state, may not be  
103.7 proper as to a highly developed industrial area of the state. Such standards of air quality  
103.8 shall be premised upon scientific knowledge of causes as well as effects based on technically  
103.9 substantiated criteria and commonly accepted practices. No local government unit shall set  
103.10 standards of air quality which are more stringent than those set by the Pollution Control  
103.11 Agency.

103.12 (b) The Pollution Control Agency shall promote solid waste disposal control by  
103.13 encouraging the updating of collection systems, elimination of open dumps, and  
103.14 improvements in incinerator practices. The agency shall also adopt standards for the control  
103.15 of the collection, transportation, storage, processing, and disposal of solid waste and sewage  
103.16 sludge for the prevention and abatement of water, air, and land pollution, recognizing that  
103.17 due to variable factors, no single standard of control is applicable to all areas of the state.  
103.18 In adopting standards, the Pollution Control Agency shall give due recognition to the fact  
103.19 that elements of control which may be reasonable and proper in densely populated areas of  
103.20 the state may be unreasonable and improper in sparsely populated or remote areas of the  
103.21 state, and it shall take into consideration in this connection such factors, including others  
103.22 which it may deem proper, as existing physical conditions, topography, soils and geology,  
103.23 climate, transportation, and land use. Such standards of control shall be premised on technical  
103.24 criteria and commonly accepted practices.

103.25 (c) The Pollution Control Agency shall also adopt standards describing the maximum  
103.26 levels of noise in terms of sound pressure level which may occur in the outdoor atmosphere,  
103.27 recognizing that due to variable factors no single standard of sound pressure is applicable  
103.28 to all areas of the state. Such standards shall give due consideration to such factors as the  
103.29 intensity of noises, the types of noises, the frequency with which noises recur, the time  
103.30 period for which noises continue, the times of day during which noises occur, and such  
103.31 other factors as could affect the extent to which noises may be injurious to human health  
103.32 or welfare, animal or plant life, or property, or could interfere unreasonably with the  
103.33 enjoyment of life or property. In adopting standards, the Pollution Control Agency shall  
103.34 give due recognition to the fact that the quantity or characteristics of noise or the duration  
103.35 of its presence in the outdoor atmosphere, which may cause noise pollution in one area of

104.1 the state, may cause less or not cause any noise pollution in another area of the state, and  
104.2 it shall take into consideration in this connection such factors, including others which it  
104.3 may deem proper, as existing physical conditions, zoning classifications, topography,  
104.4 meteorological conditions and the fact that a standard which may be proper in an essentially  
104.5 residential area of the state, may not be proper as to a highly developed industrial area of  
104.6 the state. Such noise standards shall be premised upon scientific knowledge as well as effects  
104.7 based on technically substantiated criteria and commonly accepted practices. No local  
104.8 governing unit shall set standards describing the maximum levels of sound pressure which  
104.9 are more stringent than those set by the Pollution Control Agency.

104.10 (d) The Pollution Control Agency shall adopt standards for the identification of hazardous  
104.11 waste and for the management, identification, labeling, classification, storage, collection,  
104.12 transportation, processing, and disposal of hazardous waste, recognizing that due to variable  
104.13 factors, a single standard of hazardous waste control may not be applicable to all areas of  
104.14 the state. In adopting standards, the Pollution Control Agency shall recognize that elements  
104.15 of control which may be reasonable and proper in densely populated areas of the state may  
104.16 be unreasonable and improper in sparsely populated or remote areas of the state. The agency  
104.17 shall consider existing physical conditions, topography, soils, and geology, climate,  
104.18 transportation and land use. Standards of hazardous waste control shall be premised on  
104.19 technical knowledge, and commonly accepted practices. Hazardous waste generator licenses  
104.20 may be issued for a term not to exceed five years. No local government unit shall set  
104.21 standards of hazardous waste control which are in conflict or inconsistent with those set by  
104.22 the Pollution Control Agency.

104.23 (e) A person who generates less than 100 kilograms of hazardous waste per month is  
104.24 exempt from the following agency hazardous waste rules:

104.25 (1) rules relating to transportation, manifesting, storage, and labeling for photographic  
104.26 fixer and x-ray negative wastes that are hazardous solely because of silver content; and

104.27 (2) any rule requiring the generator to send to the agency or commissioner a copy of  
104.28 each manifest for the transportation of hazardous waste for off-site treatment, storage, or  
104.29 disposal, except that counties within the metropolitan area may require generators to provide  
104.30 manifests.

104.31 Nothing in this paragraph exempts the generator from the agency's rules relating to on-site  
104.32 accumulation or outdoor storage. A political subdivision or other local unit of government  
104.33 may not adopt management requirements that are more restrictive than this paragraph.

105.1 (f) In any rulemaking proceeding under chapter 14 to adopt standards for air quality,  
105.2 solid waste, or hazardous waste under this chapter, or standards for water quality under  
105.3 chapter 115, the statement of need and reasonableness must include:

105.4 (1) an assessment of any differences between the proposed rule and:

105.5 (i) existing federal standards adopted under the Clean Air Act, United States Code, title  
105.6 42, section 7412(b)(2); the Clean Water Act, United States Code, title 33, sections 1312(a)  
105.7 and 1313(c)(4); and the Resource Conservation and Recovery Act, United States Code, title  
105.8 42, section 6921(b)(1);

105.9 (ii) similar standards in states bordering Minnesota; and

105.10 (iii) similar standards in states within the Environmental Protection Agency Region 5;  
105.11 and

105.12 (2) a specific analysis of the need and reasonableness of each difference.

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

105.14 Sec. 116. Minnesota Statutes 2020, section 116.07, subdivision 4d, is amended to read:

105.15 Subd. 4d. **Permit fees.** (a) The agency may collect permit fees in amounts not greater  
105.16 than those necessary to cover the reasonable costs of developing, reviewing, and acting  
105.17 upon applications for agency permits and implementing and enforcing the conditions of the  
105.18 permits pursuant to agency rules. Permit fees ~~shall~~ must not include the costs of litigation.  
105.19 The fee schedule must reflect reasonable and routine direct and indirect costs associated  
105.20 with permitting, implementation, and enforcement. The agency may impose an additional  
105.21 enforcement fee to be collected for ~~a period of~~ up to two years to cover the reasonable costs  
105.22 of implementing and enforcing the conditions of a permit under the rules of the agency.  
105.23 Water fees under this paragraph are subject to legislative approval under section 16A.1283.  
105.24 Any money collected under this paragraph ~~shall~~ must be deposited in the environmental  
105.25 fund.

105.26 (b) Notwithstanding paragraph (a), the agency shall collect an annual fee from the owner  
105.27 or operator of all stationary sources, emission facilities, emissions units, air contaminant  
105.28 treatment facilities, treatment facilities, potential air contaminant storage facilities, or storage  
105.29 facilities subject to a notification, permit, or license requirement under this chapter,  
105.30 subchapters I and V of the federal Clean Air Act, United States Code, title 42, section 7401  
105.31 et seq., or rules adopted thereunder. The annual fee ~~shall~~ must be used to pay for all direct  
105.32 and indirect reasonable costs, including legal costs, required to develop and administer the  
105.33 notification, permit, or license program requirements of this chapter, subchapters I and V

106.1 of the federal Clean Air Act, United States Code, title 42, section 7401 et seq., or rules  
106.2 adopted thereunder. Those costs include the reasonable costs of reviewing and acting upon  
106.3 an application for a permit; implementing and enforcing statutes, rules, and the terms and  
106.4 conditions of a permit; emissions, ambient, and deposition monitoring; preparing generally  
106.5 applicable regulations; responding to federal guidance; modeling, analyses, and  
106.6 demonstrations; preparing inventories and tracking emissions; and providing information  
106.7 to the public about these activities.

106.8 (c) The agency shall set fees that:

106.9 (1) will result in the collection, in the aggregate, from the sources listed in paragraph  
106.10 (b), of an amount not less than \$25 per ton of each volatile organic compound; pollutant  
106.11 regulated under United States Code, title 42, section 7411 or 7412 (section 111 or 112 of  
106.12 the federal Clean Air Act); and each pollutant, except carbon monoxide, for which a national  
106.13 primary ambient air quality standard has been promulgated;

106.14 (2) may result in the collection, in the aggregate, from the sources listed in paragraph  
106.15 (b), of an amount not less than \$25 per ton of each pollutant not listed in clause (1) that is  
106.16 regulated under this chapter or air quality rules adopted under this chapter; and

106.17 (3) shall collect, in the aggregate, from the sources listed in paragraph (b), the amount  
106.18 needed to match grant funds received by the state under United States Code, title 42, section  
106.19 7405 (section 105 of the federal Clean Air Act).

106.20 The agency must not include in the calculation of the aggregate amount to be collected  
106.21 under clauses (1) and (2) any amount in excess of 4,000 tons per year of each air pollutant  
106.22 from a source. The increase in air permit fees to match federal grant funds ~~shall be~~ is a  
106.23 surcharge on existing fees. The commissioner may not collect the surcharge after the grant  
106.24 funds become unavailable. In addition, the commissioner shall use nonfee funds to the extent  
106.25 practical to match the grant funds so that the fee surcharge is minimized.

106.26 (d) To cover the reasonable costs described in paragraph (b), the agency shall provide  
106.27 in the rules promulgated under paragraph (c) for an increase in the fee collected in each  
106.28 year by the percentage, if any, by which the Consumer Price Index for the most recent  
106.29 calendar year ending before the beginning of the year the fee is collected exceeds the  
106.30 Consumer Price Index for the calendar year 1989. For purposes of this paragraph, the  
106.31 Consumer Price Index for any calendar year is the average of the Consumer Price Index for  
106.32 all-urban consumers published by the United States Department of Labor, as of the close  
106.33 of the 12-month period ending on August 31 of each calendar year. The revision of the

107.1 Consumer Price Index that is most consistent with the Consumer Price Index for calendar  
107.2 year 1989 ~~shall~~ must be used.

107.3 (e) Any money collected under paragraphs (b) to (d) must be deposited in the  
107.4 environmental fund and must be used solely for the activities listed in paragraph (b).

107.5 (f) Permit applicants who wish to construct, reconstruct, or modify a project may offer  
107.6 to reimburse the agency for the costs of staff time or consultant services needed to expedite  
107.7 the preapplication process and permit development process through the final decision on  
107.8 the permit, including the analysis of environmental review documents. The reimbursement  
107.9 ~~shall be~~ is in addition to permit application fees imposed by law. When the agency determines  
107.10 that it needs additional resources to develop the permit application in an expedited manner;  
107.11 and that expediting the development is consistent with permitting program priorities, the  
107.12 agency may accept the reimbursement. The commissioner must give the applicant an estimate  
107.13 of costs to be incurred by the commissioner. The estimate must include a brief description  
107.14 of the tasks to be performed, a schedule for completing the tasks, and the estimated cost for  
107.15 each task. The applicant and the commissioner must enter into a written agreement detailing  
107.16 the estimated costs for the expedited permit decision-making process to be incurred by the  
107.17 agency. The agreement must also identify staff anticipated to be assigned to the project.  
107.18 The commissioner must not issue a permit until the applicant has paid all fees in full. The  
107.19 commissioner must refund any unobligated balance of fees paid. Reimbursements accepted  
107.20 by the agency are appropriated to the agency for the purpose of developing the permit or  
107.21 analyzing environmental review documents. Reimbursement by a permit applicant ~~shall~~  
107.22 must precede and not be contingent upon issuance of a permit; ~~shall~~ must not affect the  
107.23 agency's decision on whether to issue or deny a permit, what conditions are included in a  
107.24 permit, or the application of state and federal statutes and rules governing permit  
107.25 determinations; and ~~shall~~ must not affect final decisions regarding environmental review.

107.26 (g) The fees under this subdivision are exempt from section 16A.1285.

107.27 Sec. 117. Minnesota Statutes 2020, section 116.07, subdivision 7, is amended to read:

107.28 **Subd. 7. Counties; processing applications for animal lot permits.** (a) Any Minnesota  
107.29 county board may, by resolution, with approval of the Pollution Control Agency, assume  
107.30 responsibility for processing applications for permits required by the Pollution Control  
107.31 Agency under this section for livestock feedlots, poultry lots or other animal lots. The  
107.32 responsibility for permit application processing, if assumed by a county, may be delegated  
107.33 by the county board to any appropriate county officer or employee.

107.34 (b) For the purposes of this subdivision, the term "processing" includes:

108.1 (1) the distribution to applicants of forms provided by the Pollution Control Agency;

108.2 (2) the receipt and examination of completed application forms, and the certification,

108.3 in writing, to the Pollution Control Agency either that the animal lot facility for which a

108.4 permit is sought by an applicant will comply with applicable rules and standards, or, if the

108.5 facility will not comply, the respects in which a variance would be required for the issuance

108.6 of a permit; and

108.7 (3) rendering to applicants, upon request, assistance necessary for the proper completion

108.8 of an application.

108.9 (c) For the purposes of this subdivision, the term "processing" may include, at the option

108.10 of the county board, issuing, denying, modifying, imposing conditions upon, or revoking

108.11 permits pursuant to the provisions of this section or rules promulgated pursuant to it, subject

108.12 to review, suspension, and reversal by the Pollution Control Agency. The Pollution Control

108.13 Agency shall, after written notification, have 15 days to review, suspend, modify, or reverse

108.14 the issuance of the permit. After this period, the action of the county board is final, subject

108.15 to appeal as provided in chapter 14. For permit applications filed after October 1, 2001,

108.16 section 15.99 applies to feedlot permits issued by the agency or a county pursuant to this

108.17 subdivision.

108.18 (d) For the purpose of administration of rules adopted under this subdivision, the

108.19 commissioner and the agency may provide exceptions for cases where the owner of a feedlot

108.20 has specific written plans to close the feedlot within five years. These exceptions include

108.21 waiving requirements for major capital improvements.

108.22 (e) For purposes of this subdivision, a discharge caused by an extraordinary natural event

108.23 such as a precipitation event of greater magnitude than the 25-year, 24-hour event, tornado,

108.24 or flood in excess of the 100-year flood is not a "direct discharge of pollutants."

108.25 (f) In adopting and enforcing rules under this subdivision, the commissioner shall

108.26 cooperate closely with other governmental agencies.

108.27 (g) The Pollution Control Agency shall work with the Minnesota Extension Service, the

108.28 Department of Agriculture, the Board of Water and Soil Resources, producer groups, local

108.29 units of government, as well as with appropriate federal agencies such as the Natural

108.30 Resources Conservation Service and the Farm Service Agency, to notify and educate

108.31 producers of rules under this subdivision at the time the rules are being developed and

108.32 adopted and at least every two years thereafter.

109.1 (h) The Pollution Control Agency shall adopt rules governing the issuance and denial  
109.2 of permits for livestock feedlots, poultry lots or other animal lots pursuant to this section.  
109.3 Pastures are exempt from the rules authorized under this paragraph. ~~No feedlot permit shall~~  
109.4 ~~include any terms or conditions that impose any requirements related to any pastures owned~~  
109.5 ~~or utilized by the feedlot operator other than restrictions under a manure management plan.~~  
109.6 A feedlot permit is not required for livestock feedlots with more than ten but less than 50  
109.7 animal units; provided they are not in shoreland areas. A livestock feedlot permit does not  
109.8 become required solely because of a change in the ownership of the buildings, grounds, or  
109.9 feedlot. These rules apply both to permits issued by counties and to permits issued by the  
109.10 Pollution Control Agency directly. No feedlot permit issued by the Pollution Control Agency  
109.11 shall include terms or conditions that:

109.12 (1) impose requirements related to pastures owned or used by the feedlot operator other  
109.13 than restrictions under a manure management plan;

109.14 (2) prohibit application of solid manure during February and March;

109.15 (3) require establishing a cover crop as a condition of allowing application of manure  
109.16 in September; or

109.17 (4) require implementing nitrogen best management practices as a condition of allowing  
109.18 application of manure in October.

109.19 (i) The Pollution Control Agency shall exercise supervising authority with respect to  
109.20 the processing of animal lot permit applications by a county.

109.21 (j) Any new rules or amendments to existing rules proposed under the authority granted  
109.22 in this subdivision, or to implement new fees on animal feedlots, must be submitted to the  
109.23 members of legislative policy and finance committees with jurisdiction over agriculture and  
109.24 the environment prior to final adoption. The rules must not become effective until 90 days  
109.25 after the proposed rules are submitted to the members.

109.26 (k) Until new rules are adopted that provide for plans for manure storage structures, any  
109.27 plans for a liquid manure storage structure must be prepared or approved by a registered  
109.28 professional engineer or a United States Department of Agriculture, Natural Resources  
109.29 Conservation Service employee.

109.30 (l) A county may adopt by ordinance standards for animal feedlots that are more stringent  
109.31 than standards in Pollution Control Agency rules.

109.32 (m) After January 1, 2001, a county that has not accepted delegation of the feedlot permit  
109.33 program must hold a public meeting prior to the agency issuing a feedlot permit for a feedlot

110.1 facility with 300 or more animal units, unless another public meeting has been held with  
110.2 regard to the feedlot facility to be permitted.

110.3 (n) After the proposed rules published in the State Register, volume 24, number 25, are  
110.4 finally adopted, the agency may not impose additional conditions as a part of a feedlot  
110.5 permit, unless specifically required by law or agreed to by the feedlot operator.

110.6 (o) For the purposes of feedlot permitting, a discharge from land-applied manure or a  
110.7 manure stockpile that is managed according to agency rule must not be subject to a fine for  
110.8 a discharge violation.

110.9 (p) For the purposes of feedlot permitting, manure that is land applied, or a manure  
110.10 stockpile that is managed according to agency rule, must not be considered a discharge into  
110.11 waters of the state, unless the discharge is to waters of the state, as defined by section  
110.12 103G.005, subdivision 17, except type 1 or type 2 wetlands, as defined in section 103G.005,  
110.13 subdivision 17b, and does not meet discharge standards established for feedlots under agency  
110.14 rule.

110.15 (q) Unless the upgrade is needed to correct an immediate public health threat under  
110.16 section 145A.04, subdivision 8, or the facility is determined to be a concentrated animal  
110.17 feeding operation under Code of Federal Regulations, title 40, section 122.23, in effect on  
110.18 April 15, 2003, the agency may not require a feedlot operator:

110.19 (1) to spend more than \$3,000 to upgrade an existing feedlot with less than 300 animal  
110.20 units unless cost-share money is available to the feedlot operator for 75 percent of the cost  
110.21 of the upgrade; or

110.22 (2) to spend more than \$10,000 to upgrade an existing feedlot with between 300 and  
110.23 500 animal units, unless cost-share money is available to the feedlot operator for 75 percent  
110.24 of the cost of the upgrade or \$50,000, whichever is less.

110.25 (r) A feedlot operator who stores and applies up to 100,000 gallons per calendar year of  
110.26 private truck wash wastewater resulting from trucks that transport animals or supplies to  
110.27 and from the feedlot does not require a permit to land-apply industrial by-products if the  
110.28 feedlot operator stores and applies the wastewater in accordance with Pollution Control  
110.29 Agency requirements for land applications of industrial by-product that do not require a  
110.30 permit.

110.31 (s) A feedlot operator who holds a permit from the Pollution Control Agency to  
110.32 land-apply industrial by-products from a private truck wash is not required to have a certified  
110.33 land applicator apply the private truck wash wastewater if the wastewater is applied by the

111.1 feedlot operator to cropland owned or leased by the feedlot operator or by a commercial  
111.2 animal waste technician licensed by the commissioner of agriculture under chapter 18C.  
111.3 For purposes of this paragraph and paragraph (r), "private truck wash" means a truck washing  
111.4 facility owned or leased, operated, and used only by a feedlot operator to wash trucks owned  
111.5 or leased by the feedlot operator and used to transport animals or supplies to and from the  
111.6 feedlot.

111.7 **EFFECTIVE DATE.** This section is effective retroactively from February 1, 2021.

111.8 Sec. 118. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision  
111.9 to read:

111.10 **Subd. 13. Unadopted rules.** The commissioner of the Pollution Control Agency must  
111.11 not enforce or attempt to enforce an unadopted rule. For purposes of this subdivision,  
111.12 "unadopted rule" means a guideline, bulletin, criterion, manual standard, interpretive  
111.13 statement, policy plan, or similar pronouncement if the guideline, bulletin, criterion, manual  
111.14 standard, interpretive statement, policy plan, or similar pronouncement has not been adopted  
111.15 according to the rulemaking process provided under chapter 14. If an unadopted rule is  
111.16 challenged under section 14.381, the commissioner must cease enforcement of the unadopted  
111.17 rule and overcome a presumption that the unadopted rule must be adopted according to the  
111.18 rulemaking process provided under chapter 14.

111.19 Sec. 119. Minnesota Statutes 2020, section 116.155, is amended by adding a subdivision  
111.20 to read:

111.21 **Subd. 5c. Closed landfill emergency account.** The closed landfill emergency account  
111.22 is as described in section 115B.422.

111.23 Sec. 120. Minnesota Statutes 2020, section 116D.04, subdivision 2a, is amended to read:

111.24 **Subd. 2a. When prepared.** (a) Where there is potential for significant environmental  
111.25 effects resulting from any major governmental action, the action must be preceded by a  
111.26 detailed environmental impact statement prepared by the responsible governmental unit.  
111.27 The environmental impact statement must be an analytical rather than an encyclopedic  
111.28 document that describes the proposed action in detail, analyzes its significant environmental  
111.29 impacts, discusses appropriate alternatives to the proposed action and their impacts, and  
111.30 explores methods by which adverse environmental impacts of an action could be mitigated.  
111.31 The environmental impact statement must also analyze those economic, employment, and  
111.32 sociological effects that cannot be avoided should the action be implemented. To ensure its

112.1 use in the decision-making process, the environmental impact statement must be prepared  
112.2 as early as practical in the formulation of an action.

112.3 (b) The board shall by rule establish categories of actions for which environmental  
112.4 impact statements and for which environmental assessment worksheets must be prepared  
112.5 as well as categories of actions for which no environmental review is required under this  
112.6 section. A mandatory environmental assessment worksheet is not required for the expansion  
112.7 of an ethanol plant, as defined in section 41A.09, subdivision 2a, paragraph (b), or the  
112.8 conversion of an ethanol plant to a biobutanol facility or the expansion of a biobutanol  
112.9 facility as defined in section 41A.15, subdivision 2d, based on the capacity of the expanded  
112.10 or converted facility to produce alcohol fuel, but must be required if the ethanol plant or  
112.11 biobutanol facility meets or exceeds thresholds of other categories of actions for which  
112.12 environmental assessment worksheets must be prepared. The responsible governmental unit  
112.13 for an ethanol plant or biobutanol facility project for which an environmental assessment  
112.14 worksheet is prepared is the state agency with the greatest responsibility for supervising or  
112.15 approving the project as a whole.

112.16 (c) A mandatory environmental impact statement is not required for a facility or plant  
112.17 located outside the seven-county metropolitan area that produces less than 125,000,000  
112.18 gallons of ethanol, biobutanol, or cellulosic biofuel annually, or produces less than 400,000  
112.19 tons of chemicals annually, if the facility or plant is: an ethanol plant, as defined in section  
112.20 41A.09, subdivision 2a, paragraph (b); a biobutanol facility, as defined in section 41A.15,  
112.21 subdivision 2d; or a cellulosic biofuel facility. A facility or plant that only uses a cellulosic  
112.22 feedstock to produce chemical products for use by another facility as a feedstock is not  
112.23 considered a fuel conversion facility as used in rules adopted under this chapter.

112.24 (d) The responsible governmental unit shall promptly publish notice of the completion  
112.25 of an environmental assessment worksheet by publishing the notice in at least one newspaper  
112.26 of general circulation in the geographic area where the project is proposed, by posting the  
112.27 notice on a website that has been designated as the official publication site for publication  
112.28 of proceedings, public notices, and summaries of a political subdivision in which the project  
112.29 is proposed, or in any other manner determined by the board and shall provide copies of  
112.30 the environmental assessment worksheet to the board and its member agencies. Comments  
112.31 on the need for an environmental impact statement may be submitted to the responsible  
112.32 governmental unit during a 30-day period following publication of the notice that an  
112.33 environmental assessment worksheet has been completed. The responsible governmental  
112.34 unit may extend the 30-day comment period for an additional 30 days one time. Further  
112.35 extensions of the comment period may not be made unless approved by the project's proposer.

113.1 The responsible governmental unit's decision on the need for an environmental impact  
113.2 statement must be based on the environmental assessment worksheet and the comments  
113.3 received during the comment period, and must be made within 15 days after the close of  
113.4 the comment period. The board's chair may extend the 15-day period by not more than 15  
113.5 additional days upon the request of the responsible governmental unit.

113.6 (e) An environmental assessment worksheet must also be prepared for a proposed action  
113.7 whenever material evidence accompanying a petition by not less than 100 individuals who  
113.8 reside or own property in ~~the state~~ a county where the proposed action will be undertaken  
113.9 or in one or more adjoining counties, submitted before the proposed project has received  
113.10 final approval by the appropriate governmental units, demonstrates that, because of the  
113.11 nature or location of a proposed action, there may be potential for significant environmental  
113.12 effects. Petitions requesting the preparation of an environmental assessment worksheet must  
113.13 be submitted to the board. The chair of the board shall determine the appropriate responsible  
113.14 governmental unit and forward the petition to it. A decision on the need for an environmental  
113.15 assessment worksheet must be made by the responsible governmental unit within 15 days  
113.16 after the petition is received by the responsible governmental unit. The board's chair may  
113.17 extend the 15-day period by not more than 15 additional days upon request of the responsible  
113.18 governmental unit.

113.19 (f) Except in an environmentally sensitive location where Minnesota Rules, part  
113.20 4410.4300, subpart 29, item B, applies, the proposed action is exempt from environmental  
113.21 review under this chapter and rules of the board, if:

113.22 (1) the proposed action is:

113.23 (i) an animal feedlot facility with a capacity of less than 1,000 animal units; or

113.24 (ii) an expansion of an existing animal feedlot facility with a total cumulative capacity  
113.25 of less than 1,000 animal units;

113.26 (2) the application for the animal feedlot facility includes a written commitment by the  
113.27 proposer to design, construct, and operate the facility in full compliance with Pollution  
113.28 Control Agency feedlot rules; and

113.29 (3) the county board holds a public meeting for citizen input at least ten business days  
113.30 before the Pollution Control Agency or county issuing a feedlot permit for the animal feedlot  
113.31 facility unless another public meeting for citizen input has been held with regard to the  
113.32 feedlot facility to be permitted. The exemption in this paragraph is in addition to other  
113.33 exemptions provided under other law and rules of the board.

114.1 (g) The board may, before final approval of a proposed project, require preparation of  
114.2 an environmental assessment worksheet by a responsible governmental unit selected by the  
114.3 board for any action where environmental review under this section has not been specifically  
114.4 provided for by rule or otherwise initiated.

114.5 (h) An early and open process must be used to limit the scope of the environmental  
114.6 impact statement to a discussion of those impacts that, because of the nature or location of  
114.7 the project, have the potential for significant environmental effects. The same process must  
114.8 be used to determine the form, content, and level of detail of the statement as well as the  
114.9 alternatives that are appropriate for consideration in the statement. In addition, the permits  
114.10 that will be required for the proposed action must be identified during the scoping process.  
114.11 Further, the process must identify those permits for which information will be developed  
114.12 concurrently with the environmental impact statement. The board shall provide in its rules  
114.13 for the expeditious completion of the scoping process. The determinations reached in the  
114.14 process must be incorporated into the order requiring the preparation of an environmental  
114.15 impact statement.

114.16 (i) The responsible governmental unit shall, to the extent practicable, avoid duplication  
114.17 and ensure coordination between state and federal environmental review and between  
114.18 environmental review and environmental permitting. Whenever practical, information  
114.19 needed by a governmental unit for making final decisions on permits or other actions required  
114.20 for a proposed project must be developed in conjunction with the preparation of an  
114.21 environmental impact statement. When an environmental impact statement is prepared for  
114.22 a project requiring multiple permits for which two or more agencies' decision processes  
114.23 include either mandatory or discretionary hearings before a hearing officer before the  
114.24 agencies' decision on the permit, the agencies may, notwithstanding any law or rule to the  
114.25 contrary, conduct the hearings in a single consolidated hearing process if requested by the  
114.26 proposer. All agencies having jurisdiction over a permit that is included in the consolidated  
114.27 hearing shall participate. The responsible governmental unit shall establish appropriate  
114.28 procedures for the consolidated hearing process, including procedures to ensure that the  
114.29 consolidated hearing process is consistent with the applicable requirements for each permit  
114.30 regarding the rights and duties of parties to the hearing, and shall use the earliest applicable  
114.31 hearing procedure to initiate the hearing. All agencies having jurisdiction over a permit  
114.32 identified in the draft environmental assessment worksheet scoping document must begin  
114.33 reviewing any permit application upon publication of the notice of preparation of the  
114.34 environmental impact statement.

115.1 (j) An environmental impact statement must be prepared and its adequacy determined  
115.2 within 280 days after notice of its preparation unless the time is extended by consent of the  
115.3 parties or by the governor for good cause. The responsible governmental unit shall determine  
115.4 the adequacy of an environmental impact statement, unless within 60 days after notice is  
115.5 published that an environmental impact statement will be prepared, the board chooses to  
115.6 determine the adequacy of an environmental impact statement. If an environmental impact  
115.7 statement is found to be inadequate, the responsible governmental unit has 60 days to prepare  
115.8 an adequate environmental impact statement.

115.9 (k) The proposer of a specific action may include in the information submitted to the  
115.10 responsible governmental unit a preliminary draft environmental impact statement under  
115.11 this section on that action for review, modification, and determination of completeness and  
115.12 adequacy by the responsible governmental unit. A preliminary draft environmental impact  
115.13 statement prepared by the project proposer and submitted to the responsible governmental  
115.14 unit must identify or include as an appendix all studies and other sources of information  
115.15 used to substantiate the analysis contained in the preliminary draft environmental impact  
115.16 statement. The responsible governmental unit shall require additional studies, if needed,  
115.17 and obtain from the project proposer all additional studies and information necessary for  
115.18 the responsible governmental unit to perform its responsibility to review, modify, and  
115.19 determine the completeness and adequacy of the environmental impact statement.

115.20 Sec. 121. Minnesota Statutes 2020, section 116G.07, is amended by adding a subdivision  
115.21 to read:

115.22 Subd. 4. **Exemption; Mississippi River Corridor Critical Area.** Plans and regulations  
115.23 of local units of government within the Mississippi River Corridor Critical Area are exempt  
115.24 from subdivisions 1 to 3 and are subject to section 116G.15, subdivision 8.

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

115.26 Sec. 122. Minnesota Statutes 2020, section 116G.15, is amended by adding a subdivision  
115.27 to read:

115.28 Subd. 8. **Reviewing and approving local plans and regulations.** (a) In the Mississippi  
115.29 River Corridor Critical Area, the commissioner of natural resources is responsible for  
115.30 carrying out the duties of the board and the Metropolitan Council is responsible for carrying  
115.31 out the duties of the regional development commission under sections 116G.07 to 116G.10.  
115.32 Notwithstanding sections 116G.07, subdivisions 2 and 3, and 116G.10, subdivision 3, the  
115.33 responsibilities and procedures for reviewing and approving local plans and regulations in

116.1 the Mississippi River Corridor Critical Area, and amendments thereto, are subject to this  
116.2 subdivision.

116.3 (b) Within 60 days of receiving a draft plan from a local unit of government, the  
116.4 commissioner, in coordination with the Metropolitan Council, must review the plan to  
116.5 determine the plan's consistency with:

116.6 (1) this section;

116.7 (2) Minnesota Rules, chapter 6106; and

116.8 (3) the local unit of government's comprehensive plan.

116.9 (c) Within 60 days of receiving draft regulations from a local unit of government, the  
116.10 commissioner must review the regulations to determine the regulations' consistency with:

116.11 (1) Minnesota Rules, chapter 6106; and

116.12 (2) the commissioner-approved plan adopted by the local unit of government under  
116.13 paragraph (b).

116.14 (d) Upon review of a draft plan and regulations under paragraphs (b) and (c), the  
116.15 commissioner must:

116.16 (1) conditionally approve the draft plan and regulations by written decision; or

116.17 (2) return the draft plan and regulations to the local unit of government for modification,  
116.18 along with a written explanation of the need for modification.

116.19 (i) When the commissioner returns a draft plan and regulations to the local unit of  
116.20 government for modification, the local unit of government must revise the draft plan and  
116.21 regulations within 60 days after receiving the commissioner's written explanation and must  
116.22 resubmit the revised draft plan and regulations to the commissioner.

116.23 (ii) The Metropolitan Council and the commissioner must review the revised draft plan  
116.24 and regulations upon receipt from the local unit of government as provided under paragraphs  
116.25 (b) and (c).

116.26 (iii) If the local unit of government or the Metropolitan Council requests a meeting, a  
116.27 final revision need not be made until a meeting is held with the commissioner on the draft  
116.28 plan and regulations. The request extends the 60-day time limit specified in item (i) until  
116.29 after the meeting is held.

117.1 (e) Only plans and regulations receiving final approval from the commissioner have the  
117.2 force and effect of law. The commissioner must grant final approval under this section only  
117.3 if:

117.4 (1) the plan is an element of a comprehensive plan that is authorized by the Metropolitan  
117.5 Council according to sections 473.175 and 473.858; and

117.6 (2) the local unit of government adopts a plan and regulations that are consistent with  
117.7 the draft plan and regulations conditionally approved under paragraph (d).

117.8 (f) The local unit of government must implement and enforce the commissioner-approved  
117.9 plan and regulations after the plan and regulations take effect.

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

117.11 Sec. 123. Minnesota Statutes 2020, section 127A.353, subdivision 4, is amended to read:

117.12 Subd. 4. **Duties; powers.** (a) The school trust lands director shall:

117.13 (1) take an oath of office before assuming any duties as the director;

117.14 (2) evaluate the school trust land asset position;

117.15 (3) determine the estimated current and potential market value of school trust lands;

117.16 (4) advise the governor, Executive Council, commissioner of natural resources, and the  
117.17 Legislative Permanent School Fund Commission on the management of school trust lands,  
117.18 including:

117.19 (i) Department of Natural Resources school trust land management plans;

117.20 (ii) leases of school trust lands;

117.21 (iii) royalty agreements on school trust lands;

117.22 (iv) land sales and exchanges;

117.23 (v) cost certification; and

117.24 (vi) revenue generating options;

117.25 (5) propose to the Legislative Permanent School Fund Commission legislative changes  
117.26 that will improve the asset allocation of the school trust lands;

117.27 (6) develop a ten-year strategic plan and a 25-year framework for management of school  
117.28 trust lands, in conjunction with the commissioner of natural resources, that is updated every  
117.29 five years and implemented by the commissioner, with goals to:

- 118.1 (i) retain core real estate assets;
- 118.2 (ii) increase the value of the real estate assets and the cash flow from those assets;
- 118.3 (iii) rebalance the portfolio in assets with high performance potential and the strategic
- 118.4 disposal of selected assets;
- 118.5 (iv) establish priorities for management actions; ~~and~~
- 118.6 (v) balance revenue enhancement and resource stewardship; and
- 118.7 (vi) advance strategies on school trust lands to capitalize on ecosystem services markets;
- 118.8 (7) submit to the Legislative Permanent School Fund Commission for review an annual
- 118.9 budget and management plan for the director; and
- 118.10 (8) keep the beneficiaries, governor, legislature, and the public informed about the work
- 118.11 of the director by reporting to the Legislative Permanent School Fund Commission in a
- 118.12 public meeting at least once during each calendar quarter.
- 118.13 (b) In carrying out the duties under paragraph (a), the school trust lands director shall
- 118.14 have the authority to:
- 118.15 (1) direct and control money appropriated to the director;
- 118.16 (2) establish job descriptions and employ up to five employees in the unclassified service,
- 118.17 within the limitations of money appropriated to the director;
- 118.18 (3) enter into interdepartmental agreements with any other state agency;
- 118.19 (4) enter into joint powers agreements under chapter 471;
- 118.20 (5) evaluate and initiate real estate development projects on school trust lands with the
- 118.21 advice of the Legislative Permanent School Fund Commission in order to generate long-term
- 118.22 economic return to the permanent school fund;
- 118.23 (6) serve as temporary trustee of school trust land for school trust lands subject to
- 118.24 proposed or active eminent domain proceedings; and
- 118.25 (7) submit recommendations on strategies for school trust land leases, sales, or exchanges
- 118.26 to the commissioner of natural resources and the Legislative Permanent School Fund
- 118.27 Commission.

119.1 Sec. 124. Minnesota Statutes 2020, section 282.08, is amended to read:

119.2 **282.08 APPORTIONMENT OF PROCEEDS TO TAXING DISTRICTS.**

119.3 The net proceeds from the sale or rental of any parcel of forfeited land, or from the sale  
119.4 of products from the forfeited land, must be apportioned by the county auditor to the taxing  
119.5 districts interested in the land, as follows:

119.6 (1) the portion required to pay any amounts included in the appraised value under section  
119.7 282.01, subdivision 3, as representing increased value due to any public improvement made  
119.8 after forfeiture of the parcel to the state, but not exceeding the amount certified by the  
119.9 appropriate governmental authority must be apportioned to the governmental subdivision  
119.10 entitled to it;

119.11 (2) the portion required to pay any amount included in the appraised value under section  
119.12 282.019, subdivision 5, representing increased value due to response actions taken after  
119.13 forfeiture of the parcel to the state, but not exceeding the amount of expenses certified by  
119.14 the Pollution Control Agency or the commissioner of agriculture, must be apportioned to  
119.15 the agency or the commissioner of agriculture and deposited in the fund from which the  
119.16 expenses were paid;

119.17 (3) the portion of the remainder required to discharge any special assessment chargeable  
119.18 against the parcel for drainage or other purpose whether due or deferred at the time of  
119.19 forfeiture, must be apportioned to the governmental subdivision entitled to it; and

119.20 (4) any balance must be apportioned as follows:

119.21 (i) The county board may annually by resolution set aside no more than 30 percent of  
119.22 the receipts remaining to be used for forest development on tax-forfeited land and dedicated  
119.23 memorial forests, to be expended under the supervision of the county board. It must be  
119.24 expended only on projects improving the health and management of the forest resource.

119.25 (ii) The county board may annually by resolution set aside no more than 20 percent of  
119.26 the receipts remaining to be used for the acquisition and maintenance of county parks or  
119.27 recreational areas as defined in sections 398.31 to 398.36, to be expended under the  
119.28 supervision of the county board.

119.29 (iii) The county board may by resolution set aside up to 100 percent of the receipts  
119.30 remaining to be used:

119.31 (A) according to section 282.09, subdivision 2;

119.32 (B) for remediating contamination at tax-forfeited properties; or

120.1 (C) for correcting blighted conditions at tax-forfeited properties.

120.2 An election made under this item is effective for a minimum of five years, unless the county  
120.3 board specifies a shorter duration.

120.4 (iv) Any balance remaining must be apportioned as follows: county, 40 percent; town  
120.5 or city, 20 percent; and school district, 40 percent, provided, however, that in unorganized  
120.6 territory that portion which would have accrued to the township must be administered by  
120.7 the county board of commissioners.

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

120.9 Sec. 125. Laws 2016, chapter 154, section 16, is amended to read:

120.10 Sec. 16. **EXCHANGE OF STATE LAND; AITKIN, BELTRAMI, AND**  
120.11 **KOOCHICHING COUNTIES.**

120.12 (a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342,  
120.13 subdivision 3, and subject to the valuation restrictions described in paragraph (c), the  
120.14 commissioner of natural resources may, with the approval of the Land Exchange Board as  
120.15 required under the Minnesota Constitution, article XI, section 10, and according to the  
120.16 remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the  
120.17 state-owned land leased for farming wild rice described in paragraph (b).

120.18 (b) The state land that may be exchanged is held under the following state leases for  
120.19 farming of wild rice:

120.20 (1) Lease LAGR001305, covering 175.1 acres in Aitkin County;

120.21 (2) Lease LMIS010040, covering 107.1 acres in Beltrami County;

120.22 (3) Lease LMIS010096, covering 137.4 acres in Beltrami County; and

120.23 (4) Lease LAGR001295, covering 264.40 acres in Koochiching County.

120.24 (c) For the appraisal of the land, no improvements paid for by the lessee shall be included  
120.25 in the estimate of market value.

120.26 (d) Additional adjoining state lands may be added to the exchanges if mutually agreed  
120.27 upon by the commissioner and the exchange partner to avoid leaving unmanageable parcels  
120.28 of land in state ownership after an exchange or to meet county zoning standards or other  
120.29 regulatory needs for the wild rice farming operations.

121.1 (e) The state land administered by the commissioner of natural resources in Koochiching  
121.2 County borders the Lost River. The lands to be exchanged are not required to provide at  
121.3 least equal opportunity for access to waters by the public, but the lands must be at least  
121.4 equal in value and have the potential to generate revenue for the school trust lands.

121.5 (f) Notwithstanding Minnesota Statutes, section 94.343, subdivision 8a, lessees must  
121.6 pay to the commissioner all costs, as determined by the commissioner, that are associated  
121.7 with each exchange transaction, including valuation expenses; legal fees; survey expenses;  
121.8 costs of title work, advertising, and public hearings; transactional staff costs; and closing  
121.9 costs.

121.10 Sec. 126. Laws 2016, chapter 154, section 48, is amended to read:

121.11 Sec. 48. **EXCHANGE OF STATE LAND; ST. LOUIS COUNTY.**

121.12 Subdivision 1. Exchange of land. (a) Notwithstanding the riparian restrictions in  
121.13 Minnesota Statutes, section 94.342, subdivision 3, the commissioner of natural resources  
121.14 may, with the approval of the Land Exchange Board as required under the Minnesota  
121.15 Constitution, article XI, section 10, and according to the remaining provisions of Minnesota  
121.16 Statutes, sections 94.342 to 94.347, exchange the riparian land described in paragraph (b).

121.17 (b) The state land that may be exchanged is located in St. Louis County and is described  
121.18 as: Government Lot 5, Section 35, Township 64 North, Range 12 West.

121.19 (c) The state land administered by the commissioner of natural resources borders Low  
121.20 Lake. The land to be exchanged is forest land that includes areas bordering the Whiteface  
121.21 River. While the land does not provide at least equal opportunity for access to waters by  
121.22 the public, the land to be acquired by the commissioner in the exchange will improve access  
121.23 to adjacent state forest lands.

121.24 Subd. 2. Gifts of land. Notwithstanding Minnesota Statutes, section 94.342 or 94.343,  
121.25 or any other law to the contrary, the Land Exchange Board may consider a gift of land from  
121.26 the exchange partner pursuant to Minnesota Statutes, section 84.085, subdivision 1, paragraph  
121.27 (d), in addition to land proposed for exchange with the state land referenced in subdivision  
121.28 1, paragraph (b), in determining whether the proposal is in the best interests of the school  
121.29 trust.

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

122.1 Sec. 127. Laws 2019, First Special Session chapter 4, article 1, section 2, subdivision 9,  
 122.2 is amended to read:

122.3 **Subd. 9. Environmental Quality Board** 1,774,000 1,274,000

122.4 Appropriations by Fund

122.5		2020	2021
122.6	General	1,081,000	1,081,000
122.7	Environmental	393,000	193,000
122.8	Remediation	300,000	-0-

122.9 (a) \$200,000 the first year is from the  
 122.10 environmental fund to begin to develop and  
 122.11 assemble the material required under Code of  
 122.12 Federal Regulations, title 40, section 233.10,  
 122.13 to have the state of Minnesota assume the  
 122.14 section 404 permitting program of the Federal  
 122.15 Clean Water Act. The Board may execute  
 122.16 contracts or interagency agreements to  
 122.17 facilitate developing the required agreements  
 122.18 and materials. By February 1, ~~2021~~ 2022, the  
 122.19 board must submit a report on the additional  
 122.20 funding necessary to secure section 404  
 122.21 assumption and the additional funding needed  
 122.22 to fully implement the state-assumed program  
 122.23 to the chairs and ranking minority members  
 122.24 of the legislative committees and divisions  
 122.25 with jurisdiction over the environment and  
 122.26 natural resources. This is a onetime  
 122.27 appropriation and is available until June 30,  
 122.28 2022.

122.29 (b) \$300,000 the first year is from the  
 122.30 remediation fund to conduct a study of the  
 122.31 potential to deploy solar photovoltaic devices  
 122.32 on closed landfill program sites. This is a  
 122.33 onetime appropriation. By December 1, 2020,  
 122.34 the board, in consultation with the Pollution  
 122.35 Control Agency and the commissioners of

123.1 administration, commerce, and management  
 123.2 and budget, must provide to the chairs and  
 123.3 ranking minority members of the legislative  
 123.4 committees and divisions with jurisdiction  
 123.5 over environment and natural resources policy  
 123.6 and finance and energy policy and finance a  
 123.7 report on the use of properties in the state's  
 123.8 closed landfill program for solar energy  
 123.9 production. The report must include:  
 123.10 (1) identification and assessment of properties  
 123.11 in the closed landfill program with the highest  
 123.12 potential for solar energy production;  
 123.13 (2) identification of potential barriers to solar  
 123.14 energy production and potential ways to  
 123.15 address those barriers; and  
 123.16 (3) policy recommendations that would  
 123.17 facilitate solar energy production on closed  
 123.18 landfill program sites in a manner that would  
 123.19 contribute to state and local government  
 123.20 sustainability goals.

123.21 **EFFECTIVE DATE.** This section is effective retroactively from January 31, 2021.

123.22 Sec. 128. Laws 2019, First Special Session chapter 4, article 3, section 109, as amended  
 123.23 by Laws 2020, chapter 83, article 1, section 100, is amended to read:

123.24 Sec. 109. **APPLYING STORM WATER RULES TO CITIES AND TOWNSHIPS.**

123.25 Until the Pollution Control Agency amends rules for storm water, Minnesota Rules, part  
 123.26 7090.1010, subpart 1, item B, subitem (1), applies only to the portions of a city, ~~a town,~~  
 123.27 ~~and unorganized areas of counties~~ or township that are designated as urbanized under Code  
 123.28 of Federal Regulations, title 40, section 122.26 (a)(9)(i)(A), and other platted areas within  
 123.29 ~~that jurisdiction~~ those jurisdictions.

123.30 Sec. 129. **ADDITIONS TO STATE PARKS.**

123.31 **Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The  
 123.32 following areas are added to Fort Snelling State Park, Dakota County:

124.1 (1) that part of Section 28, Township 28 North, Range 23 West, Dakota County,  
124.2 Minnesota, bounded by the Dakota County line along the Minnesota River and the following  
124.3 described lines:

124.4 Beginning at the intersection of the south line of Lot 18 of Auditor's Subdivision Number  
124.5 29 of Mendota, according to the plat on file in the Office of the Dakota County Recorder,  
124.6 with the westerly right-of-way line of the existing Sibley Memorial Highway; thence  
124.7 northerly along said westerly right-of-way line to the north line of said Lot 18; thence  
124.8 westerly along the north line of said Lot 18 to the easterly right-of-way line of the  
124.9 Chicago and Northwestern Railroad; thence northerly and northeasterly along said  
124.10 easterly right-of-way to the east line of said Section 28;

124.11 (2) that part of Section 33, Township 28 North, Range 23 West, Dakota County,  
124.12 Minnesota, lying westerly of the easterly right-of-way of the Chicago and Northwestern  
124.13 Railroad;

124.14 (3) that part of Government Lot 6 of Section 33, Township 28 North, Range 23 West,  
124.15 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and  
124.16 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway  
124.17 and North of the South 752 feet of said Government Lot 6;

124.18 (4) the North 152 feet of the South 752 feet of that part of Government Lot 6 of Section  
124.19 33, Township 28 North, Range 23 West, Dakota County, Minnesota, lying East of the  
124.20 easterly right-of-way of the Chicago and Northwestern Railroad and West of the westerly  
124.21 right-of-way of Sibley Memorial Highway;

124.22 (5) the North 270 feet of the South 600 feet of that part of Government Lot 6 lying  
124.23 between the westerly right-of-way of Sibley Memorial Highway and the easterly right-of-way  
124.24 of the Chicago and Northwestern Railroad in Section 33, Township 28 North, Range 23  
124.25 West, Dakota County, Minnesota;

124.26 (6) that part of the South 20 rods of Government Lot 6 of Section 33, Township 28  
124.27 North, Range 23 West, Dakota County, Minnesota, lying East of the easterly right-of-way  
124.28 of the Chicago and Northwestern Railroad and West of the westerly right-of-way of Sibley  
124.29 Memorial Highway, excepting therefrom that part described as follows:

124.30 Commencing at the southeast corner of said Government Lot 6; thence North 89 degrees  
124.31 56 minutes 54 seconds West assumed bearing along the south line of said Government  
124.32 Lot 6 a distance of 260.31 feet to the point of beginning of the property to be described;  
124.33 thence continue North 89 degrees 56 minutes 54 seconds West a distance of 71.17 feet;  
124.34 thence northwesterly a distance of 37.25 feet along a nontangential curve concave to

125.1 the East having a radius of 4,098.00 feet and a central angle of 00 degrees 31 minutes  
125.2 15 seconds the chord of said curve bears North 23 degrees 31 minutes 27 seconds West;  
125.3 thence northerly a distance of 127.39 feet along a compound curve concave to the East  
125.4 having a radius of 2,005.98 feet and a central angle of 03 degrees 38 minutes 19 seconds;  
125.5 thence North 70 degrees 22 minutes 29 seconds East not tangent to said curve a distance  
125.6 of 65.00 feet; thence southerly a distance of 123.26 feet along a nontangential curve  
125.7 concave to the East having a radius of 1,940.98 feet and a central angle of 03 degrees  
125.8 38 minutes 19 seconds the chord of said curve bears South 21 degrees 26 minutes 40  
125.9 seconds East; thence southerly a distance of 65.42 feet to the point of beginning along  
125.10 a compound curve concave to the East having a radius of 4,033.00 feet and a central  
125.11 angle of 00 degrees 55 minutes 46 seconds;

125.12 (7) that part of Government Lot 5 of Section 33, Township 28 North, Range 23 West,  
125.13 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and  
125.14 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway,  
125.15 excepting therefrom that part described as follows:

125.16 Commencing at the southeast corner of said Government Lot 5; thence North 89 degrees  
125.17 56 minutes 18 seconds West assumed bearing along the south line of said Government  
125.18 Lot 5 a distance of 70.48 feet to the point of beginning of the property to be described;  
125.19 thence continue North 89 degrees 56 minutes 18 seconds West along said south line of  
125.20 Government Lot 5 a distance of 40.01 feet; thence North 01 degree 30 minutes 25 seconds  
125.21 East a distance of 6.08 feet; thence northerly a distance of 185.58 feet along a tangential  
125.22 curve concave to the West having a radius of 4,427.00 feet and a central angle of 02  
125.23 degrees 24 minutes 07 seconds; thence South 89 degrees 06 minutes 18 seconds West  
125.24 not tangent to said curve a distance of 25.00 feet; thence North 00 degrees 53 minutes  
125.25 42 seconds West a distance of 539.13 feet; thence northerly a distance of 103.77 feet  
125.26 along a tangential curve concave to the West having a radius of 1,524.65 feet and a  
125.27 central angle of 03 degrees 53 minutes 59 seconds; thence northerly a distance of 159.33  
125.28 feet along a compound curve concave to the West having a radius of 522.45 feet and a  
125.29 central angle of 17 degrees 28 minutes 23 seconds; thence northwesterly a distance of  
125.30 86.78 feet along a tangential curve concave to the West having a radius of 1,240.87 feet  
125.31 and a central angle of 04 degrees 00 minutes 25 seconds; thence North 26 degrees 16  
125.32 minutes 30 seconds West tangent to said curve a distance of 92.39 feet; thence  
125.33 northwesterly a distance of 178.12 feet along a tangential curve concave to the East  
125.34 having a radius of 4,098.00 feet and a central angle of 02 degrees 29 minutes 25 seconds  
125.35 to a point on the north line of said Government Lot 5 which is 331.48 feet from the

126.1 northeast corner thereof as measured along said north line; thence South 89 degrees 56  
126.2 minutes 54 seconds East along said north line of Government Lot 5 a distance of 71.17  
126.3 feet; thence southeasterly a distance of 146.53 feet along a nontangential curve concave  
126.4 to the East having a radius of 4,033.00 feet and a central angle of 02 degrees 04 minutes  
126.5 54 seconds the chord of said curve bears South 25 degrees 14 minutes 03 seconds East;  
126.6 thence South 26 degrees 16 minutes 30 seconds East tangent to said curve a distance of  
126.7 92.39 feet; thence southerly a distance of 91.33 feet along a tangential curve concave  
126.8 to the West having a radius of 1,305.87 feet and a central angle of 04 degrees 00 minutes  
126.9 25 seconds; thence southerly a distance of 179.15 feet along a tangential curve concave  
126.10 to the West having a radius of 587.45 feet and a central angle of 17 degrees 28 minutes  
126.11 23 seconds; thence southerly a distance of 108.20 feet along a compound curve concave  
126.12 to the West having a radius of 1,589.65 feet and a central angle of 03 degrees 53 minutes  
126.13 59 seconds; thence South 00 degrees 53 minutes 42 seconds East tangent to said curve  
126.14 a distance of 539.13 feet; thence southerly a distance of 187.26 feet along a tangential  
126.15 curve concave to the West having a radius of 4,467.00 feet and a central angle of 02  
126.16 degrees 24 minutes 07 seconds; thence South 01 degree 30 minutes 25 seconds West  
126.17 tangent to said curve a distance of 5.07 feet to the point of beginning; and

126.18 (8) that part of Government Lot 4 of Section 33, Township 28 North, Range 23 West,  
126.19 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and  
126.20 Northwestern Railroad and northerly of the following described line:

126.21 Commencing at the southeast corner of said Government Lot 4; thence North 89 degrees  
126.22 55 minutes 42 seconds West assumed bearing along the south line of said Government  
126.23 Lot 4 a distance of 312.44 feet to corner B205, MNDOT Right-of-Way Plat No. 19-93,  
126.24 according to the recorded map thereof; thence continue North 89 degrees 55 minutes 42  
126.25 seconds West along said south line of Government Lot 4 a distance of 318.00 feet to the  
126.26 easterly right-of-way of Chicago and Northwestern Railroad; thence northerly along  
126.27 said railroad right-of-way a distance of 387.97 feet along a nontangential curve concave  
126.28 to the West having a radius of 2,963.54 feet and a central angle of 07 degrees 30 minutes  
126.29 03 seconds, the chord of said curve bears North 00 degrees 42 minutes 41 seconds East;  
126.30 thence North 03 degrees 02 minutes 21 seconds West tangent to said curve along said  
126.31 railroad right-of-way a distance of 619.45 feet to the point of beginning of the line to  
126.32 be described; thence North 89 degrees 35 minutes 27 seconds East a distance of 417.92  
126.33 feet; thence North 18 degrees 18 minutes 58 seconds East a distance of 317.52 feet to a  
126.34 point on the north line of said Government Lot 4 which is 135.00 feet from the northeast  
126.35 corner thereof as measured along said north line and there terminating.

127.1 Subd. 2. [85.012] [Subd. 38A.] Lake Vermilion-Soudan Underground Mine State  
 127.2 Park, St. Louis County. The following areas are added to Lake Vermilion-Soudan  
 127.3 Underground Mine State Park, St. Louis County, and are designated as the Granelda Unit:

127.4 (1) Lot 3 of Section 28 and Lot 5 of Section 29 in Township 63 North of Range 17, all  
 127.5 West of the 4th Principal Meridian, according to the United States Government Survey  
 127.6 thereof;

127.7 (2) the Northeast Quarter of the Southwest Quarter, the Northwest Quarter, the Southeast  
 127.8 Quarter of the Northeast Quarter, the Northeast Quarter of the Northeast Quarter, and Lots  
 127.9 numbered 1, 2, 3, and 4 of Section 29 in Township 63 North of Range 17, all West of the  
 127.10 4th Principal Meridian, according to the United States Government survey thereof;

127.11 (3) Lots 1 and 2 of Section 32 in Township 63 North of Range 17, all West of the 4th  
 127.12 Principal Meridian, according to the United States Government Survey thereof; and

127.13 (4) Lot 4 of Section 23 in Township 63 North of Range 18, all West of the 4th Principal  
 127.14 Meridian, according to the United States Government Survey thereof.

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

127.16 Sec. 130. **ADDITION TO STATE RECREATION AREA.**

127.17 **[85.013] [Subd. 12a.] Iron Range Off-Highway Vehicle Recreation Area, St. Louis**  
 127.18 **County.** The following area is added to Iron Range Off-Highway Vehicle Recreation Area,  
 127.19 St. Louis County: that part of the South Half of the Northwest Quarter of Section 15,  
 127.20 Township 58 North, Range 17 West, St. Louis County, Minnesota, lying northerly of the  
 127.21 following described line:

127.22 Commencing at the West quarter corner of said Section 15; thence North 01 degree 24  
 127.23 minutes 27 seconds West, bearing assumed, along the west line of said South Half of  
 127.24 the Northwest Quarter a distance of 1,034.09 feet to a 3/4-inch rebar with plastic cap  
 127.25 stamped "MN DNR LS 44974" (DM) and the point of beginning; thence South 62 degrees  
 127.26 44 minutes 07 seconds East 405.24 feet to a DM; thence South 82 degrees 05 minutes  
 127.27 24 seconds East 314.95 feet to a DM; thence South 86 degrees 18 minutes 01 second  
 127.28 East 269.23 feet to a DM; thence North 81 degrees 41 minutes 24 seconds East 243.61  
 127.29 feet to a DM; thence North 71 degrees 48 minutes 05 seconds East 478.17 feet to a DM;  
 127.30 thence North 60 degrees 53 minutes 38 seconds East 257.32 feet to a DM; thence South  
 127.31 09 degrees 16 minutes 07 seconds East 179.09 feet to a DM; thence South 49 degrees  
 127.32 16 minutes 00 seconds East 127.27 feet to a DM; thence South 50 degrees 16 minutes  
 127.33 11 seconds East 187.13 feet to a DM; thence South 67 degrees 11 minutes 35 seconds

128.1 East 189.33 feet to a DM; thence South 67 degrees 13 minutes 16 seconds East 209.43  
128.2 feet to a DM; thence South 80 degrees 39 minutes 19 seconds East 167.59 feet to a DM  
128.3 on the east line of said South Half of the Northwest Quarter, and there terminating.

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

128.5 Sec. 131. **DELETIONS FROM STATE PARKS.**

128.6 Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County. The  
128.7 following areas are deleted from Fort Snelling State Park, Dakota County:

128.8 (1) all of Section 33, Township 28 North, Range 23 West of the 4th Principal Meridian  
128.9 lying westerly of the westerly right-of-way line of the existing Minnesota Trunk Highway  
128.10 No. 13, excepting the right-of-way owned by the Chicago and Northwestern railway  
128.11 company; and

128.12 (2) all of Section 28, Township 28 North, Range 23 West of the 4th Principal Meridian  
128.13 bounded by the Dakota County line along the Minnesota River and the following described  
128.14 lines: Beginning at the south line of said Section 28 at its intersection with the westerly  
128.15 right-of-way line of the existing Minnesota Trunk Highway No. 13; thence northerly along  
128.16 the said westerly right-of-way line of existing Minnesota Trunk Highway No. 13 to the  
128.17 southerly right-of-way line of existing Minnesota Trunk Highway Nos. 55 and 100; thence  
128.18 along the existing southerly right-of-way line of Minnesota Trunk Highway Nos. 55 and  
128.19 100 to the westerly right-of-way line owned by the Chicago and Northwestern railway  
128.20 company; thence northeasterly along the said westerly right-of-way line of the Chicago and  
128.21 Northwestern railway to the east line of said Section 28, excepting therefrom the right-of-way  
128.22 owned by the Chicago and Northwestern railway company.

128.23 Subd. 2. [85.012] [Subd. 43.] Minneopa State Park, Blue Earth County. The following  
128.24 area is deleted from Minneopa State Park, Blue Earth County: a tract of land located in the  
128.25 Northwest Quarter of the Northwest Quarter of Section 21, Township 108 North, Range 27  
128.26 West of the Fifth Principal Meridian, Blue Earth County, Minnesota, more particularly  
128.27 described as follows:

128.28 Commencing at the northwest corner of said Section 21; thence on an assumed bearing  
128.29 of South 01 degree 31 minutes 27 seconds East, along the west line of the Northwest  
128.30 Quarter of the Northwest Quarter of said Section 21, a distance of 545.00 feet, to the  
128.31 south line of the North 545.00 feet of the Northwest Quarter of the Northwest Quarter  
128.32 of said Section 21, also being the south line of Minneopa Cemetery and the point of  
128.33 beginning of the tract to be herein described; thence North 88 degrees 22 minutes 26

129.1 seconds East, along said south line of Minneopa Cemetery, a distance of 228.95 feet;  
129.2 thence southwesterly 58.5 feet, more or less, to the intersection of the west line of Block  
129.3 188 and the northerly line of the railroad right-of-way, said point of intersection being  
129.4 31.90 feet distant, measured at right angles from the south line of said Minneopa  
129.5 Cemetery; thence continue southwesterly along said railroad right-of-way 187 feet, more  
129.6 or less, to a point on the west line of the Northwest Quarter of the Northwest Quarter of  
129.7 said Section 21; thence North 01 degree 31 minutes 27 seconds West, along said west  
129.8 line to the point of beginning.

129.9 Subd. 3. [85.012] [Subd. 60.] William O'Brien State Park, Washington County. The  
129.10 following areas are deleted from William O'Brien State Park, Washington County:

129.11 (1) those parts of Section 25, Township 32 North, Range 20 West, Washington County,  
129.12 Minnesota, described as follows:

129.13 The West two rods of the Southwest Quarter of the Northeast Quarter, the West two  
129.14 rods of the North two rods of the Northwest Quarter of the Southeast Quarter, and the  
129.15 East two rods of the Southeast Quarter of the Northwest Quarter; and

129.16 (2) the East two rods over and across the Northeast Quarter of the Northwest Quarter,  
129.17 excepting therefrom the North 200 feet of said Northeast Quarter of the Northwest Quarter.  
129.18 Also, the West 2 rods of the Northwest Quarter of the Northeast Quarter, excepting therefrom  
129.19 the North 266 feet of said Northwest Quarter of the Northeast Quarter. Also, the South 66  
129.20 feet of the North 266 feet of that part of said Northwest Quarter of the Northeast Quarter  
129.21 lying southwesterly of the existing public road known as 199th Street North.

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

129.23 Sec. 132. **PRIVATE SALE OF SURPLUS STATE LAND; CASS COUNTY.**

129.24 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of  
129.25 natural resources may sell by private sale the surplus land that is described in paragraph (c).

129.26 (b) The commissioner may make necessary changes to the legal description to correct  
129.27 errors and ensure accuracy.

129.28 (c) The land to be conveyed is located in Cass County and is described as: the westerly  
129.29 20.00 feet of the West Half of the Northeast Quarter, Section 16, Township 139 North,  
129.30 Range 30 West, Cass County, Minnesota. The Grantor, its employees and agents only,  
129.31 reserves a perpetual easement for ingress and egress over and across the above described  
129.32 land.

130.1 (d) The Department of Natural Resources has determined that the land is not needed for  
130.2 natural resource purposes and that the state's land management interests would best be  
130.3 served if the land was returned to private ownership.

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

130.5 Sec. 133. **PRIVATE SALE OF SURPLUS STATE LAND; LAKE OF THE WOODS**  
130.6 **COUNTY.**

130.7 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of  
130.8 natural resources may sell by private sale the surplus land that is described in paragraph (c).

130.9 (b) The commissioner may make necessary changes to the legal description to correct  
130.10 errors and ensure accuracy.

130.11 (c) The land to be conveyed is located in Lake of the Woods County and is described  
130.12 as: a strip of land lying in Government Lot 3, Section 5, Township 163 North, Range 34  
130.13 West of the Fifth Principal Meridian, Lake of the Woods County, Minnesota; said strip of  
130.14 land being 33.00 feet in width lying 16.50 feet on each side of the following described  
130.15 centerline:

130.16 Commencing at the southeast corner of said Government Lot 3; thence North 00 degrees  
130.17 09 minutes 28 seconds West, assumed bearing, along the east line of said Government  
130.18 Lot 3, a distance of 690 feet, more or less, to the south line of that particular tract of land  
130.19 deeded to the State of Minnesota according to Document No. 75286, on file and of record  
130.20 in the Office of the Recorder, Lake of the Woods County, Minnesota; thence South 89  
130.21 degrees 50 minutes 32 seconds West, along said south line of that particular tract of  
130.22 land, a distance of 200.00 feet; thence South 00 degrees 09 minutes 28 seconds East,  
130.23 parallel with the east line of said Government Lot 3, a distance of 40.00 feet; thence  
130.24 South 89 degrees 50 minutes 32 seconds West, a distance of 16.50 feet to the point of  
130.25 beginning of the centerline to be herein described; thence South 00 degrees 09 minutes  
130.26 28 seconds East, parallel with the east line of said Government Lot 3, a distance of 650.5  
130.27 feet, more or less, to the south line of said Government Lot 3 and said centerline there  
130.28 terminating.

130.29 (d) The Department of Natural Resources has determined that the land is not needed for  
130.30 natural resource purposes and that the state's land management interests would best be  
130.31 served if the land was returned to private ownership.

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

131.1 **Sec. 134. PRIVATE SALE OF SURPLUS STATE LAND; ST. LOUIS COUNTY.**

131.2 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of  
131.3 natural resources may convey the surplus land that is described in paragraph (c) to a local  
131.4 unit of government for no consideration.

131.5 (b) The commissioner may make necessary changes to the legal description to correct  
131.6 errors and ensure accuracy.

131.7 (c) The land to be conveyed is located in St. Louis County and is described as: that part  
131.8 of the Southwest Quarter of the Northwest Quarter of Section 27, Township 52 North, Range  
131.9 17 West, St. Louis County, Minnesota, described as follows:

131.10 Commencing at the quarter corner between Sections 27 and 28 of said Township 52  
131.11 North, Range 17 West; thence running East 624 feet; thence North 629 feet to the point  
131.12 of beginning; thence North 418 feet; thence East 208 feet; thence South 418 feet; thence  
131.13 West 208 feet to the point of beginning.

131.14 (d) The Department of Natural Resources has determined that the land is not needed for  
131.15 natural resource purposes and that the state's land management interests would best be  
131.16 served if the land were conveyed to a local unit of government.

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

131.18 **Sec. 135. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

131.19 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
131.20 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands  
131.21 described in paragraph (c).

131.22 (b) The conveyances must be in a form approved by the attorney general. The attorney  
131.23 general may make changes to the land descriptions to correct errors and ensure accuracy.

131.24 (c) The lands to be sold are located in St. Louis County and are described as:

131.25 (1) Lot 5, Block 9, including part of vacated Seafield Street adjacent, Bristol Beach 1st  
131.26 Division, Duluth (parcel 010-0300-01030); and

131.27 (2) that part of the Southeast Quarter of the Northwest Quarter, Township 58, Range  
131.28 15, Section 5, lying northerly of the northerly right-of-way line of the town of White road  
131.29 running in an east-west direction connecting County Road No. 138 with State Highway No.  
131.30 135 and lying westerly of the following described line: commencing at the northeast corner  
131.31 of Government Lot 3; thence South 89 degrees 46 minutes 22 seconds West along the north  
131.32 line of Government Lot 3 558.28 feet; thence South 27 degrees 50 minutes 01 second West

132.1 102.75 feet; thence South 41 degrees 51 minutes 46 seconds West 452.29 feet; thence South  
132.2 28 degrees 19 minutes 22 seconds West 422.74 feet; thence South 30 degrees 55 minutes  
132.3 42 seconds West 133.79 feet; thence southwesterly 210.75 feet along a tangential curve  
132.4 concave to the southeast having a radius of 300 feet and a central angle of 40 degrees 15  
132.5 minutes 00 seconds; thence South 09 degrees 19 minutes 19 seconds East tangent to said  
132.6 curve 100.30 feet, more or less, to the north line of said Southeast Quarter of the Northwest  
132.7 Quarter; thence North 89 degrees 09 minutes 31 seconds East along said north line 40.44  
132.8 feet to the point of beginning of the line; thence South 09 degrees 19 minutes 19 seconds  
132.9 East 148 feet, more or less, to said right-of-way line and said line there terminating. Surface  
132.10 only (parcel 570-0021-00112).

132.11 (d) The county has determined that the county's land management interests would best  
132.12 be served if the lands were returned to private ownership.

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

132.14 Sec. 136. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**  
132.15 **WATER; WADENA COUNTY.**

132.16 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural  
132.17 resources may sell by public sale the surplus land bordering public water that is described  
132.18 in paragraph (c).

132.19 (b) The commissioner may make necessary changes to the legal description to correct  
132.20 errors and ensure accuracy.

132.21 (c) The land that may be sold is located in Wadena County and is described as: the  
132.22 Northeast Quarter of the Southwest Quarter of Section 26, Township 136 North, Range 34  
132.23 West, Wadena County, Minnesota, except that part described as follows:

132.24 Beginning at the northeast corner of said Northeast Quarter of the Southwest Quarter;  
132.25 thence West 10 rods; thence South 8 rods; thence East 10 rods; thence North 8 rods to  
132.26 the point of beginning and there terminating.

132.27 (d) The land borders the Redeye River. The Department of Natural Resources has  
132.28 determined that the land is not needed for natural resource purposes and that the state's land  
132.29 management interests would best be served if the land were returned to private ownership.

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

133.1 Sec. 137. **RIVERLANDS STATE FOREST; BOUNDARIES.**

133.2 **[89.021] [Subd. 42a.] Riverlands State Forest.** The following areas are designated as  
133.3 the Riverlands State Forest:

133.4 (1) those parts of Carlton County in Township 49 North, Range 16 West, described as  
133.5 follows:

133.6 (i) Government Lots 4, 5, and 6, the westerly 50 feet of Government Lot 3, the easterly  
133.7 50 feet of Government Lot 8, and Government Lot 7 except that part conveyed to the State  
133.8 of Minnesota for highway right-of-way, Section 30;

133.9 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 and all of Government Lot  
133.10 14 except the North 890 feet of the West 765 feet and except the railroad right-of-way,  
133.11 Section 31; and

133.12 (iii) the South Half of the Northwest Quarter and the Southwest Quarter of Section 32;

133.13 (2) those parts of St. Louis County in Township 50 North, Range 17 West, described as  
133.14 follows:

133.15 (i) Government Lots 1, 2, 3, and 6 and the Southeast Quarter of the Northwest Quarter  
133.16 of Section 7;

133.17 (ii) Government Lots 1, 2, and 3, that part of the Northeast Quarter of the Northeast  
133.18 Quarter lying south of Township Road 5703, the Northwest Quarter of the Northwest  
133.19 Quarter, the Northeast Quarter of the Southeast Quarter, the Southwest Quarter of the  
133.20 Southeast Quarter, the Southeast Quarter of the Northeast Quarter, the Northwest Quarter  
133.21 of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter, Section 15;

133.22 (iii) Government Lots 1, 2, 3, and 4, Section 16;

133.23 (iv) Government Lots 1, 2, 3, and 4, Section 17;

133.24 (v) Government Lots 1 and 2, Section 18;

133.25 (vi) Government Lots 3, 7, 8, and 9, Section 22;

133.26 (vii) that part of the Southwest Quarter of the Southwest Quarter lying within 50 feet of  
133.27 the St. Louis River in Section 23;

133.28 (viii) Government Lots 11 and 12 and that part of Government Lot 6 lying South of the  
133.29 North 700 feet, except the railroad right-of-way, Section 26; and

133.30 (ix) Government Lot 3 in Section 27;

134.1 (3) those parts of St. Louis County in Township 50 North, Range 18 West, described as  
134.2 follows:

134.3 (i) Government Lots 2, 3, 4, 7, 9, and 10, the Southwest Quarter of the Northeast Quarter,  
134.4 the Southeast Quarter of the Northwest Quarter, the Northwest Quarter of the Southeast  
134.5 Quarter, the Northeast Quarter of the Southwest Quarter, reserving a 66-foot-wide access  
134.6 easement across Government Lot 2 for access to Grantor's property in Section 31, Township  
134.7 51 North, Range 17 West, and that part of Government Lot 6, Section 1, and Government  
134.8 Lot 6, Section 2, described as follows:

134.9 Commencing at an iron pin at the centerline curve point of Trunk Highway No. 2, being  
134.10 the Minnesota Department of Transportation Station No. 2637 + 00, said point bears  
134.11 North 76 degrees 18 minutes 00 seconds West, assumed bearing 762.00 feet from the  
134.12 point of intersection of the tangent of said Trunk Highway No. 2, being an  
134.13 aluminum-capped monument on the cap of which are stamped the figures "2644 62.0"  
134.14 and the letters "PI," "Minn Highway Dept. Monument," thence South 13 degrees 42  
134.15 minutes 00 seconds West 100.00 feet along the prolongation of the radial line from said  
134.16 curve point, to the southerly right-of-way line of said Trunk Highway No. 2, the point  
134.17 of beginning of the tract to be herein described; thence easterly 622.50 feet along said  
134.18 southerly right-of-way line, along a nontangential curve, concave to the North, having  
134.19 a radius of 5,830.00 feet, a central angle of 6 degrees 07 minutes 04 seconds, and the  
134.20 chord of said curve bears South 79 degrees 21 minutes 32 seconds East; thence South  
134.21 26 degrees 25 minutes 57 seconds West 284.19 feet; thence South 88 degrees 07 minutes  
134.22 14 seconds West 769 feet, more or less, to the shore of the St. Louis River; thence  
134.23 northerly along said shore to its intersection with a line that bears North 76 degrees 18  
134.24 minutes 00 seconds West from the point of beginning; thence South 76 degrees 18  
134.25 minutes 00 seconds East 274 feet, more or less, to the point of beginning, Section 1; and

134.26 (ii) Government Lot 1, Section 12;

134.27 (4) those parts of St. Louis County in Township 51 North, Range 17 West, described as  
134.28 follows:

134.29 (i) Government Lots 3, 4, 5, 6, and 8, Section 3;

134.30 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Northwest Quarter of the  
134.31 Northeast Quarter, Southeast Quarter of the Northwest Quarter, and East Half of the Southeast  
134.32 Quarter, Section 9;

134.33 (iii) Government Lots 1, 2, 5, and 8 and the Southwest Quarter of the Southeast Quarter,  
134.34 Section 16;

- 135.1 (iv) Government Lots 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the Southeast  
135.2 Quarter of the Northwest Quarter of the Northwest Quarter, Section 20;
- 135.3 (v) Government Lot 1 and the Southwest Quarter of the Southwest Quarter, Section 29;
- 135.4 (vi) Government Lots 4, 5, 6, 7, 8, 9, 10, 11, and 12 and the Northeast Quarter of  
135.5 Southwest Quarter, Section 30; and
- 135.6 (vii) Government Lots 1, 2, 3, 4, 5, and 6, Section 31;
- 135.7 (5) those parts of St. Louis County in Township 51 North, Range 18 West, described as  
135.8 follows:
- 135.9 (i) Government Lots 1 and 2, Section 27;
- 135.10 (ii) Government Lot 1, Section 28, except railroad right-of-way;
- 135.11 (iii) Government Lots 2, 3, and 4, Section 28;
- 135.12 (iv) Government Lots 3 and 4, Section 29;
- 135.13 (v) Government Lots 2, 3, and 4, Section 30;
- 135.14 (vi) Government Lots 3 and 4, Section 35; and
- 135.15 (vii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest  
135.16 Quarter, Northeast Quarter of the Southeast Quarter, Southeast Quarter of the Southeast  
135.17 Quarter, and Southwest Quarter of the Southeast Quarter, Section 36, reserving a  
135.18 66-foot-wide access easement across Government Lots 5 and 6 and the Southwest Quarter  
135.19 of the Southeast Quarter for access to Grantor's property in Section 31, Township 51 North,  
135.20 Range 17 West;
- 135.21 (6) those parts of St. Louis County in Township 51 North, Range 19 West, described as  
135.22 follows:
- 135.23 (i) that part of Government Lots 1, 2, and 3, Section 26, lying North of the St. Louis  
135.24 River and Government Lot 7, Section 28;
- 135.25 (ii) Government Lot 8, Section 28, lying northerly of G.N. right-of-way and Government  
135.26 Lot 5, Section 30;
- 135.27 (iii) Government Lots 7 and 10, Section 30, except right-of-way;
- 135.28 (iv) Government Lot 9, Section 30; and
- 135.29 (v) Government Lot 1, Section 31, lying northerly of the northerly railroad right-of-way  
135.30 line;

- 136.1 (7) those parts of St. Louis County in Township 51 North, Range 20 West, described as  
136.2 follows:
- 136.3 (i) Government Lot 2, Section 16;  
136.4 (ii) Government Lot 8, Section 22;  
136.5 (iii) Government Lot 3, Section 26;  
136.6 (iv) Government Lots 1, 2, 3, and 4, Section 36; and  
136.7 (v) Government Lots 6, 7, and 8, Section 36, except railroad right-of-way;
- 136.8 (8) those parts of St. Louis County in Township 52 North, Range 15 West, described as  
136.9 follows:
- 136.10 (i) Government Lots 3, 4, 5, and 6, Section 16;  
136.11 (ii) Government Lots 1, 2, 3, 4, 5, 7, and 8, Section 17, and Government Lot 6, Section  
136.12 17, except the West 330 feet; and  
136.13 (iii) Government Lots 3, 4, 5, 6, and 7, Section 19;
- 136.14 (9) those parts of St. Louis County in Township 52 North, Range 16 West, described as  
136.15 follows:
- 136.16 (i) Government Lots 1, 2, 3, 4, and 5 and the Southeast Quarter of the Southeast Quarter,  
136.17 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,  
136.18 Section 21;
- 136.19 (ii) Government Lots 2, 3, 4, 5, 6, 7, 8, 9, and 10 and the Northeast Quarter of the  
136.20 Northwest Quarter and Northwest Quarter of the Northwest Quarter, Section 22;
- 136.21 (iii) Government Lot 3, Section 23;  
136.22 (iv) Government Lot 2, Section 24;  
136.23 (v) Government Lots 1, 4, 5, 6, 7, 8, 9, and 10, Section 25;  
136.24 (vi) Government Lot 1, Section 26;  
136.25 (vii) Government Lots 2 and 7, Section 26;  
136.26 (viii) Government Lots 3 and 4, Section 27, reserving unto Grantor and Grantor's  
136.27 successors and assigns a 66-foot-wide access road easement across said Government Lot 3  
136.28 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's  
136.29 presently owned land that may be sold, assigned, or transferred in Government Lot 1, Section  
136.30 27, said access road being measured 33 feet from each side of the centerline of that road

137.1 that is presently existing at various widths and running in a generally  
137.2 southwesterly-northeasterly direction;

137.3 (ix) Government Lots 1 and 2, Section 28;

137.4 (x) Government Lots 1, 2, 3, and 5 and the Northeast Quarter of the Northeast Quarter  
137.5 and Southwest Quarter of the Northeast Quarter, Section 29;

137.6 (xi) Government Lots 1, 2, 3, and 4, Section 31, reserving unto Grantor and Grantor's  
137.7 successors and assigns a 66-foot-wide access road easement across said Government Lots  
137.8 1, 2, and 3 for the purpose of access to Grantor's or Grantor's successors or assigns land and  
137.9 Grantor's presently owned lands that may be sold, assigned, or transferred in Government  
137.10 Lot 4, Section 29, said access road being measured 33 feet from each side of the centerline  
137.11 of that road that is presently existing at various widths and running in a generally East-West  
137.12 direction and any future extensions thereof as may be reasonably necessary to provide the  
137.13 access contemplated herein;

137.14 (xii) Government Lots 5, 7, 8, and 9, Section 31;

137.15 (xiii) Government Lots 1 and 2, an undivided two-thirds interest in the Northeast Quarter  
137.16 of the Northwest Quarter, an undivided two-thirds interest in the Southeast Quarter of the  
137.17 Northwest Quarter, and an undivided two-thirds interest in the Southwest Quarter of the  
137.18 Northwest Quarter, Section 32, reserving unto Grantor and Grantor's successors and assigns  
137.19 an access road easement across the West 66 feet of the North 66 feet of said Government  
137.20 Lot 1 for the purpose of access to Grantor's or Grantor's successors or assigns land and  
137.21 Grantor's presently owned land that may be sold, assigned, or transferred in Government  
137.22 Lot 4, Section 29; and

137.23 (xiv) Northeast Quarter of Northeast Quarter, Section 35;

137.24 (10) those parts of St. Louis County in Township 52 North, Range 17 West, described  
137.25 as follows:

137.26 (i) the Southwest Quarter of the Southeast Quarter and Southeast Quarter of the Southwest  
137.27 Quarter, Section 24, reserving unto Grantor and Grantor's successors and assigns a  
137.28 66-foot-wide access road easement across said Southwest Quarter of the Southeast Quarter  
137.29 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's  
137.30 presently owned land that may be sold, assigned, or transferred in Government Lot 4, Section  
137.31 29, Township 52 North, Range 16 West, said access road being measured 33 feet from each  
137.32 side of the centerline of that road that is presently existing at various widths and running in  
137.33 a generally North-South direction;

138.1 (ii) Government Lots 2, 3, 4, 5, and 7 and the Southwest Quarter of the Northeast Quarter,  
138.2 Section 25, reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide  
138.3 access road easement across said Government Lots 2 and 5 for the purpose of access to  
138.4 Grantor's or Grantor's successors or assigns land and Grantor's presently owned land that  
138.5 may be sold, assigned, or transferred in Government Lot 6, Section 25, said access road  
138.6 being measured 33 feet from each side of the centerline of that road that is presently existing  
138.7 at various widths and running in a generally northwesterly-southeasterly direction and any  
138.8 future extensions thereof as may be reasonably necessary to provide the access contemplated  
138.9 herein;

138.10 (iii) Government Lots 2, 4, 5, and 6 and all that part of Government Lot 3 lying East of  
138.11 U.S. Highway 53, Section 26, reserving unto Grantor and Grantor's successors and assigns  
138.12 a 66-foot-wide access road easement across said Government Lots 2 and 3 for the purpose  
138.13 of access to Grantor's or Grantor's successors or assigns land and Grantor's presently owned  
138.14 land that may be sold, assigned, or transferred in Government Lot 1, Section 26, said access  
138.15 road being measured 33 feet from each side of the centerline of that road that is presently  
138.16 existing at various widths and running in a generally southwesterly-northeasterly direction  
138.17 and reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide access road  
138.18 easement across said Government Lots 4, 5, and 6 for the purpose of access to Grantor's or  
138.19 Grantor's successors or assigns land and Grantor's presently owned land that may be sold,  
138.20 assigned, or transferred in Government Lot 6, Section 25, said access road being measured  
138.21 33 feet from each side of the centerline of that road that is presently existing at various  
138.22 widths and running in a generally southwesterly-northeasterly direction and any future  
138.23 extensions thereof as may be reasonably necessary to provide the access contemplated  
138.24 herein; and

138.25 (iv) Government Lots 1, 2, and 3, Section 36, reserving unto Grantor and Grantor's  
138.26 successors and assigns an access road easement across the West 66 feet of said Government  
138.27 Lot 2 for the purpose of access to Grantor's or Grantor's successors or assigns land and  
138.28 Grantor's presently owned land that may be sold, assigned, or transferred in the Southwest  
138.29 Quarter of the Northeast Quarter, Section 36;

138.30 (11) those parts of St. Louis County in Township 52 North, Range 19 West, described  
138.31 as follows:

138.32 (i) Government Lot 1, Section 16;

138.33 (ii) Government Lots 1 and 2, Section 17; and

138.34 (iii) Government Lot 1, Section 19;

139.1 (12) those parts of St. Louis County in Township 52 North, Range 20 West, described  
139.2 as follows:

139.3 (i) Government Lots 2, 3, and 4, Section 13;

139.4 (ii) Government Lot 6, Section 24;

139.5 (iii) that part of Government Lot 8, Section 24, described as follows:

139.6 Commencing at the West Quarter corner of said Section 24, which is also the northwest  
139.7 corner of Government Lot 8; thence South 01 degree 36 minutes 01 second East (bearing  
139.8 assigned) 1,230.11 feet along the west line of Government Lot 8 to the centerline of St.  
139.9 Louis County Highway 29 and the point of beginning; thence North 46 degrees 59  
139.10 minutes 59 seconds East along said centerline 445.91 feet; thence South 43 degrees 00  
139.11 minutes 01 second East 82.57 feet to an iron pipe monument on the westerly bank of  
139.12 the St. Louis River; thence continuing South 43 degrees 00 minutes 01 second East 30  
139.13 feet, more or less, to the water's edge of the St. Louis River; thence southwesterly along  
139.14 said water's edge to the west line of said Government Lot 8; thence North 01 degree 36  
139.15 minutes 01 second West along the west line of said Government Lot 8 to the point of  
139.16 beginning;

139.17 (iv) Government Lots 3, 4, and 5 and the Southeast Quarter of the Southwest Quarter,  
139.18 Section 26; and

139.19 (v) Government Lots 1, 2, 3, and 4, Section 34;

139.20 (13) those parts of St. Louis County in Township 53 North, Range 13 West, described  
139.21 as follows:

139.22 (i) all that part of the Northwest Quarter of the Northwest Quarter lying North and West  
139.23 of the Little Cloquet River, Section 4;

139.24 (ii) Government Lots 1, 2, 3, 4, and 5, the Northeast Quarter of the Northeast Quarter,  
139.25 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,  
139.26 Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter,  
139.27 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Northwest Quarter,  
139.28 Section 5;

139.29 (iii) Government Lots 1, 2, and 4 and the Northwest Quarter of the Southeast Quarter,  
139.30 Southeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter,  
139.31 Southeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,  
139.32 Section 6;

140.1 (iv) Government Lots 1, 2, 3, 4, 5, 6, and 7 and the Northwest Quarter of the Northeast  
140.2 Quarter, Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest  
140.3 Quarter, Southeast Quarter of the Northwest Quarter, Southwest Quarter of the Northwest  
140.4 Quarter, Southeast Quarter of the Southeast Quarter, and Northeast Quarter of the Southwest  
140.5 Quarter, Section 7;

140.6 (v) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,  
140.7 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,  
140.8 Southwest Quarter of the Northeast Quarter, Northeast Quarter of the Southwest Quarter,  
140.9 Northwest Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest  
140.10 Quarter, Section 8;

140.11 (vi) the Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest  
140.12 Quarter, Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest  
140.13 Quarter, Section 17;

140.14 (vii) Government Lots 1 and 4, Section 29;

140.15 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,  
140.16 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,  
140.17 Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest Quarter,  
140.18 Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest Quarter,  
140.19 Section 30; and

140.20 (ix) Government Lots 1, 2, 3, and 4, Section 31;

140.21 (14) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, Section 36, Township 53 North,  
140.22 Range 14 West, St. Louis County;

140.23 (15) those parts of St. Louis County in Township 53 North, Range 18 West, described  
140.24 as follows:

140.25 (i) Government Lots 3, 6, 7, and 8, Section 6; and

140.26 (ii) Government Lots 1 and 2, Section 7;

140.27 (16) those parts of St. Louis County in Township 53 North, Range 19 West, described  
140.28 as follows:

140.29 (i) all that part of Government Lot 5 lying within 50 feet of the St. Louis River, Section  
140.30 5, and Government Lots 1, 2, 5, 6, 7, and 8, Section 12;

140.31 (ii) Government Lots 1, 2, 3, 5, 8, and 9, Section 13;

- 141.1 (iii) all that portion of Government Lot 1, Section 23, that lies within 50 feet of the East  
141.2 bank of the Whiteface River at mean stage of water;
- 141.3 (iv) all that portion of Government Lots 2, 4, and 5, Section 23, that lies within 50 feet  
141.4 of the West bank of the Whiteface River at mean stage of water;
- 141.5 (v) all that part of Government Lot 7, Section 23, lying West of the former DM&IR  
141.6 railroad right-of-way;
- 141.7 (vi) Government Lots 8 and 10, Section 23;
- 141.8 (vii) all that part of the Northwest Quarter of the Southeast Quarter, Section 23, lying  
141.9 West of the former DM&IR railroad right-of-way;
- 141.10 (viii) Government Lots 5, 7, and 8, Section 31; and
- 141.11 (ix) Government Lot 5, Section 33;
- 141.12 (17) those parts of St. Louis County in Township 54 North, Range 13 West, described  
141.13 as follows:
- 141.14 (i) Government Lots 1, 4, 5, 6, and 7, Section 20;
- 141.15 (ii) Government Lots 3, 4, 6, 7, and 8 and the Southeast Quarter of the Southwest Quarter,  
141.16 Section 21;
- 141.17 (iii) Government Lots 1, 2, 3, 4, 5, and 7, Section 29;
- 141.18 (iv) Government Lots 1, 2, 3, 4, 9, and 10, Section 30; and
- 141.19 (v) Government Lots 5, 6, and 7 and the Northeast Quarter of the Northeast Quarter,  
141.20 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,  
141.21 Southeast Quarter of the Northwest Quarter, and Northwest Quarter of the Southeast Quarter,  
141.22 Section 31;
- 141.23 (18) those parts of St. Louis County in Township 54 North, Range 16 West, described  
141.24 as follows:
- 141.25 (i) Government Lots 2, 3, and 4 and the Northwest Quarter of the Southwest Quarter,  
141.26 Southeast Quarter of the Northwest Quarter, Southeast Quarter of the Northeast Quarter,  
141.27 and Southwest Quarter of the Northeast Quarter, Section 1;
- 141.28 (ii) Government Lots 1, 2, 3, 4, 6, 7, and 8 and the Northwest Quarter of the Southeast  
141.29 Quarter, Northeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast  
141.30 Quarter, Southeast Quarter of the Southeast Quarter, Southeast Quarter of the Southwest  
141.31 Quarter, and Southeast Quarter of the Northeast Quarter, Section 2;

- 142.1 (iii) all that part of Government Lot 9 lying South of the Whiteface River and West of  
142.2 County Road 547, also known as Comstock Lake Road, Section 3; and
- 142.3 (iv) Government Lots 3 and 4 and the Southeast Quarter of the Northeast Quarter and  
142.4 Southwest Quarter of the Northeast Quarter, Section 10;
- 142.5 (19) those parts of St. Louis County in Township 54 North, Range 18 West, described  
142.6 as follows:
- 142.7 (i) the South Half of the Southwest Quarter, except the railroad right-of-way, Section  
142.8 15;
- 142.9 (ii) Government Lot 2, except the North 660 feet of the East 990 feet, Section 16;
- 142.10 (iii) Government Lots 1, 3, 4, 5, 6, 7, and 8, Section 16;
- 142.11 (iv) Government Lot 3, Section 20;
- 142.12 (v) Government Lots 1, 2, 3, 4, and 5, Section 21;
- 142.13 (vi) Government Lots 1, 4, 5, and 7, Section 22;
- 142.14 (vii) those parts of Government Lots 2 and 9, except railroad right-of-way, Section 22;
- 142.15 (viii) all that part of Government Lot 6, Section 22, lying West of the Duluth Mesaba  
142.16 and Northern Railway Company's right-of-way;
- 142.17 (ix) Government Lot 9, Section 22, except the following parcels:
- 142.18 (A) beginning at a point where the south line of company road, called Kelsey Road,  
142.19 intersects with the west line of the right-of-way of the Duluth, Missabe and Northern Railway  
142.20 on the Northeast Quarter of the Southeast Quarter, Section 22, Township 54, Range 18;  
142.21 thence West along the south line of said company road 627 feet; thence South 348 1/3 feet;  
142.22 thence East 627 feet to the west line of the right-of-way of the Duluth, Missabe and Northern  
142.23 Railway; thence North on the west line of said right-of-way 348 1/3 feet to commencement;
- 142.24 (B) beginning at the quarter corner between Sections 22 and 23, Township 54, Range  
142.25 18; thence running North along the section line 114 feet, 6 inches, to the south line of Kelsey  
142.26 Road; thence northwesterly along the south line of Kelsey Road 348 feet, 8 inches, to the  
142.27 boundary of the right-of-way of the Duluth, Missabe and Northern Railway, thence South  
142.28 along the easterly boundary of the right-of-way of the Duluth, Missabe and Northern Railway  
142.29 274 feet to the quarter line on Section 22; thence easterly along said quarter line 304 feet,  
142.30 6 inches, to the point of beginning; and

143.1 (C) commencing at the southwest corner of Riverside Cemetery as recorded in "P" of  
143.2 Plats, Page 15; thence easterly along the south line of said cemetery to a point where said  
143.3 cemetery line intersects the westerly line of Highway No. 7, also known as Mesaba Trunk  
143.4 Highway; thence southerly along the westerly line of said Highway No. 7 to a point where  
143.5 said westerly line of said Highway No. 7 intersects the south line of Lot 9, Section 22,  
143.6 Township 54, Range 18; thence westerly along the southerly line of said Lot 9 to a point  
143.7 where the southerly line intersects the easterly line of the DM & N Railway Company's  
143.8 right-of-way; thence northerly along the easterly side of said DM & N Railway Company's  
143.9 right-of-way to beginning;

143.10 (x) Government Lots 2, 3, 4, 5, 6, 7, and 8, Section 29;

143.11 (xi) Government Lots 5 and 6, Section 30; and

143.12 (xii) Government Lots 3, 4, 5, 6, 9, 10, 11, and 12, Section 31;

143.13 (20) those parts of St. Louis County in Township 54 North, Range 19 West, described  
143.14 as follows:

143.15 (i) Government Lots 5, 6, 7, 8, and 9, Section 5;

143.16 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 8;

143.17 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 20;

143.18 (iv) Government Lots 2 and 3, Section 29;

143.19 (v) Government Lot 1, Section 32;

143.20 (vi) Government Lot 5, except the South 1,320 feet, Section 32; and

143.21 (vii) Government Lot 2, Section 33;

143.22 (21) those parts of St. Louis County in Township 55 North, Range 15 West, described  
143.23 as follows:

143.24 (i) Governments Lot 1 and 2, Section 11;

143.25 (ii) Government Lot 9, except Highway 4 right-of-way, Section 11;

143.26 (iii) Government Lot 10, except Highway 4 right-of-way, Section 11;

143.27 (iv) Government Lots 2, 3, 4, 5, 6, and 7, Section 15;

143.28 (v) Government Lots 2, 3, 5, 6, 7, and 8 and the Northeast Quarter of Southwest Quarter,  
143.29 Section 21;

144.1 (vi) the Southwest Quarter of the Northeast Quarter, reserving unto Grantor and Grantor's  
144.2 successors and assigns a 66-foot-wide access easement across said Southwest Quarter of  
144.3 the Northeast Quarter for the purpose of access to Grantor's or Grantor's successors or  
144.4 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred  
144.5 in Government Lot 4, Section 21, Township 55 North, Range 15 West, said access road  
144.6 being measured 33 feet on each side of the centerline of that road that is presently existing  
144.7 and known as the Whiteface Truck Trail, Section 21;

144.8 (vii) Government Lots 1, 2, and 3, Section 22;

144.9 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northwest Quarter,  
144.10 Section 28;

144.11 (ix) Government Lots 1, 4, 6, 8, and 9 and the Northeast Quarter of the Northeast Quarter,  
144.12 Northeast Quarter of the Southeast Quarter, and Northwest Quarter of the Southwest Quarter,  
144.13 Section 29;

144.14 (x) Government Lots 3 and 4 and the Northeast Quarter of the Southeast Quarter,  
144.15 Northeast Quarter of the Southwest Quarter, and Southeast Quarter of the Southwest Quarter,  
144.16 Section 30;

144.17 (xi) Government Lots 2, 3, 4, 5, 6, 8, 9, 10, and 11 and the Northeast Quarter of the  
144.18 Southwest Quarter, Section 31; and

144.19 (xii) Government Lot 1, Section 32;

144.20 (22) those parts of St. Louis County in Township 55 North, Range 16 West, described  
144.21 as follows:

144.22 (i) the Southwest Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's  
144.23 successors and assigns a 66-foot-wide access road easement across said Southwest Quarter  
144.24 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or  
144.25 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred  
144.26 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35; and

144.27 (ii) the Southeast Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's  
144.28 successors and assigns a 66-foot-wide access road easement across said Southeast Quarter  
144.29 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or  
144.30 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred  
144.31 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35;

144.32 (23) those parts of St. Louis County in Township 55 North, Range 19 West, described  
144.33 as follows:

- 145.1 (i) an undivided two-thirds interest in Government Lot 1, Section 2;
- 145.2 (ii) Government Lots 2, 9, 10, and 12, Section 2;
- 145.3 (iii) Government Lot 11, Section 2, except railroad right-of-way;
- 145.4 (iv) Government Lots 1, 2, 3, 4, and 6, Section 10;
- 145.5 (v) Government Lot 4, Section 11;
- 145.6 (vi) Government Lots 1, 2, 6, 7, and 13, Section 15;
- 145.7 (vii) Government Lots 1 and 2, Section 16;
- 145.8 (viii) Government Lots 1 and 3 and the Southeast Quarter of the Northeast Quarter and
- 145.9 Southwest Quarter of the Northeast Quarter, Section 22;
- 145.10 (ix) Government Lots 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
- 145.11 Quarter, Section 29;
- 145.12 (x) Government Lot 6, Section 30; and
- 145.13 (xi) Government Lots 4, 7, 8, 9, and 10, Section 31;
- 145.14 (24) those parts of St. Louis County in Township 56 North, Range 17 West, described
- 145.15 as follows:
- 145.16 (i) Government Lots 2 and 8 and the Northwest Quarter of the Southeast Quarter and
- 145.17 Northeast Quarter of the Southwest Quarter, Section 3;
- 145.18 (ii) Government Lots 4, 5, 6, 7, and 9, Section 3; and
- 145.19 (iii) Government Lots 6 and 9, that part of Government Lot 8 lying North of Highway
- 145.20 No. 53, and that part of Government Lot 7 lying West of Highway No. 53, Section 4;
- 145.21 (25) those parts of St. Louis County in Township 56 North, Range 18 West, described
- 145.22 as follows:
- 145.23 (i) Government Lots 5 and 6, Section 2;
- 145.24 (ii) Government Lots 5, 7, and 9 and the Northeast Quarter of the Southwest Quarter,
- 145.25 Section 3;
- 145.26 (iii) all that part of Government Lot 11, except the following described parcel of land:
- 145.27 Beginning at a point that is located 958 feet North of the southeast corner of said
- 145.28 Government Lot 11, which corner is also the southeast corner of said Section 3, and 33
- 145.29 feet West of the east line of said Lot 11; thence running North parallel with the east line
- 145.30 of said Lot 11 a distance of 700.5 feet to a point; thence southwesterly to a point that is

146.1 331.5 feet West and 1226 feet North of the southeast corner of said Lot 11; thence  
146.2 southerly parallel with the east line of said lot, a distance of 268 feet to a point; thence  
146.3 easterly a distance of 298.5 feet to the place of beginning, Section 3;

146.4 (iv) Government Lot 12, Section 3, except the following described parcels of land:

146.5 (A) commencing at a point along the East and West One-Quarter line of said Section 3,  
146.6 which point is 33 feet West of the East One-Quarter corner of said Section 3, said point  
146.7 being on the west right-of-way line of County Highway No. 7; thence westerly along said  
146.8 quarter line for a distance of 300 feet to a point; thence southerly at right angles and parallel  
146.9 to the highway right-of-way in question for a distance of 300 feet to a point; thence easterly  
146.10 for a distance of 300 feet to a point in the west right-of-way line of County Highway No.  
146.11 7; thence northerly along the west right-of-way line of County Highway No. 7 for a distance  
146.12 of 300 feet to the point of beginning;

146.13 (B) commencing at the East Quarter corner of said Section 3; thence westerly along the  
146.14 East/West Quarter line of said Section 3 a distance of 33.00 feet to the westerly right-of-way  
146.15 line of County Highway No. 7; thence continuing westerly along said East/West Quarter  
146.16 line a distance of 300.00 feet to the point of beginning; thence southerly, parallel with the  
146.17 westerly right-of-way line of County Highway No. 7 a distance of 400.00 feet; thence  
146.18 westerly, parallel with said East/West Quarter line to the easterly right-of-way line of the  
146.19 DM&IR Railroad; thence northerly along said easterly right-of-way line to said East/West  
146.20 Quarter line; thence easterly along said East/West Quarter line to the point of beginning;  
146.21 and

146.22 (C) the East 33 feet of the North 300 feet of said Government Lot 12;

146.23 (v) the Southeast Quarter of the Southeast Quarter, Section 4;

146.24 (vi) the Southeast Quarter of the Southeast Quarter, Section 7;

146.25 (vii) Government Lots 6 and 7, Section 8;

146.26 (viii) Government Lots 1 and 2, Section 9;

146.27 (ix) Government Lots 2 and 3, Section 17;

146.28 (x) Government Lots 5, 6, 7, 9, 10, 11, 12, and 13 and the Southeast Quarter of the  
146.29 Northwest Quarter, Section 18;

146.30 (xi) Government Lots 6, 7, 8, 9, 11, and 12 and the Northeast Quarter of the Northwest  
146.31 Quarter, Section 19;

146.32 (xii) Government Lots 1, 5, 8, and 9, Section 20;

147.1 (xiii) Government Lots 4, 5, 6, 7, and 8 and Government Lot 3, except for 1.0 acre for  
147.2 cemetery, Section 29;

147.3 (xiv) Government Lot 9, Section 30;

147.4 (xv) Government Lots 1, 2, 3, 6, 8, 9, 10, and 11, Section 31; and

147.5 (xvi) Government Lots 1 and 2, Section 32;

147.6 (26) those parts of St. Louis County in Township 56 North, Range 19 West, described  
147.7 as follows:

147.8 (i) Government Lot 1, Section 35;

147.9 (ii) Government Lot 2, Section 35; and

147.10 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the  
147.11 Southeast Quarter and Southwest Quarter of the Northeast Quarter, Section 36;

147.12 (27) those parts of St. Louis County in Township 57 North, Range 16 West, described  
147.13 as follows:

147.14 (i) the Southeast Quarter of the Northwest Quarter, Northwest Quarter of the Northeast  
147.15 Quarter, Southwest Quarter of the Southwest Quarter, and Northeast Quarter of the Southwest  
147.16 Quarter, Section 12; and

147.17 (ii) the Southeast Quarter of the Northwest Quarter, Section 15; and

147.18 (28) those parts of St. Louis County in Township 57 North, Range 17 West, described  
147.19 as follows:

147.20 (i) the Northeast Quarter of the Southwest Quarter and Southwest Quarter of the  
147.21 Southwest Quarter, Section 25; and

147.22 (ii) the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the  
147.23 Southeast Quarter, Section 26.

147.24 Sec. 138. **PRIVATE SALE OF TAX-FORFEITED LAND; AITKIN COUNTY.**

147.25 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
147.26 other law to the contrary, Aitkin County may sell by private sale the tax-forfeited land  
147.27 described in paragraph (c).

147.28 (b) The conveyance must be in a form approved by the attorney general. The attorney  
147.29 general may make changes to the land description to correct errors and ensure accuracy.

147.30 (c) The land to be sold is located in Aitkin County and is described as:

148.1 The North Half of the Northeast Quarter of the Northeast Quarter lying East of 275th  
148.2 Avenue in Section 11, Township 47 North, Range 25 West, Aitkin County, Minnesota  
148.3 (part of parcel 15-0-017700).

148.4 (d) The county has determined that the county's land management interests would best  
148.5 be served if the land was returned to private ownership.

148.6 **Sec. 139. GOODHUE COUNTY; LAND TRANSFERS.**

148.7 Subdivision 1. **Land transfers.** (a) Notwithstanding Minnesota Statutes, section 373.01,  
148.8 subdivision 1, Goodhue County may sell, lease, or otherwise convey county-owned land  
148.9 that abuts Lake Byllesby to adjoining property owners who after the transfer will have direct  
148.10 access to Lake Byllesby. Any sale, lease, or other conveyance must be for the market value  
148.11 of the property as appraised by the county. A sale, lease, or other conveyance under this  
148.12 section must reserve to the county mineral rights according to Minnesota Statutes, section  
148.13 373.01, and flowage easements relating to water levels of Lake Byllesby.

148.14 (b) This section does not apply to any county-owned land that has been developed by  
148.15 the county as public parkland.

148.16 Subd. 2. **Effective date; local approval.** This section is effective the day after the  
148.17 governing body of Goodhue County and its chief clerical officer comply with Minnesota  
148.18 Statutes, section 645.021, subdivisions 2 and 3.

148.19 **Sec. 140. PRIVATE SALE OF TAX-FORFEITED LANDS; ITASCA COUNTY.**

148.20 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
148.21 other law to the contrary, Itasca County may sell by private sale the tax-forfeited lands  
148.22 described in paragraph (c).

148.23 (b) The conveyances must be in a form approved by the attorney general. The attorney  
148.24 general may make changes to the land descriptions to correct errors and ensure accuracy.

148.25 (c) The lands to be sold are located in Itasca County and are described as:

148.26 (1) all that part of Government Lot 2, Section 27, Township 145 North, Range 26 West,  
148.27 lying northeasterly of the northeasterly right-of-way line of CSAH 39 and northwesterly of  
148.28 the following described line: Commencing at the northwest corner of said Government Lot  
148.29 2; thence South 89 degrees 21 minutes East, along the north line of said Government Lot  
148.30 2 a distance of 286 feet, more or less, to a point on the northeasterly right-of-way line of  
148.31 the CSAH 39 right-of-way; thence South 51 degrees 01 minute East, 260.41 feet to the point

149.1 of beginning of the line to be described; thence North 42 degrees 11 minutes East to intersect  
149.2 the water's edge of Ball Club Lake and there said line terminates; and

149.3 (2) the South two rods of the East 16 rods of Government Lot 14, Section 4, Township  
149.4 60 North, Range 26 West of the Fourth Principle Meridian, containing approximately 0.20  
149.5 acres.

149.6 (d) The county has determined that the county's land management interests would best  
149.7 be served if the lands were returned to private ownership.

149.8 **Sec. 141. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATERS;**  
149.9 **ROSEAU COUNTY.**

149.10 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the  
149.11 commissioner of natural resources may sell by private sale the surplus island located in  
149.12 public water that is described in paragraph (d) to a local unit of government for less than  
149.13 market value.

149.14 (b) The commissioner may make necessary changes to the legal description to correct  
149.15 errors and ensure accuracy.

149.16 (c) The land described in paragraph (d) may be sold by quit claim deed and the  
149.17 conveyance must provide that the land described in paragraph (d) be used for the public  
149.18 and reverts to the state if the local unit of government fails to provide for public use or  
149.19 abandons the public use of the land. The conveyance is subject to a flowage easement held  
149.20 by the United States of America.

149.21 (d) The land that may be conveyed is located in Roseau County and is described as: an  
149.22 unsurveyed island located in the approximate center of the South Half of the Southeast  
149.23 Quarter of Section 29, Township 163 North, Range 36 West, Roseau County, Minnesota;  
149.24 said island contains 6.7 acres, more or less (parcel identification number 563199100).

149.25 (e) The island is located in Warroad River and was created after statehood when dredge  
149.26 spoils were deposited on a sandbar in the Warroad River. The Department of Natural  
149.27 Resources has determined that the land is not needed for natural resource purposes, the  
149.28 conveyance would further the public interest, and the state's land management interests  
149.29 would best be served if the land was conveyed to a local unit of government for a public  
149.30 park and other public use.

150.1 **Sec. 142. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

150.2 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
150.3 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands  
150.4 described in paragraph (c).

150.5 (b) The conveyances must be in a form approved by the attorney general. The attorney  
150.6 general may make changes to the land descriptions to correct errors and ensure accuracy.

150.7 (c) The lands to be sold are located in St. Louis County and are described as:

150.8 (1) the South Half of the North Half of the South Half of the Southwest Quarter of the  
150.9 Northwest Quarter, except the East 470 feet and except the part taken for a road, Township  
150.10 50 North, Range 15 West, Section 29 (parcel identification number 395-0010-08713);

150.11 (2) the East 271 feet of the West 371 feet of the North 669.94 feet of the Northwest  
150.12 Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15 West of the  
150.13 Fourth Principal Meridian. Together with the West 100 feet of the North 669.94 feet of the  
150.14 Northwest Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15  
150.15 West of the Fourth Principal Meridian, which lies South of the North 300 feet thereof (part  
150.16 of parcel identification number 410-0024-00550);

150.17 (3) the West 371 feet of the Northwest Quarter of the Northwest Quarter of Section 34,  
150.18 Township 61 North, Range 15 West of the Fourth Principal Meridian, which lies South of  
150.19 the North 669.94 feet thereof (part of parcel identification number 410-0024-00550); and

150.20 (4) the Northeast Quarter, except the Southwest Quarter, and the North Half of the  
150.21 Northwest Quarter, Township 52 North, Range 19 West, Section 24 (part of parcel  
150.22 identification number 470-0010-03830).

150.23 (d) The county has determined that the county's land management interests would best  
150.24 be served if the lands were returned to private ownership.

150.25 **Sec. 143. ST. LOUIS COUNTY; LAND LEASE.**

150.26 Subdivision 1. **St. Louis County; lease.** Notwithstanding Minnesota Statutes, sections  
150.27 16A.695 and 282.04, St. Louis County may lease property legally described as part of  
150.28 Government Lot 5 except the lake portion of Embarrass Mine, Township 58, Range 15  
150.29 West, Section 5, for use as a water intake and water treatment project under Laws 2018,  
150.30 chapter 214, article 1, section 22, subdivision 6, for consideration of more than \$12,000 per  
150.31 year and for a period exceeding ten years.

151.1 Subd. 2. Department of Natural Resources; lease. Notwithstanding Minnesota Statutes,  
151.2 section 92.50, or other law to the contrary, the commissioner may lease property in Township  
151.3 58, Range 15, Section 5, for use as a water intake and water treatment project under Laws  
151.4 2018, chapter 214, article 1, section 22, subdivision 6, for a period exceeding 21 years,  
151.5 including a lease term of 40 years.

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

151.7 Sec. 144. PRIVATE SALE OF TAX-FORFEITED LAND; BELTRAMI COUNTY.

151.8 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or  
151.9 other law to the contrary, Beltrami County may sell by private sale the tax-forfeited lands  
151.10 described in paragraph (c).

151.11 (b) The conveyances must be in a form approved by the attorney general. The attorney  
151.12 general may make changes to the land descriptions to correct errors and ensure accuracy.

151.13 (c) The lands to be sold are located in Beltrami County and are described as:

151.14 (1) the East 285 feet of the North 55 feet of the South Half of the Southeast Quarter,  
151.15 Section 13, Township 149 North, Range 32 West of the Fifth Principle Meridian (parcel  
151.16 identification number 16.00170.00);

151.17 (2) Lot 6, Block 12, Plat of Redby, Section 19, Township 151 North, Range 33 West  
151.18 (parcel identification number 36.00027.00);

151.19 (3) Lot 7, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West  
151.20 (parcel identification number 36.00052.00);

151.21 (4) Lot 8, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West  
151.22 (parcel identification number 36.00053.00);

151.23 (5) Lot 9, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West  
151.24 (parcel identification number 36.00054.00);

151.25 (6) Lots 10, 11, and 12, Block 16, Plat of Redby, Section 20, Township 151 North,  
151.26 Range 33 West (parcel identification number 36.00055.00);

151.27 (7) the southerly 200 feet of vacated Block 28, Plat of Redby, less the northerly 75 feet  
151.28 of the westerly 150 feet thereof and less the easterly 170 feet thereof, Section 20, Township  
151.29 151 North, Range 33 West (parcel identification number 36.00077.00);

151.30 (8) Lot 4, Block 29, Plat of Redby, Section 20, Township 151 North, Range 33 West  
151.31 (parcel identification number 36.00081.00); and

152.1 (9) Lot 1, Block 62, Plat of Redby, Section 19, Township 151 North, Range 33 West  
152.2 (parcel identification number 36.00148.00).

152.3 (d) The county has determined that the county's land management interests would best  
152.4 be served if the lands were returned to private ownership.

152.5 **Sec. 145. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATER;**  
152.6 **SHERBURNE COUNTY.**

152.7 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the  
152.8 commissioner of natural resources may sell by private sale the surplus land bordering public  
152.9 water that is described in paragraph (c) to a local unit of government for less than market  
152.10 value.

152.11 (b) The commissioner may make necessary changes to the legal description to correct  
152.12 errors and ensure accuracy.

152.13 (c) The land that may be sold is located in Sherburne County and is described as: that  
152.14 part of Government Lot 3, Section 24, Township 33 North, Range 28 West, described as  
152.15 follows:

152.16 The East 400 feet of Government Lot 3, Section 24, Township 33 North, Range 28 West,  
152.17 according to the United States Government survey thereof.

152.18 (d) The land borders Big Lake. The Department of Natural Resources has determined  
152.19 that the land is not needed for natural resource purposes and that the state's land management  
152.20 interests would best be served if the land were conveyed to a local unit of government.

152.21 **Sec. 146. RULEMAKING; WALLEYE AND SAUGER POSSESSION LIMIT.**

152.22 (a) By March 1, 2022, the commissioner of natural resources must amend Minnesota  
152.23 Rules, part 6262.0200, subpart 1, item F, to provide that the daily and possession limit for  
152.24 walleye and sauger in all inland waters is six in aggregate and no more than four may be  
152.25 walleye.

152.26 (b) The commissioner may use the good cause exemption under Minnesota Statutes,  
152.27 section 14.388, subdivision 1, clause (3), to adopt rules under this section, and Minnesota  
152.28 Statutes, section 14.386, does not apply, except as provided under Minnesota Statutes,  
152.29 section 14.388.

153.1 Sec. 147. AMENDING FEEDLOT PERMITS.

153.2 The commissioner of the Pollution Control Agency must, when necessary, amend all  
153.3 general and individual permits for feedlots to conform with Minnesota Statutes, section  
153.4 116.07, subdivision 7, paragraph (h).

153.5 **EFFECTIVE DATE.** This section is effective retroactively from February 1, 2021.

153.6 Sec. 148. TIMBER PERMITS; CANCELLATION AND EXTENSION.

153.7 Subdivision 1. **Eligibility.** (a) For the purposes of this section, an "eligible permit" is a  
153.8 timber permit issued before July 1, 2020.

153.9 (b) In order to be eligible under this section, a permit holder must not be delinquent or  
153.10 have an active willful trespass with the state.

153.11 (c) In order to be eligible under subdivisions 2, 4, and 5, a permit holder must submit  
153.12 the written request to the commissioner of natural resources before the expiration of the  
153.13 permit or by July 1, 2021, whichever is earlier.

153.14 Subd. 2. **Extensions.** Upon written request to the commissioner of natural resources by  
153.15 the holder of an eligible permit with more than 30 percent of the total permit volume in any  
153.16 combination of spruce or balsam fir, the commissioner may grant an extension of the permit  
153.17 for two years without penalty or interest.

153.18 Subd. 3. **Unused balsam fir.** The commissioner of natural resources may cancel any  
153.19 provision in a timber sale that requires the security payment for or removal of all or part of  
153.20 the balsam fir when the permit contains more than 50 cords of balsam fir. The commissioner  
153.21 may require the permit holder to fell or pile the balsam fir to meet management objectives.

153.22 Subd. 4. **Refunds.** (a) Upon written request to the commissioner of natural resources  
153.23 by the holder of an eligible permit that is inactive and intact with more than 30 percent of  
153.24 the total permit volume in any combination of spruce or balsam fir, the commissioner may  
153.25 cancel the permit and refund the sale security, advance payments, or bid guarantee as  
153.26 applicable for the permit to the permit holder.

153.27 (b) Upon written request to the commissioner of natural resources by the holder of an  
153.28 eligible active permit with more than 30 percent of the total permit volume in any  
153.29 combination of spruce or balsam fir and a previously existing cutting block agreement, the  
153.30 commissioner may cancel any intact cutting block designated in the permit that was not  
153.31 bonded or bonded before July 1, 2020, and refund security, as applicable, for the cutting

154.1 block to the permit holder. Any partially harvested cutting block is ineligible to be canceled  
154.2 under this paragraph. The remaining provisions of the permit remain in effect.

154.3 Subd. 5. **Good Neighbor Authority.** The commissioner of natural resources, in  
154.4 consultation with the United States Forest Service, may negotiate and provide holders of  
154.5 eligible permits with more than 30 percent of the total permit volume in any combination  
154.6 of spruce or balsam fir a method to voluntarily return intact cutting blocks designated in  
154.7 Good Neighbor Authority permits. Upon written request by the eligible permit holder, the  
154.8 commissioner may cancel any intact cutting block designated in the permit that was not  
154.9 bonded or bonded before July 1, 2020, and refund applicable security for the cutting block  
154.10 to the permit holder. Any partially harvested cutting block is ineligible to be canceled under  
154.11 this subdivision. The remaining provisions of the permit remain in effect.

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

154.13 Sec. 149. **WHOLE EFFLUENT TOXICITY RULEMAKING.**

154.14 (a) By January 31, 2022, the commissioner of the Pollution Control Agency must adopt  
154.15 rules on:

154.16 (1) evaluating and applying whole effluent toxicity (WET) as water-quality-based effluent  
154.17 limitations and permit conditions for discharges occurring outside the Lake Superior basin;  
154.18 and

154.19 (2) the applicability and standards for acute and chronic mixing zones.

154.20 (b) Rules adopted under this section must be substantially identical to Minnesota Rules,  
154.21 parts 7052.0210, subparts 1 and 2, and 7052.0240, so that, to the greatest extent possible,  
154.22 dischargers in all parts of the state are subject to the same mixing zones requirements and  
154.23 acute and chronic WET requirements for establishing permit conditions.

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

154.25 Sec. 150. **INTERIM PROVISIONS.**

154.26 (a) From the effective date of this act until the rules under section 149 are adopted, to  
154.27 the extent allowable under the federal Clean Water Act or other federal laws, this section  
154.28 applies to discharges occurring outside the Lake Superior basin.

154.29 (b) If a whole effluent toxicity test, as defined under Minnesota Rules, part 7050.0218,  
154.30 subpart 3, item AAA, is performed on the effluent of a point source discharger and results  
154.31 in less than 50 percent mortality of the test organisms or if a demonstration is provided

155.1 under Minnesota Rules, part 7052.0210, subpart 1, that 0.3 acute toxic units can be met at  
155.2 the edge of an approved acute mixing zone, the effluent must not be considered acutely  
155.3 toxic or lethal to aquatic organisms unless the commissioner of the Pollution Control Agency  
155.4 finds that the test species do not represent sensitive organisms in the affected surface water  
155.5 body or the whole effluent toxicity test was performed on a sample not representative of  
155.6 the effluent quality.

155.7 (c) The commissioner of the Pollution Control Agency must establish whole effluent  
155.8 toxicity mixing zones and whole effluent toxicity water-quality-based effluent limitations  
155.9 and permit conditions according to Minnesota Rules, parts 7052.0210, subparts 1 and 2,  
155.10 and 7052.0240.

155.11 (d) The antibacksliding provisions of Minnesota Rules, part 7001.1080, subpart 9, do  
155.12 not apply to new or revised permit conditions established under paragraph (c).

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

155.14 Sec. 151. **ANALYSIS OF WISCONSIN'S GREEN TIER PROGRAM.**

155.15 The commissioner of the Pollution Control Agency must conduct an analysis of the  
155.16 Green Tier Program operated in Wisconsin under Wisconsin Statutes, section 299.83, which  
155.17 recognizes and rewards environmental performance that voluntarily exceeds legal  
155.18 requirements related to health, safety, and the environment resulting in continuous  
155.19 improvement in Wisconsin's environment, economy, and quality of life. By February 1,  
155.20 2022, the commissioner must report the results of the analysis to the chairs and ranking  
155.21 minority members of the house of representatives and senate committees and divisions with  
155.22 jurisdiction over environment and natural resources. The report must include:

155.23 (1) an overview of how the program operates in Wisconsin;

155.24 (2) an assessment of benefits and challenges that would likely accompany the adoption  
155.25 of a similar program in Minnesota;

155.26 (3) a comparison of the program with the Minnesota XL permit project operated under  
155.27 Minnesota Statutes, sections 114C.10 to 114C.19;

155.28 (4) an assessment of what policy changes, legal changes, and funding would be required  
155.29 to successfully implement a similar program in Minnesota; and

155.30 (5) any other related matters deemed relevant by the commissioner.

156.1 **Sec. 152. STATE IMPLEMENTATION PLAN REVISIONS.**

156.2 (a) The commissioner of the Pollution Control Agency must seek approval from the  
156.3 federal Environmental Protection Agency for revisions to the state's federal Clean Air Act  
156.4 state implementation plan so that under the revised plan, the Pollution Control Agency is  
156.5 prohibited from applying a national or state ambient air quality standard in a permit issued  
156.6 solely to authorize operations to continue at an existing facility with unmodified emissions  
156.7 levels. Nothing in this section shall be construed to require the commissioner to apply for  
156.8 a revision that would prohibit the agency from applying a national or state ambient air  
156.9 quality standard in a permit that authorizes an increase in emissions due to construction of  
156.10 a new facility or in a permit that authorizes changes to existing facilities that result in a  
156.11 significant net emissions increase of a regulated NSR pollutant, as defined in Code of Federal  
156.12 Regulations, title 40, section 52.21(b)(50).

156.13 (b) The commissioner of the Pollution Control Agency must report quarterly to the chairs  
156.14 and ranking minority members of the house of representatives and senate committees and  
156.15 divisions with jurisdiction over environment and natural resources policy on the status of  
156.16 efforts to implement paragraph (a) until the revisions required by paragraph (a) have been  
156.17 either approved or denied.

156.18 **Sec. 153. REPEALER.**

156.19 (a) Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507; 85.054,  
156.20 subdivision 19; and 97C.515, subdivisions 4 and 5, are repealed.

156.21 (b) Laws 2013, chapter 121, section 53, is repealed.

156.22 (c) Minnesota Rules, part 6232.0350, is repealed.

156.23 **ARTICLE 3**

156.24 **2021 ENVIRONMENT AND NATURAL RESOURCES TRUST FUND**  
156.25 **APPROPRIATIONS**

156.26 **Section 1. APPROPRIATIONS.**

156.27 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
156.28 and for the purposes specified in this article. The appropriations are from the environment  
156.29 and natural resources trust fund, or another named fund, and are available for the fiscal  
156.30 years indicated for each purpose. The figures "2020" and "2021" used in this article mean  
156.31 that the appropriations listed under them are available for the fiscal year ending June 30,  
156.32 2020, or June 30, 2021, respectively. "The first year" is fiscal year 2020. "The second year"  
156.33 is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021.

157.1	<b><u>APPROPRIATIONS</u></b>		
157.2	<b><u>Available for the Year</u></b>		
157.3	<b><u>Ending June 30</u></b>		
157.4	<b><u>2020</u></b>		<b><u>2021</u></b>
157.5	<b>Sec. 2. <u>MINNESOTA RESOURCES</u></b>		
157.6	<b><u>Subdivision 1. Total</u></b>		
157.7	<b><u>\$</u></b>	<b><u>0</u></b>	<b><u>\$ 61,387,000</u></b>
157.8	<b><u>The amounts that may be spent for each</u></b>		
157.9	<b><u>purpose are specified in the following</u></b>		
157.10	<b><u>subdivisions. Appropriations in the second</u></b>		
157.11	<b><u>year are available for four years beginning</u></b>		
157.12	<b><u>July 1, 2020, unless otherwise stated in the</u></b>		
157.13	<b><u>appropriation. Any unencumbered balance</u></b>		
157.14	<b><u>remaining in the first year does not cancel and</u></b>		
157.15	<b><u>is available for the second year or until the</u></b>		
157.16	<b><u>end of the appropriation.</u></b>		
157.17	<b><u>Subd. 2. Definition</u></b>		
157.18	<b><u>"Trust fund" means the Minnesota</u></b>		
157.19	<b><u>environment and natural resources trust fund</u></b>		
157.20	<b><u>established under the Minnesota Constitution,</u></b>		
157.21	<b><u>article XI, section 14.</u></b>		
157.22	<b><u>Subd. 3. Foundational</u></b>		
157.23	<b><u>Natural Resource Data and</u></b>		
157.24		<b><u>-0-</u></b>	<b><u>7,245,000</u></b>
157.25	<b><u>(a) Geologic Atlases for Water Resource</u></b>		
157.26	<b><u>Management</u></b>		
157.27	<b><u>\$2,000,000 the second year is from the trust</u></b>		
157.28	<b><u>fund to the Board of Regents of the University</u></b>		
157.29	<b><u>of Minnesota, Minnesota Geological Survey,</u></b>		
157.30	<b><u>to continue producing county geologic atlases</u></b>		
157.31	<b><u>to inform management of surface water and</u></b>		
157.32	<b><u>groundwater resources. This appropriation is</u></b>		
157.33	<b><u>to complete Part A, which focuses on the</u></b>		
157.34	<b><u>properties and distribution of earth materials</u></b>		
157.35	<b><u>to define aquifer boundaries and the</u></b>		
157.36	<b><u>connection of aquifers to the land surface and</u></b>		
157.37	<b><u>surface water resources.</u></b>		

158.1 **(b) Expanding Minnesota Ecological Monitoring**  
158.2 **Network**

158.3 \$800,000 the second year is from the trust  
158.4 fund to the commissioner of natural resources  
158.5 to improve conservation and management of  
158.6 Minnesota's native forests, wetlands, and  
158.7 grasslands by expanding the partially  
158.8 established long-term Ecological Monitoring  
158.9 Network that will provide critical knowledge  
158.10 of how ecosystem dynamics and conditions  
158.11 change through time.

158.12 **(c) County Groundwater Atlas**

158.13 \$1,125,000 the second year is from the trust  
158.14 fund to the commissioner of natural resources  
158.15 to continue producing county geologic atlases  
158.16 to inform management of surface water and  
158.17 groundwater resources for drinking water and  
158.18 other purposes. This appropriation is for Part  
158.19 B, to characterize the potential water yields of  
158.20 aquifers and the aquifers' sensitivity to  
158.21 contamination.

158.22 **(d) Foundational Hydrology Data for Wetland**  
158.23 **Protection and Restoration**

158.24 \$400,000 the second year is from the trust  
158.25 fund to the commissioner of natural resources  
158.26 to improve wetland protection, management,  
158.27 and restoration in Minnesota by completing  
158.28 the partially established long-term Wetland  
158.29 Hydrology Monitoring Network that will  
158.30 provide critical knowledge of wetland  
158.31 hydrology dynamics. This appropriation is  
158.32 available until June 30, 2025, by which time  
158.33 the project must be completed and final  
158.34 products delivered.

158.35 **(e) Voyageurs Wolf Project - Phase II**

159.1 \$575,000 the second year is from the trust  
159.2 fund to the Board of Regents of the University  
159.3 of Minnesota to study summertime wolf  
159.4 predation on deer, moose, and other species  
159.5 in the Voyageurs region to inform  
159.6 management of wildlife. This appropriation  
159.7 is available until June 30, 2025, by which time  
159.8 the project must be completed and final  
159.9 products delivered.

159.10 **(f) Expanding Restoration and Promoting**  
159.11 **Awareness of Native Mussels**

159.12 \$489,000 the second year is from the trust  
159.13 fund to the Minnesota Zoological Garden to  
159.14 promote mussel conservation by rearing  
159.15 juvenile mussels for reintroduction,  
159.16 researching methods to improve growth and  
159.17 survival in captivity, and encouraging public  
159.18 action to benefit water quality. This  
159.19 appropriation is available until June 30, 2025,  
159.20 by which time the project must be completed  
159.21 and final products delivered.

159.22 **(g) Bobcat and Fisher Habitat Use and**  
159.23 **Interactions**

159.24 \$400,000 the second year is from the trust  
159.25 fund to the Board of Regents of the University  
159.26 of Minnesota for the Natural Resources  
159.27 Research Institute in Duluth to identify  
159.28 potential solutions to reverse the fisher  
159.29 population decline through better  
159.30 understanding of habitat, diet, and activity  
159.31 patterns of bobcats and fishers.

159.32 **(h) Healthy Prairies III: Restoring Minnesota**  
159.33 **Prairie Plant Diversity**

159.34 \$500,000 the second year is from the trust  
159.35 fund to the Board of Regents of the University

160.1 of Minnesota to improve Minnesota prairie  
160.2 resiliency by increasing locally sourced seed  
160.3 availability and diversity, evaluating use of  
160.4 beneficial microbes in prairie restorations, and  
160.5 assessing adaptation and adaptive capacity of  
160.6 prairie plant populations.

160.7 **(i) Freshwater Sponges and AIS: Engaging**  
160.8 **Citizen Scientists**

160.9 \$400,000 the second year is from the trust  
160.10 fund to the Board of Regents of the University  
160.11 of Minnesota, Crookston, to use citizen  
160.12 scientists to study the geographic distribution,  
160.13 taxonomic diversity, and antifouling potential  
160.14 of freshwater sponges against aquatic invasive  
160.15 species.

160.16 **(j) Do Beavers Buffer Against Droughts and**  
160.17 **Floods?**

160.18 \$168,000 the second year is from the trust  
160.19 fund to the commissioner of natural resources  
160.20 for an agreement with Voyageurs National  
160.21 Park to analyze existing data sets to determine  
160.22 the role of beaver populations and beaver  
160.23 ponds in buffering the region against droughts  
160.24 and floods.

160.25 **(k) Enhancing Bat Recovery by Optimizing**  
160.26 **Artificial Roost Structures**

160.27 \$190,000 the second year is from the trust  
160.28 fund to the commissioner of natural resources  
160.29 to improve the survival of bats by identifying  
160.30 characteristics of successful artificial bat roost  
160.31 structures and optimizing the structures for  
160.32 bat use and reproduction. This appropriation  
160.33 is available until June 30, 2025, by which time  
160.34 the project must be completed and final  
160.35 products delivered.

161.1 **(l) Conserving Black Terns and Forster's Terns**  
 161.2 **in Minnesota**

161.3 \$198,000 the second year is from the trust  
 161.4 fund to the Board of Regents of the University  
 161.5 of Minnesota for the Natural Resources  
 161.6 Research Institute in Duluth to assess the  
 161.7 distribution and breeding status of black tern  
 161.8 and Forster's tern and to make conservation  
 161.9 and restoration recommendations to improve  
 161.10 the suitability of habitat for these two bird  
 161.11 species in Minnesota.

161.12 **Subd. 4. Water Resources**

-0-

2,662,000

161.13 **(a) Managing Highly Saline Waste from**  
 161.14 **Municipal Water Treatment**

161.15 \$250,000 the second year is from the trust  
 161.16 fund to the Board of Regents of the University  
 161.17 of Minnesota to develop a cost- and  
 161.18 energy-efficient method of managing the  
 161.19 concentrated saline waste from a municipal  
 161.20 water treatment plant to increase the feasibility  
 161.21 of using reverse osmosis for centralized water  
 161.22 softening and sulfate removal. This  
 161.23 appropriation is subject to Minnesota Statutes,  
 161.24 section 116P.10.

161.25 **(b) Technology for Energy-Generating On-site**  
 161.26 **Industrial Wastewater Treatment**

161.27 \$450,000 the second year is from the trust  
 161.28 fund to the Board of Regents of the University  
 161.29 of Minnesota to improve water quality and  
 161.30 generate cost savings by developing off the  
 161.31 shelf technology that treats industrial  
 161.32 wastewater on-site and turns pollutants into  
 161.33 hydrogen and methane for energy. This  
 161.34 appropriation is subject to Minnesota Statutes,  
 161.35 section 116P.10.

162.1 **(c) Developing Strategies to Manage PFAS in**  
162.2 **Land-Applied Biosolids**

162.3 \$1,034,000 the second year is from the trust  
162.4 fund to the commissioner of the Pollution  
162.5 Control Agency to help municipal wastewater  
162.6 plants, landfills, and compost facilities protect  
162.7 human health and the environment by  
162.8 developing strategies to manage per- and  
162.9 polyfluoroalkyl substances (PFAS) in  
162.10 land-applied biosolids.

162.11 **(d) Quantifying New Urban Precipitation and**  
162.12 **Water Reality**

162.13 \$500,000 the second year is from the trust  
162.14 fund to the Board of Regents of the University  
162.15 of Minnesota to better guide storm water  
162.16 management by evaluating the groundwater  
162.17 and surface water interactions contributing to  
162.18 high water tables and damage to home  
162.19 basements and underground infrastructure in  
162.20 urban areas.

162.21 **(e) Innovative Solution for Protecting Minnesota**  
162.22 **from PFAS Contamination**

162.23 \$250,000 the second year is from the trust  
162.24 fund to the commissioner of natural resources  
162.25 for an agreement with Dem-Con Companies  
162.26 to demonstrate a new technology for  
162.27 protecting the state's drinking water and  
162.28 natural resources by eliminating per- and  
162.29 polyfluoroalkyl substances (PFAS) from point  
162.30 source discharges. This appropriation is  
162.31 subject to Minnesota Statutes, section 116P.10,  
162.32 related to royalties, copyrights, patents, and  
162.33 sale of products and assets.

162.34 **(f) Expanding Protection of Minnesota Water**  
162.35 **through Industrial Conservation**

- 163.1 \$178,000 the second year is from the trust  
 163.2 fund to the Board of Regents of the University  
 163.3 of Minnesota for the Minnesota technical  
 163.4 assistance program in partnership with the  
 163.5 Minnesota Rural Water Association to provide  
 163.6 technical assistance to businesses to decrease  
 163.7 industrial and commercial water use in  
 163.8 communities at risk for inadequate  
 163.9 groundwater supply or quality.
- 163.10 **Subd. 5. Technical**  
 163.11 **Assistance, Outreach, and**  
 163.12 **Environmental Education** -0- 2,121,000
- 163.13 **(a) Statewide Environmental Education via**  
 163.14 **Public Television Outdoor Series**
- 163.15 \$300,000 the second year is from the trust  
 163.16 fund to the commissioner of natural resources  
 163.17 for an agreement with Pioneer Public  
 163.18 Television to produce approximately 25 new  
 163.19 episodes of a statewide outdoor public  
 163.20 television series designed to inspire  
 163.21 Minnesotans to connect with the outdoors and  
 163.22 restore and protect the environment.
- 163.23 **(b) Mentoring Next Generation of Conservation**  
 163.24 **Professionals**
- 163.25 \$500,000 the second year is from the trust  
 163.26 fund to the commissioner of natural resources  
 163.27 for an agreement with Minnesota Valley  
 163.28 National Wildlife Refuge Trust, Inc., to  
 163.29 provide paid internships and apprenticeships  
 163.30 for diverse young people to learn about careers  
 163.31 in the conservation field from United States  
 163.32 Fish and Wildlife Service professionals while  
 163.33 working at the Minnesota Valley National  
 163.34 Wildlife Refuge and Wetland Management  
 163.35 District.

164.1 **(c) Jay C. Hormel Nature Center Supplemental**  
164.2 **Teaching Staff**

164.3 \$225,000 the second year is from the trust  
164.4 fund to the commissioner of natural resources  
164.5 for an agreement with the city of Austin to  
164.6 expand the Jay C. Hormel Nature Center  
164.7 environmental education program beyond the  
164.8 city of Austin to students in southeastern  
164.9 Minnesota for three years.

164.10 **(d) 375 Underserved Youth Learn Minnesota**  
164.11 **Ecosystems by Canoe**

164.12 \$375,000 the second year is from the trust  
164.13 fund to the commissioner of natural resources  
164.14 for an agreement with the YMCA of the  
164.15 Greater Twin Cities to connect approximately  
164.16 375 underserved and diverse teens from urban  
164.17 areas and first-ring suburbs to environmental  
164.18 sciences in the natural world through canoeing  
164.19 and learning expeditions with experienced  
164.20 outdoor education counselors. This  
164.21 appropriation is available until June 30, 2025,  
164.22 by which time the project must be completed  
164.23 and final products delivered.

164.24 **(e) YES! Students Take on Water Quality**  
164.25 **Challenge - Phase II**

164.26 \$199,000 the second year is from the trust  
164.27 fund to the commissioner of natural resources  
164.28 for an agreement with Prairie Woods  
164.29 Environmental Learning Center to mobilize  
164.30 local watershed stewardship efforts in  
164.31 approximately 20 communities through  
164.32 student-driven action projects.

164.33 **(f) Engaging Minnesotans with Phenology:**  
164.34 **Radio, Podcasts, Citizen Science**

165.1 \$198,000 the second year is from the trust  
 165.2 fund to the commissioner of natural resources  
 165.3 for an agreement with Northern Community  
 165.4 Radio, Inc., in partnership with the Board of  
 165.5 Regents of the University of Minnesota to  
 165.6 build the next generation of conservationists  
 165.7 using phenology, radio broadcasts, podcasts,  
 165.8 and an online, interactive map interface to  
 165.9 inspire teachers, students, and the public to  
 165.10 get outside and experience nature.

165.11 **(g) Driving Conservation Behavior for Native**  
 165.12 **Mussels and Water Quality**

165.13 \$191,000 the second year is from the trust  
 165.14 fund to the Minnesota Zoological Garden to  
 165.15 develop research-supported strategies to  
 165.16 engage the public in specific conservation  
 165.17 behaviors to improve water quality and native  
 165.18 mussel health across the state.

165.19 **(h) Workshops and Outreach to Protect Raptors**  
 165.20 **from Lead Poisoning**

165.21 \$133,000 the second year is from the trust  
 165.22 fund to the Board of Regents of the University  
 165.23 of Minnesota, Raptor Center, in cooperation  
 165.24 with the Department of Natural Resources and  
 165.25 other conservation partners, to provide hunters  
 165.26 with outreach and workshops on alternatives  
 165.27 to lead hunting ammunition, including copper  
 165.28 ammunition as an alternative, and to promote  
 165.29 voluntary selection of nontoxic ammunition  
 165.30 to protect raptors and other wildlife in  
 165.31 Minnesota from accidental lead poisoning  
 165.32 caused by ingestion of ammunition fragments.

165.33 **Subd. 6. Aquatic and**  
 165.34 **Terrestrial Invasive Species**

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10,425,000

165.35 **(a) Minnesota Invasive Terrestrial Plants and**  
 165.36 **Pests Center (MITPPC) - Phase V**

166.1 \$5,000,000 the second year is from the trust  
166.2 fund to the Board of Regents of the University  
166.3 of Minnesota to support the Minnesota  
166.4 Invasive Terrestrial Plants and Pests Center  
166.5 to fund approximately 15 new, high-priority  
166.6 research projects that will lead to better  
166.7 management of invasive plants, pathogens,  
166.8 and pests on Minnesota's natural and  
166.9 agricultural lands. This appropriation is subject  
166.10 to Minnesota Statutes, section 116P.10. This  
166.11 appropriation is available until June 30, 2026,  
166.12 by which time the project must be completed  
166.13 and final products delivered.

166.14 **(b) Protect Community Forests by Managing**  
166.15 **Ash for Emerald Ash Borer**

166.16 \$3,500,000 the second year is from the trust  
166.17 fund to the commissioner of natural resources  
166.18 to reduce emerald ash borer by providing  
166.19 surveys, assessments, trainings, assistance,  
166.20 and grants for communities to manage emerald  
166.21 ash borer, plant a diversity of trees, and engage  
166.22 citizens in community forestry activities. This  
166.23 appropriation is available until June 30, 2025,  
166.24 by which time the project must be completed  
166.25 and final products delivered.

166.26 **(c) Biological Control of White-Nose Syndrome**  
166.27 **in Bats - Phase III**

166.28 \$440,000 the second year is from the trust  
166.29 fund to the commissioner of natural resources  
166.30 to continue assessing and developing a  
166.31 biocontrol agent for white-nose syndrome in  
166.32 bats.

166.33 **(d) Applying New Tools and Techniques Against**  
166.34 **Invasive Carp**

167.1 \$478,000 the second year is from the trust  
167.2 fund to the commissioner of natural resources  
167.3 to apply new monitoring, outreach, and  
167.4 removal techniques and to continue work with  
167.5 commercial anglers to protect Minnesota  
167.6 waters from invasive carp.

167.7 **(e) Emerald Ash Borer and Black Ash:**  
167.8 **Maintaining Forests and Benefits**

167.9 \$700,000 the second year is from the trust  
167.10 fund to the Board of Regents of the University  
167.11 of Minnesota to use ongoing experiments to  
167.12 determine statewide long-term emerald ash  
167.13 borer impacts on water, vegetation, and  
167.14 wildlife; to determine optimal replacement  
167.15 species and practices for forest diversification;  
167.16 and to develop criteria for prioritizing  
167.17 mitigation activities. This appropriation is  
167.18 available until June 30, 2026, by which time  
167.19 the project must be completed and final  
167.20 products delivered.

167.21 **(f) Testing Effectiveness of Aquatic Invasive**  
167.22 **Species Removal Methods**

167.23 \$110,000 the second year is from the trust  
167.24 fund to the Board of Regents of the University  
167.25 of Minnesota for the Natural Resources  
167.26 Research Institute in Duluth to test how well  
167.27 boat-cleaning methods work, to provide the  
167.28 Department of Natural Resources with a risk  
167.29 assessment, and to provide recommendations  
167.30 for improving boat-launch cleaning stations  
167.31 to prevent the spread of aquatic invasive  
167.32 species.

167.33 **(g) Invasive *Didymosphenia* Threatens North**  
167.34 **Shore Streams**

168.1 \$197,000 the second year is from the trust  
 168.2 fund to the Science Museum of Minnesota to  
 168.3 evaluate the recent spread, origin, cause, and  
 168.4 economic and ecological threat of didymo  
 168.5 formation in North Shore streams and Lake  
 168.6 Superior to inform management and outreach.

168.7 **Subd. 7. Air Quality and Renewable Energy** -0- 573,000

168.8 **(a) Storing Renewable Energy in Flow Battery**  
 168.9 **for Grid Use**

168.10 \$250,000 the second year is from the trust  
 168.11 fund to the Board of Regents of the University  
 168.12 of Minnesota, on behalf of the Morris campus,  
 168.13 to analyze the potential of adding a flow  
 168.14 battery and solar energy generation to the  
 168.15 University of Minnesota Morris's existing  
 168.16 renewable-energy-intensive microgrid.

168.17 **(b) Eco-Friendly Plastics from Cloquet Pulp-Mill**  
 168.18 **Lignin**

168.19 \$193,000 the second year is from the trust  
 168.20 fund to the Board of Regents of the University  
 168.21 of Minnesota to reduce environmental  
 168.22 pollution from plastics by creating eco-friendly  
 168.23 replacements using lignin from the pulp mill  
 168.24 in Cloquet, Minnesota. This appropriation is  
 168.25 subject to Minnesota Statutes, section 116P.10.

168.26 **(c) Diverting Unsold Food from Landfills and**  
 168.27 **Reducing Greenhouse Gases**

168.28 \$130,000 the second year is from the trust  
 168.29 fund to the commissioner of natural resources  
 168.30 for an agreement with Second Harvest  
 168.31 Heartland to prevent food from going to  
 168.32 landfills and reduce greenhouse gas emissions  
 168.33 by helping businesses donate unsold prepared  
 168.34 food to food shelves.

169.1	<b><u>Subd. 8. Methods to Protect or Restore Land,</u></b>		
169.2	<b><u>Water, and Habitat</u></b>	<u>-0-</u>	<u>2,393,000</u>
169.3	<b><u>(a) Lignin-Coated Fertilizers for Phosphate</u></b>		
169.4	<b><u>Control</u></b>		
169.5	<u>\$250,000 the second year is from the trust</u>		
169.6	<u>fund to the Board of Regents of the University</u>		
169.7	<u>of Minnesota for the Natural Resources</u>		
169.8	<u>Research Institute in Duluth to test a new,</u>		
169.9	<u>natural, slow-release fertilizer coating made</u>		
169.10	<u>from processed wood to decrease phosphorus</u>		
169.11	<u>runoff from farmland while also storing carbon</u>		
169.12	<u>in soils. This appropriation is subject to</u>		
169.13	<u>Minnesota Statutes, section 116P.10.</u>		
169.14	<b><u>(b) Implementing Hemp Crop Rotation to</u></b>		
169.15	<b><u>Improve Water Quality</u></b>		
169.16	<u>\$700,000 the second year is from the trust</u>		
169.17	<u>fund to the Minnesota State Colleges and</u>		
169.18	<u>Universities System for Central Lakes College</u>		
169.19	<u>to evaluate how hemp crops reduce nitrogen</u>		
169.20	<u>contamination of surface water and</u>		
169.21	<u>groundwater in conventional crop rotations</u>		
169.22	<u>and demonstrate the environmental and</u>		
169.23	<u>economic benefits of hemp production. This</u>		
169.24	<u>appropriation is available until June 30, 2025,</u>		
169.25	<u>by which time the project must be completed</u>		
169.26	<u>and final products delivered.</u>		
169.27	<b><u>(c) Developing Cover-Crop Systems for Sugar</u></b>		
169.28	<b><u>Beet Production</u></b>		
169.29	<u>\$300,000 the second year is from the trust</u>		
169.30	<u>fund to the Board of Regents of the University</u>		
169.31	<u>of Minnesota to develop agronomic guidelines</u>		
169.32	<u>to support growers adopting cover-crop</u>		
169.33	<u>practices in sugar beet production in</u>		
169.34	<u>west-central and northwest Minnesota.</u>		
169.35	<b><u>(d) Native Eastern Larch Beetle Decimating</u></b>		
169.36	<b><u>Minnesota's Tamarack Forests</u></b>		

170.1 \$398,000 the second year is from the trust  
170.2 fund to the Board of Regents of the University  
170.3 of Minnesota to understand conditions  
170.4 triggering eastern larch beetle outbreaks and  
170.5 develop management techniques to protect  
170.6 tamarack forests from this native insect. This  
170.7 appropriation is available until June 30, 2025,  
170.8 by which time the project must be completed  
170.9 and final products delivered.

170.10 **(e) Habitat Associations of Mississippi**  
170.11 **Bottomland Forest Marsh Birds**

170.12 \$275,000 the second year is from the trust  
170.13 fund to the commissioner of natural resources  
170.14 for an agreement with the National Audubon  
170.15 Society, Minnesota office, to evaluate habitat  
170.16 associations of bottomland forest birds in  
170.17 response to restoration actions to better target  
170.18 restoration efforts for wildlife. This  
170.19 appropriation is available until June 30, 2025,  
170.20 by which time the project must be completed  
170.21 and final products delivered.

170.22 **(f) Peatland Restoration in the Lost River State**  
170.23 **Forest**

170.24 \$135,000 the second year is from the trust  
170.25 fund to the commissioner of natural resources  
170.26 for an agreement with the Roseau River  
170.27 Watershed District to collect physical attribute  
170.28 data from drained peatlands, incorporate the  
170.29 data into a decision matrix, and generate a  
170.30 report detailing peatland restoration potential  
170.31 throughout the Lost River State Forest.

170.32 **(g) Prescribed Burning for**  
170.33 **Brushland-Dependent Species - Phase II**

170.34 \$147,000 the second year is from the trust  
170.35 fund to the Board of Regents of the University

171.1 of Minnesota to compare the effects of spring,  
 171.2 summer, and fall burns on birds and vegetation  
 171.3 and to provide guidelines for maintaining  
 171.4 healthy brushland habitat for a diversity of  
 171.5 wildlife and plant species.

171.6 **(h) Increase Golden Shiner Production to Protect**  
 171.7 **Aquatic Communities**

171.8 \$188,000 the second year is from the trust  
 171.9 fund to the Board of Regents of the University  
 171.10 of Minnesota for the Minnesota Sea Grant in  
 171.11 Duluth to identify and demonstrate best  
 171.12 methods for in-state production of golden  
 171.13 shiners to address angler demand while  
 171.14 reducing the risk of introducing and spreading  
 171.15 invasive species and to communicate findings  
 171.16 through reports, manuals, and workshops.  
 171.17 Production of shiners in this project must not  
 171.18 take place in wetlands.

171.19 **Subd. 9. Land Acquisition,**  
 171.20 **Habitat, and Recreation**

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27,901,000

171.21 **(a) DNR Scientific and Natural Areas**

171.22 \$2,000,000 the second year is from the trust  
 171.23 fund to the commissioner of natural resources  
 171.24 for the scientific and natural area (SNA)  
 171.25 program to restore, improve, and enhance  
 171.26 wildlife habitat on SNAs; increase public  
 171.27 involvement and outreach; and strategically  
 171.28 acquire high-quality lands that meet criteria  
 171.29 for SNAs under Minnesota Statutes, section  
 171.30 86A.05, from willing sellers.

171.31 **(b) Private Native Prairie Conservation through**  
 171.32 **Native Prairie Bank**

171.33 \$2,000,000 the second year is from the trust  
 171.34 fund to the commissioner of natural resources  
 171.35 to provide technical stewardship assistance to

172.1 private landowners, restore and enhance native  
172.2 prairie protected by easements in the native  
172.3 prairie bank, and acquire easements for the  
172.4 native prairie bank in accordance with  
172.5 Minnesota Statutes, section 84.96, including  
172.6 preparing initial baseline property assessments.  
172.7 Up to \$60,000 of this appropriation may be  
172.8 deposited in the natural resources conservation  
172.9 easement stewardship account, created in  
172.10 Minnesota Statutes, section 84.69, proportional  
172.11 to the number of easement acres acquired.

172.12 **(c) Minnesota State Parks and State Trails**  
172.13 **Inholdings**

172.14 \$2,500,000 the second year is from the trust  
172.15 fund to the commissioner of natural resources  
172.16 to acquire high-priority inholdings from  
172.17 willing sellers within the legislatively  
172.18 authorized boundaries of state parks,  
172.19 recreation areas, and trails to protect  
172.20 Minnesota's natural heritage, enhance outdoor  
172.21 recreation, and promote tourism.

172.22 **(d) Grants for Local Parks, Trails, and Natural**  
172.23 **Areas**

172.24 \$2,400,000 the second year is from the trust  
172.25 fund to the commissioner of natural resources  
172.26 to solicit, rank, and fund competitive matching  
172.27 grants for local parks, trail connections, and  
172.28 natural and scenic areas under Minnesota  
172.29 Statutes, section 85.019. This appropriation is  
172.30 for local nature-based recreation, connections  
172.31 to regional and state natural areas, and  
172.32 recreation facilities and may not be used for  
172.33 athletic facilities such as sport fields, courts,  
172.34 and playgrounds.

172.35 **(e) Mississippi River Aquatic Habitat**  
172.36 **Restoration and Mussel Reintroduction**

173.1 \$1,800,000 the second year is from the trust  
173.2 fund. Of this amount, \$1,549,000 is to the  
173.3 commissioner of natural resources for an  
173.4 agreement with the Minneapolis Park and  
173.5 Recreation Board and \$251,000 is to the  
173.6 commissioner of natural resources to restore  
173.7 lost habitat and reintroduce mussels in the  
173.8 Mississippi River above St. Anthony Falls.  
173.9 This work includes creating habitat and  
173.10 species restoration plans, implementing the  
173.11 restoration plans, and monitoring effectiveness  
173.12 of the restoration for multiple years after  
173.13 implementation. This appropriation is  
173.14 available until June 30, 2027, by which time  
173.15 the project must be completed and final  
173.16 products delivered.

173.17 **(f) Minnesota Hunter Walking Trails: Public**  
173.18 **Land Recreational Access**

173.19 \$300,000 the second year is from the trust  
173.20 fund to the commissioner of natural resources  
173.21 for an agreement with the Ruffed Grouse  
173.22 Society to improve Minnesota's hunter  
173.23 walking trail system by restoring or upgrading  
173.24 trailheads and trails, developing new walking  
173.25 trails, and compiling enhanced maps for use  
173.26 by managers and the public.

173.27 **(g) Turning Back to Rivers: Environmental and**  
173.28 **Recreational Protection**

173.29 \$1,000,000 the second year is from the trust  
173.30 fund to the commissioner of natural resources  
173.31 for an agreement with The Trust for Public  
173.32 Land to help local communities acquire  
173.33 priority land along the Mississippi, St. Croix,  
173.34 and Minnesota Rivers and their tributaries to  
173.35 protect natural resources, provide buffers for  
173.36 flooding, and improve access for recreation.

174.1 **(h) Metropolitan Regional Parks System Land**  
174.2 **Acquisition - Phase VI**

174.3 \$1,000,000 the first year is from the trust fund  
174.4 to the Metropolitan Council for grants to  
174.5 acquire land within the approved park  
174.6 boundaries of the metropolitan regional park  
174.7 system. This appropriation must be matched  
174.8 by at least 40 percent of nonstate money.

174.9 **(i) Minnesota State Trails Development**

174.10 \$994,000 the second year is from the trust  
174.11 fund to the commissioner of natural resources  
174.12 to expand high-priority recreational  
174.13 opportunities on Minnesota's state trails by  
174.14 rehabilitating, improving, and enhancing  
174.15 existing state trails. The high-priority trail  
174.16 bridges to be rehabilitated or replaced under  
174.17 this appropriation include, but are not limited  
174.18 to, those on the Taconite, Great River Ridge,  
174.19 and C. J. Ramstad/Northshore State Trails.

174.20 **(j) Elm Creek Restoration - Phase IV**

174.21 \$500,000 the second year is from the trust  
174.22 fund to the commissioner of natural resources  
174.23 for an agreement with the city of Champlin to  
174.24 conduct habitat and stream restoration of  
174.25 approximately 0.7 miles of Elm Creek  
174.26 shoreline above Mill Pond Lake and through  
174.27 the Elm Creek Protection Area.

174.28 **(k) Superior Hiking Trail as Environmental**  
174.29 **Showcase**

174.30 \$450,000 the second year is from the trust  
174.31 fund to the commissioner of natural resources  
174.32 for an agreement with the Superior Hiking  
174.33 Trail Association to rebuild damaged and  
174.34 dangerous segments and create a new trail  
174.35 segment of the Superior Hiking Trail to

175.1 minimize environmental impacts, make the  
175.2 trail safer for users, and make the trail more  
175.3 resilient for future use and conditions.

175.4 **(l) Upper St. Anthony Falls Enhancements**

175.5 \$2,800,000 the second year is from the trust  
175.6 fund to the commissioner of natural resources  
175.7 for an agreement with the Friends of the Lock  
175.8 and Dam in partnership with the city of  
175.9 Minneapolis to design and install green  
175.10 infrastructure, public access, and habitat  
175.11 restorations on riverfront land at Upper St.  
175.12 Anthony Falls for water protection, recreation,  
175.13 and environmental education purposes. Of this  
175.14 amount, up to \$600,000 is for planning,  
175.15 design, and engagement. No funds from this  
175.16 appropriation may be spent until Congress  
175.17 directs the U.S. Army Corps of Engineers to  
175.18 convey an interest in the Upper St. Anthony  
175.19 Falls property to the city of Minneapolis for  
175.20 use as a visitor center. After this congressional  
175.21 act is signed into law, up to \$100,000 of the  
175.22 planning, design, and engagement funds may  
175.23 be spent. The remaining planning, design, and  
175.24 engagement funds may be spent after a binding  
175.25 agreement has been secured to acquire the land  
175.26 or access and use rights to the land for at least  
175.27 25 years. Any remaining balance of the  
175.28 appropriation may be spent on installing  
175.29 enhancements after the Upper St. Anthony  
175.30 Falls land has been acquired by the city of  
175.31 Minneapolis.

175.32 **(m) Whiskey Creek and Mississippi River Water**  
175.33 **Quality, Habitat, and Recreation**

175.34 \$500,000 the second year is from the trust  
175.35 fund to the commissioner of natural resources

- 176.1 for an agreement with the Mississippi  
176.2 Headwaters Board to acquire and transfer  
176.3 approximately 13 acres of land to the city of  
176.4 Baxter for future construction of water quality,  
176.5 habitat, and recreational improvements to  
176.6 protect the Mississippi River.
- 176.7 **(n) Perham to Pelican Rapids Regional Trail**  
176.8 **(West Segment)**
- 176.9 \$2,600,000 the second year is from the trust  
176.10 fund to the commissioner of natural resources  
176.11 for an agreement with Otter Tail County to  
176.12 construct the west segment of the 32-mile  
176.13 Perham to Pelican Rapids Regional Trail that  
176.14 will connect the city of Pelican Rapids to  
176.15 Maplewood State Park.
- 176.16 **(o) Crow Wing County Community Natural**  
176.17 **Area Acquisition**
- 176.18 \$400,000 the second year is from the trust  
176.19 fund to the commissioner of natural resources  
176.20 for an agreement with Crow Wing County to  
176.21 acquire approximately 65 acres of land  
176.22 adjacent to the historic fire tower property to  
176.23 allow for diverse recreational opportunities  
176.24 while protecting wildlife habitat and  
176.25 preventing forest fragmentation. Any revenue  
176.26 generated from selling products or assets  
176.27 developed or acquired with this appropriation  
176.28 must be repaid to the trust fund unless a plan  
176.29 is approved for reinvestment of income in the  
176.30 project as provided under Minnesota Statutes,  
176.31 section 116P.10.
- 176.32 **(p) Rocori Trail - Phase III**
- 176.33 \$1,200,000 the second year is from the trust  
176.34 fund to the commissioner of natural resources  
176.35 for an agreement with the Rocori Trail

177.1 Construction Board to design and construct  
177.2 Phase III of the Rocori Trail along the old  
177.3 Burlington Northern Santa Fe rail corridor  
177.4 between the cities of Cold Spring and  
177.5 Rockville.

177.6 **(q) Mesabi Trail: New Trail and Additional**  
177.7 **Funding**

177.8 \$1,000,000 the second year is from the trust  
177.9 fund to the commissioner of natural resources  
177.10 for an agreement with the St. Louis and Lake  
177.11 Counties Regional Railroad Authority for  
177.12 constructing the Mesabi Trail beginning at the  
177.13 intersection of County Road 20 and Minnesota  
177.14 State Highway 135 and terminating at 1st  
177.15 Avenue North and 1st Street North in the city  
177.16 of Biwabik in St. Louis County. This  
177.17 appropriation may not be spent until all  
177.18 Mesabi Trail projects funded with trust fund  
177.19 appropriations before fiscal year 2020, with  
177.20 the exception of the project funded under Laws  
177.21 2017, chapter 96, section 2, subdivision 9,  
177.22 paragraph (g), are completed.

177.23 **(r) Ranier Safe Harbor and Transient Dock on**  
177.24 **Rainy Lake**

177.25 \$762,000 the second year is from the trust  
177.26 fund to the commissioner of natural resources  
177.27 for an agreement with the city of Ranier to  
177.28 construct a dock that accommodates boats 26  
177.29 feet or longer with the goal of increasing  
177.30 public access for boat recreation on Rainy  
177.31 Lake. Any revenue generated from selling  
177.32 products or assets developed or acquired with  
177.33 this appropriation must be repaid to the trust  
177.34 fund unless a plan is approved for  
177.35 reinvestment of income in the project as

178.1 provided under Minnesota Statutes, section  
178.2 116P.10.

178.3 **(s) Crane Lake Voyageurs National Park**  
178.4 **Campground and Visitor Center**

178.5 \$3,100,000 the second year is from the trust  
178.6 fund to the commissioner of natural resources  
178.7 for an agreement with the town of Crane Lake  
178.8 to design and construct a new campground  
178.9 and to plan and preliminarily prepare a site  
178.10 for constructing a new Voyageurs National  
178.11 Park visitor center on land acquired for these  
178.12 purposes in Crane Lake. Any revenue  
178.13 generated from selling products or assets  
178.14 developed or acquired with this appropriation  
178.15 must be repaid to the trust fund unless a plan  
178.16 is approved for reinvestment of income in the  
178.17 project as provided under Minnesota Statutes,  
178.18 section 116P.10.

178.19 **(t) Chippewa County Acquisition, Recreation,**  
178.20 **and Education**

178.21 \$160,000 the second year is from the trust  
178.22 fund to the commissioner of natural resources  
178.23 for an agreement with Chippewa County to  
178.24 acquire wetland and floodplain forest and  
178.25 abandoned gravel pits along the Minnesota  
178.26 River to provide water filtration, education,  
178.27 and recreational opportunities.

178.28 **(u) Sportsmen's Training and Developmental**  
178.29 **Learning Center**

178.30 \$85,000 the second year is from the trust fund  
178.31 to the commissioner of natural resources for  
178.32 an agreement with the Minnesota Forest Zone  
178.33 Trappers Association to complete a site  
178.34 evaluation and master plan for the Sportsmen's  
178.35 Training and Developmental Learning Center

179.1 near Hibbing. Any revenue generated from  
 179.2 selling products or assets developed or  
 179.3 acquired with this appropriation must be  
 179.4 repaid to the trust fund unless a plan is  
 179.5 approved for reinvestment of income in the  
 179.6 project as provided under Minnesota Statutes,  
 179.7 section 116P.10.

179.8 **(v) Birch Lake Recreation Area**

179.9 \$350,000 the second year is from the trust  
 179.10 fund to the commissioner of natural resources  
 179.11 for a grant to the city of Babbitt to expand the  
 179.12 Birch Lake Recreation Area by adding a new  
 179.13 campground to include new campsites,  
 179.14 restrooms, and other facilities. This  
 179.15 appropriation is available until June 30, 2024.

179.16 **Subd. 10. Additional Projects**

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7,932,000

179.17 **(a) Mora Lake High Water Mitigation**

179.18 \$200,000 the second year is from the trust  
 179.19 fund to the commissioner of natural resources  
 179.20 for a grant to the city of Mora for measures to  
 179.21 mitigate high water in Mora Lake, including  
 179.22 installing intake and outlet structures and  
 179.23 replacing the associated sanitary sewer and  
 179.24 road. This appropriation is available until the  
 179.25 project is completed or abandoned, subject to  
 179.26 Minnesota Statutes, section 16A.642. This  
 179.27 appropriation does not require a nonstate  
 179.28 match.

179.29 **(b) Wastewater Pond Optimization**

179.30 \$750,000 the second year is from the trust  
 179.31 fund to the commissioner of the Minnesota  
 179.32 Pollution Control Agency, in partnership with  
 179.33 the Minnesota Rural Water Association and  
 179.34 the University of Minnesota's technical

180.1 assistance program, to implement a program  
180.2 to optimize existing pond wastewater  
180.3 treatment systems to increase nutrient removal  
180.4 and improve efficiency without requiring  
180.5 costly upgrades.

180.6 **(c) Applied Research in State Mineral and**  
180.7 **Water Resources**

180.8 \$750,000 the second year is from the trust  
180.9 fund to the Board of Regents of the University  
180.10 of Minnesota for academic and applied  
180.11 research through the MnDRIVE program at  
180.12 the Natural Resources Research Institute to  
180.13 develop and demonstrate technologies that  
180.14 enhance the long-term health and management  
180.15 of Minnesota's mineral and water resources.

180.16 Of this amount, \$300,000 is to support  
180.17 demonstration of three sulfate reduction  
180.18 technologies for improved water quality, and  
180.19 \$450,000 is for continued characterization of  
180.20 Minnesota iron resources and for developing  
180.21 next-generation technologies and iron  
180.22 products. This research must be conducted in  
180.23 consultation with the Minerals Coordinating  
180.24 Committee established under Minnesota  
180.25 Statutes, section 93.0015.

180.26 **(d) Chloride Pollution Reduction**

180.27 \$500,000 the second year is from the trust  
180.28 fund to the commissioner of the Pollution  
180.29 Control Agency for activities, training, and  
180.30 grants that reduce chloride pollution. Of this  
180.31 amount, \$250,000 is for grants for upgrading,  
180.32 optimizing, or replacing water softener units.  
180.33 Priority for grants must be given to facilities  
180.34 needing improvements to comply with  
180.35 chloride water quality standards.

181.1 **(e) Wastewater Grants for Small Communities**

181.2 (1) \$1,500,000 the second year is from the  
181.3 trust fund to the Public Facilities Authority  
181.4 for grants to home rule and statutory cities and  
181.5 towns with a population under 5,000 for  
181.6 projects in the water infrastructure funding  
181.7 program under Minnesota Statutes, section  
181.8 446A.072, and the point source  
181.9 implementation program under Minnesota  
181.10 Statutes, section 446A.073; and

181.11 (2) \$500,000 the second year is from the trust  
181.12 fund to the commissioner of the Pollution  
181.13 Control Agency for a grant to West Central  
181.14 Initiative, a nonprofit corporation, to provide  
181.15 grants to cities and towns with a population  
181.16 under 5,000 for water infrastructure projects  
181.17 required to comply with state or federal water  
181.18 quality standards. A grant under this paragraph  
181.19 shall not exceed \$100,000. A city or town shall  
181.20 be eligible for a grant under this paragraph if  
181.21 the city or town has undertaken or plans to  
181.22 undertake a project for which the resulting  
181.23 estimated annual cost per household in the  
181.24 project service area will exceed twice the  
181.25 annual Twin Cities metropolitan area weighted  
181.26 average retail charge per household, as  
181.27 determined in the most recent Survey of  
181.28 Municipal Residential Wastewater Rates  
181.29 prepared by Metropolitan Council  
181.30 Environmental Services.

181.31 **(f) Rural Septic System Assistance Grants**

181.32 \$500,000 the second year is from the trust  
181.33 fund to the commissioner of agriculture to  
181.34 provide grants to rural landowners to replace  
181.35 failing septic systems that inadequately protect

182.1 groundwater. Grants shall be administered  
182.2 through the agriculture best management  
182.3 practices loan program. Rural landowners, as  
182.4 defined in Minnesota Statutes, section 17.117,  
182.5 subdivision 4, with income below 300 percent  
182.6 of the federal poverty guidelines for the  
182.7 applicable family size, shall be eligible for a  
182.8 grant under this section. A grant awarded  
182.9 under this section shall not exceed the lesser  
182.10 of \$5,000 or 35 percent of the cost of replacing  
182.11 the failed or failing septic system. The  
182.12 issuance of a loan under Minnesota Statutes,  
182.13 section 17.117, for the purpose of replacing a  
182.14 failed septic system shall not preclude a rural  
182.15 landowner from obtaining a grant under this  
182.16 section or vice versa. Nothing in this section  
182.17 shall be construed to authorize the  
182.18 commissioner to issue a grant that conflicts  
182.19 with the requirements and limitations of  
182.20 Minnesota Constitution, article XI, section 14.

182.21 **(g) Father Hennepin State Park Water**  
182.22 **Protection**

182.23 \$1,000,000 the second year is from the trust  
182.24 fund to the commissioner of natural resources  
182.25 for wastewater treatment pond improvements  
182.26 at Father Hennepin State Park.

182.27 **(h) Water Volume, Quality, and Storage**  
182.28 **Program**

182.29 \$788,000 the second year is from the trust  
182.30 fund to the Board of Water and Soil Resources  
182.31 for the water volume, quality, and storage  
182.32 program under Minnesota Statutes, section  
182.33 103F.05. This appropriation is available until  
182.34 June 30, 2025.

182.35 **(i) Blue Earth County Storm Water**  
182.36 **Management**

183.1 \$14,000 the second year is from the trust fund  
183.2 to the commissioner of natural resources for  
183.3 a grant to Blue Earth County for a study of  
183.4 flood control and storm water management  
183.5 options for South Bend Township.

183.6 **(j) Madelia Floodplain Modeling**

183.7 \$105,000 the second year is from the trust  
183.8 fund to the commissioner of natural resources  
183.9 for a grant to the city of Madelia for surveying,  
183.10 modeling, and designing floodplain  
183.11 improvements along the Watonwan River. The  
183.12 city must submit a copy of the study to the  
183.13 commissioner of natural resources and to the  
183.14 Federal Emergency Management Agency for  
183.15 possible incorporation into the Watonwan  
183.16 County digital flood insurance rate maps.

183.17 **(k) Waterville River Gauge and Flood Study**

183.18 \$513,000 the second year is from the trust  
183.19 fund to the commissioner of natural resources  
183.20 for a grant to the city of Waterville. Of this  
183.21 amount:

183.22 (1) \$13,000 is to purchase and install a flood  
183.23 warning gauge on the Cannon River. The city  
183.24 must work with the commissioner to integrate  
183.25 the gauge with the state's enhanced flood  
183.26 forecast warning system; and

183.27 (2) \$500,000 is for a flood study of the Cannon  
183.28 River dam system. The study must include  
183.29 data collection and calibration, structure  
183.30 surveying, HEC-HMS model development  
183.31 and calibration, HEC-RAS model generation,  
183.32 and modeling alternative mitigation options.

183.33 **(l) Storm Water Retention in Urban Areas**

- 184.1 \$564,000 the second year is from the trust  
184.2 fund to the commissioner of the Pollution  
184.3 Control Agency to evaluate the impact of  
184.4 storm water retention and infiltration in urban  
184.5 areas on groundwater and surface water,  
184.6 including the potential for contamination from  
184.7 pollutants and the effects on stream water  
184.8 flow, lake levels, and groundwater recharge.  
184.9 The commissioner must develop  
184.10 recommendations for when and where storm  
184.11 water retention and infiltration should be  
184.12 encouraged and discouraged. The  
184.13 commissioner must submit a report with the  
184.14 recommendations to the chairs and ranking  
184.15 minority members of the house of  
184.16 representatives and senate committees and  
184.17 divisions with jurisdiction over environment  
184.18 and natural resources by January 15, 2022.  
184.19 **(m) Water Storage and Quality Plan**  
184.20 \$564,000 the second year is from the trust  
184.21 fund to the Board of Water and Soil Resources  
184.22 to develop a plan to increase water storage in  
184.23 strategic locations across the state. The plan  
184.24 must:  
184.25 (1) include recommendations for enhancing  
184.26 flood protection, providing flood control, and  
184.27 improving water quality through research,  
184.28 implementation, and outreach;  
184.29 (2) identify peak water storage structure  
184.30 opportunities in critical areas of the state;  
184.31 (3) include an assessment of peak water  
184.32 storage structures and their appropriateness  
184.33 for specific landscape settings;

185.1 (4) include best management practices for  
 185.2 enhancing water storage that take into account  
 185.3 specific water storage structures and  
 185.4 landscape; and

185.5 (5) be submitted to the chairs and ranking  
 185.6 minority members of the house of  
 185.7 representatives and senate committees and  
 185.8 divisions with jurisdiction over environment  
 185.9 and natural resources by January 15, 2022.

185.10 **Subd. 11. Contract**

185.11 **Agreement Reimbursement** -0- 135,000

185.12 \$135,000 the second year is from the trust  
 185.13 fund to the commissioner of natural resources,  
 185.14 at the direction of the Legislative-Citizen  
 185.15 Commission on Minnesota Resources, for  
 185.16 expenses incurred for preparing and  
 185.17 administering contracts for the agreements  
 185.18 specified in this section. The commissioner  
 185.19 must provide documentation to the  
 185.20 Legislative-Citizen Commission on Minnesota  
 185.21 Resources on the expenditure of these funds.

185.22 **Subd. 12. Availability of Appropriations**

185.23 Money appropriated in this section may not  
 185.24 be spent on activities unless they are directly  
 185.25 related to and necessary for a specific  
 185.26 appropriation and are specified in the work  
 185.27 plan approved by the Legislative-Citizen  
 185.28 Commission on Minnesota Resources. Money  
 185.29 appropriated in this section must not be spent  
 185.30 on indirect costs or other institutional overhead  
 185.31 charges that are not directly related to and  
 185.32 necessary for a specific appropriation. Costs  
 185.33 that are directly related to and necessary for  
 185.34 an appropriation, including financial services,  
 185.35 human resources, information services, rent,

186.1 and utilities, are eligible only if the costs can  
186.2 be clearly justified and individually  
186.3 documented specific to the appropriation's  
186.4 purpose and would not be generated by the  
186.5 recipient but for receipt of the appropriation.  
186.6 No broad allocations for costs in either dollars  
186.7 or percentages are allowed. Unless otherwise  
186.8 provided, the amounts in this section are  
186.9 available until June 30, 2024, when projects  
186.10 must be completed and final products  
186.11 delivered. For acquisition of real property, the  
186.12 appropriations in this section are available for  
186.13 an additional fiscal year if a binding contract  
186.14 for acquisition of the real property is entered  
186.15 into before the expiration date of the  
186.16 appropriation. If a project receives a federal  
186.17 grant, the time period of the appropriation is  
186.18 extended to equal the federal grant period.  
186.19 **Subd. 13. Data Availability Requirements**  
186.20 Data collected by the projects funded under  
186.21 this section must conform to guidelines and  
186.22 standards adopted by MN.IT Services. Spatial  
186.23 data must also conform to additional  
186.24 guidelines and standards designed to support  
186.25 data coordination and distribution that have  
186.26 been published by the Minnesota Geospatial  
186.27 Information Office. Descriptions of spatial  
186.28 data must be prepared as specified in the state's  
186.29 geographic metadata guideline and must be  
186.30 submitted to the Minnesota Geospatial  
186.31 Information Office. All data must be  
186.32 accessible and free to the public unless made  
186.33 private under the Data Practices Act,  
186.34 Minnesota Statutes, chapter 13. To the extent  
186.35 practicable, summary data and results of

187.1 projects funded under this section should be  
187.2 readily accessible on the Internet and  
187.3 identified as having received funding from the  
187.4 environment and natural resources trust fund.

187.5 **Subd. 14. Project Requirements**

187.6 (a) As a condition of accepting an  
187.7 appropriation under this section, an agency or  
187.8 entity receiving an appropriation or a party to  
187.9 an agreement from an appropriation must  
187.10 comply with paragraphs (b) to (l) and  
187.11 Minnesota Statutes, chapter 116P, and must  
187.12 submit a work plan and annual or semiannual  
187.13 progress reports in the form determined by the  
187.14 Legislative-Citizen Commission on Minnesota  
187.15 Resources for any project funded in whole or  
187.16 in part with funds from the appropriation.  
187.17 Modifications to the approved work plan and  
187.18 budget expenditures must be made through  
187.19 the amendment process established by the  
187.20 Legislative-Citizen Commission on Minnesota  
187.21 Resources.

187.22 (b) A recipient of money appropriated in this  
187.23 section that conducts a restoration using funds  
187.24 appropriated in this section must use native  
187.25 plant species according to the Board of Water  
187.26 and Soil Resources' native vegetation  
187.27 establishment and enhancement guidelines  
187.28 and include an appropriate diversity of native  
187.29 species selected to provide habitat for  
187.30 pollinators throughout the growing season as  
187.31 required under Minnesota Statutes, section  
187.32 84.973.

187.33 (c) For all restorations conducted with money  
187.34 appropriated under this section, a recipient  
187.35 must prepare an ecological restoration and

188.1 management plan that, to the degree  
188.2 practicable, is consistent with the  
188.3 highest-quality conservation and ecological  
188.4 goals for the restoration site. Consideration  
188.5 should be given to soil, geology, topography,  
188.6 and other relevant factors that would provide  
188.7 the best chance for long-term success and  
188.8 durability of the restoration project. The plan  
188.9 must include the proposed timetable for  
188.10 implementing the restoration, including site  
188.11 preparation, establishment of diverse plant  
188.12 species, maintenance, and additional  
188.13 enhancement to establish the restoration;  
188.14 identify long-term maintenance and  
188.15 management needs of the restoration and how  
188.16 the maintenance, management, and  
188.17 enhancement will be financed; and take  
188.18 advantage of the best-available science and  
188.19 include innovative techniques to achieve the  
188.20 best restoration.

188.21 (d) An entity receiving an appropriation in this  
188.22 section for restoration activities must provide  
188.23 an initial restoration evaluation at the  
188.24 completion of the appropriation and an  
188.25 evaluation three years after the completion of  
188.26 the expenditure. Restorations must be  
188.27 evaluated relative to the stated goals and  
188.28 standards in the restoration plan, current  
188.29 science, and, when applicable, the Board of  
188.30 Water and Soil Resources' native vegetation  
188.31 establishment and enhancement guidelines.  
188.32 The evaluation must determine whether the  
188.33 restorations are meeting planned goals,  
188.34 identify any problems with implementing the  
188.35 restorations, and, if necessary, give  
188.36 recommendations on improving restorations.

189.1 The evaluation must be focused on improving  
189.2 future restorations.

189.3 (e) All restoration and enhancement projects  
189.4 funded with money appropriated in this section  
189.5 must be on land permanently protected by a  
189.6 conservation easement or public ownership.

189.7 (f) A recipient of money from an appropriation  
189.8 under this section must give consideration to  
189.9 contracting with Conservation Corps  
189.10 Minnesota for contract restoration and  
189.11 enhancement services.

189.12 (g) All conservation easements acquired with  
189.13 money appropriated under this section must:

189.14 (1) be permanent;

189.15 (2) specify the parties to an easement in the  
189.16 easement;

189.17 (3) specify all of the provisions of an  
189.18 agreement that are permanent;

189.19 (4) be sent to the Legislative-Citizen  
189.20 Commission on Minnesota Resources in an  
189.21 electronic format at least ten business days  
189.22 before closing;

189.23 (5) include a long-term monitoring and  
189.24 enforcement plan and funding for monitoring  
189.25 and enforcing the easement agreement; and

189.26 (6) include requirements in the easement  
189.27 document to protect the quantity and quality  
189.28 of groundwater and surface water through  
189.29 specific activities such as keeping water on  
189.30 the landscape, reducing nutrient and  
189.31 contaminant loading, and not permitting  
189.32 artificial hydrological modifications.

190.1 (h) For any acquisition of lands or interest in  
190.2 lands, a recipient of money appropriated under  
190.3 this section must not agree to pay more than  
190.4 100 percent of the appraised value for a parcel  
190.5 of land using this money to complete the  
190.6 purchase, in part or in whole, except that up  
190.7 to ten percent above the appraised value may  
190.8 be allowed to complete the purchase, in part  
190.9 or in whole, using this money if permission is  
190.10 received in advance of the purchase from the  
190.11 Legislative-Citizen Commission on Minnesota  
190.12 Resources.

190.13 (i) For any acquisition of land or interest in  
190.14 land, a recipient of money appropriated under  
190.15 this section must give priority to high-quality  
190.16 natural resources or conservation lands that  
190.17 provide natural buffers to water resources.

190.18 (j) For new lands acquired with money  
190.19 appropriated under this section, a recipient  
190.20 must prepare an ecological restoration and  
190.21 management plan in compliance with  
190.22 paragraph (c), including sufficient funding for  
190.23 implementation unless the work plan addresses  
190.24 why a portion of the money is not necessary  
190.25 to achieve a high-quality restoration.

190.26 (k) To ensure public accountability for using  
190.27 public funds, a recipient of money  
190.28 appropriated under this section must, within  
190.29 60 days of the transaction, provide to the  
190.30 Legislative-Citizen Commission on Minnesota  
190.31 Resources documentation of the selection  
190.32 process used to identify parcels acquired and  
190.33 provide documentation of all related  
190.34 transaction costs, including but not limited to  
190.35 appraisals, legal fees, recording fees,

191.1 commissions, other similar costs, and  
191.2 donations. This information must be provided  
191.3 for all parties involved in the transaction. The  
191.4 recipient must also report to the  
191.5 Legislative-Citizen Commission on Minnesota  
191.6 Resources any difference between the  
191.7 acquisition amount paid to the seller and the  
191.8 state-certified or state-reviewed appraisal, if  
191.9 a state-certified or state-reviewed appraisal  
191.10 was conducted.

191.11 (l) A recipient of an appropriation from the  
191.12 trust fund under this section must acknowledge  
191.13 financial support from the environment and  
191.14 natural resources trust fund in project  
191.15 publications, signage, and other public  
191.16 communications and outreach related to work  
191.17 completed using the appropriation.

191.18 Acknowledgment may occur, as appropriate,  
191.19 through use of the trust fund logo or inclusion  
191.20 of language attributing support from the trust  
191.21 fund. Each direct recipient of money  
191.22 appropriated in this section, as well as each  
191.23 recipient of a grant awarded pursuant to this  
191.24 section, must satisfy all reporting and other  
191.25 requirements incumbent upon constitutionally  
191.26 dedicated funding recipients as provided in  
191.27 Minnesota Statutes, section 3.303, subdivision  
191.28 10, and chapter 116P.

191.29 **Subd. 15. Payment Conditions and**  
191.30 **Capital-Equipment Expenditures**

191.31 (a) All agreements, grants, or contracts  
191.32 referred to in this section must be administered  
191.33 on a reimbursement basis unless otherwise  
191.34 provided in this section. Notwithstanding  
191.35 Minnesota Statutes, section 16A.41,

192.1 expenditures made on or after July 1, 2020,  
192.2 or the date the work plan is approved,  
192.3 whichever is later, are eligible for  
192.4 reimbursement unless otherwise provided in  
192.5 this section. Periodic payments must be made  
192.6 upon receiving documentation that the  
192.7 deliverable items articulated in the approved  
192.8 work plan have been achieved, including  
192.9 partial achievements as evidenced by approved  
192.10 progress reports. Reasonable amounts may be  
192.11 advanced to projects to accommodate  
192.12 cash-flow needs or match federal money. The  
192.13 advances must be approved as part of the work  
192.14 plan. No expenditures for capital equipment  
192.15 are allowed unless expressly authorized in the  
192.16 project work plan.

192.17 (b) Single-source contracts as specified in the  
192.18 approved work plan are allowed.

192.19 **Subd. 16. Purchasing Recycled and Recyclable**  
192.20 **Materials**

192.21 A political subdivision, public or private  
192.22 corporation, or other entity that receives an  
192.23 appropriation under this section must use the  
192.24 appropriation in compliance with Minnesota  
192.25 Statutes, section 16C.0725, regarding  
192.26 purchasing recycled, repairable, and durable  
192.27 materials and Minnesota Statutes, section  
192.28 16C.073, regarding purchasing and using  
192.29 paper stock and printing.

192.30 **Subd. 17. Energy Conservation and Sustainable**  
192.31 **Building Guidelines**

192.32 A recipient to whom an appropriation is made  
192.33 under this section for a capital improvement  
192.34 project must ensure that the project complies  
192.35 with the applicable energy conservation and

- 193.1 sustainable building guidelines and standards  
193.2 contained in law, including Minnesota  
193.3 Statutes, sections 16B.325, 216C.19, and  
193.4 216C.20, and rules adopted under those  
193.5 sections. The recipient may use the energy  
193.6 planning, advocacy, and State Energy Office  
193.7 units of the Department of Commerce to  
193.8 obtain information and technical assistance  
193.9 on energy conservation and alternative-energy  
193.10 development relating to planning and  
193.11 constructing the capital improvement project.
- 193.12 **Subd. 18. Accessibility**
- 193.13 Structural and nonstructural facilities must  
193.14 meet the design standards in the Americans  
193.15 with Disabilities Act (ADA) accessibility  
193.16 guidelines.
- 193.17 **Subd. 19. Carryforward; Extension**
- 193.18 (a) The availability of the appropriations for  
193.19 the following projects is extended to June 30,  
193.20 2022:
- 193.21 (1) Laws 2017, chapter 96, section 2,  
193.22 subdivision 8, paragraph (k), Conservation  
193.23 Reserve Enhancement Program (CREP)  
193.24 Outreach and Implementation;
- 193.25 (2) Laws 2018, chapter 214, article 4, section  
193.26 2, subdivision 6, paragraph (b), Palmer  
193.27 Amaranth Detection and Eradication  
193.28 Continuation;
- 193.29 (3) Laws 2017, chapter 96, section 2,  
193.30 subdivision 7, paragraph (e), Geotargeted  
193.31 Distributed Clean Energy Initiative;

- 194.1 (4) Laws 2017, chapter 96, section 2,  
194.2 subdivision 8, paragraph (a), Optimizing the  
194.3 Nutrition of Roadside Plants for Pollinators;  
194.4 (5) Laws 2017, chapter 96, section 2,  
194.5 subdivision 8, paragraph (f), Prescribed-Fire  
194.6 Management for Roadside Prairies;  
194.7 (6) Laws 2017, chapter 96, section 2,  
194.8 subdivision 8, paragraph (h), Mississippi and  
194.9 Vermillion Rivers Restoration of Prairie,  
194.10 Savanna, and Forest Habitat - Phase X;  
194.11 (7) Laws 2017, chapter 96, section 2,  
194.12 subdivision 9, paragraph (e), Native Prairie  
194.13 Stewardship and Prairie Bank Easement  
194.14 Acquisition, as amended by Laws 2019, First  
194.15 Special Session chapter 4, article 2, section 4;  
194.16 and  
194.17 (8) Laws 2018, chapter 214, article 4, section  
194.18 2, subdivision 5, paragraph (j), Expanding the  
194.19 State's Reuse Economy to Conserve Natural  
194.20 Resources.  
194.21 (b) The availability of the appropriations for  
194.22 the following projects is extended to June 30,  
194.23 2023:  
194.24 (1) Laws 2018, chapter 214, article 4, section  
194.25 2, subdivision 10, Emerging Issues Account;  
194.26 (2) Laws 2019, First Special Session chapter  
194.27 4, article 2, section 2, subdivision 8, paragraph  
194.28 (f), Lawns to Legumes; and  
194.29 (3) Laws 2017, chapter 96, section 2,  
194.30 subdivision 9, paragraph (h), Tower Trailhead  
194.31 Boat Landing and Habitat Improvement -  
194.32 Phase II.

195.1 (c) The availability of the appropriation under  
195.2 Laws 2018, chapter 214, article 4, section 2,  
195.3 subdivision 4, paragraph (1), Lake Agnes  
195.4 Treatment, is extended to June 30, 2024.

195.5 **Subd. 20. Transfers**

195.6 The appropriation in Laws 2019, First Special  
195.7 Session chapter 4, article 2, section 2,  
195.8 subdivision 8, paragraph (c), Sauk River Dam  
195.9 Removal and Rock Rapids Replacement, in  
195.10 the amount of \$2,768,000, no longer needed  
195.11 for its original purpose, is transferred to the  
195.12 Board of Water and Soil Resources for the  
195.13 water volume, quality, and storage program  
195.14 under Minnesota Statutes, section 103F.05.  
195.15 This appropriation is available until June 30,  
195.16 2025.

195.17 **Sec. 3. [103F.05] WATER VOLUME, QUALITY, AND STORAGE.**

195.18 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision  
195.19 have the meanings given them.

195.20 (b) "Board" means the Board of Water and Soil Resources.

195.21 (c) "Local units of government" has the meaning given under section 103B.305,  
195.22 subdivision 5, and includes tribal governments.

195.23 Subd. 2. **Establishment.** The board must establish a program to protect, conserve,  
195.24 preserve, and enhance the state's water quality and related natural resources benefits by  
195.25 providing financial assistance or grants to local units of government to control water volume  
195.26 and rates of flow, to reduce water quality impairment caused by flooding, and to construct  
195.27 infrastructure and improvements to facilitate these goals.

195.28 Subd. 3. **Financial assistance or grants.** (a) The board may provide financial assistance  
195.29 or grants to local units of government to cover the costs of water volume control projects,  
195.30 water storage projects, and other water quality practices consistent with a plan approved  
195.31 according to chapter 103B, 103C, or 103D. The board may acquire conservation easements  
195.32 under sections 103F.501 to 103F.531 as necessary to implement a project or practice under  
195.33 this section.

196.1 (b) The board must enter into agreements with local units of government receiving  
196.2 financial assistance or grants under this section. The agreements must specify the terms of  
196.3 state and local cooperation, including the financing arrangement for constructing any  
196.4 structures and assuring maintenance of the structures after completion.

196.5 Subd. 4. **Eligible costs.** Eligible costs for financial assistance or grants include:

196.6 (1) surveying, modeling, and design of floodplain improvements;

196.7 (2) design of local flood control and storm water management improvements;

196.8 (3) purchase and installation of flood warning and stream flow monitoring equipment;

196.9 (4) costs to assess and design water control and water volume rates for the major river

196.10 basins in Minnesota;

196.11 (5) assessments of local infrastructure, and technical specifications for storm water and

196.12 wastewater infrastructure eligible for state bonding;

196.13 (6) costs for property acquisition, equipment acquisition, and site improvements that are

196.14 not eligible for state bonding; and

196.15 (7) costs of soil health and related water quality practices that would assist with reducing

196.16 water runoff, flood prevention and water storage.

196.17 Subd. 5. **Matching contribution and maximum awards.** (a) The board must require

196.18 a matching contribution when providing financial assistance under this section and may

196.19 adjust matching requirements if federal funds are available for the project.

196.20 (b) The board must establish maximum award amounts when providing financial

196.21 assistance or grants under this section.

196.22 Subd. 6. **Technical assistance.** (a) The board may employ or contract with an engineer

196.23 or hydrologist to work on the technical implementation of the program established under

196.24 this section.

196.25 (b) When implementing the program, the board must:

196.26 (1) assist local units of government in achieving the goals of the program;

196.27 (2) review and analyze projects and project sites; and

196.28 (3) evaluate the effectiveness of completed projects constructed under the program.

196.29 (c) The board must cooperate with the commissioner of natural resources, the

196.30 commissioner of pollution control, the United States Department of Agriculture Natural

197.1 Resources Conservation Service, and other agencies as needed to analyze hydrological, and  
197.2 engineering information on proposed sites.

197.3 Subd. 7. **Requirements.** (a) A local unit of government applying for financial assistance  
197.4 or grants under this section must provide a copy of a resolution or other documentation of  
197.5 the local unit of government's support for the project. The documentation must include  
197.6 provisions for local funding and management, the proposed method of obtaining necessary  
197.7 land rights for the proposed project, and an assignment of responsibility for maintaining  
197.8 any structures or practices upon completion.

197.9 (b) A local unit of government, with the assistance of the board, must evaluate the public  
197.10 benefits that are reasonably expected upon completing the proposed project, and must  
197.11 specifically identify the way in which the proposed project will further enhance the protection,  
197.12 conservation, preservation, and enhancement of the state's water quality. The evaluation  
197.13 must be submitted to the board before the final design.

197.14 Subd. 8. **Interstate cooperation.** The board may enter into or approve working  
197.15 agreements with neighboring states or their political subdivisions to accomplish projects  
197.16 consistent with the program established under this section.

197.17 Subd. 9. **Federal aid availability.** The board must regularly analyze the availability of  
197.18 federal funds and programs to supplement or complement state and local efforts consistent  
197.19 with the purposes of this section.

197.20 Sec. 4. Laws 2016, chapter 186, section 2, subdivision 9, as amended by Laws 2018,  
197.21 chapter 214, article 4, section 6, is amended to read:

197.22 **Subd. 9. Land Acquisition, Habitat, and**  
197.23 **Recreation** -0- 8,793,000

197.24 **(a) Scientific and Natural Area Restoration**

197.25 \$1,386,000 the second year is from the trust  
197.26 fund to the commissioner of natural resources  
197.27 to restore and improve approximately 750  
197.28 acres of scientific and natural areas. A list of  
197.29 proposed restorations must be provided as part  
197.30 of the required work plan. This appropriation  
197.31 is available until June 30, 2019, by which time  
197.32 the project must be completed and final  
197.33 products delivered.

198.1 **(b) Minnesota Point Pine Forest Scientific and**  
198.2 **Natural Area Acquisition**

198.3 \$500,000 the second year is from the trust  
198.4 fund to the commissioner of natural resources  
198.5 in cooperation with the Duluth Airport  
198.6 Authority to acquire approximately ten acres  
198.7 as an addition to the designated Minnesota  
198.8 Point Pine Forest Scientific and Natural Area  
198.9 located along the shores of Lake Superior in  
198.10 Duluth. Any balance remaining in the  
198.11 appropriation not needed for the acquisition  
198.12 is available to the commissioner for a grant to  
198.13 the Duluth Airport Authority to use to protect  
198.14 the Minnesota Point Pine Forest Scientific and  
198.15 Natural Area by relocating an airport runway.  
198.16 The appropriation is available until June 30,  
198.17 2022.

198.18 **(c) Conservation Easements in Avon Hills -**  
198.19 **Phase III**

198.20 \$1,300,000 the second year is from the trust  
198.21 fund to the commissioner of natural resources  
198.22 for an agreement with Saint John's University  
198.23 in cooperation with Minnesota Land Trust to  
198.24 secure permanent conservation easements on  
198.25 approximately 500 acres of high-quality  
198.26 habitat in Stearns County, prepare  
198.27 conservation management plans, and provide  
198.28 public outreach. A list of proposed easement  
198.29 acquisitions must be provided as part of the  
198.30 required work plan. An entity that acquires a  
198.31 conservation easement with appropriations  
198.32 from the trust fund must have a long-term  
198.33 stewardship plan for the easement and a fund  
198.34 established for monitoring and enforcing the  
198.35 agreement. Funding for the long-term  
198.36 monitoring and enforcement fund must come

199.1 from nonstate sources for easements acquired  
199.2 with this appropriation. The state may enforce  
199.3 requirements in the conservation easements  
199.4 on land acquired with this appropriation and  
199.5 the conservation easement document must  
199.6 state this authority and explicitly include  
199.7 requirements for water quality and quantity  
199.8 protection. This appropriation is available until  
199.9 June 30, 2019, by which time the project must  
199.10 be completed and final products delivered.

199.11 **(d) Lincoln Pipestone Rural Water System**  
199.12 **Acquisition for Wellhead Protection**

199.13 \$1,500,000 the second year is from the trust  
199.14 fund to the commissioner of natural resources  
199.15 for an agreement with Lincoln Pipestone Rural  
199.16 Water to acquire and restore lands designated  
199.17 under an approved wellhead protection plan.  
199.18 Lands acquired with this appropriation must  
199.19 be from willing sellers and be identified by  
199.20 the Department of Health as targeted  
199.21 vulnerable lands for wellhead protection.  
199.22 Lands must be restored to permanent  
199.23 vegetative cover, but may be used for  
199.24 recreation and renewable energy if adequate  
199.25 protection of the drinking water aquifer is  
199.26 provided. A list of proposed acquisitions must  
199.27 be provided as part of the required work plan.  
199.28 Plant and seed materials must follow the Board  
199.29 of Water and Soil Resources' native vegetation  
199.30 establishment and enhancement guidelines.  
199.31 Income derived from the lands acquired with  
199.32 funds appropriated under this paragraph is  
199.33 exempt from Minnesota Statutes, section  
199.34 116P.10, if used for additional wellhead  
199.35 protection as provided under this paragraph  
199.36 until adequate wellhead protection has been

200.1 achieved, as determined by the commissioner  
200.2 of health. Any income earned after that must  
200.3 be returned to the environment and natural  
200.4 resources trust fund. This appropriation is  
200.5 available until June 30, 2019, by which time  
200.6 the project must be completed and final  
200.7 products delivered.

200.8 **(e) Mesabi Trail Segment from Highway 135 to**  
200.9 **Town of Embarrass**

200.10 \$1,200,000 the second year is from the trust  
200.11 fund to the commissioner of natural resources  
200.12 for an agreement with the St. Louis and Lake  
200.13 Counties Regional Railroad Authority for  
200.14 engineering and construction of segments of  
200.15 the Mesabi Trail, totaling approximately six  
200.16 miles between Highway 135 and the town of  
200.17 Embarrass. This appropriation is available  
200.18 until June 30, 2019, by which time the project  
200.19 must be completed and final products  
200.20 delivered.

200.21 **(f) Tower Historic Harbor Trail Connections**

200.22 \$679,000 the second year is from the trust  
200.23 fund to the commissioner of natural resources  
200.24 for an agreement with the city of Tower to  
200.25 construct recreational trails along the harbor  
200.26 in Tower and to connect to the Mesabi Trail.  
200.27 This appropriation is available until June 30,  
200.28 2019, by which time the project must be  
200.29 completed and final products delivered.

200.30 **(g) Otter Tail River Recreational Trail**  
200.31 **Acquisition**

200.32 \$600,000 the second year is from the trust  
200.33 fund to the commissioner of natural resources  
200.34 for an agreement with the city of Fergus Falls  
200.35 to acquire land along the Otter Tail River for

201.1 a recreational trail and park. This appropriation  
 201.2 is contingent on at least a 40 percent match of  
 201.3 nonstate money. Prior to the acquisition, a  
 201.4 phase 1 environmental assessment must be  
 201.5 completed and the city must not accept any  
 201.6 liability for previous contamination of lands  
 201.7 acquired with this appropriation.

201.8 Sec. 5. Laws 2017, chapter 96, section 2, subdivision 9, as amended by Laws 2019, First  
 201.9 Special Session chapter 4, article 2, section 4, is amended to read:

201.10	<b>Subd. 9. Land Acquisition,</b>			
201.11	<b>Habitat, and Recreation</b>	999,000	13,533,000	-0-

201.12 **(a) Metropolitan Regional Parks System Land**  
 201.13 **Acquisition**

201.14 \$1,500,000 the first year is from the trust fund  
 201.15 to the Metropolitan Council for grants to  
 201.16 acquire approximately 70 acres of land within  
 201.17 the approved park boundaries of the  
 201.18 metropolitan regional park system. This  
 201.19 appropriation may not be used to purchase  
 201.20 habitable residential structures. A list of  
 201.21 proposed fee title acquisitions must be  
 201.22 provided as part of the required work plan.  
 201.23 This appropriation must be matched by at least  
 201.24 40 percent of nonstate money that must be  
 201.25 committed by December 31, 2017. This  
 201.26 appropriation is available until June 30, 2020,  
 201.27 by which time the project must be completed  
 201.28 and final products delivered.

201.29 **(b) Scientific and Natural Areas Acquisition and**  
 201.30 **Restoration, Citizen Science, and Engagement**

201.31 \$2,500,000 the first year is from the trust fund  
 201.32 to the commissioner of natural resources to  
 201.33 acquire land with high-quality native plant  
 201.34 communities and rare features to be  
 201.35 established as scientific and natural areas as

202.1 provided in Minnesota Statutes, section  
202.2 86A.05, subdivision 5, restore and improve  
202.3 scientific and natural areas, and provide  
202.4 technical assistance and outreach, including  
202.5 site steward events. At least one-third of the  
202.6 appropriation must be spent on restoration  
202.7 activities. A list of proposed acquisitions and  
202.8 restorations must be provided as part of the  
202.9 required work plan. Land acquired with this  
202.10 appropriation must be sufficiently improved  
202.11 to meet at least minimum management  
202.12 standards, as determined by the commissioner  
202.13 of natural resources. When feasible,  
202.14 consideration must be given to accommodate  
202.15 trails on lands acquired. This appropriation is  
202.16 available until June 30, 2020, by which time  
202.17 the project must be completed and final  
202.18 products delivered.

202.19 **(c) Minnesota State Parks and State Trails Land**  
202.20 **Acquisition**

202.21 \$1,500,000 the first year is from the trust fund  
202.22 to the commissioner of natural resources to  
202.23 acquire approximately 373 acres from willing  
202.24 sellers for authorized state trails and critical  
202.25 parcels within the statutory boundaries of state  
202.26 parks. State park land acquired with this  
202.27 appropriation must be sufficiently improved  
202.28 to meet at least minimum management  
202.29 standards, as determined by the commissioner  
202.30 of natural resources. A list of proposed  
202.31 acquisitions must be provided as part of the  
202.32 required work plan. This appropriation is  
202.33 available until June 30, 2020, by which time  
202.34 the project must be completed and final  
202.35 products delivered.

203.1 **(d) Minnesota State Trails Acquisition,**  
203.2 **Development, and Enhancement**

203.3 \$999,000 in fiscal year 2017 and \$39,000 the  
203.4 first year are from the trust fund to the  
203.5 commissioner of natural resources for state  
203.6 trail acquisition, development, and  
203.7 enhancement in southern Minnesota. A  
203.8 proposed list of trail projects on authorized  
203.9 state trails must be provided as part of the  
203.10 required work plan. This appropriation is  
203.11 available until June 30, 2020, by which time  
203.12 the project must be completed and final  
203.13 products delivered.

203.14 **(e) Native Prairie Stewardship and Prairie Bank**  
203.15 **Easement Acquisition**

203.16 \$2,675,000 the first year is from the trust fund  
203.17 to the commissioner of natural resources to  
203.18 acquire native prairie bank easements in  
203.19 accordance with Minnesota Statutes, section  
203.20 84.96, on approximately 250 acres, prepare  
203.21 baseline property assessments, restore and  
203.22 enhance native prairie sites, and provide  
203.23 technical assistance to landowners. Of this  
203.24 amount, up to \$132,000 may be deposited in  
203.25 a conservation easement stewardship account.  
203.26 Deposits into the conservation easement  
203.27 stewardship account must be made upon  
203.28 closing on conservation easements or at a time  
203.29 otherwise approved in the work plan. A list of  
203.30 proposed easement acquisitions must be  
203.31 provided as part of the required work plan.  
203.32 This appropriation is available until June 30,  
203.33 2020, by which time the project must be  
203.34 completed and final products delivered.

203.35 **(f) Leech Lake Acquisition**

204.1 \$1,500,000 the first year is from the trust fund  
204.2 to the commissioner of natural resources for  
204.3 an agreement with the Leech Lake Band of  
204.4 Ojibwe to acquire approximately 45 acres,  
204.5 including 0.67 miles of shoreline of  
204.6 high-quality aquatic and wildlife habitat at the  
204.7 historic meeting place between Henry  
204.8 Schoolcraft and the Anishinabe people. The  
204.9 land must be open to public use including  
204.10 hunting and fishing. The band must provide a  
204.11 commitment that land will not be put in a  
204.12 federal trust through the Bureau of Indian  
204.13 Affairs.

204.14 **(g) Mesabi Trail Development**

204.15 \$2,269,000 the first year is from the trust fund  
204.16 to the commissioner of natural resources for  
204.17 an agreement with the St. Louis and Lake  
204.18 Counties Regional Railroad Authority for  
204.19 engineering and constructing segments of the  
204.20 Mesabi Trail. This appropriation is available  
204.21 until June 30, 2020, by which time the project  
204.22 must be completed and final products  
204.23 delivered.

204.24 **(h) Tower Trailhead Boat Landing and Habitat  
204.25 Improvement - Phase II**

204.26 \$600,000 the first year is from the trust fund  
204.27 to the commissioner of natural resources for  
204.28 an agreement with the city of Tower to  
204.29 construct a trailhead, trail connection to the  
204.30 Mesabi Trail, and boat landing and to restore  
204.31 vegetative habitat on city-owned property.  
204.32 Plant and seed materials must follow the Board  
204.33 of Water and Soil Resources' native vegetation  
204.34 establishment and enhancement guidelines.  
204.35 This appropriation is available until June 30,

205.1 2020, by which time the project must be  
205.2 completed and final products delivered.

205.3 **(i) Land Acquisition for Voyageurs National**  
205.4 **Park Crane Lake Visitors Center**

205.5 \$950,000 the first year is from the trust fund  
205.6 to the commissioner of natural resources for  
205.7 an agreement with the town of Crane Lake, in  
205.8 partnership with Voyageurs National Park and  
205.9 the Department of Natural Resources, to  
205.10 acquire approximately 30 acres to be used for  
205.11 a visitor center and campground. Income  
205.12 generated by the campground may be used to  
205.13 support the facility.

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

205.15 Sec. 6. Laws 2018, chapter 214, article 4, section 2, subdivision 6, is amended to read:

205.16 **Subd. 6. Aquatic and Terrestrial Invasive**  
205.17 **Species**

-0- 5,760,000

205.18 **(a) Minnesota Invasive Terrestrial Plants and**  
205.19 **Pests Center - Phase 4**

205.20 \$3,500,000 the second year is from the trust  
205.21 fund to the Board of Regents of the University  
205.22 of Minnesota for high-priority research at the  
205.23 Invasive Terrestrial Plants and Pests Center  
205.24 to protect Minnesota's natural and agricultural  
205.25 resources from terrestrial invasive plants,  
205.26 pathogens, and pests as identified through the  
205.27 center's strategic prioritization process. This  
205.28 appropriation is available until June 30, 2023,  
205.29 by which time the project must be completed  
205.30 and final products delivered.

205.31 **(b) Palmer Amaranth Detection and Eradication**  
205.32 **Continuation**

205.33 \$431,000 the second year is from the trust  
205.34 fund to the commissioner of agriculture to

206.1 continue to monitor, ground survey, and  
206.2 control Palmer amaranth and other prohibited  
206.3 eradicate species of noxious weeds primarily  
206.4 ~~in conservation plantings~~ natural areas and to  
206.5 develop and implement aerial-survey methods  
206.6 to prevent infestation and protect prairies,  
206.7 other natural areas, and agricultural crops.

206.8 **(c) Evaluate Control Methods for Invasive**  
206.9 **Hybrid Cattails**

206.10 \$131,000 the second year is from the trust  
206.11 fund to the commissioner of natural resources  
206.12 for an agreement with Voyageurs National  
206.13 Park to evaluate the effectiveness of  
206.14 mechanical harvesting and managing muskrat  
206.15 populations to remove exotic hybrid cattails  
206.16 and restore fish and wildlife habitat in  
206.17 Minnesota wetlands. This appropriation is  
206.18 available until June 30, 2021, by which time  
206.19 the project must be completed and final  
206.20 products delivered.

206.21 **(d) Developing RNA Interference to Control**  
206.22 **Zebra Mussels**

206.23 \$500,000 the second year is from the trust  
206.24 fund to the commissioner of natural resources  
206.25 for an agreement with the United States  
206.26 Geological Survey to develop a genetic control  
206.27 tool that exploits the natural process of RNA  
206.28 silencing to specifically target and effectively  
206.29 control zebra mussels without affecting other  
206.30 species or causing other nontarget effects. This  
206.31 appropriation is available until June 30, 2021,  
206.32 by which time the project must be completed  
206.33 and final products delivered.

206.34 **(e) Install and Evaluate an Invasive Carp**  
206.35 **Deterrent for Mississippi River Locks and Dams**

207.1 \$998,000 the second year is from the trust  
207.2 fund to the Board of Regents of the University  
207.3 of Minnesota in cooperation with the United  
207.4 States Army Corps of Engineers and the  
207.5 United States Fish and Wildlife Service to  
207.6 install, evaluate, and optimize a system in  
207.7 Mississippi River locks and dams to deter  
207.8 passage of invasive carp without negatively  
207.9 impacting native fish and to evaluate the  
207.10 ability of predator fish in the pools above the  
207.11 locks and dams to consume young carp. The  
207.12 project must conduct a cost comparison of  
207.13 equipment purchase versus lease options and  
207.14 choose the most effective option. This  
207.15 appropriation is available until June 30, 2021,  
207.16 by which time the project must be completed  
207.17 and final products delivered.

207.18 **(f) Determining Risk of Toxic Alga in Minnesota**  
207.19 **Lakes**

207.20 \$200,000 the second year is from the trust  
207.21 fund to the Science Museum of Minnesota for  
207.22 the St. Croix Watershed Research Station to  
207.23 determine the historical distribution,  
207.24 abundance, and toxicity of the invasive  
207.25 blue-green alga, *Cylindrospermopsis*  
207.26 *raciborskii*, in about 20 lakes across Minnesota  
207.27 and inform managers and the public about the  
207.28 alga's spread and health risks. This  
207.29 appropriation is available until June 30, 2021,  
207.30 by which time the project must be completed  
207.31 and final products delivered.

207.32 **ARTICLE 4**

207.33 **2022 ENVIRONMENT AND NATURAL RESOURCES TRUST FUND**  
207.34 **APPROPRIATIONS**

207.35 Section 1. **APPROPRIATIONS.**



209.1 insect abundance, timing of insect availability,  
209.2 and breeding success for multiple bird species  
209.3 across land-use intensities to develop  
209.4 comprehensive guidelines to conserve bird  
209.5 and insect diversity.

209.6 **(b) Protecting Minnesota's Beneficial**  
209.7 **Macroalgae: All Stoneworts Aren't Starry**

209.8 \$811,000 the first year is from the trust fund  
209.9 to the commissioner of natural resources to  
209.10 conduct a statewide inventory to provide  
209.11 baseline data and build in-state knowledge of  
209.12 Minnesota's native stoneworts, a diverse group  
209.13 of aquatic plants that support clear lakes and  
209.14 healthy fish habitat.

209.15 **(c) County Groundwater Atlas**

209.16 \$1,875,000 the first year is from the trust fund  
209.17 to the commissioner of natural resources to  
209.18 continue producing county groundwater  
209.19 atlases to inform management of surface water  
209.20 and groundwater resources for drinking and  
209.21 other purposes. This appropriation is for Part  
209.22 B, to characterize the potential water yields of  
209.23 aquifers and aquifers' sensitivity to  
209.24 contamination.

209.25 **(d) Improving Resiliency and Conservation**  
209.26 **Outcomes for Minnesota Turtles**

209.27 \$391,000 the first year is from the trust fund  
209.28 to the Minnesota Zoological Garden to  
209.29 improve the conservation of Minnesota's  
209.30 imperiled turtles through animal husbandry,  
209.31 field conservation, and educational  
209.32 programming. This appropriation is available  
209.33 until June 30, 2025, by which time the project  
209.34 must be completed and final products  
209.35 delivered.

- 210.1 **(e) Minnesota Biological Survey**
- 210.2 \$1,500,000 the first year is from the trust fund
- 210.3 to the commissioner of natural resources to
- 210.4 complete the statewide baseline biological
- 210.5 survey by finalizing data, analyses, and
- 210.6 publications and by conducting targeted field
- 210.7 surveys to fill missing gaps of information
- 210.8 needed to support conservation of Minnesota's
- 210.9 biodiversity. Any revenues generated through
- 210.10 the publication of books or other resources
- 210.11 created through this appropriation may be
- 210.12 reinvested as described in the work plan
- 210.13 approved by the Legislative-Citizen
- 210.14 Commission on Minnesota Resources
- 210.15 according to Minnesota Statutes, section
- 210.16 116P.10.
- 210.17 **(f) Groundwater Contamination Mapping**
- 210.18 **Project - Phase II**
- 210.19 \$800,000 the first year is from the trust fund
- 210.20 to the commissioner of the Pollution Control
- 210.21 Agency to improve protection of groundwater
- 210.22 resources for drinking water by expanding the
- 210.23 web-based interactive groundwater
- 210.24 contamination mapping system to include all
- 210.25 other state hazardous and solid waste cleanup
- 210.26 programs and by upgrading the system to
- 210.27 collect monitoring data.
- 210.28 **(g) Geologic Atlases for Water Resource**
- 210.29 **Management**
- 210.30 \$3,092,000 the first year is from the trust fund
- 210.31 to the Board of Regents of the University of
- 210.32 Minnesota, Minnesota Geological Survey, to
- 210.33 continue producing county geologic atlases to
- 210.34 inform management of surface water and
- 210.35 groundwater resources. This appropriation is

211.1 to complete Part A, which focuses on the  
 211.2 properties and distribution of earth materials  
 211.3 to define aquifer boundaries and the  
 211.4 connection of aquifers to the land surface and  
 211.5 surface water resources.

211.6 **(h) Redwood County Reinvest in Minnesota**  
 211.7 **Easement Evaluation and Public Outreach**

211.8 \$197,000 the first year is from the trust fund  
 211.9 to the commissioner of natural resources for  
 211.10 an agreement with Redwood County for the  
 211.11 Redwood Soil and Water Conservation District  
 211.12 to inventory vegetation, evaluate wetland  
 211.13 conditions, and create a countywide  
 211.14 stewardship plan for lands protected with  
 211.15 permanent conservation easements. This  
 211.16 appropriation may also be spent to conduct  
 211.17 outreach to volunteers and landowners on  
 211.18 effective prairie and wetland habitat  
 211.19 management.

211.20 **(i) Collaborative State and Tribal Wild Rice**  
 211.21 **Monitoring Program**

211.22 \$644,000 the first year is from the trust fund  
 211.23 to the commissioner of natural resources to  
 211.24 work with tribal partners to create a  
 211.25 collaborative and comprehensive monitoring  
 211.26 program to conserve wild-rice waters, develop  
 211.27 remote sensing tools for statewide estimates  
 211.28 of wild rice coverage, and collect consistent  
 211.29 field data on wild rice health and abundance.

211.30 **(j) Morrison County Performance Drainage and**  
 211.31 **Hydrology Management II**

211.32 \$197,000 the first year is from the trust fund  
 211.33 to the commissioner of natural resources for  
 211.34 an agreement with the Morrison Soil and  
 211.35 Water Conservation District to complete the

212.1 Morrison County culvert inventory started in  
 212.2 2016 to help solve landowner conflicts, protect  
 212.3 wetlands, improve water quality, and design  
 212.4 additional water storage throughout the  
 212.5 county.

212.6 **(k) Exploring Minnesota's Wetlands: Our**  
 212.7 **Resource for Future Medicine**

212.8 \$210,000 the first year is from the trust fund  
 212.9 to the Board of Regents of the University of  
 212.10 Minnesota, Crookston, to work with White  
 212.11 Earth Tribal and Community College to  
 212.12 catalog bog microbe diversity in Minnesota's  
 212.13 ecoregions, test for potential  
 212.14 antibiotic-producing microorganisms, and  
 212.15 establish methods to enhance any antibiotic  
 212.16 cultures discovered.

212.17 **(l) A Biodiversity Checkup for Minnesota's Big**  
 212.18 **Woods**

212.19 \$109,000 the first year is from the trust fund  
 212.20 to the Board of Regents of the University of  
 212.21 Minnesota to inform conservation strategies  
 212.22 by comparing the historic and contemporary  
 212.23 flora of Minnesota's Big Woods to determine  
 212.24 if all species have survived in the small  
 212.25 remaining remnants of that ecosystem.

212.26 **(m) Microbiome in Raptors: A New Tool for**  
 212.27 **Conservation**

212.28 \$129,000 the first year is from the trust fund  
 212.29 to the Board of Regents of the University of  
 212.30 Minnesota for the Raptor Center to improve  
 212.31 wildlife care and environmental stewardship  
 212.32 by evaluating the impact of antibiotics  
 212.33 administered during captivity on raptor gut  
 212.34 microbiome, rehabilitation success, and the

213.1 potential spread of antimicrobial resistance in  
 213.2 the natural environment.

213.3 **(n) Bioacoustics for Broad-Scale Species**  
 213.4 **Monitoring and Conservation**

213.5 \$305,000 the first year is from the trust fund  
 213.6 to the Board of Regents of the University of  
 213.7 Minnesota to improve wildlife conservation  
 213.8 efforts by using passive acoustic monitoring  
 213.9 devices to determine statewide distribution  
 213.10 and reproduction of red-headed woodpeckers  
 213.11 and developing a protocol for future use of  
 213.12 this technology to monitor population trends  
 213.13 and responses to habitat management. This  
 213.14 appropriation is available until June 30, 2025,  
 213.15 by which time the project must be completed  
 213.16 and final products delivered.

213.17 **Subd. 4. Water Resources**

4,771,000

-0-

213.18 **(a) Trout Stream Habitat Restoration Success**

213.19 \$319,000 the first year is from the trust fund  
 213.20 to the Board of Regents of the University of  
 213.21 Minnesota for the Natural Resources Research  
 213.22 Institute to evaluate the effectiveness and  
 213.23 durability of previous trout stream habitat  
 213.24 restoration projects to improve the success and  
 213.25 cost effectiveness of future projects. This  
 213.26 appropriation is available until June 30, 2025,  
 213.27 by which time the project must be completed  
 213.28 and final products delivered.

213.29 **(b) Novel Nutrient Recovery Process from**  
 213.30 **Wastewater Treatment Plants**

213.31 \$200,000 the first year is from the trust fund  
 213.32 to the Board of Regents of the University of  
 213.33 Minnesota to conduct lab- and pilot-scale tests  
 213.34 of a new process to promote nutrient removal  
 213.35 and recovery at rural municipal and industrial

- 214.1 wastewater treatment plants for water  
214.2 protection and renewable energy production.
- 214.3 **(c) Monitoring Emerging Viruses in Minnesota's**  
214.4 **Urban Water Cycles**
- 214.5 \$416,000 the first year is from the trust fund  
214.6 to the Board of Regents of the University of  
214.7 Minnesota to develop rapid testing,  
214.8 quantification, and human exposure risk  
214.9 assessment models for enveloped viruses such  
214.10 as coronaviruses in urban wastewater and  
214.11 drinking water treatment processes.
- 214.12 **(d) Microgeographic Impact of Antibiotics**  
214.13 **Released from Identified Hotspots**
- 214.14 \$508,000 the first year is from the trust fund  
214.15 to the Board of Regents of the University of  
214.16 Minnesota to inform protection of  
214.17 environmental, animal, and human health from  
214.18 proliferation of antibiotic resistance by  
214.19 quantifying and mapping the extent of  
214.20 antibiotic spread in waters and soils from  
214.21 locations identified as release hot spots.
- 214.22 **(e) Sustainable Irrigation Management:**  
214.23 **Expanding a Web Application**
- 214.24 \$1,139,000 the first year is from the trust fund  
214.25 to the Board of Regents of the University of  
214.26 Minnesota to promote responsible use of  
214.27 Minnesota's groundwater resources by  
214.28 expanding an existing irrigation management  
214.29 assistance tool into a mobile-compatible web  
214.30 application for the top agricultural-producing  
214.31 counties in the state. This appropriation is  
214.32 available until June 30, 2025, by which time  
214.33 the project must be completed and final  
214.34 products delivered.

215.1 **(f) Assessing Membrane Bioreactor Wastewater**  
215.2 **Treatment Efficacy**

215.3 \$419,000 the first year is from the trust fund  
215.4 to the Board of Trustees of the Minnesota  
215.5 State Colleges and Universities system for St.  
215.6 Cloud State University to conduct a  
215.7 comprehensive assessment of membrane  
215.8 bioreactor treatment of wastewater to inform  
215.9 managers of options for updating or replacing  
215.10 aging wastewater infrastructure.

215.11 **(g) Evaluating Coronavirus and Other**  
215.12 **Microbiological Contamination of Drinking**  
215.13 **Water Sources from Wastewater**

215.14 \$594,000 the first year is from the trust fund  
215.15 to the Board of Regents of the University of  
215.16 Minnesota to survey public and private wells  
215.17 to identify sources of and evaluate solutions  
215.18 to microbiological contamination of drinking  
215.19 water sources by wastewater, including from  
215.20 the virus that causes COVID-19.

215.21 **(h) St. James Pit Water-Level Control Study**

215.22 \$259,000 the first year is from the trust fund  
215.23 to the commissioner of natural resources for  
215.24 an agreement with the city of Aurora to install  
215.25 sampling wells and conduct a study to  
215.26 determine appropriate mitigation of the  
215.27 abandoned St. James pit mine to protect  
215.28 surface and drinking water and prevent harm  
215.29 to homes and residents.

215.30 **(i) Long-Term Nitrate Mitigation by**  
215.31 **Maintaining Profitable Kernza Production**

215.32 \$485,000 the first year is from the trust fund  
215.33 to the commissioner of natural resources for  
215.34 an agreement with the Stearns County Soil  
215.35 and Water Conservation District to evaluate

216.1 the effectiveness of aging Kernza stands on  
 216.2 water quality and to continue to develop a  
 216.3 sustainable supply chain with a focus on  
 216.4 post-harvest processing of Kernza for water  
 216.5 protection and local economies.

216.6 **(j) Antibiotic Resistance and Wastewater**  
 216.7 **Treatment: Problems and Solutions**

216.8 \$432,000 the first year is from the trust fund  
 216.9 to the commissioner of natural resources for  
 216.10 an agreement with the University of St.  
 216.11 Thomas to quantify the ability of full-scale  
 216.12 wastewater treatment plants to eliminate  
 216.13 antibiotic resistance genes entering or created  
 216.14 in the water treatment process before these  
 216.15 genes are released into the natural  
 216.16 environment.

216.17 **Subd. 5. Environmental Education**

2,687,000

-0-

216.18 **(a) Increasing Outdoor Learning for Young**  
 216.19 **Minnesotans**

216.20 \$383,000 the first year is from the trust fund  
 216.21 to the commissioner of natural resources for  
 216.22 an agreement with Wolf Ridge Environmental  
 216.23 Learning Center to provide scholarships for  
 216.24 equitable access to hands-on learning  
 216.25 experiences in the outdoors related to outdoor  
 216.26 recreation, air and energy, water, habitat, and  
 216.27 fish and wildlife. This appropriation is  
 216.28 available until June 30, 2025, by which time  
 216.29 the project must be completed and final  
 216.30 products delivered.

216.31 **(b) Pollinator Education in the Science**  
 216.32 **Classroom**

216.33 \$366,000 the first year is from the trust fund  
 216.34 to the Board of Regents of the University of  
 216.35 Minnesota to educate approximately 5,000

217.1 students about pollinator conservation by  
217.2 providing professional development for  
217.3 science teachers to integrate pollinator  
217.4 education curriculum and materials into their  
217.5 classrooms and by evaluating the program to  
217.6 improve its effectiveness.

217.7 **(c) Minnesota Freshwater Quest: Environmental**  
217.8 **Education for Youth**

217.9 \$699,000 the first year is from the trust fund  
217.10 to the commissioner of natural resources for  
217.11 an agreement with Wilderness Inquiry to  
217.12 provide place-based STEM environmental  
217.13 education to approximately 15,000 diverse  
217.14 and underserved Minnesota youth through  
217.15 exploration of local ecosystems and waterways  
217.16 in the Minnesota Freshwater Quest program.

217.17 **(d) Minnesota Master Naturalist: Nature for**  
217.18 **New Minnesotans**

217.19 \$293,000 the first year is from the trust fund  
217.20 to the Board of Regents of the University of  
217.21 Minnesota in partnership with  
217.22 English-language-learning organizations to  
217.23 adapt and incorporate materials developed for  
217.24 Minnesota Master Naturalists into  
217.25 English-language-learning programs to  
217.26 introduce immigrants and English-language  
217.27 learners to Minnesota's great outdoors.

217.28 **(e) The Voyageurs Classroom Initiative**

217.29 \$348,000 the first year is from the trust fund  
217.30 to the commissioner of natural resources for  
217.31 an agreement with Voyageurs Conservancy  
217.32 to launch a new initiative to connect  
217.33 Minnesota youth, young adults, and their  
217.34 families to Voyageurs National Park by  
217.35 learning about the park's waters, wildlife, and

218.1 forests and by engaging in the park's  
218.2 preservation.

218.3 **(f) Restoring Land and Reviving Heritage:**  
218.4 **Conservation Through Indigenous Culture**

218.5 \$420,000 the first year is from the trust fund  
218.6 to the commissioner of natural resources for  
218.7 an agreement with Belwin Conservancy in  
218.8 partnership with Anishinabe Academy to  
218.9 conduct environmental education  
218.10 programming that incorporates ecology and  
218.11 indigenous land traditions and to restore an  
218.12 ecologically significant area of land using  
218.13 modern scientific standards and traditional  
218.14 ecological knowledge.

218.15 **(g) Expanding Access to Environmental**  
218.16 **Education for Underserved Communities**

218.17 \$178,000 the first year is from the trust fund  
218.18 to the Board of Regents of the University of  
218.19 Minnesota for the Raptor Center to build  
218.20 environmental literacy and engagement by  
218.21 delivering an environmental education  
218.22 program featuring live raptors and  
218.23 standards-based curriculum to approximately  
218.24 300 classrooms in underserved communities  
218.25 throughout Minnesota.

218.26 **Subd. 6. Aquatic and Terrestrial Invasive**  
218.27 **Species**

6,148,000

-0-

218.28 **(a) Starch Allocation Patterns of Invasive Starry**  
218.29 **Stonewort Harvested from Lake Koronis**

218.30 \$101,000 the first year is from the trust fund  
218.31 to the Board of Trustees of the Minnesota  
218.32 State Colleges and Universities System for  
218.33 Minnesota State University, Mankato, to  
218.34 evaluate the starch allocation patterns of the  
218.35 invasive starry stonewort to identify

219.1 weaknesses in the plant's growth that could be  
219.2 targeted for management.

219.3 **(b) Long-Term Efficacy of Invasive Removal in**  
219.4 **Floodplain Forests**

219.5 \$25,000 the first year is from the trust fund to  
219.6 the commissioner of natural resources for an  
219.7 agreement with Macalester College to begin  
219.8 a long-term scientific study at the Ordway  
219.9 Field Station to provide information to land  
219.10 managers on protecting Minnesota's floodplain  
219.11 forests from combined threats of overabundant  
219.12 deer, invasive shrubs, and earthworms. This  
219.13 appropriation is available until June 30, 2025,  
219.14 by which time the project must be completed  
219.15 and final products delivered. A report on the  
219.16 results of the long-term study must be  
219.17 submitted at the end of the appropriation and  
219.18 an update must be submitted five years after  
219.19 the appropriation ends or at the study's  
219.20 conclusion, whichever is first.

219.21 **(c) Oak Wilt Suppression at the Northern Edge**  
219.22 **- Phase II**

219.23 \$423,000 the first year is from the trust fund  
219.24 to the commissioner of natural resources for  
219.25 an agreement with the Morrison Soil and  
219.26 Water Conservation District to continue to  
219.27 eradicate the northernmost occurrences of oak  
219.28 wilt in the state through mechanical means on  
219.29 select private properties to prevent oak wilt's  
219.30 spread to healthy state forests.

219.31 **(d) Biocontrol of Invasive Species in Bee Lawns**  
219.32 **and Parklands**

219.33 \$425,000 the first year is from the trust fund  
219.34 to the Board of Regents of the University of  
219.35 Minnesota to establish a biocontrol program

220.1 to manage the invasive Japanese beetle in a  
220.2 way that reduces insecticide use in bee lawns  
220.3 and pollinator restorations and the associated  
220.4 economic and environmental costs to wildlife  
220.5 and humans.

220.6 **(e) Building Knowledge and Capacity for AIS**  
220.7 **Solutions**

220.8 \$3,750,000 the first year is from the trust fund  
220.9 to the Board of Regents of the University of  
220.10 Minnesota for the Minnesota Aquatic Invasive  
220.11 Species Research Center to conduct  
220.12 high-priority projects aimed at solving  
220.13 Minnesota's aquatic invasive species problems  
220.14 using rigorous science and a collaborative  
220.15 process. Additionally, the appropriation may  
220.16 be spent to deliver research findings to end  
220.17 users through strategic communication and  
220.18 outreach. This appropriation is available until  
220.19 June 30, 2025, by which time the project must  
220.20 be completed and final products delivered.

220.21 **(f) Evaluating Minnesota's Last Best Chance to**  
220.22 **Stop Carp**

220.23 \$424,000 the first year is from the trust fund  
220.24 to the Board of Regents of the University of  
220.25 Minnesota, in cooperation with the United  
220.26 States Army Corps of Engineers and the  
220.27 Department of Natural Resources, to evaluate  
220.28 invasive carp passage and the costs, processes,  
220.29 and potential for a state-of-the-art deterrent  
220.30 system installed at Mississippi River Lock and  
220.31 Dam Number 5 to impede passage of invasive  
220.32 carp at this location to protect the upper river.

220.33 **(g) Stop Starry Invasion with Community**  
220.34 **Invasive Species Containment**

221.1 \$1,000,000 the first year is from the trust fund  
 221.2 to the commissioner of natural resources for  
 221.3 an agreement with Minnesota Lakes and  
 221.4 Rivers Advocates to work with civic leaders  
 221.5 to purchase, install, and operate waterless  
 221.6 cleaning stations for watercraft; conduct  
 221.7 aquatic invasive species education; and  
 221.8 implement education upgrades at public  
 221.9 accesses to prevent invasive starry stonewort  
 221.10 spread beyond the 16 lakes already infested.  
 221.11 This appropriation is available until June 30,  
 221.12 2025, by which time the project must be  
 221.13 completed and final products delivered.

221.14 **Subd. 7. Air Quality, Climate Change, and**  
 221.15 **Renewable Energy**

6,205,000

-0-

221.16 **(a) Enhanced Thermo-Active Foundations for**  
 221.17 **Space Heating in Minnesota**

221.18 \$312,000 the first year is from the trust fund  
 221.19 to the Board of Regents of the University of  
 221.20 Minnesota, Duluth, to design and optimize  
 221.21 cost-competitive thermally enhanced heat  
 221.22 exchanger systems for use in building  
 221.23 foundations to improve energy efficiency and  
 221.24 conservation of natural resources in  
 221.25 Minnesota's cold climate.

221.26 **(b) Storing Renewable Energy in Flow Battery**  
 221.27 **for Grid Use**

221.28 \$2,408,000 the first year is from the trust fund  
 221.29 to the Board of Regents of the University of  
 221.30 Minnesota, Morris, to implement a rural,  
 221.31 community-scale project that demonstrates  
 221.32 how a large flow battery connected to solar  
 221.33 and wind generation improves grid stability  
 221.34 and enhances use of renewable energy.

221.35 **(c) Agrivoltaics to Improve the Environment**  
 221.36 **and Farm Resiliency**

222.1 \$646,000 the first year is from the trust fund  
222.2 to the Board of Regents of the University of  
222.3 Minnesota, West Central Research and  
222.4 Outreach Center, Morris, to model and  
222.5 evaluate alternative solar energy system  
222.6 designs to maximize energy production while  
222.7 providing other benefits to cattle and farmers.

222.8 **(d) Behavioral Response of Bald Eagles to**  
222.9 **Acoustic Stimuli**

222.10 \$261,000 the first year is from the trust fund  
222.11 to the Board of Regents of the University of  
222.12 Minnesota, St. Anthony Falls Laboratory, to  
222.13 protect wildlife by designing and  
222.14 implementing an acoustic deterrence protocol  
222.15 to discourage bald eagles from entering  
222.16 hazardous air space near wind energy  
222.17 installations.

222.18 **(e) Create Jobs Statewide by Diverting Materials**  
222.19 **from Landfills**

222.20 \$2,244,000 the first year is from the trust fund  
222.21 to the commissioner of natural resources for  
222.22 agreements with Better Futures Minnesota and  
222.23 the Natural Resources Research Institute to  
222.24 partner with cities, counties, and businesses  
222.25 to create and implement a collection,  
222.26 restoration, reuse, and repurpose program that  
222.27 diverts used household goods and building  
222.28 materials from entering the waste stream and  
222.29 thereby reduces greenhouse gas emissions.

222.30 Net income generated by Better Futures  
222.31 Minnesota as part of this appropriation may  
222.32 be reinvested in the project if a plan for  
222.33 reinvestment is approved in the work plan.

222.34 **(f) Strengthening Minnesota's Reuse Economy**  
222.35 **to Conserve Natural Resources**

223.1 \$334,000 the first year is from the trust fund  
 223.2 to the commissioner of natural resources for  
 223.3 an agreement with ReUSE Minnesota to  
 223.4 provide outreach and technical assistance to  
 223.5 communities and small businesses to increase  
 223.6 reuse, rental, and repair of consumer goods as  
 223.7 an alternative to using new materials; to reduce  
 223.8 solid-waste disposal impacts; and to create  
 223.9 more local reuse jobs. A fiscal management  
 223.10 and staffing plan must be approved in the work  
 223.11 plan before any trust fund dollars are spent.

223.12 **Subd. 8. Methods to Protect, Restore, and**  
 223.13 **Enhance Land, Water, and Habitat**

6,429,000

-0-

223.14 **(a) Camp Ripley Sentinel Landscape Forest**  
 223.15 **Restoration and Enhancements**

223.16 \$731,000 the first year is from the trust fund  
 223.17 to the commissioner of natural resources for  
 223.18 an agreement with the Crow Wing Soil and  
 223.19 Water Conservation District to partner with  
 223.20 the Nature Conservancy and Great River  
 223.21 Greening to develop forest stewardship plans,  
 223.22 restore habitat, and conduct prescribed burns  
 223.23 to advance forest restoration and enhancement  
 223.24 on public and private lands within an  
 223.25 approximate ten-mile radius around Camp  
 223.26 Ripley. Notwithstanding subdivision 13,  
 223.27 paragraph (e), this appropriation may be spent  
 223.28 on forest management plans, fires, and  
 223.29 restoration on lands with a long-term contract  
 223.30 commitment for forest conservation. The  
 223.31 restoration must follow the Board of Water  
 223.32 and Soil Resources' native vegetation  
 223.33 establishment and enhancement guidelines.

223.34 **(b) Restoring Mussels in Streams and Lakes -**  
 223.35 **Continuation**

224.1 \$619,000 the first year is from the trust fund  
224.2 to the commissioner of natural resources to  
224.3 restore native freshwater mussel assemblages  
224.4 and the ecosystem services they provide in the  
224.5 Mississippi, Cedar, and Cannon Rivers and to  
224.6 inform the public on mussels and mussel  
224.7 conservation.

224.8 **(c) Pollinator Central II: Habitat Improvement**  
224.9 **With Community Monitoring**

224.10 \$631,000 the first year is from the trust fund  
224.11 to the commissioner of natural resources for  
224.12 an agreement with Great River Greening to  
224.13 restore and enhance pollinator habitat in the  
224.14 metropolitan area to benefit pollinators and  
224.15 people and to build knowledge of the impact  
224.16 through community-based monitoring.

224.17 **(d) Preserving Minnesota's Only Ball Cactus**  
224.18 **Population**

224.19 \$103,000 the first year is from the trust fund  
224.20 to the Board of Regents of the University of  
224.21 Minnesota for the Minnesota Landscape  
224.22 Arboretum to move the only known remaining  
224.23 ball cactus population in the state from private  
224.24 to protected land and to propagate and bank  
224.25 ball cactus seeds for education and  
224.26 preservation.

224.27 **(e) Prescribed-Fire Management for Roadside**  
224.28 **Prairies - Phase II**

224.29 \$217,000 the first year is from the trust fund  
224.30 to the commissioner of transportation to  
224.31 continue to protect biodiversity and enhance  
224.32 pollinator habitat on roadsides by helping to  
224.33 create a self-sufficient prescribed-fire program  
224.34 at the Department of Transportation.

224.35 **(f) Restoring Upland Forests for Birds**

- 225.1 \$193,000 the first year is from the trust fund  
225.2 to the commissioner of natural resources for  
225.3 an agreement with the American Bird  
225.4 Conservancy to restore deciduous forest in  
225.5 partnership with Aitkin, Beltrami, and Cass  
225.6 Counties using science-based best  
225.7 management practices to rejuvenate  
225.8 noncommercial stands for focal wildlife  
225.9 species.
- 225.10 **(g) Minnesota Green Schoolyards**
- 225.11 \$250,000 the first year is from the trust fund  
225.12 to the commissioner of natural resources for  
225.13 an agreement with The Trust for Public Land  
225.14 to assess, promote, and demonstrate how  
225.15 schoolyards can be adapted to improve water,  
225.16 air, and habitat quality and to foster  
225.17 next-generation environmental stewards while  
225.18 improving health, education, and community  
225.19 outcomes.
- 225.20 **(h) Plumbing the Muddy Depths of Superior**  
225.21 **Hiking Trail**
- 225.22 \$187,000 the first year is from the trust fund  
225.23 to the commissioner of natural resources for  
225.24 an agreement with the Superior Hiking Trail  
225.25 Association to install and implement water  
225.26 management practices to prevent erosion and  
225.27 improve access to the Superior Hiking Trail.
- 225.28 **(i) Reducing Plastic Pollution with**  
225.29 **Biodegradable Erosion Control Products**
- 225.30 \$200,000 the first year is from the trust fund  
225.31 to the Agricultural Utilization Research  
225.32 Institute in partnership with the Departments  
225.33 of Transportation, Agriculture, and Natural  
225.34 Resources to demonstrate use of regionally  
225.35 grown industrial hemp to create biodegradable

226.1 alternatives to plastic-based erosion and  
226.2 sediment control products used in  
226.3 transportation construction projects.

226.4 **(j) Remote Sensing and Super-Resolution**  
226.5 **Imaging of Microplastics**

226.6 \$309,000 the first year is from the trust fund  
226.7 to the Board of Regents of the University of  
226.8 Minnesota, St. Anthony Falls Laboratory, to  
226.9 develop and test remote sensing techniques  
226.10 for cost-effective monitoring of microplastics  
226.11 in lakes, rivers, and streams as well as in  
226.12 wastewater treatment plants. This  
226.13 appropriation is available until June 30, 2025,  
226.14 by which time the project must be completed  
226.15 and final products delivered.

226.16 **(k) Woodcrest Trail Expansion**

226.17 \$16,000 the first year is from the trust fund to  
226.18 the commissioner of natural resources for an  
226.19 agreement with Foundation for Health Care  
226.20 Continuum, doing business as Country Manor  
226.21 Campus, LLC, to construct a trail for public  
226.22 recreational use on land owned by the senior  
226.23 living facility in central Minnesota.

226.24 **(l) Urban Pollinator and Native American**  
226.25 **Cultural Site Restoration**

226.26 \$213,000 the first year is from the trust fund  
226.27 to the commissioner of natural resources for  
226.28 an agreement with Friends of the Mississippi  
226.29 River to restore three urban natural areas,  
226.30 including an iconic Native American cultural  
226.31 site, to native prairie and forest with a focus  
226.32 on important pollinator and culturally  
226.33 significant native plants.

227.1 **(m) Demonstrating Real-World Economic and**  
227.2 **Soil Benefits of Cover Crops and Alternative**  
227.3 **Tillage**

227.4 \$288,000 the first year is from the trust fund  
227.5 to the commissioner of natural resources for  
227.6 an agreement with Redwood County for the  
227.7 Redwood Soil and Water Conservation District  
227.8 to increase farmer adoption of conservation  
227.9 practices by demonstrating soil improvements  
227.10 and cost savings of cover crops and alternative  
227.11 tillage compared to conventional practices on  
227.12 working farms. This appropriation is available  
227.13 until June 30, 2025, by which time the project  
227.14 must be completed and final products  
227.15 delivered.

227.16 **(n) Creating Cost-Effective Forage and**  
227.17 **Management Actions for Pollinators**

227.18 \$198,000 the first year is from the trust fund  
227.19 to the Board of Regents of the University of  
227.20 Minnesota to evaluate pollinator forage across  
227.21 time and in response to burning and mowing  
227.22 and to design an open-access web-based tool  
227.23 to share these data for land managers across  
227.24 Minnesota to inform restoration seed mix  
227.25 selection.

227.26 **(o) Shoreline Stabilization, Fishing, and ADA**  
227.27 **Improvements at Silverwood Park**

227.28 \$200,000 the first year is from the trust fund  
227.29 to the commissioner of natural resources for  
227.30 an agreement with the Three Rivers Park  
227.31 District to provide water quality improvements  
227.32 through shoreline stabilization, shoreline  
227.33 fishing improvements, and shoreline ADA  
227.34 access on the island in Silver Lake within  
227.35 Silverwood Park.

227.36 **(p) Lawns to Legumes Program - Phase II**

228.1 \$993,000 the first year is from the trust fund  
 228.2 to the Board of Water and Soil Resources to  
 228.3 provide grants, cost-sharing, and technical  
 228.4 assistance to plant residential lawns,  
 228.5 community parks, and school landscapes with  
 228.6 native vegetation and pollinator-friendly forbs  
 228.7 and legumes to protect a diversity of  
 228.8 pollinators. Notwithstanding subdivision 13,  
 228.9 paragraph (e), this appropriation may be spent  
 228.10 on pollinator plantings on lands with a  
 228.11 long-term commitment from the landowner.

228.12 **(q) Reintroducing Bison to Spring Lake Park**  
 228.13 **Reserve**

228.14 \$560,000 the first year is from the trust fund  
 228.15 to the commissioner of natural resources for  
 228.16 an agreement with Dakota County, in  
 228.17 partnership with the Minnesota Bison  
 228.18 Conservation Herd, to establish the holding  
 228.19 facilities and infrastructure needed to  
 228.20 reintroduce American plains bison (*Bison*  
 228.21 *bison*) to improve the resiliency and  
 228.22 biodiversity of the prairie at Spring Lake Park  
 228.23 Reserve.

228.24 **(r) Elm Creek Habitat Restoration Final Phase**

228.25 \$521,000 the first year is from the trust fund  
 228.26 to the commissioner of natural resources for  
 228.27 an agreement with the city of Champlin to  
 228.28 conduct habitat and stream restoration in Elm  
 228.29 Creek upstream of Mill Ponds.

228.30 **Subd. 9. Land Acquisition for Habitat and**  
 228.31 **Recreation**

32,062,000

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228.32 **(a) Perham to Pelican Rapids Regional Trail**  
 228.33 **(McDonald Segment)**

228.34 \$2,245,000 the first year is from the trust fund  
 228.35 to the commissioner of natural resources for

- 229.1 an agreement with Otter Tail County to  
229.2 construct the McDonald Segment of the  
229.3 Perham to Pelican Rapids Regional Trail to  
229.4 connect the cities of Perham and Pelican  
229.5 Rapids to Maplewood State Park.
- 229.6 **(b) Mesabi Trail CSAH 88 to Ely**
- 229.7 \$1,650,000 the first year is from the trust fund  
229.8 to the commissioner of natural resources for  
229.9 an agreement with the St. Louis and Lake  
229.10 Counties Regional Railroad Authority to  
229.11 acquire, engineer, and construct a segment of  
229.12 the Mesabi Trail beginning at the intersection  
229.13 of County State-Aid Highway 88 toward Ely.
- 229.14 **(c) Southwest Minnesota Single-Track Trail**
- 229.15 \$190,000 the first year is from the trust fund  
229.16 to the commissioner of natural resources for  
229.17 an agreement with Jackson County to create  
229.18 a single-track mountain bike trail and expand  
229.19 an associated parking lot in Belmont County  
229.20 Park to address a lack of opportunity for this  
229.21 kind of outdoor recreation in southwest  
229.22 Minnesota.
- 229.23 **(d) Local Parks, Trails, and Natural Areas**  
229.24 **Grant Programs**
- 229.25 \$2,250,000 the first year is from the trust fund  
229.26 to the commissioner of natural resources to  
229.27 solicit and rank applications for and fund  
229.28 competitive matching grants for local parks,  
229.29 trail connections, and natural and scenic areas  
229.30 under Minnesota Statutes, section 85.019.  
229.31 Priority must be given to funding projects in  
229.32 the metropolitan area or in other areas of  
229.33 southern Minnesota. For purposes of this  
229.34 paragraph, southern Minnesota is defined as  
229.35 the area of the state south of and including St.

- 230.1 Cloud. This appropriation is for local  
230.2 nature-based recreation, connections to  
230.3 regional and state natural areas, and recreation  
230.4 facilities and may not be used for athletic  
230.5 facilities such as sport fields, courts, and  
230.6 playgrounds.
- 230.7 **(e) Metropolitan Regional Parks System Land**  
230.8 **Acquisition - Phase VII**
- 230.9 \$2,250,000 the first year is from the trust fund  
230.10 to the Metropolitan Council for grants to  
230.11 acquire land within the approved park  
230.12 boundaries of the metropolitan regional park  
230.13 system. This appropriation must be matched  
230.14 by an equal amount from a combination of  
230.15 Metropolitan Council and local agency funds.
- 230.16 **(f) Sauk Rapids Lions Park Riverfront**  
230.17 **Improvements**
- 230.18 \$463,000 the first year is from the trust fund  
230.19 to the commissioner of natural resources for  
230.20 an agreement with the city of Sauk Rapids to  
230.21 design and construct a second phase of  
230.22 upgrades to Lions and Southside Parks  
230.23 including trails, lighting, riverbank restoration,  
230.24 and a canoe and kayak launch to enhance  
230.25 access to the Mississippi River.
- 230.26 **(g) City of Brainerd - Mississippi Landing**  
230.27 **Trailhead**
- 230.28 \$2,850,000 the first year is from the trust fund  
230.29 to the commissioner of natural resources for  
230.30 an agreement with the city of Brainerd to  
230.31 design and construct Mississippi Landing  
230.32 Trailhead Park to help connect residents and  
230.33 visitors to the Mississippi River through  
230.34 recreation, education, and restoration.

231.1 **(h) Native Prairie Stewardship and Prairie Bank**  
231.2 **Easement Acquisition**

231.3 \$1,341,000 the first year is from the trust fund  
231.4 to the commissioner of natural resources to  
231.5 provide technical stewardship assistance to  
231.6 private landowners, restore and enhance native  
231.7 prairie protected by easements in the native  
231.8 prairie bank, and acquire easements for the  
231.9 native prairie bank in accordance with  
231.10 Minnesota Statutes, section 84.96, including  
231.11 preparing initial baseline property assessments.  
231.12 Up to \$60,000 of this appropriation may be  
231.13 deposited in the natural resources conservation  
231.14 easement stewardship account created in  
231.15 Minnesota Statutes, section 84.69, proportional  
231.16 to the number of easement acres acquired.

231.17 **(i) Moose Lake - Trunk Highway 73 Trail**

231.18 \$330,000 the first year is from the trust fund  
231.19 to the commissioner of natural resources for  
231.20 an agreement with the city of Moose Lake to  
231.21 design and construct a nonmotorized  
231.22 recreational trail in an off-street pedestrian  
231.23 corridor along Highway 73 to connect to  
231.24 several existing regional trails in the Moose  
231.25 Lake area.

231.26 **(j) SNA Acquisition, Restoration,**  
231.27 **Citizen-Science, and Outreach**

231.28 \$3,336,000 the first year is from the trust fund  
231.29 to the commissioner of natural resources for  
231.30 the scientific and natural areas (SNA) program  
231.31 to restore, improve, and enhance wildlife  
231.32 habitat on SNAs; increase public involvement  
231.33 and outreach; and strategically acquire lands  
231.34 that meet criteria for SNAs under Minnesota  
231.35 Statutes, section 86A.05, from willing sellers.

232.1 **(k) Precision Acquisition for Restoration,**  
 232.2 **Groundwater Recharge, and Habitat**

232.3 \$467,000 the first year is from the trust fund  
 232.4 to the commissioner of natural resources for  
 232.5 an agreement with the Shell Rock River  
 232.6 Watershed District to acquire and restore to  
 232.7 wetland a key parcel of land to reduce  
 232.8 downstream flooding while providing water  
 232.9 storage, groundwater recharge, nutrient  
 232.10 reduction, and pollinator and wildlife habitat.

232.11 **(l) Lake Brophy Single-Track Trail Expansion**

232.12 \$100,000 the first year is from the trust fund  
 232.13 to the commissioner of natural resources for  
 232.14 an agreement with Douglas County in  
 232.15 partnership with the Big Ole Bike Club to  
 232.16 design and build new expert single-track  
 232.17 segments and an asphalt pump track for the  
 232.18 existing trail system at Lake Brophy Park to  
 232.19 improve outdoor recreation experiences in  
 232.20 west-central Minnesota.

232.21 **(m) Veterans on the Lake**

232.22 \$553,000 the first year is from the trust fund  
 232.23 to the commissioner of natural resources for  
 232.24 an agreement with Lake County for Veterans  
 232.25 on the Lake to conduct accessibility upgrades  
 232.26 to Veterans on the Lake's existing trails,  
 232.27 roadway, and buildings to improve access to  
 232.28 the wilderness and outdoor recreation for  
 232.29 disabled American veterans.

232.30 **(n) Crane Lake Voyageurs National Park Visitor**  
 232.31 **Center - Continuation**

232.32 \$2,700,000 the first year is from the trust fund  
 232.33 to the commissioner of natural resources for  
 232.34 an agreement with the city of Crane Lake to  
 232.35 design and construct an approximate 4,500 to

233.1 7,000 square-foot visitor center building to  
233.2 serve as an access point to Voyageurs National  
233.3 Park. A fiscal agent or fiscal management plan  
233.4 must be approved in the work plan before any  
233.5 trust fund money is spent. A copy of a  
233.6 resolution or other documentation of the city's  
233.7 commitment to fund operations of the visitor  
233.8 center must be included in the work plan  
233.9 submitted to the Legislative-Citizen  
233.10 Commission on Minnesota Resources.

233.11 **(o) Brookston Campground, Boat Launch, and**  
233.12 **Outdoor Recreational Facility Planning**

233.13 \$425,000 the first year is from the trust fund  
233.14 to the commissioner of natural resources for  
233.15 an agreement with the city of Brookston to  
233.16 design a campground, boat launch, and  
233.17 outdoor recreation area on the banks of the St.  
233.18 Louis River in northeastern Minnesota. A  
233.19 fiscal agent must be approved in the work plan  
233.20 before any trust fund dollars are spent.

233.21 **(p) Moose and Seven Beaver Multiuse Trails**  
233.22 **Upgrade**

233.23 \$900,000 the first year is from the trust fund  
233.24 to the commissioner of natural resources for  
233.25 an agreement with the city of Hoyt Lakes, in  
233.26 partnership with the Ranger Snowmobile and  
233.27 ATV Club, to design and construct upgrades  
233.28 and extensions to the Moose and Seven Beaver  
233.29 multiuse trails to enhance access for recreation  
233.30 use and connect to regional trails.

233.31 **(q) Above the Falls Regional Park Acquisition**

233.32 \$950,000 the first year is from the trust fund  
233.33 to the commissioner of natural resources for  
233.34 an agreement with the Minneapolis Parks and  
233.35 Recreation Board to develop a restoration plan

234.1 and acquire approximately 3.25 acres of  
234.2 industrial land for public access and habitat  
234.3 connectivity along the Mississippi River as  
234.4 part of Above the Falls Regional Park.

234.5 **(r) Silver Lake Trail Improvement Project**

234.6 \$1,071,000 the first year is from the trust fund  
234.7 to the commissioner of natural resources for  
234.8 an agreement with the city of Virginia to  
234.9 reconstruct and renovate the walking trail  
234.10 around Silver Lake to allow safe multimodal  
234.11 transportation between schools, parks,  
234.12 community recreation facilities, and other  
234.13 community activity centers in downtown  
234.14 Virginia.

234.15 **(s) Minnesota State Trails Development**

234.16 \$4,266,000 the first year is from the trust fund  
234.17 to the commissioner of natural resources to  
234.18 expand recreational opportunities on  
234.19 Minnesota state trails by rehabilitating and  
234.20 enhancing existing state trails and replacing  
234.21 or repairing existing state trail bridges. Priority  
234.22 must be given to funding projects in the  
234.23 metropolitan area or in other areas of southern  
234.24 Minnesota. For purposes of this paragraph,  
234.25 southern Minnesota is defined as the area of  
234.26 the state south of and including St. Cloud.

234.27 **(t) Highbanks Ravine Bat Hibernaculum Project**

234.28 \$825,000 the first year is from the trust fund  
234.29 to the commissioner of natural resources for  
234.30 an agreement with the city of St. Cloud to  
234.31 reroute and upgrade an existing stormwater  
234.32 system in the Highbanks Ravine area to  
234.33 improve an existing bat hibernaculum, reduce

235.1 erosion, and create additional green space for  
 235.2 wildlife habitat.

235.3 **(u) State Parks and State Trails Inholdings**

235.4 \$2,560,000 the first year is from the trust fund  
 235.5 to the commissioner of natural resources to  
 235.6 acquire high-priority inholdings from willing  
 235.7 sellers within the legislatively authorized  
 235.8 boundaries of state parks, recreation areas, and  
 235.9 trails to protect Minnesota's natural heritage,  
 235.10 enhance outdoor recreation, and improve the  
 235.11 efficiency of public land management.

235.12 **(v) Accessible Fishing Piers and Shore Fishing**  
 235.13 **Areas**

235.14 \$340,000 the first year is from the trust fund  
 235.15 to the commissioner of natural resources to  
 235.16 provide accessible fishing piers and develop  
 235.17 shore fishing sites to serve new angling  
 235.18 communities, underserved populations, and  
 235.19 anglers with disabilities.

235.20 **Subd. 10. Administrative and Emerging Issues** 2,120,000 -0-

235.21 **(a) Contract Agreement Reimbursement**

235.22 \$135,000 the first year is from the trust fund  
 235.23 to the commissioner of natural resources, at  
 235.24 the direction of the Legislative-Citizen  
 235.25 Commission on Minnesota Resources, for  
 235.26 expenses incurred in preparing and  
 235.27 administering contracts for the agreements  
 235.28 specified in this section. The commissioner  
 235.29 must provide documentation to the  
 235.30 Legislative-Citizen Commission on Minnesota  
 235.31 Resources on the expenditure of these funds.

235.32 **(b) Legislative-Citizen Commission on**  
 235.33 **Minnesota Resources (LCCMR) Administration**

236.1 \$1,750,000 the first year is from the trust fund  
236.2 to the Legislative-Citizen Commission on  
236.3 Minnesota Resources for administration in  
236.4 fiscal years 2022 and 2023 as provided in  
236.5 Minnesota Statutes, section 116P.09,  
236.6 subdivision 5. This appropriation is available  
236.7 until June 30, 2023. Notwithstanding  
236.8 Minnesota Statutes, section 116P.11,  
236.9 paragraph (b), Minnesota Statutes, section  
236.10 16A.281, applies to this appropriation.

236.11 **(c) Emerging Issues Account**

236.12 \$233,000 the first year is from the trust fund  
236.13 to an emerging issues account authorized in  
236.14 Minnesota Statutes, section 116P.08,  
236.15 subdivision 4, paragraph (d).

236.16 **(d) Legislative Coordinating Commission (LCC)**  
236.17 **Administration**

236.18 \$2,000 the first year is from the trust fund to  
236.19 the Legislative Coordinating Commission for  
236.20 the website required in Minnesota Statutes,  
236.21 section 3.303, subdivision 10.

236.22 **Subd. 11. Availability of Appropriations**

236.23 Money appropriated in this section may not  
236.24 be spent on activities unless they are directly  
236.25 related to and necessary for a specific  
236.26 appropriation and are specified in the work  
236.27 plan approved by the Legislative-Citizen  
236.28 Commission on Minnesota Resources. Money  
236.29 appropriated in this section must not be spent  
236.30 on indirect costs or other institutional overhead  
236.31 charges that are not directly related to and  
236.32 necessary for a specific appropriation. Costs  
236.33 that are directly related to and necessary for  
236.34 an appropriation, including financial services,  
236.35 human resources, information services, rent,

237.1 and utilities, are eligible only if the costs can  
237.2 be clearly justified and individually  
237.3 documented specific to the appropriation's  
237.4 purpose and would not be generated by the  
237.5 recipient but for receipt of the appropriation.  
237.6 No broad allocations for costs in either dollars  
237.7 or percentages are allowed. Unless otherwise  
237.8 provided, the amounts in this section are  
237.9 available until June 30, 2024, when projects  
237.10 must be completed and final products  
237.11 delivered. For acquisition of real property, the  
237.12 appropriations in this section are available for  
237.13 an additional fiscal year if a binding contract  
237.14 for acquisition of the real property is entered  
237.15 into before the expiration date of the  
237.16 appropriation. If a project receives a federal  
237.17 grant, the period of the appropriation is  
237.18 extended to equal the federal grant period.  
237.19 **Subd. 12. Data Availability Requirements**  
237.20 Data collected by the projects funded under  
237.21 this section must conform to guidelines and  
237.22 standards adopted by Minnesota IT Services.  
237.23 Spatial data must also conform to additional  
237.24 guidelines and standards designed to support  
237.25 data coordination and distribution that have  
237.26 been published by the Minnesota Geospatial  
237.27 Information Office. Descriptions of spatial  
237.28 data must be prepared as specified in the state's  
237.29 geographic metadata guideline and must be  
237.30 submitted to the Minnesota Geospatial  
237.31 Information Office. All data must be  
237.32 accessible and free to the public unless made  
237.33 private under the Data Practices Act,  
237.34 Minnesota Statutes, chapter 13. To the extent  
237.35 practicable, summary data and results of

238.1 projects funded under this section should be  
238.2 readily accessible on the Internet and  
238.3 identified as having received funding from the  
238.4 environment and natural resources trust fund.

238.5 **Subd. 13. Project Requirements**

238.6 (a) As a condition of accepting an  
238.7 appropriation under this section, an agency or  
238.8 entity receiving an appropriation or a party to  
238.9 an agreement from an appropriation must  
238.10 comply with paragraphs (b) to (l) and  
238.11 Minnesota Statutes, chapter 116P, and must  
238.12 submit a work plan and annual or semiannual  
238.13 progress reports in the form determined by the  
238.14 Legislative-Citizen Commission on Minnesota  
238.15 Resources for any project funded in whole or  
238.16 in part with funds from the appropriation.

238.17 Modifications to the approved work plan and  
238.18 budget expenditures must be made through  
238.19 the amendment process established by the  
238.20 Legislative-Citizen Commission on Minnesota  
238.21 Resources.

238.22 (b) A recipient of money appropriated in this  
238.23 section that conducts a restoration using funds  
238.24 appropriated in this section must use native  
238.25 plant species according to the Board of Water  
238.26 and Soil Resources' native vegetation  
238.27 establishment and enhancement guidelines  
238.28 and include an appropriate diversity of native  
238.29 species selected to provide habitat for  
238.30 pollinators throughout the growing season as  
238.31 required under Minnesota Statutes, section  
238.32 84.973.

238.33 (c) For all restorations conducted with money  
238.34 appropriated under this section, a recipient  
238.35 must prepare an ecological restoration and

239.1 management plan that, to the degree  
239.2 practicable, is consistent with the  
239.3 highest-quality conservation and ecological  
239.4 goals for the restoration site. Consideration  
239.5 should be given to soil, geology, topography,  
239.6 and other relevant factors that would provide  
239.7 the best chance for long-term success and  
239.8 durability of the restoration project. The plan  
239.9 must include the proposed timetable for  
239.10 implementing the restoration, including site  
239.11 preparation, establishment of diverse plant  
239.12 species, maintenance, and additional  
239.13 enhancement to establish the restoration;  
239.14 identify long-term maintenance and  
239.15 management needs of the restoration and how  
239.16 the maintenance, management, and  
239.17 enhancement will be financed; and take  
239.18 advantage of the best-available science and  
239.19 include innovative techniques to achieve the  
239.20 best restoration.

239.21 (d) An entity receiving an appropriation in this  
239.22 section for restoration activities must provide  
239.23 an initial restoration evaluation at the  
239.24 completion of the appropriation and an  
239.25 evaluation three years after the completion of  
239.26 the expenditure. Restorations must be  
239.27 evaluated relative to the stated goals and  
239.28 standards in the restoration plan, current  
239.29 science, and, when applicable, the Board of  
239.30 Water and Soil Resources' native vegetation  
239.31 establishment and enhancement guidelines.  
239.32 The evaluation must determine whether the  
239.33 restorations are meeting planned goals,  
239.34 identify any problems with implementing the  
239.35 restorations, and, if necessary, give  
239.36 recommendations on improving restorations.

240.1 The evaluation must be focused on improving  
240.2 future restorations.

240.3 (e) All restoration and enhancement projects  
240.4 funded with money appropriated in this section  
240.5 must be on land permanently protected by a  
240.6 conservation easement or public ownership.

240.7 (f) A recipient of money from an appropriation  
240.8 under this section must give consideration to  
240.9 contracting with Conservation Corps  
240.10 Minnesota for contract restoration and  
240.11 enhancement services.

240.12 (g) All conservation easements acquired with  
240.13 money appropriated under this section must:

240.14 (1) be permanent;

240.15 (2) specify the parties to an easement in the  
240.16 easement;

240.17 (3) specify all provisions of an agreement that  
240.18 are permanent;

240.19 (4) be sent to the Legislative-Citizen  
240.20 Commission on Minnesota Resources in an  
240.21 electronic format at least ten business days  
240.22 before closing;

240.23 (5) include a long-term monitoring and  
240.24 enforcement plan and funding for monitoring  
240.25 and enforcing the easement agreement; and

240.26 (6) include requirements in the easement  
240.27 document to protect the quantity and quality  
240.28 of groundwater and surface water through  
240.29 specific activities such as keeping water on  
240.30 the landscape, reducing nutrient and  
240.31 contaminant loading, and not permitting  
240.32 artificial hydrological modifications.

241.1 (h) For any acquisition of lands or interest in  
241.2 lands, a recipient of money appropriated under  
241.3 this section must not agree to pay more than  
241.4 100 percent of the appraised value for a parcel  
241.5 of land using this money to complete the  
241.6 purchase, in part or in whole, except that up  
241.7 to ten percent above the appraised value may  
241.8 be allowed to complete the purchase, in part  
241.9 or in whole, using this money if permission is  
241.10 received in advance of the purchase from the  
241.11 Legislative-Citizen Commission on Minnesota  
241.12 Resources.

241.13 (i) For any acquisition of land or interest in  
241.14 land, a recipient of money appropriated under  
241.15 this section must give priority to high-quality  
241.16 natural resources or conservation lands that  
241.17 provide natural buffers to water resources.

241.18 (j) For new lands acquired with money  
241.19 appropriated under this section, a recipient  
241.20 must prepare an ecological restoration and  
241.21 management plan in compliance with  
241.22 paragraph (c), including sufficient funding for  
241.23 implementation unless the work plan addresses  
241.24 why a portion of the money is not necessary  
241.25 to achieve a high-quality restoration.

241.26 (k) To ensure public accountability for using  
241.27 public funds, a recipient of money  
241.28 appropriated under this section must, within  
241.29 60 days of the transaction, provide to the  
241.30 Legislative-Citizen Commission on Minnesota  
241.31 Resources documentation of the selection  
241.32 process used to identify parcels acquired and  
241.33 provide documentation of all related  
241.34 transaction costs, including but not limited to  
241.35 appraisals, legal fees, recording fees,

242.1 commissions, other similar costs, and  
242.2 donations. This information must be provided  
242.3 for all parties involved in the transaction. The  
242.4 recipient must also report to the  
242.5 Legislative-Citizen Commission on Minnesota  
242.6 Resources any difference between the  
242.7 acquisition amount paid to the seller and the  
242.8 state-certified or state-reviewed appraisal, if  
242.9 a state-certified or state-reviewed appraisal  
242.10 was conducted.

242.11 (l) A recipient of an appropriation from the  
242.12 trust fund under this section must acknowledge  
242.13 financial support from the environment and  
242.14 natural resources trust fund in project  
242.15 publications, signage, and other public  
242.16 communications and outreach related to work  
242.17 completed using the appropriation.

242.18 Acknowledgment may occur, as appropriate,  
242.19 through use of the trust fund logo or inclusion  
242.20 of language attributing support from the trust  
242.21 fund. Each direct recipient of money  
242.22 appropriated in this section, as well as each  
242.23 recipient of a grant awarded pursuant to this  
242.24 section, must satisfy all reporting and other  
242.25 requirements incumbent upon constitutionally  
242.26 dedicated funding recipients as provided in  
242.27 Minnesota Statutes, section 3.303, subdivision  
242.28 10, and chapter 116P.

242.29 **Subd. 14. Payment Conditions and**  
242.30 **Capital-Equipment Expenditures**

242.31 (a) All agreements, grants, or contracts  
242.32 referred to in this section must be administered  
242.33 on a reimbursement basis unless otherwise  
242.34 provided in this section. Notwithstanding  
242.35 Minnesota Statutes, section 16A.41,

243.1 expenditures made on or after July 1, 2021,  
243.2 or the date the work plan is approved,  
243.3 whichever is later, are eligible for  
243.4 reimbursement unless otherwise provided in  
243.5 this section. Periodic payments must be made  
243.6 upon receiving documentation that the  
243.7 deliverable items articulated in the approved  
243.8 work plan have been achieved, including  
243.9 partial achievements as evidenced by approved  
243.10 progress reports. Reasonable amounts may be  
243.11 advanced to projects to accommodate  
243.12 cash-flow needs or match federal money. The  
243.13 advances must be approved as part of the work  
243.14 plan. No expenditures for capital equipment  
243.15 are allowed unless expressly authorized in the  
243.16 project work plan.

243.17 (b) Single-source contracts as specified in the  
243.18 approved work plan are allowed.

243.19 **Subd. 15. Purchasing Recycled and Recyclable**  
243.20 **Materials**

243.21 A political subdivision, public or private  
243.22 corporation, or other entity that receives an  
243.23 appropriation under this section must use the  
243.24 appropriation in compliance with Minnesota  
243.25 Statutes, section 16C.0725, regarding  
243.26 purchasing recycled, repairable, and durable  
243.27 materials and Minnesota Statutes, section  
243.28 16C.073, regarding purchasing and using  
243.29 paper stock and printing.

243.30 **Subd. 16. Energy Conservation and Sustainable**  
243.31 **Building Guidelines**

243.32 A recipient to whom an appropriation is made  
243.33 under this section for a capital improvement  
243.34 project must ensure that the project complies  
243.35 with the applicable energy conservation and

244.1 sustainable building guidelines and standards  
244.2 contained in law, including Minnesota  
244.3 Statutes, sections 16B.325, 216C.19, and  
244.4 216C.20, and rules adopted under those  
244.5 sections. The recipient may use the energy  
244.6 planning, advocacy, and State Energy Office  
244.7 units of the Department of Commerce to  
244.8 obtain information and technical assistance  
244.9 on energy conservation and alternative-energy  
244.10 development relating to planning and  
244.11 constructing the capital improvement project.

244.12 **Subd. 17. Accessibility**

244.13 Structural and nonstructural facilities must  
244.14 meet the design standards in the Americans  
244.15 with Disabilities Act (ADA) accessibility  
244.16 guidelines.

244.17 **Subd. 18. Carryforward; Extension**

244.18 (a) Notwithstanding Minnesota Statutes,  
244.19 section 16A.28, or any other law to the  
244.20 contrary, the availability of any appropriation  
244.21 or grant of money from the environment and  
244.22 natural resources trust fund that would  
244.23 otherwise cancel, lapse, or expire on June 30,  
244.24 2021, is extended to June 30, 2022, if the  
244.25 recipient or grantee does both of the following:

244.26 (1) by April 30, 2021, notifies the  
244.27 Legislative-Citizen Commission on Minnesota  
244.28 Resources in the manner specified by the  
244.29 commission that the recipient or grantee  
244.30 intends to avail itself of the extension available  
244.31 under this section; and

244.32 (2) modifies the applicable work plan where  
244.33 required by Minnesota Statutes, section  
244.34 116P.05, subdivision 2, in accordance with

245.1 the work plan amendment procedures adopted  
 245.2 under that section.

245.3 (b) The commission must notify the  
 245.4 commissioner of management and budget and  
 245.5 the commissioner of natural resources of any  
 245.6 extension granted under this section.

245.7 **EFFECTIVE DATE.** Subdivision 18 is effective the day following final enactment."

245.8 Delete the title and insert:

245.9 "A bill for an act

245.10 relating to state government; appropriating money for environment and natural  
 245.11 resources and tourism; modifying fees and programs; creating accounts; authorizing  
 245.12 sales and conveyances of certain state land; modifying forestry provisions;  
 245.13 modifying game and fish laws; modifying water law; modifying natural resource  
 245.14 and environment provisions; requiring reports; making technical corrections;  
 245.15 amending Minnesota Statutes 2020, sections 17.4982, subdivisions 6, 8, 9, 12, by  
 245.16 adding subdivisions; 17.4985, subdivisions 2, 3, 5; 17.4986, subdivisions 2, 4;  
 245.17 17.4991, subdivision 3; 17.4992, subdivision 2; 17.4993, subdivision 1; 84.027,  
 245.18 subdivisions 13a, 18, by adding a subdivision; 84.415, by adding a subdivision;  
 245.19 84.63; 84.631; 84.82, subdivisions 1a, 7a; 84.92, subdivision 8; 84.943, subdivisions  
 245.20 3, 5; 84.944, subdivision 1; 84.946, subdivision 4; 84D.02, subdivision 3; 84D.11,  
 245.21 subdivision 1a; 85.052, subdivisions 1, 2, 6; 85.053, subdivision 2, by adding a  
 245.22 subdivision; 85.054, subdivision 1; 85.43; 89.021, by adding a subdivision; 89.17;  
 245.23 92.50, by adding a subdivision; 92.502; 97A.015, subdivision 29; 97A.075,  
 245.24 subdivisions 1, 7; 97A.126, by adding a subdivision; 97A.137, subdivision 5;  
 245.25 97A.401, subdivision 1, by adding a subdivision; 97A.421, subdivision 1, by  
 245.26 adding a subdivision; 97A.475, subdivisions 2, 3, 3a, 4; 97A.505, subdivision 3b;  
 245.27 97B.022, by adding a subdivision; 97B.036; 97B.055, subdivision 2; 97B.071;  
 245.28 97B.086; 97B.311; 97B.415; 97B.715, subdivision 1; 97B.801; 97B.811,  
 245.29 subdivision 4a; 97C.005, subdivision 3; 97C.081, subdivisions 3, 3a; 97C.211,  
 245.30 subdivision 2a; 97C.342, subdivision 2; 97C.515, subdivision 2; 97C.805,  
 245.31 subdivision 2; 97C.836; 103A.212; 103C.315, subdivision 4; 103G.223; 103G.271,  
 245.32 subdivisions 4a, 7, by adding subdivisions; 103G.287, subdivisions 4, 5; 103G.289;  
 245.33 103G.401; 115.03, subdivision 1; 115.455; 115.77, subdivision 1; 115.84,  
 245.34 subdivisions 2, 3; 115A.03, subdivisions 25, 25d, 27, 28, 34, 35, 36, by adding  
 245.35 subdivisions; 115A.565, subdivision 1; 115B.40, subdivision 1; 115B.412,  
 245.36 subdivision 9; 116.03, subdivision 2b; 116.06, subdivision 22; 116.07, subdivisions  
 245.37 2, 4d, 7, by adding a subdivision; 116.155, by adding a subdivision; 116D.04,  
 245.38 subdivision 2a; 116G.07, by adding a subdivision; 116G.15, by adding a  
 245.39 subdivision; 127A.353, subdivision 4; 282.08; Laws 2016, chapter 154, sections  
 245.40 16; 48; Laws 2016, chapter 186, section 2, subdivision 9, as amended; Laws 2017,  
 245.41 chapter 96, section 2, subdivision 9, as amended; Laws 2018, chapter 214, article  
 245.42 4, section 2, subdivision 6; Laws 2019, First Special Session chapter 4, article 1,  
 245.43 section 2, subdivision 9; article 3, section 109, as amended; proposing coding for  
 245.44 new law in Minnesota Statutes, chapters 11A; 84; 92; 103F; 103G; 115A; 115B;  
 245.45 repealing Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507;  
 245.46 85.054, subdivision 19; 97C.515, subdivisions 4, 5; Laws 2013, chapter 121,  
 245.47 section 53; Minnesota Rules, part 6232.0350."